

4581-388

4/20/2004

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States
Environmental Protection Agency
 Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 4581-388	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Aquathol Super K Granular Aquatic Herbicide	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Cerexagri, Inc. 630 Freedom Business Center, Suite 402 King of Prussia, PA 19406 <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 APR 20 2004
<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 change in packaging/ change in disposal statement per PR Notice 98-10.

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 for 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 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.

Section - III

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Unit Packaging wgt. _____ No. per container _____	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Package wgt _____ No. per container _____	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <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
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 Luis Castro	Title Manager, Product Registration	Telephone No. (Include Area Code) (610) 491-2817
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 (Stamp)
2. Signature 	3. Title Manager, Product Registration	
4. Typed Name Luis Castro	5. Date 13 April 2004	

CHANGES MARKED

2 8 8
NOTIFICATION
NOTIFICATION

APR 20 2004

AQUATHOL® SUPER K

GRANULAR AQUATIC HERBICIDE

ACTIVE INGREDIENT:

Dipotassium salt of endothall* 63.0%

OTHER INGREDIENTS: 37.0%

TOTAL 100.0%

* 7-oxabicyclo [2.2.1]heptane-2,3-dicarboxylic acid equivalent 44.7%

KEEP OUT OF REACH OF CHILDREN

DANGER

FIRST AID

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.
- Call a poison control center or doctor for treatment advice.

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

IF ON SKIN:

- 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.

HOT LINE NUMBER: Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact (303) 623-5716 for emergency medical treatment information.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.

See side panel for additional Precautionary Statements.

EPA Registration No. 4581-388

EPA Establishment No. 39578-TX-1

Cerexagri, Inc.
630 Freedom Business Center, Suite 402
King of Prussia, PA 19406

Net Weight: 25 lbs.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS (AND DOMESTIC ANIMALS)

DANGER

CORROSIVE. CAUSES IRREVERSIBLE EYE DAMAGE. MAY BE FATAL IF SWALLOWED. HARMFUL IF ABSORBED THROUGH THE SKIN. Do not get in eyes, on skin or on clothing. Wear protective eyewear (goggles or face shield). Wash thoroughly with soap and water after handling and before eating, drinking or using tobacco. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

Avoid contact with or drift to other crops or plants as injury may result.
Do not use water from treated areas for irrigation, for agricultural sprays on food crops or for domestic purposes within 7 days of treatment.
Do not use fish from treated areas for food or feed within 3 days of treatment.

GENERAL INFORMATION

AQUATHOL SUPER K is a granular aquatic herbicide for use in ponds and lakes which, under field test conditions has shown to be effective against a broad range of aquatic plants with a margin of safety to fish. Dosage rates indicated for the applications of AQUATHOL SUPER K are measured in "Parts Per Million" (ppm). 1 ppm as a dosage rate means that there would be 1 part of AQUATHOL SUPER K's active ingredient in 1,000,000 parts of water. Only 0.5 to 5 ppm are generally required for aquatic weed control, whereas some fish species are tolerant to approximately 100 ppm or over. For best results treat areas of one acre or more and/or margins of at least 100 feet in large bodies of water.

Thoroughly clean application equipment immediately after use.

DIRECTIONS FOR USE

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

HOW TO APPLY:

AQUATHOL SUPER K is a contact herbicide, consequently, do not apply before weeds are present. Treat as early as possible after weeds are present and are actively growing. If an entire pond is treated at one time, or if the dissolved oxygen level is low at the time of application, decay of weeds may remove enough oxygen from the water causing fish to suffocate. Water containing very heavy vegetation should be treated in sections to prevent suffocation of fish. Sections should be treated 5-7 days apart. Carefully measure size and depth of area to be treated and determine proper amount of AQUATHOL SUPER K to apply. For best results apply when water is quiescent and/or flows are minimal.

Apply AQUATHOL SUPER K as evenly as possible over treated areas. A cyclone spreader is useful for this purpose. In instances where the nuisance weed(s) to be controlled is an exposed surface problem (i.e., some of the broad-leaved pond weeds) coverage is important.

