

2935-496

9/11/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

SEP 11 2009

Ms. Sandi Escamilla  
Registration Specialist  
Wilbur-Ellis Company  
P.O. Box 1286  
Fresno, CA 93715

Re: Notification to add Alternate Brand Name: "Nubark Gold"  
EPA Reg No.: 2935-496  
Date of Submission: July 15, 2009

Dear Ms. Escamilla:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated July 15, 2009, for the above mentioned product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs

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Print Form

Please read instructions on reverse before completing form.

Form Approved OMB No. 2070-0060. Approval expires 2-28-



United States Environmental Protection Agency Washington, DC 20460

 Registration  
 Amendment  
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 2935-496	2. EPA Product Manager Mary Waller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Mancozeb Potato Seed Protectant Fungicide	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 _____	<b>NOTIFICATION</b> <b>SEP 11 2009</b>
<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.)

Submitting notification for alternate brand name. Alternate brand name is Nubark Gold. PLEASE SEE ADDITIONAL PAGE

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> Text <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container	<input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
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 Sandi Escamilla	Title Registration Specialist	Telephone No. (Include Area Code) 559-493-2108
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<b>Certification</b> 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 Sandi Escamilla		5. Date July 15, 2009		

3-2-5  
Burd a



July 15, 2009

CERTIFIED MAIL  
Return Receipt Requested  
70090080000072944819

Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave. NW  
Washington DC 20460

Subject: Notification of Alternate Brand Name  
EPA Reg. No. 2935-496

Dear Administrator:


Wilbur-Ellis Company is submitting this notification to EPA for an alternate brand name for the subject product. The alternate brand name is: Nubark Gold.

In addition to the alternate brand name, Wilbur-Ellis Company has amended the label by adding the text, "Enhanced Formula for Better Handling", to the top part of the label as noted in the attachment.

On January 21, 2008, Wilbur-Ellis Company submitted an alternate formula amendment to EPA. The alternate formula was approved in a letter dated July 9, 2008 OPPIN Decision Number D389309.

The Nubark Gold name/label and the aforementioned text addendum will be utilized for product comprising of the alternate formula.

Thank you for your attention to this matter.

Sincerely  
  
Sandi Escamilla  
Registration Specialist  
Wilbur-Ellis Company

Enclosure(s)

WILBUR-ELLIS COMPANY  
PRODUCT REGULATORY DEPARTMENT

2737 S. GOLDEN STATE BLVD. FRESNO, CALIFORNIA 93725  
P.O. BOX 1286, FRESNO, CALIFORNIA 93715  
TEL (559) 496-3350 \* FAX (559) 233-4558

Environmental Protection Agency form 8570-1 continued....

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# NUBARK® GOLD

## POTATO SEED PROTECTANT – FUNGICIDE

NOTIFICATION  
SEP 1 2009

Enhanced Formula for Better Handling

### ACTIVE INGREDIENTS:

A coordination product of zinc ion and manganese ethylene bisdithiocarbamate.....6.00%

In which the ingredients are:

Manganese.....	1.20%
Zinc.....	0.15%
Ethylene bisdithiocarbamate Ion.....	4.65%

**INERT INGREDIENTS.....94.00%**

**TOTAL.....100.00%**

EPA Reg. No. 2935-496

EPA Est No. 2935-CA-1

**POTATOES:** Nubark Gold Potato Seed Protectant Fungicide is a special fungicide formulation for application on whole or cut potato tubers to aid in the control of Fusarium Seed-Piece Decay.

Use 1 lb. Mancozeb Potato Seed Protectant Fungicide per 100 lbs of whole or cut potato seed-pieces. Apply so that the entire surface of the seed-piece is thoroughly covered by the fungicide. To avoid the breakdown of seed-pieces, treat just prior to planting.

**Do Not Use Treated Seed Potatoes For Food or Feed Purposes.**

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**CAUTION:** Harmful if swallowed, absorbed through skin or inhaled. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling.

**FIRST AID**

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

If swallowed:	<ul style="list-style-type: none"> <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 a poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
If on skin or clothing:	<ul style="list-style-type: none"> <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>
If inhaled:	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
If in eyes:	<ul style="list-style-type: none"> <li>• 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.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>

**PERSONAL PROTECTIVE EQUIPMENT (PPE)**

Applicators and other handlers must wear: A) Coveralls over long-sleeved shirt and long pants; B) Chemical-resistant gloves made out of any waterproof material; C) Shoes plus socks.

Mixers and loaders must wear: A) Coveralls over long-sleeved shirt and long pants; B) Chemical-resistant gloves made out of any waterproof material; C) Shoes plus socks; D) Protective eyewear; E) Chemical-resistant apron when mixing or loading.

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. 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 toxic to fish. Do not contaminate water by cleaning of equipment or disposal of wastes. Cover or incorporate spilled treated seed. Do not allow this product to drift into neighboring crops or use in a manner different from the label directions. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark.

**CHEMICAL OR PHYSICAL HAZARDS**

**IMPORTANT:** Keep away from fires and sparks. Store in a safe place. Do not allow to become wet or overheated in storage. This may bring on chemical changes which will impair the fungicidal effectiveness of Mancozeb and may also generate flammable vapors. Keep container closed when not in use.

**USER SAFETY RECOMMENDATIONS**

Users should: 1) Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. 2) Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. 3) 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.

**ALWAYS READ ENTIRE LABEL, USE STRICTLY IN ACCORDANCE WITH PRECAUTIONARY STATEMENTS AND DIRECTIONS, AND WITH APPLICABLE STATE AND FEDERAL REGULATIONS.**

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, 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.

**EXCEPTION:** If the product is used for seed treatment, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated. 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 over long-sleeved shirt and long pants; B) Chemical-resistant gloves made out of any waterproof material; C) Shoes plus socks; D) Protective eyewear.

**STORAGE AND DISPOSAL**

Do not contaminate water, food or feed by storage or disposal. Open dumpinr is prohibited.

**PESTICIDE STORAGE:** Store in a cool dry place. Avoid contact with the floor and with moisture.

**PESTICIDE DISPOSAL:** Pesticide or rinse water that cannot be used according to label instructions must be disposed of according to applicable Federal, State or local procedures.

**CONTAINER DISPOSAL:** Completely empty bag by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of bags in a sanitary landfill or by incineration if allowed by State and local authorities.

**GENERAL:** Consult Federal, State or Local Disposal Authorities for additional restrictions and approved alternatives.

**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 OTH. EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE

Treatment of highly mechanically damaged seed, or seed of known low vigor and poor quality, except for the purposes of curative control of existing diseases or insect pests, may result in reduced germination and/or reduction of seed and seedling vigor. Treat and conduct germination tests on a small portion of seed before committing the total seed lot to a selected chemical treatment. Due to seed quality conditions beyond the control of Wilbur-Ellis Company, no claims are made to guarantee germination of carry-over seed. WILBUR-ELLIS Logo®, IDEAS TO GROW WITH® and NUBARK® are registered trademarks of WILBUR-ELLIS Company.

F-071009

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 Fresno CA 93755

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