



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Sandi Escamilla
Registration Specialist
Wilbur-Ellis Company
2737 S. Golden State Blvd.
Fresno, CA 93725

NOV 13 2008

Subject: WIL-DRY
EPA Reg. No. 2935-535
Amendment dated July 11, 2008
EPA Decision Number 400253

Dear Ms. Escamilla,

The amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable. Enclosed please find a copy of the label stamped "Accepted". Submit one copy of the final printed label before the product is released for shipment. For future submissions, please submit five copies of the draft label (one copy high lighted noting the changes and four clean copies). Also, ensure that all font on the draft label is at least 12 point font size. If you have questions concerning this letter, please contact Shaunta Hill at 703-347-8961.

Sincerely,

A handwritten signature in cursive script that reads "Mary L. Waller".

Mary Waller
Product Manager, Team 21
Fungicide Branch
Registration Division (7505P)

Enclosure: Label stamped "Accepted"



WIL-DRY™

ACCEPTED

NOV 13 2008

Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended for the pesticide registered under EPA Reg. No. 2935-535

ACTIVE INGREDIENTS:

Copper oxychloride.....	19.36%
Basic Copper Sulfate.....	7.11%
Sulfur.....	25.00%
OTHER INGREDIENTS.....	48.53%
TOTAL.....	100.0%

EPA Reg. No. 2935-535

EPA Est. No. 2935-CA-1

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
If in Eyes:	<ul style="list-style-type: none"> • 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:	<ul style="list-style-type: none"> • 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.
EMERGENCY TELEPHONE NUMBERS: (800) 424-9300 CHEMTREC (transportation and spills); (800) 900-4044 Poison Control Center (human health); (800) 345-4735 ASPCA (animal health)	

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Causes moderate eye irritation. Avoid contact with eyes or clothing. Avoid contact with skin or clothing. Wash thoroughly with soap and water after handling.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear: A) Long-Sleeved shirt and long pants; B) Chemical-resistant gloves made of any waterproof material; C) Shoes plus socks; D) Protective eyewear. Follow manufacturer's instructions for cleaning and maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

Engineering controls statements: When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets with requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic organisms. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and runoff from treated areas may be hazardous to fish and aquatic organisms in adjacent aquatic sites. Do not allow rinsate from cleaning of equipment or disposed material to enter surface or ground water.

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.

NET CONTENTS: 50 LBS. (22.68 KG)

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, decontaminating, 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 24 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) Chemical-resistant gloves made of any waterproof material; C) Shoes plus socks; D) Protective eyewear.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Keep out of reach of children and animals. Store in original containers only. Store in a cool, dry, secure place and avoid excess heat. Carefully open containers. After partial use, fold and roll back bags, clamp and close tightly. Do not put concentrate or dilute material into food or drink containers. Do not contaminate other pesticides, fertilizers, water, food or feed by storage or disposal.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills.

To confine spill: If liquid, dike surrounding area or absorb with sand, cat litter or commercial clay. If dry material, cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

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

NONREFILLABLE CONTAINER: Do not reuse or refill this container.

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.

USE PRECAUTIONS

IMPORTANT: Do not apply this product if temperatures during or within 3 days after application are expected to exceed 90°F in the area to be treated. Do not make applications within 2 weeks of an oil spray. Sulfur may burn foliage and fruit during periods of high temperature and under certain climatic conditions.

CALIFORNIA DRIFT RESTRICTIONS

The following conditions must be followed when using this product in the State of California for both ground and air applications.

1. The operator of the property and the applicator must establish a buffer zone of enough distance to prevent drift onto non-target areas such as hospitals, clinics, schools, residential areas and any other area designated by the county agricultural commissioner.
2. The operator of the property and the applicator must evaluate the method and equipment for each site to ensure proper and safe use. Evaluations shall include, but not be limited to the appropriateness of ground or air application.
3. Sulfur shall not be applied when the wind velocity exceeds 10 miles per hour. Applicators should be aware that in some areas, "dead calm" conditions are often associated with an inversion situation. In these areas, applying sulfur when there is a minimum air movement of 2 miles per hour will ensure that an inversion situation does not exist.
4. When applying sulfur dust, best application practices should be utilized. Contact your local pest control advisor or county cooperative extension advisor to obtain information regarding best application practices.

GENERAL INFORMATION

WIL-DRY™ is a product containing sulfur and copper oxychloride sulfate, a fixed neutral copper.

GRAPES: Bunch Rots, Powdery Mildew – Use 20 pounds per acre. Apply at the time berries begin to touch. Repeat at weekly intervals or as needed to maintain control. For disease control the material must be applied before the disease appears.

Concord and other Labrusca type grapes may be injured by sulfur. Consult your State Agricultural Experiment Station or your State Agricultural Extension Service for additional information consistent with directions on this label.

Conditions of Sale and Limitation of Warranty and Liability:

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using the product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

ALL STATEMENTS MADE HEREIN ARE SUBJECT TO APPLICABLE LAW, AND TO THE EXTENT THERE IS ANY INCONSISTENCY OR CONTENTION, APPLICABLE LAW SHALL GOVERN.

The Directions for Use of the product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness, or other unintended consequences may result because of many different factors including, without limitation, manner of use or application, weather, combination with other products, or crop conditions. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold Manufacturer and Seller harmless from any claims relating to such factors.

Seller warrants that this product conforms to the chemical description on the label. EXCEPT FOR THIS WARRANTY, THE PRODUCT IS FURNISHED "AS-IS", AND NEITHER SELLER NOR MANUFACTURER MAKES ANY OTHER WARRANTIES, EXPRESS OR IMPLIED, WITH RESPECT TO THE SELECTION, PURCHASE OR USE OF THIS PRODUCT; SELLER AND MANUFACTURER SPECIFICALLY DISCLAIM ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE BEYOND WHAT IS STATED ON THE LABEL. Buyer and User accept all risks arising from any use of this product, including without limitation, uses contrary to label instructions, or under conditions not reasonably foreseeable to (or beyond the control of) Seller or Manufacturer.

Neither Manufacturer nor Seller shall be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE BUYER OR USER, AND THE EXCLUSIVE LIABILITY OF MANUFACTURER AND SELLER, FOR ANY AND ALL CLAIMS, LOSSES,

INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THIS PRODUCT, OR, AT THE ELECTION OF MANUFACTURER OR SELLER, THE REPLACEMENT OF THE PRODUCT.

These Conditions of Sale and Limitation of Warranty and Liability shall be interpreted, unless otherwise required by the law of the state of purchase, in accordance with the laws of the State of California, excluding its conflicts of laws rules, and may not be amended by any oral or written agreement.

WILBUR-ELLIS Logo* and IDEAS TO GROW WITH* are registered trademarks of WILBUR-ELLIS Company. WIL-DRY™ is an applied for trademark of Wilbur-Ellis Company.

F-061308

Dealers must sell in original packages only.

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

Manufactured in U.S.A. by:

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

Batch Code _____