Necessary approval and/or permits should be obtained in states where required.

HOW TO DETERMINE DOSAGE RATE (Active Ingredient)

AQUATHOL SUPER K is recommended for the control of the following aquatic weeds at the rates indicated. Since AQUATHOL SUPER K's active ingredient is water soluble and tends to diffuse from the treated area, select the dosage rate applicable to the area to be treated. Use the lower rate in each range when the growth is young and growing and/or where the weed stand is not heavy. Marginal treatments of large bodies of water require highest rates as indicated.

WEEDS CONTROLLED AND AQUATHOL SUPER K DOSAGE RATE CHART

Aquatic Weed	RATES			
	Entire Pond/Lake or Large Area Treatment	Lbs. per Acre Ft.	Spot or Lake Margin Treatment	Lbs. per Acre Ft.
Bur Reed, Sparganium spp.	3.0-4.0 ppm	13.2-17.6 lbs.	4.0-5.0 ppm	17.6-22.0 lbs.
Coontail, Ceratophyllum spp.	1.0-2.0 ppm	4.4-8.8 lbs.	2.0-3.0 ppm	8.8-13.2 lbs.
Horned Pondweed, Zannichellia palustris	1.0-2.0 ppm	4.4-8.8 lbs.	2.0-3.0 ppm	8.8-13.2 lbs.
Hydrilla, Hydrilla verticillata	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Hygrophila, Hygrophila polysperma	4.0-5.0 ppm	17.6-22.0 lbs.	5.0 ppm	22.0 lbs.
Milfoil, Myriophyllum spp.	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Naiad, Najas spp.	1.0-3.0 ppm	4.4-13.2 lbs.	2.0-4.0 ppm	8.8-17.6 lbs.
Pondweed, Potamogeton spp. Including:	0.5-3.0 ppm	2.2-13.2 lbs.	1.5-4.0 ppm	6.6-17.6 lbs.
American, P. nodosus	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Largeleaf (Bass Weed), P. Amplifolius	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Curlyleaf, P. crispus	0.5-1.5 ppm	2.2-6.6 lbs.	1.5-3.0 ppm	6.6-13.2 lbs.
Flatstem, P. zosterformis	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Floating-leaf, P. natans	1.0-2.0 ppm	4.4-8.8 lbs.	2.0-3.0 ppm	8.8-13.2 lbs.
Illinois, P. Illinoensis	1.5-2.5 ppm	6.6-11.0 lbs.	2.5-3.5 ppm	11.0-15.4 lbs.

Narrowleaf, <i>P. pusillus</i>	1.0-2.0 ppm	4.4-8.8 lbs.	2.0-3.0 ppm	8.8-13.2 lbs.
Slender, <i>P. filiformis</i>	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Sago, <i>P. pectinatus</i>	1.0-2.0 ppm	4.4-8.8 lbs.	2.0-3.0 ppm	8.8-13.2 lbs.
Variable Leaf, <i>P. diversifolius</i>	1.0-2.0 ppm	4.4-8.8 lbs.	2.0-3.0 ppm	8.8-13.2 lbs.
Parrot Feather, <i>Myriophyllum aquaticum</i>	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.
Water Stargrass, <i>Heteranthera</i> spp.	2.0-3.0 ppm	8.8-13.2 lbs.	3.0-4.0 ppm	13.2-17.6 lbs.

Approximate Pounds of Aquathol Super K For One Acre*
Treatment Dosage in Pounds For Various Concentrations In PPM

Depth	0.5 ppm	1.0 ppm	1.5 ppm	2 ppm	3 ppm	4 ppm	5 ppm
1 Ft. Deep	2.2	4.4	6.6	8.8	13.2	17.6	22
2 Ft. Deep	4.4	8.8	13.2	17.6	26.4	35.2	44
3 Ft. Deep	6.6	13.2	19.8	26.4	39.6	52.8	66
4 Ft. Deep	8.8	17.6	26.4	35.2	52.8	70.4	88
5 Ft. Deep	11	22	33	44	66	88	110

* One acre equals approximately 208' x 208'

Where the area being treated is greater than those listed in the charts, proceed as follows:

- Compute the approximate surface acreage
- Determine the average depth
- Multiply a. by b. to determine total number of acre/feet
- Multiply the pounds required at the 1 foot depth under the rate to be used by the number of acre/feet to determine the total quantity to be used.

