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|---|---|-----------------------|
|  United States Environmental Protection Agency Washington, DC 20460 | <input type="checkbox"/> Registration <input checked="" type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other | OPP Identifier Number |
|---|---|-----------------------|

Application for Pesticide - Section I

| | | |
|--|--|--|
| 1. Company/Product Number 2935-320 | 2. EPA Product Manager | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) SEVIN 10 DUST | PM# | |
| 5. Name and Address of Applicant (Include ZIP Code) Wilbur-Ellis Company PO Box 1286 Fresno CA 93715 <input type="checkbox"/> Check if this is a new address | 6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____ | |

Section - II

| | |
|--|--|
| <input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below. | <input checked="" type="checkbox"/> Final printed labels in response to Agency letter dated August 13, 2003 <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below. |
|--|--|


NOTIFICATION
SEP 15 2003

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 I am sending copies of our Final Printed Label along with a notification that we have updated the Warranty Statements.

Section - III

| | | | | | |
|--|--|---|--|---|-------------------|
| 1. Material This Product Will Be Packaged In: | | | | 2. Type of Container | |
| Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input checked="" type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____ | |
| * Certification must be submitted | | If "Yes" Unit Packaging wgt. | No. per container | If "Yes" Package wgt | No. per container |
| 3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input checked="" type="checkbox"/> Container | | 4. Size(s) Retail Container 50 pounds | | 5. Location of Label Directions | |
| 6. Manner in Which Label is Affixed to Product | | | <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____ | | |

Section - IV

| | | |
|---|-------------------------------------|---|
| 1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.) | | |
| Name Linda D Pearce | Title Registration Specialist | Telephone No. (Include Area Code) 559 457-2235 |
| Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law. | | 6. Date Application Received (Stamped) |
| 2. Signature  | 3. Title Registration Specialist | |
| 4. Typed Name Linda D Pearce | 5. Date August 27, 2003 | |

2/K



July 18, 2003

C O P Y

Akiva Abramovitch, Ph. D.
Insecticide-Rodenticide Branch
Registration Division (7505C)
US EPA
1200 Pennsylvania Ave NW
Washington DC 20460

**SUBJECT: Final Printed Label/Notification, Sevin 10 Dust, EPA Reg. No. 2935-320
Your letter of August 13, 2003**

Dear Dr. Abramovitch:

I have enclosed two copies of the final printed label with all revisions made, EPA form 8570-1 that includes the Notification of updated Warranty statements, and a copy of the letter to the Notification Dept. at EPA.

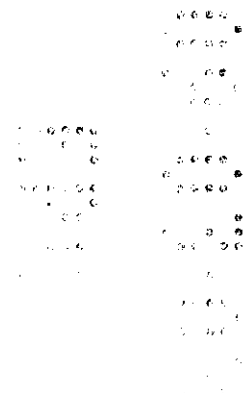
Please don't hesitate to call or e-mail me at (559) 457-2235; e-mail lpearce@wecon.com if you have any questions.

Sincerely,

WILBUR-ELLIS Company

LINDA D. PEARCE
Registration Specialist
Product Regulatory Affairs

Enclosure(s)



NOTIFICATION
 SEP 15 2003



SEVIN® 10 DUST

N-METHYL CARBAMATE

| | |
|---|---------------|
| ACTIVE INGREDIENT: | By Wt. |
| Carbaryl (1-naphthyl N-methylcarbamate) | 10% |
| INERT INGREDIENTS | <u>90%</u> |
| TOTAL | 100% |

EPA Reg. No. 2935-320

EPA Est. No. 2935-CA-1

KEEP OUT OF REACH OF CHILDREN
CAUTION
FIRST AID

Have product container or label with you when calling a poison control center or doctor, or going for treatment.

| | |
|----------------------|--|
| 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 do so by a poison control center or doctor. -Do not give anything by mouth to an unconscious person. |
|----------------------|--|

| | |
|--------------------|--|
| 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. |
|--------------------|--|

| | |
|--------------------------------|--|
| 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. |
|--------------------------------|--|

Note To Physician: Carbaryl is an N-methyl carbamate insecticide which is a cholinesterase inhibitor. Specific antidote consists of atropine. narcotics and other sedatives should not be used. Drugs like 2-PAM (pyridine-2-aldoxime methiodide) are NOT recommended.

USER SAFETY RECOMMENDATIONS

- Users should:
- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
 - Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
 - Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS

Caution: Harmful if swallowed, inhaled or absorbed through the skin. Avoid breathing dust. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash thoroughly before reuse.

PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers must wear: A) Long-sleeved shirt; B) Long pants; C) Waterproof gloves; D) Shoes plus socks.

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

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to aquatic and estuarine invertebrates. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high-water mark. Do not contaminate water by cleaning of equipment or disposal of wastes.

DO NOT ALLOW THIS PRODUCT TO DRIFT FROM THE AREA BEING TREATED.

This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification and emergency assistance. It also contains specific instructions, and exceptions pertaining to the statements on this label about personal protective equipment (PPE), notification to workers and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil or water, is; A) Coveralls; B) Waterproof gloves; C) Shoes plus socks.

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DIRECTIONS FOR USE

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

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

NOT FOR HOME USE

ALFALFA and CLOVERS: Use 15 lbs. per acre to control THRIPS, LEAFHOPPERS, THREE-CORNERED ALFALFA HOPPER, JAPANESE BEETLES, ALFALFA CATERPILLARS, ARMYWORMS, CORN EARWORMS and STINK BUGS. Do not apply within 7 days of harvest on alfalfa and clover.

ASPARAGUS Use 10 to 20 lbs. per acre to control APACHE CICADA, ASPARAGUS BEETLE, CUTWORMS. Repeat applications as necessary up to a total of 3 times prior to harvest or a total of 5 times per crop but not more than once every 3 days. Use 20 to 40 lbs. when applying to ferns or brush growth following harvest of spears. Repeat applications as necessary but not more often than once every 7 days. Do not make more than a total of 5 applications per year to spears and ferns combined.

Restrictions and Precautions (Asparagus): Do not apply more than 3.5 lbs. a.i. per acre per season on asparagus spears. Do not apply within 1 day of harvest. Do not apply more than a total of 60 lbs. per acre before harvest of spears. Do not apply more than a total of 100 lbs per acre per year.

BEANS: Use 20 lbs. per acre to control MEXICAN BEAN BEETLES, LEAFHOPPERS, BEAN LEAF BEETLES, CUCUMBER BEETLES, WESTERN BEAN CUTWORMS, FLEA BEETLES, CORN EARWORMS, ARMYWORMS, VELVET BEAN CATERPILLARS, LYGUS and STINK BUGS. Do not feed teated vines to meat or dairy animals. Do not apply within 3 days of harvest for fresh beans and 21 days of harvest for dried beans.

CORN - SWEET CORN: Use 20 lbs. per acre to control CORN EARWORM, FALL ARMYWORM, SAP BEETLES and JAPANESE BEETLES. Do not apply within 2 days of harvest of ears, within 14 days of harvest or grazing of forage, or within 48 days of harvest of fodder.

FIELD CORN and POPCORN: Do not apply within 48 days of harvest of grain and fodder, or within 14 days of harvest for forage or silage.

COTTON: Use 25 lbs. per acre to control THRIPS, FLEA BEETLE, FLEAHOPPER, LEAFWORM, BOLLWORM, FALL ARMYWORM, LEAF PERFORATOR, LEAF ROLLERS, LEAFHOPPERS, LYGUS BUGS, SALT MARSH CATERPILLAR, STINK BUGS and GRASSHOPPERS. Do not graze treated fields or feed cotton trash to dairy animals or meat animals. Do not apply within 28 days of harvest for seed or within 14 days of harvest or grazing of forage or silage.

