FNVIRONME	TAL PROTECTION

## U.S. ENVIRONMENTAL PROTECTION **AGENCY**

Office of Pesticide Programs Registration Division (7505P) 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460

EPA Registration No.

2724-481

Date of Issuance:

AUG 1 1 2009

**NOTICE OF PESTICIDE:** 

Registration

☑ Reregistration

(under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended)

Term of Issuance:

Unconditional

Name of Pesticide Product:

Tau-Fluvalinate Technical

Name and Address of Registrant (include ZIP Code):

Wellmark International

1100 East Woodfield Road, Suite 500

Schamburg, IL 60173

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This action is taken under the authority of section 4(g)(2)(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain the registration of your product.

Based on your response to the Reregistration Eligibility Document(s), EPA has reregistered the product listed above provided that the following changes are made to the label:

(See comments on pages 2-3)

A copy of your label stamped "Accepted with Comments" is enclosed for your records.

Signature of Approving Official:

Date:

Refer to Page 3

AUG 1 1 2009

Richard J. Gebken, Product Manager (10) Registration Division, Insecticide Branch

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), is acceptable subject to the comments listed below.

- 1. The product chemistry review completed during reregistration indicates that you may revise the signal word from "WARNING" to "CAUTION."
- 2. The acute toxicity review completed during reregistration indicates that you must re-order the FIRST AID statements. Revise the statement as follows

## "FIRST AID:

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-248-7763 for emergency medical treatment information."

3. Revise the **HAZARDS TO HUMANS AND DOMESTIC ANIMALS** statement as follows:

## "CAUTION

Harmful if swallowed. Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with eyes, skin, or clothing. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet."

4. The **STORAGE AND DISPOSAL** statement must be enclosed in a box per the guidelines of 40 CFR 156.10(i)2(ix) and PR 83-3 as follows:

## STORAGE AND DISPOSAL:

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

Pesticide Storage: text here Pesticide Disposal: text here Container Handling: text here

The **STORAGE AND DISPOSAL** statement must also be revised as follows:

"Do not contaminate water, food, or feed by storage or disposal. In case of spill or leak, ventilate area well, then soak up with soil or other absorbent material.

**Pesticide Storage:** Store in a cool dry place. Always store pesticides in the original container. Keep pesticide storage areas clean. Storage areas must be locked and secure from vandalism, with precautionary signs posted. The storage area must be dry, well-lit, and well-ventilated. Keep pesticide storage areas clean. Clean up any spills promptly."

"Pesticide Disposal: To avoid wastes, use all material in this container by formulation according to label directions. If wastes cannot be avoided, offer remaining product to a waste disposal facility or pesticide disposal program (often such programs are run by state or local governments or by industry)."

"Container Handling: Non-refillable container. Do not reuse or refill this container. Triple rinse as follows: Empty the remaining contents into formulation 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 formulation equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities."

## 5. Revise the **WARRANTY STATEMENT** as follows:

Revise the statement to include 'To the extent consistent with applicable law', at the beginning of each sentence as follows:

"To the extent consistent with applicable law, seller warrants that the chemical . . . ."

"To the extent consistent with applicable law, seller makes no other warranty . . . ."

"To the extent consistent with applicable law, buyer assumes all risks of use . . . ."

Two copies of the finished labeling must be submitted prior to releasing the product 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, you may contact Clayton T. Myers, at (703) 347-8874.

Sincerely,

Richard Gebken Product Manager 10

Insecticide Branch

Registration Division (7505P)

Kiland Cold\_

Enclosure

## **TAU-FLUVALINATE TECHNICAL**

## AN INSECTICIDE-ACARICIDE FOR MANUFACTURING USE ONLY

ACTIVE INGREDIENT:		
Tau-fluvalinate (CAS #102851-06-9)		93.7%
OTHER INGREDIENTS:		
	TOTAL	

## **WARNING**

OPEN CONTAINER IN WELL VENTILATED AREA REFER TO ANALYTICAL LABEL ON THIS DRUM FOR EXACT ANALYSIS OF THIS LOT.

NET CONTENTS Lot No.

EPA Reg. No. 2724-481 EPA Est. No.

ACCEPTED with COMMENTS In EPA Letter Dated

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

# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS WARNING

May be fatal if swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Remove contaminated clothing and wash thoroughly before reuse. Sensitive persons may temporarily experience an itching, burning sensation, with or without a rash, following exposure.

FIRST AID	
Call a poison of	control center or doctor immediately for treatment advice.
If swallowed	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told to do so by the poison control center or doctor.</li> </ul>
	<ul> <li>Do not give anything by mouth to an unconscious person.</li> </ul>
If in eyes	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> </ul>
If on skin or	Take off contaminated clothing.
clothing	Rinse skin immediately with plenty of water for 15-20 minutes.
	uct container or label with you when calling a poison control center or doctor, or ment. You may also contact 1-800-248-7763 for emergency medical treatment

[Note: First Aid statement paragraph format may be used if space is limited.]

#### **ENVIRONMENTAL HAZARDS**

This product is toxic to fish and aquatic organisms. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or public 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 Environmental Protection Agency.

## PHYSICAL AND CHEMICAL HAZARDS

Do not use or store near heat or open flame.

## **DIRECTIONS FOR USE**

Avoid hand - or sleeve-to-face exposure. Only for formulation into an insecticide for the following use(s): (1) perimeter treatments to include outdoor surfaces, containerized nursery stock, woody and herbaceous ornamentals, ant mound treatments, greenhouse application, indoor ornamentals, flower and foliage cuttings, impregnated materials for apiary disease management, and the Special Local Needs (SLN) registration for use on carrots and brassica/cole crops grown for seed in California (1); (2) uses for which US Environmental Protection Agency has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and (3) uses for experimental purposes that are in compliance with US Environmental Protection Agency requirements.

This product may be used to formulate products for specific uses not listed on the MP label if the formulator, user group, or grower has complied with US EPA data submission requirements regarding support of such uses.

## STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. In case of spill or leak, ventilate area well, then soak up with soil or other absorbent material.

**STORAGE:** Store away from direct sunlight or heat. Pesticides must be stored in a secured area away from other products, food, or feed.

**PESTICIDE DISPOSAL:** Wastes resulting from the use of tau-fluvalinate technical may be disposed of on site or at any approved waste disposal facility.

**CONTAINER DISPOSAL (Metal)**: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

#### WARRANTY AND CONDITIONS OF SALE

Seller warrants that the chemical composition of this product conforms to the chemical description on the label and is reasonably fit for the purpose stated on the label when used in accordance with directions under normal conditions of use. Seller makes no other warranty, express or implied, concerning the use of this product other than as indicated on the label. Buyer assumes all risks of use, storage, or handling of this material not in strict accordance with directions given on the label.

For information or in case of an emergency, call 1-800-248-7763

Wellmark International 1501 East Woodfield Road 200 W Schaumburg, IL 60173 Made in USA