## 264-1077

AGENCY Office of Pesticide Programs Registration Division (7505P) Ariel Rios Building 1200 Pennsylvania Ave., NW Washington, D.C. 20460	EPA Registration. Number: 264-1077	Date of Issuance: FEB 0 2 2012
NOTICE OF PESTICIDE: _x_Registration	Term of Issuance: Conditional	
Reregistration (under FIFRA, as amended)	Name of Pesticide Product: FluopyramTechnical	
Bayer Cropscience LP 2 T.W. Alexander Drive Research Triangle Park, NC 27709 Note: Changes in labeling differing in substance from that accepted in connection wit the Registration Division prior to use of the label in commerce. In any correspondence registration number. On the basis of information furnished by the registrant, the above named pesticide is H Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed the Agency. In order to protect health and the environment, the Administrator, on his registration of a pesticide in accordance with the Act. The acceptance of any name in Act is not to be construed as giving the registrant a right to exclusive use of the name This product is conditionally registered in accordance with	e on this product always refer hereby registered/reregistered as an endorsement or recomm motion, may at any time susp connection with the registrati or to its use if it has been cove	under the Federal and the federal and the federal and the federal and the federal and the federal and the federal and the federal and the federal and the federal and the fede
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1. Submit/cite all data required for the registration/ rereg Agency requires all registrants of similar products to sub- responses required for reregistration of your product under	nit data; and submit	oduct when the
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<ul> <li>that you:</li> <li>1. Submit/cite all data required for the registration/ rereg Agency requires all registrants of similar products to subr responses required for reregistration of your product under</li> <li>2. Make the following label changes:</li> <li>(a) Change the EPA Registration Number to 264-1077</li> </ul> Signature of Approving Official:	nit data; and submit	oduct when the

2/2/2012

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EPA Form 8570-6

Continued from first page

EPA Registration. Number 264-1077

- 3. Make the following label changes:
  - a. On page 1, place a space between the last sentence under the "Precautionary Statements" and the "Personal Protective Equipment" heading.
  - b. On page 1, add "User Safety Requirements" heading above "Follow manufacturer's instructions....." Please ensure this section is separated from PPE by inserting a space.
  - c. On pages 1, 2, and 3, please ensure the title headings are consistent in font size and casing.

4. Submit one (1) copy of the revised final printed label before the product is released for shipment.

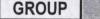
If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records. If you have any questions, contact Lisa Jones of my team at (703) 308-9424 or jones.lisa@epa.gov.

Sincerely,

Shaja B. Joyner Product Manager (20) Fungicide Branch Registration Division (7504P)

Enclosure: Stamped copy of label Product chemistry review dated December 5, 2011 Acute toxicity review dated December 7, 2009 Drinking water assessment July 8, 2011 Ecorisk assessment dated August 29, 2011 Human health risk assessment dated November 23, 2011



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EPA Est. No.

FUNGICIDE

# **FLUOPYRAM** Technical

#### FOR FORMULATION PURPOSES ONLY

Formulators who use this product are responsible for obtaining EPA supplemental distributor registration for their formulated product.

#### **ACTIVE INGREDIENT:**

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\*CAS Number 658066-35-4

EPA Reg. No. 264-1077

Total 100 %

## KEEP OUT OF REACH OF CHILDREN CAUTION

IF SWALLOWED:	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>
IF ON SKIN:	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>

NOTE TO PHYSICIAN: Treat Symptomatically.

#### PRECAUTIONARY STATEMENTS

### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

#### CAUTION

Harmful if swallowed or absorbed through skin. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

#### Personal Protective Equipment (PPE):

Formulators and other handlers must wear long sleeved shirt and long pants, shoes plus socks, and chemical-resistant gloves made of any of any waterproof material such as natural rubber  $\geq$  14 mils. (if more options are needed, follow the instructions for category A on an EPA chemical-resistance category selection chart).

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

with COMMENTS In EPA Letter Dated FEB 0 2 2012

Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No.

#### **ENVIRONMENTAL HAZARDS**

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

#### DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling

This product may be used only for formulation into a fungicide product for the uses listed below:

The following approved uses:

- 1. Apple, Cucurbits, Dried beans, Peanuts, Pistachio, Potatoes, Stone Fruit, Strawberry, Sugarbeet, Tree nuts, and Wine Grapes.
- 2. Uses for which the U.S. EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration.
- 3. Uses for experimental purposes that are in compliance with U.S. EPA requirements.

This product may be used to formulate products for specific use(s) not listed on this label only if the formulator, user group, or grower has complied with U.S. EPA requirements regarding the support of such use(s).

#### STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

**Pesticide Storage:** Store in original container and keep tightly closed when not in use. Store in a cool dry place. Avoid cross contamination with other pesticides.

**Pesticide Disposal:** Pesticide wastes may be toxic. Improper disposal of unused pesticide, spray mixture, or rinse water is a violation of federal law. If these wastes cannot be disposed of by use according to label instruction, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance in proper disposal methods.

**Container Disposal:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. After triple rinsing procedure dispose of container.

#### IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

**CONDITIONS:** The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Bayer CropScience. All such risks shall be assumed by the user or buyer.

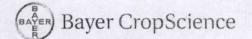
DISCLAIMER OF WARRANTIES: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer CropScience is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE SHALL NOT BE LIABLE FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

LIMITATIONS OF LIABILITY: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER CROPSCIENCE'S ELECTION, THE REPLACEMENT OF PRODUCT.

Fluopyram Technical is specially formulated and sold by Bayer CropScience LP for the control of various pathogens according to the directions on this label. The purchase price of Fluopyram Technical includes a prepaid license under which purchaser agrees to employ the purchased quantity of Fluopyram Technical only for the above-specified uses and to provide notice of the terms and conditions of this license to any subsequent purchaser. Uses of Fluopyram Technical other than those specified on this label are not licensed through the purchase of this product.

**NET CONTENTS:** 

#### PRODUCED FOR



Bayer CropScience LP P.O. Box 12014, 2 T.W. Alexander Drive Research Triangle Park, North Carolina 27709 1-866-99BAYER (1-866-992-2937)

Fluopyram Technical (PENDING) Submitted 05/16/08, Resubmitted 10/01/08, Resubmitted 03/16/2011, Resubmitted 01/30/2012