

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

1. Company/Product Number 2935-398	2. EPA Product Manager Connie Welch	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) BT 320 DUST	PM# 21	
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"/> Final printed labels in response to Agency letter dated _____	NOTIFICATION AUG 26 2003
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.	
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.	

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Wilbur-Ellis Company has updated their Warranty Statement and will be changing the warranty statements on all labels.

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 type="checkbox"/> Container		4. Size(s) Retail Container 50 pounds		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product			<input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input checked="" 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 Pearce	Title Registration Specialist	Telephone No. (Include Area Code) 559 457-2233
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 <i>Linda Pearce</i>	3. Title Registration Specialist	
4. Typed Name Linda Pearce	5. Date August 8, 2003	

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IDEAS TO GROW WITH*

BT 320 DUST

(BACILLUS THURINGIENSIS)

NOTIFICATION

AUG 26 2003

ACTIVE INGREDIENTS:

Bacillus thuringiensis subspecies Kurstaki solids, spores and Lepidopteran active toxins	0.582%
INERT INGREDIENTS	99.418%
Total	100.00%

Potency: 145 Million Cabbage Looper Units per pound of this product.

The percent active ingredient does not indicate product performance and potency measurements are not federally standardized.

EPA Reg. No. 2935-398

EPA Est. No. 2935-CA-1

KEEP OUT OF THE REACH OF CHILDREN CAUTION

PRECAUTIONARY STATEMENTS

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

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Mixer/loaders and applicators must wear a dust/mist filtering respirator meeting NIOSH standards of at least N-95, R-95 or P-95. Repeated exposure to high concentrations of microbial proteins can cause allergic sensitization. Applicators and other handlers must wear: long-sleeved shirt and long pants, waterproof gloves, 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.

FIRST AID

Have the 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 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 Inhaled:

- Move person to fresh air.
- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.
- Call a poison control center or doctor for further 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.

USER SAFETY RECOMMENDATIONS

- Users should wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Users should 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.

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.

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) 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 4 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) Long-sleeved shirt and long pants; B) Waterproof gloves; C) Shoes plus socks.

DIRECTIONS FOR USE, continued

Apply appropriate amounts when air is calm, using ground equipment, aircraft or hand duster. Apply at first sign of infestation and repeat at weekly intervals when needed to maintain control. Good underleaf coverage is essential since the insect must ingest BT 320 Dust. After eating BT 320 Dust, some insects stop feeding but may otherwise appear to be unaffected for several days. Use the higher rates against very heavy infestations, or where it is difficult to obtain good coverage due to rank foliage. BT 320 Dust is exempt from tolerance requirements and may be applied at the use rates up to the day of harvest.

Avoiding spray drift at the application site is the responsibility of the applicator. The interaction of many equipment- and weather-related factors determine the potential for spray drift. The applicator and the grower are responsible for considering all these factors when making decisions.

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APPLICATION RATES

Thorough coverage essential when using BT 320 Dust.

CROP	PEST	LBS. PER ACRE
Broccoli	Cabbage looper	20 - 40
	Imported cabbage-worm	20 - 35
Cabbage	Cabbage looper	20 - 40
	Imported cabbage-worm	20 - 35
Cauliflower	Cabbage looper	20 - 50
	Imported cabbageworm	20 - 40
Celery	Cabbage looper	20 - 50
Collards	Cabbage looper	20 - 40
	Imported cabbageworm	20 - 35
Cotton	Tobacco budworm	25 - 50
	Cotton Bollworm	
	Cabbage looper	
Grapes	Grape Leaf Folder	20 - 50
	Start treating as soon as possible after hatching and before larvae are protected by leaf folds. Apply by ground equipment to obtain thorough coverage of leaf surfaces. For the control of OMNIVOROUS LEAF ROLLER and GRAPE LEAF FOLDER with a scheduled program of 4 to 6 applications apply 12.5 to 25 lbs. per acre for each application.	
Grapes (California)	Omnivorous Leaf Roller	20 - 50
Kale	Cabbage looper	20 - 40
	Imported cabbageworm	20 - 35
Lettuce	Cabbage looper	20 - 50
Melons	Cabbage looper	20 - 40
Mustard Greens	Cabbage looper	20 - 40
	Imported cabbageworm	20 - 35
Potatoes	Cabbage looper	20 - 40
Spinach	Cabbage looper	20 - 40
Tomatoes	Cabbage looper	20 - 40
	Tomato Hornworm	20 - 35
Turnip Greens	Imported cabbageworm	20 - 35

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.

WILBUR-ELLIS Logo® and IDEAS TO GROW WITH® are registered trademarks of WILBUR-ELLIS COMPANY.

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**IN CASE OF EMERGENCY,
CALL CHEMTREC: (800) 424-9300**

NET CONTENTS: 50 POUNDS

Manufactured in U.S.A. By:

**WILBUR-ELLIS COMPANY
P.O. Box 16458 - Fresno, CA 93755**

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. Store in cool place.

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July 18, 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: BT 320 Dust, EPA Reg. No. 2935-398

Dear Sir or Madam:

The Warranty Statement was updated and the revision code is now F-803

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)