CUCURBIT VEGETABLES (Cucumbers, Melons, Pumpkins, Squash): Use 5 to 10 lbs. to control PICKLEWORM and MELONWORM. Use 10 lbs. per acre to control CUCUMBER BEETLES, FLEA BEETLES, LEAFHOPPERS, SQUASH BUGS. Repeat applications as necessary up to a total of 8 times but not more often than once every 7 days. For optimum control of squash bugs time and application for early morning or late afternoon. **Restrictions and Precautions (Cucurbit Vegetables):** Do not apply within 3 days of harvest. Do not apply more than total of 60 lbs. per acre per crop. Observe plant response precautions.

EGGPLANTS, PEPPERS and TOMATOES: Use 20 lbs. per acre to control TOMATO FRUITWORMS, FALL ARMYWORMS, FLEA BEETLES, LEAFHOPPERS, TOMATO HORNWORMS, EUROPEAN CORN BORER, STINK BUGS, COLORADO POTATO BEETLES and LYGUS BUGS. Do not apply within 3 days of harvest.

GRAPES: Use 20 to 25 lbs. per acre to control GRAPE LEAF FOLDERS, GRAPE LEAFHOPPERS, GRAPE BERRY MOTHS and JAPANESE BEETLES. Do not apply within 7 days of harvest.

POTATOES: Use 15 to 20 lbs. per acre to control LEAFHOPPERS, FLEA BEETLES and COLO-

RADO POTATO BEETLES. Apply to foliage only. Do not apply within 7 days of harvest.

STRAWBERRIES: Use 20 lbs. per acre to control MEADOW SPITTLEBUGS and LEAFROLLERS. Do not apply within 7 days of harvest.

STORAGE AND DISPOSAL

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

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

STORAGE: Store in original container only and keep sealed. Store in closed storage areas. Use caution when moving, opening, closing or pouring.

WARRANTY STATEMENT: WILBUR-ELLIS COMPANY warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for purposes stated on such label only when used in accordance with directions under normal use conditions. It is impossible to eliminate all risks inherently associated with 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 WILBUR-ELLIS COMPANY. In no case shall WILBUR-ELLIS COMPANY be liable for consequential, special or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the Buyer. The exclusive remedy of any buyer or user of this product for any and all losses, injuries, or damages resulting from or in any way arising from the use, handling or application of this product, whether in contract, warranty, tort, negligence, strict liability or otherwise, shall not exceed the purchase price paid for this product or at WILBUR-ELLIS COMPANY'S election, the replacement of this product. WILBUR-ELLIS COMPANY MAKES NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

Sevin is a registered trademark of Bayer CropScience.

WILBUR-ELLIS logo and IDEAS TO GROW WITH are registered trademarks of WILBUR-ELLIS Company.

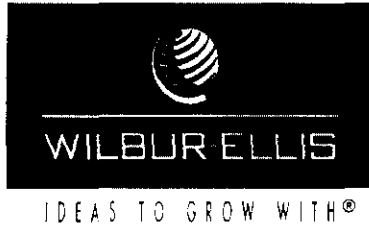
F-803

In Case of Emergency, Call CHEMTREC: (800) 424-9300

NET CONTENTS: 50 POUNDS

WILBUR-ELLIS COMPANY
P.O. BOX 16458
FRESNO CA 93755

4/15



August 26, 2003

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
US Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington D.C. 20460

SUBJECT: Notification per PR Notice 98-10: Sevin 10 Dust, EPA Reg. No. 2935-320
Updated Warranty Statements

Dear Sir or Madam:

The Warranty Statement was updated and the revision code is now F-803. The warranty statements are consistent with 40 CFR Part 156.

I have attached three copies of the label along with form 8570-1.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46 and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Please call me at (559) 457-2235 or e-mail to lpearce@wecon.com if you have any questions.

Sincerely,

WILBUR-ELLIS COMPANY

LINDA D. PEARCE
Registration Specialist,
Product Regulatory Department

Enclosure(s)