Approximate Pounds of Aquathol Super K For 1000 Square Feet
Treatment Dosage in Pounds For Various Concentrations In PPM

Depth	0.5 ppm	1.0 ppm	1.5 ppm	2 ppm	3 ppm	4 ppm	5 ppm
1 Ft. Deep	0.05	0.1	0.15	0.2	0.3	0.4	0.5
2 Ft. Deep	0.10	0.2	0.3	0.4	0.6	0.8	1.0
3 Ft. Deep	0.15	0.3	0.45	0.6	0.9	1.2	1.5
4 Ft. Deep	0.2	0.4	0.6	0.8	1.2	1.6	2.0
5 Ft. Deep	0.25	0.5	0.75	1.0	1.5	2.0	2.5

Where the depth is greater than 5 feet, multiply the depth by the appropriate rate for 1 ft depth to determine the amount of product required per 1000 square feet.

STORAGE AND DISPOSAL

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

Storage Instructions: Store in the original container, preferably in a locked storage area. Do not store in a manner where cross-contamination with other pesticides, fertilizers, food or feed could occur. If spilled during storage or handling sweep up spillage and dispose of in accordance with the Pesticide Disposal Instructions listed below.

Pesticide Disposal Instructions: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

Container Disposal Instructions:

(if plastic pail) Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

(if plastic bag) 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.

Additional/Alternate
instructions for
plastic bag.

EMERGENCY TELEPHONE NUMBERS

CHEMTREC: (800) 424-9300

MEDICAL: (303) 623-5716

Rocky Mountain Poison Control Center

WARRANTY AND DISCLAIMER

Cerexagri, Inc. warrants that this material conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the Directions for Use, subject to the risks referred to therein. CEREXAGRI MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. IN NO CASE SHALL CEREXAGRI OR SELLER BE LIABLE FOR CONSEQUENTIAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT INCLUDING, BUT NOT LIMITED TO, LOSS OF PROFITS, BUSINESS REPUTATION, OR CUSTOMERS; LABOR COST; OR OTHER EXPENSES INCURRED IN PLANTING OR HARVESTING.

Cerexagri and seller offer this product and the buyer and user accept it subject to the foregoing conditions of sale and warranty which may be varied only by agreement in writing signed by a duly authorized representative of Cerexagri.



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SECOND DAY COURIER

13 April 2004

Ms. Joanne Miller
Registration Division
US Environmental Protection Agency
Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202-4501

Dear Ms. Miller:

**Re: Resubmission of Notification dated 19 March 2004
Notification of minor change in the Container Disposal Instructions for
Aquathol Super K Granular Aquatic Herbicide (Reg. No. 4581-388)**

This is a resubmission of a Notification dated March 19, 2004. The original notification was missing the self-certification statements required by PR Notice 98-10.

Cerexagri is planning to add a new packaging type for Aquathol Super K Granular Aquatic Herbicide. Presently, the product is packed in plastic drums/pails. We are planning to begin packing the product in reinforced nylon bags (supersacks) that will contain 400 pounds when filled.

For that reason, the Container Disposal Instruction must be changed to apply to both types of packaging. Per Chapter 13 of the Label Review Manual, the new Container Disposal Instructions text will be:

Container Disposal Instructions

Plastic pail: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Plastic bag: 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.

A given container will display the specific statement that is appropriate for its type. We do not intend to place both statements on all containers.

Should you have any questions or comments, please feel free to contact me.

Sincerely,



Luis Castro
Manager, Product Registration

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E-mail: Luis.Castro@Cerexagri.com

cc: