

4787-5

8/10/2010

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON D C 20460



OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

AUG 10 2010

Carrie M Tackema
Registration Manager Cheminova Inc
One Park Drive Suite 150
P O Box 110566
Research Triangle Park NC 27709

Subject Submission of amended labeling to add apples
EPA Reg No 4787 5
Submissions dated August 4 2010

Dear Ms Tackema

The proposed labeling referred to above submitted in connection with registration under the Federal Insecticide Fungicide and Rodenticide Act (FIFRA) is acceptable provided that you submit two copies of your final printed label before you release the product for shipment. Products shipped after 18 months from the date of this amendment or the next printing of the label which ever occurs first must bear the new revised label. If these conditions are not complied with the registration will be subject to cancellation in accordance with FIFRA sec 6(e). Your release for shipment of the product bearing the amended label constitutes acceptance of these conditions.

A stamped copy is enclosed for your records. If you have any questions please contact Marianne Lewis at (703) 308 8043 or lewis.marianne@epa.gov

Regards

A handwritten signature in black ink that reads "Venus Eagle".

Venus Eagle
Insecticide Rodenticide Branch
Registration Division (7505P)

Enclosure

2/5

ACCEPTED
8/10/10
Under the Federal Insecticide,
Fungicide and Rodenticide Act,
as amended, for the pesticide
Registered under
EPA Reg. No 4787-5

STOP! READ THE LABEL

FYFANON® TECHNICAL

An Insecticide and Miticide for Formulating Use Only

ACTIVE INGREDIENTS

Malathion 0 0 dimethyl phosphorodithioate of diethyl mercaptosuccinate 96 5%

INERT INGREDIENTS

3 5%

TOTAL

100%

This product contains 9 9 pounds of Malathion per gallon

EPA Reg No 4787 5

EPA Est. No 4787 DN 1

Net Weight 564 Lbs (55 gallons)

Product of Denmark

Manufactured by

CHEMINOVA A/S

DK 7620 Lemvig Denmark

Phone (+45) 96 90 96 90 Fax (+45) 96 90 96 91

®FYFANON is a registered trademark of Cheminova

KEEP OUT OF REACH OF CHILDREN

CAUTION

PRECAUCION

**IN CASE OF A MEDICAL EMERGENCY INVOLVING THIS PRODUCT CALL TOLL FREE
DAY OR NIGHT 1 866 303 6950**

AL USUARIO Si usted no lee ingles no use este producto hasta que la etiqueta le haya sido explicada ampliamente **(TO THE USER** If you cannot read English do not use this product until the label has been fully explained to you)

FIRST AID Organophosphate	
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 by a poison control center or doctor Do not give anything by mouth to an unconscious person
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 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 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
Have the product container or label with you when calling a poison control center or doctor or going for treatment You may also contact 1 866 303 6950 for emergency medical treatment information	
NOTE TO PHYSICIAN This material is a cholinesterase inhibitor Treat symptomatically Atropine is an antidote	

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

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

ENVIRONMENTAL HAZARDS

This pesticide is toxic to aquatic organisms including fish and invertebrates Do not discharge effluent containing this product into lakes streams ponds estuaries oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NDPES) permit and the permitting authority has been notified in writing prior to discharge Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority For guidance contact your State Water Board or Regional Office of the EPA

DIRECTIONS FOR USE

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

RESTRICTIONS

This product can not be formulated into end use products that are formulated as a pressurized (i.e. aerosol) can

Any ULV end use products formulated for use for aerial applications other than those with directions for use in Wide Area Mosquito Adulticide applications must be packaged in closed mixing and loading systems

All wettable powders (WP) formulations must be packaged in water soluble packaging

This product cannot be formulated into end use products formulated as a dust with directions for use in residential settings

Only for formulation into an insecticide for the following use(s)

(1) The following uses

TERRESTRIAL FOOD CROP

Alfalfa apples avocado barley beans* (dry and succulent) birdsfoot trefoil blueberry bulb onions cherry (sweet and tart) clover cotton cucumber eggplant endive field corn garlic grain sorghum* grapefruit grapes grass green onions kumquat lettuce (head and leaf) leek lemon lespedeza lime lupine oats orange pasture land pepper popcorn range land rye shallot squash strawberry sweet corn tangerine tomato vetch wheat and white potato

*When formulating MALATHION TECHNICAL for use on beans and sorghum the resultant crop foliage of beans (forage and straw/hay) and sorghum (fodder/stover and forage) cannot be used as livestock feed In addition livestock grazing is not permitted for the foliage of beans and sorghum treated with any formulation of MALATHION TECHNICAL

TERRESTRIAL NON FOOD CROP

Christmas tree plantations ornamental herbaceous/nonflowering plants and ornamental and/or shade trees ornamental wood shrubs and vines pine seed orchards and uncultivated non agricultural areas/soil

DOMESTIC AND NON DOMESTIC OUTDOOR

Garbage dumps outdoor domestic dwellings wide area and general outdoor treatment (for flying insects)

NONDOMESTIC INDOOR STORED (SILOS, GRAIN ELEVATORS) COMMODITY TREATMENT

Stored commodities (corn barley oats rye and wheat)

AQUATIC FOOD CROP¹

Rice and wild rice

¹RESTRICTION When formulating MALATHION TECHNICAL for use on these crops the following statement applies Broadcast use only over intermittently flooded area Application may not be made around bodies of water where fish or shellfish are grown and/or commercially harvested

(2) Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration (which are not prohibited) and

(3) Uses for experimental purposes that are in compliance with USEPA requirements

Before using for experimental purposes manufacturers should contact CHEMINOVA for manufacturing and safe handling instructions

STORAGE AND DISPOSAL

Do not contaminate water food or feed by storage or disposal

PESTICIDE STORAGE FYFANON TECHNICAL should be stored in the original unopened container in a secure dry place Do not contaminate with other pesticides or fertilizers The product should never be heated above 55°C (131°F) and should not be stored for long periods of time at a temperature in excess of 25°C (77°F)

PESTICIDE DISPOSAL To avoid wastes empty all material into mix tank or manufacturing equipment according to label directions Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility

Nonrefillable containers equal to or less than 5 gallons

Nonrefillable container Do not reuse or refill this container Offer for recycling if available Triple rinse container promptly after emptying Triple rinse as follows Empty the remaining contents into manufacturing equipment or a mix tank and drain for 10 seconds after the flow begins to drip Fill the container ¼ full with water and recap Shake for 10 seconds Pour rinsate into manufacturing equipment or a mix tank or store rinsate for later use or disposal Drain for 10 seconds after the flow begins to drip Repeat this procedure two more times

Nonrefillable containers greater than 5 gallons

Nonrefillable container Do not reuse or refill this container Offer for recycling if available Triple rinse as follows Empty the remaining contents into manufacturing equipment or a mix tank Fill the container ¼ full with water Replace and tighten closures Tip container on its side and roll it back and forth ensuring at least one complete revolution for 30 seconds Stand the container on its end and tip it back and forth several times Turn the container over onto its other end and tip it back and forth several times Empty the rinsate into manufacturing equipment or a mix tank or store rinsate for later use or disposal Repeat this procedure two more times

NOTICE

Seller's guarantee shall be limited to the terms set out on the label and subject thereto to the extent consistent with applicable law the buyer assumes the risk to persons or property arising from the use or handling of this product and accepts the product on that condition

CHEMINOVA specifically disclaims any implied warranties of merchantability and fitness for a particular purpose in the case of any use of this product not listed in paragraph (1) above No express or implied warranties including warranties of merchantability or fitness for a particular purpose apply in the case of any use not listed in paragraph (1) above whether or not such use has been supported by data submitted by any other person including any other registrant and to the extent consistent with applicable law CHEMINOVA shall not be liable to any person for any damages including any damage to crops phytotoxicity or lack of efficacy in the case of any use of this product not listed in paragraph (1) above nor is CHEMINOVA liable for any consequential damages resulting from such use