

8/22/97

PM 21

3125-388

pg 126

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0080. Approval expires 05-31-98



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

252473

Application for Pesticide - Section I

1. Company/Product Number 3125-388	2. EPA Product Manager Mary Waller	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Elite 45 DF	PM# Team 2101	
5. Name and Address of Applicant (Include ZIP Code) Bayer Corporation 8400 Hawthorn Road, P.O. Box 4913 Kansas City, MO 64120 <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 _____
<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.)

Notification of adding, revising or deleting advisory statements per PR-Notice 95-2. See attached.

NOTIFICATION  
AUG 22 1997

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"/> No	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input 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 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 Melvin K. Tolliver	Title Product Manager, Fungicide Registrations	Telephone No. (Include Area Code) (816) 242-2150
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 Director, Product Registrations and Regulatory Affairs	
4. Typed Name John S. Thornton	5. Date August 11, 1997	

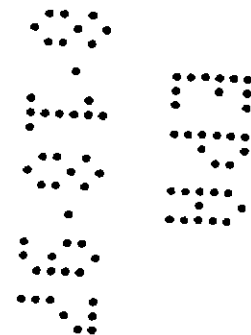
Elite 45 DF  
EPA Reg. No. 3125-388

Section II - Continued

Elite 45 DF is currently registered for use on bananas, plantain, cherry, peach, and nectarine. With this application and draft labeling, dated 8/5/97, we are notifying the Agency of some minor changes being made to our label as follows:

1. Remove the front panel statement "For control of specified diseases on banana, cherry, peach and nectarine" as indicated by the strikeout. This statement is not a label requirement.
2. Add the advisory statement, "When using the 2 oz/100 gallon rate, use at least 4 ounces of Elite 45 DF per acre.
3. Revise the advisory statement which reads, "For concentrated sprays, apply the same amount of product per acre as would be applied in a dilute spray based on tree size and foliage volume." by adding, "but not less than 4 ounces of Elite 45 DF per acre."
4. Add the advisory statement "Apply 6 to 8 ounces per acre of Elite 45 DF when severe disease conditions exist."
5. Revise the advisory statement which reads "Do not mix or alternate Elite 45 DF with other DMI fungicides." by deleting "or alternate." This has caused problems when growers have wanted to use another DMI fungicide to control other diseases later in the season.

This notification is consistent with the provision of PR Notice 95-2 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 18 U.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 95-2 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.



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388-8999.YLD

Base Pre-Reg (8999)

U.S. LABEL

Reason to Issue: To revise use directions on cherry, peach and nectarine.

Date of Draft: 08/05/97 (Pre-Reg) (T)

# Elite<sup>®</sup> 45 DF Foliar Fungicide

~~For control of specified diseases on banana, cherry, peach and nectarine:~~

**ACTIVE INGREDIENT:**

Tebuconazole,  $\alpha$ -[2-(4-chlorophenyl)ethyl]- $\alpha$ -(1,1-dimethylethyl)

-1H-1,2,4-triazole-1-ethanol ..... 45%

**INERT INGREDIENTS** ..... 55%  
100%

EPA Reg. No. 3125-388

EPA Est. 3125-MO-1

Net Contents: \_\_\_\_ Pounds

**STOP - Read The Label Before Use  
KEEP OUT OF REACH OF CHILDREN**

## WARNING

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.

(TO THE USER: If you do not understand the label, find someone to explain it to you in detail.)

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**Warning:** Causes substantial but temporary eye injury. Harmful if swallowed, inhaled or absorbed through the skin. Prolonged or frequently repeated skin contact may cause allergic skin reactions in some individuals. Do not get in eyes or on clothing. Avoid contact with skin. Avoid breathing dust or spray mist.

**Engineering controls statements:** When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the 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.

**Personal Protective Equipment:  
Applicators and other handlers must wear:**

- Long-sleeved shirt and long pants
- Water-proof gloves
- Shoes plus socks
- Protective eyewear

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.

**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.

Text being added is highlighted by redlining!

Text being deleted is highlighted by ~~strout~~

Elite 45 DF

**STATEMENTS OF PRACTICAL TREATMENT**

**If in eyes:** Hold eyelids open and flush with a steady, gentle stream of water for 15 minutes. Get medical attention.  
**If swallowed:** Call a physician or Poison Control Center. Drink one or two glasses of water and induce vomiting by touching back of throat with finger, or, if available, by administering syrup of ipecac. If syrup of ipecac is available, administer 1 tablespoon (15 mL) of syrup of ipecac followed by 1 to 2 glasses of water. If vomiting does not occur within 20 minutes, repeat the dose once. Do not induce vomiting or give anything by mouth to an unconscious person.  
**If on skin:** Wash skin with plenty of soap and water. Get medical attention.  
**If inhaled:** Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth to mouth. Get medical attention.

**SYMPTOMS OF POISONING:** The compound does not cause any definite symptoms that would be diagnostic. Contact with the eyes may cause irritation.

**Note To Physician:** No specific antidote. Treat symptomatically.

In case of poisoning, it is also requested that Bayer Corporation, Kansas City, Missouri, be notified. Telephone - Area Code 816-242-2000; nights or weekends - Area Code 816-242-2582.

**ENVIRONMENTAL HAZARDS**

This pesticide is toxic to estuarine and marine 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. Drift and runoff may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwater or rinsate.

**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.

**IMPORTANT:** Read these entire Directions and Conditions of Sale before using ELITE 45 DF foliar fungicide.

**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), restricted-entry interval and notification to workers. 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:

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks
- Protective eyewear

**CONDITIONS OF SALE:** THE DIRECTIONS ON THIS LABEL WERE DETERMINED THROUGH RESEARCH TO BE THE DIRECTIONS FOR CORRECT USE OF THIS PRODUCT. THIS PRODUCT HAS BEEN TESTED FOR A RANGE OF WEATHER CONDITIONS SIMILAR TO THOSE WEATHER CONDITIONS THAT ARE ORDINARY AND CUSTOMARY IN THE GEOGRAPHIC AREA WHERE THE PRODUCT IS USED. INSUFFICIENT CONTROL OF PESTS AND/OR INJURY TO THE CROP TO WHICH THE PRODUCT IS APPLIED MAY RESULT FROM THE OCCURRENCE OF EXTRAORDINARY OR UNUSUAL WEATHER, OR FROM FAILURE TO FOLLOW LABEL DIRECTIONS. IN ADDITION, FAILURE TO FOLLOW LABEL DIRECTIONS MAY CAUSE INJURY TO OTHER CROPS, ANIMALS, MAN, OR THE ENVIRONMENT. BAYER OFFERS, AND THE BUYER ACCEPTS AND USES, THIS PRODUCT SUBJECT TO THE CONDITIONS THAT EXTRAORDINARY OR UNUSUAL WEATHER, OR FAILURE TO FOLLOW LABEL DIRECTIONS ARE BEYOND THE CONTROL OF BAYER AND ARE, THEREFORE, THE RESPONSIBILITY OF THE BUYER.

**Chemigation:** Do not apply this product through any type of irrigation system.

**Spray Volume:** ELITE 45 DF may be applied in 50 gallons or more of spray solution per acre by ground spray equipment except as noted under "REMARKS" for each crop. Increase spray volume as crop growth increases to ensure thorough coverage of the foliage and fruit. Check equipment calibration frequently. Complete coverage and uniform

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**ELITE 45 DF Foliar Fungicide**

application are essential for the most effective results, especially when lower spray volumes are applied.

**Mixing:** Add recommended amount of ELITE 45 DF into the spray tank while filling with water to the desired level. Operate the agitator while mixing. If other materials are added to the spray tank, the ELITE 45 DF should be thoroughly dispersed prior to the addition of other materials.

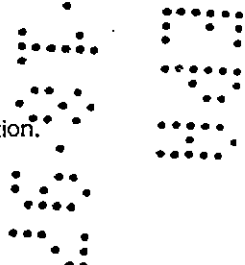
**Compatibility:** To determine the compatibility of ELITE 45 DF with other products, the following procedure should be followed:

Pour the recommended proportions of the products into a suitable container of water, mix thoroughly and allow to stand at least five (5) minutes. If the combination remains mixed or can be re-mixed readily, the mixture is considered physically compatible. For further information, contact your local Bayer representative.

RECOMMENDED APPLICATIONS				
CROP	DISEASE	RATE OF ELITE 45 DF		REMARKS
Banana Plantain	Black Leaf Streak Yellow Sigatoka	3.2 oz per acre		Apply specified dosage as a foliar spray in a minimum of 20 gallons or more of water per acre to assure thorough coverage of the plants. A spray oil recommended for use on banana or plantain should be utilized at 4.3 pints per acre in tankmix with ELITE 45 DF. Thoroughly mix ELITE 45 DF in the spray solution prior to the addition of a spray oil. Make the first application before disease becomes established and repeat applications at 14-day intervals if necessary to maintain disease control.  Do not apply ELITE 45 DF to non-bagged bananas. A maximum of 16 oz of ELITE 45 DF may be applied per acre per harvest cycle. ELITE 45 DF may be applied up to the day of harvest.
Cherry Peach Nectarine	Brown rot (blossom blight, fruit rot)	2 oz/ 100 gal*	4 to 8 oz/acre**	Blossom blight: Begin application at white bud on cherry or pink bud on peach and nectarine. Apply again at 50% bloom and at petal fall if conditions continue to be favorable for disease development.
Cherry	Leaf Spot Powdery mildew			Fruit rot: Begin application at two to three weeks before harvest and continue at 7-day intervals through the day of harvest.
<p>The blossom and fruit stages must be protected for optimum control of brown rot. If ELITE 45 DF is applied during only one of these stages, another registered fungicide should be applied to the other stage to provide optimum protection. Additional cover sprays during the early postbloom period are also important for preventing quiescent fruit infections in sweet cherry and peach.</p> <p><b>Leaf spot:</b> Begin application at petal fall or when first leaves unfold and continue applications at 7- to 14-day intervals. Applications should be made at 7-day intervals early in the growing season when terminal growth is rapid and/or under severe disease conditions. A postharvest application may be made to maintain control and reduce overwintering inoculum.</p> <p><b>Powdery mildew:</b> Follow leaf spot schedule until terminal growth ceases.</p> <p><b>GENERAL USE DIRECTIONS:</b> <del>When using the 2 oz/100 gal rate, use at least 4 oz of ELITE 45 DF per acre.</del> The amount of ELITE 45 DF required per acre will depend on tree size and volume of foliage present. The rate per acre is based on a standard of 400 gallons of dilute spray solution per acre for large trees. For smaller trees, multiply 2 oz times the number of 100 gallons of spray solution required to thoroughly wet, to the point of runoff, one acre of the trees being treated. For concentrate sprays, apply the same amount of product per acre as would be applied in a dilute spray based on tree size and foliage volume, <u>but not less than 4 ounces of Elite 45 DF per acre.</u> <del>Apply 6 to 8 ounces per acre of ELITE 45 DF when severe disease conditions exist.</del></p> <p>ELITE 45 DF may be applied up to and including the day of harvest (0-day PHI). Do not apply more than 3 lb of product per acre per crop season.</p> <p>ELITE 45 DF is a sterol demethylation inhibitor (DMI) fungicide. It may be applied in tank mix or alternated (every other spray application) with a non-DMI (protectant) fungicide as a resistance management strategy. Do not mix or alternate ELITE 45 DF with other DMI fungicides.</p>				

**ROTATIONAL CROPS**

Any crop not specified on this label may be planted into treated areas 120 days after last application.



**STORAGE AND DISPOSAL**

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

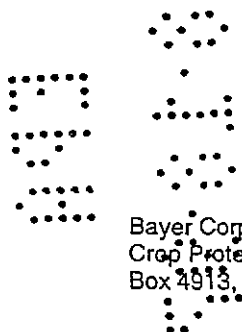
**Pesticide Storage:** Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the reach of children, preferably in a locked storage area.

Handle and open container in a manner as to prevent spillage. If container is leaking or material is spilled for any reason or cause, carefully sweep material into a pile. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Dispose of pesticide as directed below. In spill or leak incidents, keep unauthorized people away. You may

contact the Bayer Emergency Response Team for decontamination procedures or any other assistance that may be necessary. The Bayer Kansas City Emergency Response Telephone No. is 816-242-2582, or contact Chemtrec at 800-424-9300.

**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 container into application equipment. Then dispose of empty container in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.



Bayer Corporation  
Crop Protection Products  
Box 4913, Kansas City, MO 64120-0013