

4787-55

8/20/2014

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF  
CHEMICAL SAFETY AND  
POLLUTION PREVENTION

AUG 20 2014

Cheminova A/S  
c/o Paula Bodey,  
Director, Regulatory Affairs  
Cheminova, Inc.  
1600 Wilson Blvd., Suite 700  
Arlington, VA 22209

Subject: Cheminova Flutriafol Technical  
EPA Reg. No. 4787-55  
Your amendment dated April 29, 2013 adding new uses  
strawberries, tree nut crops, vegetables, cucurbit, group 9,  
vegetable, fruiting, group 8-10, wheat and triticale  
Decision Number: 478284  
Related to Petition #3F8174; Decision Number 478287

Dear Ms. Bodey:

The amended labeling referred to above, submitted in connection with registration under section under 3(c)(5) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) is acceptable. A stamped copy of your label is enclosed for your records. This labeling supersedes all previously accepted labeling.

You must submit one (1) copy of the final printed labeling before you release the product for shipment with the new labeling. At your next label printing, or within eighteen months of the date of this letter, whichever comes first, you must incorporate this supplemental labeling into the main product labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA §6(e). If you have any questions, please contact Tamue L. Gibson by phone at (703) 305-9096 or via email at [gibson.tamue@epa.gov](mailto:gibson.tamue@epa.gov).

Sincerely,



Hope A. Johnson  
Product Manager (21)  
Fungicide Branch  
Registration Division (7504P)

Enclosure: Label stamped "Accepted"

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Cheminova Flutriafol Technical  
EPA Reg. No. 4787-55

### Cheminova Flutriafol Technical FOR MANUFACTURING USE ONLY

ACTIVE INGREDIENT: Flutriafol	80%
INERT INGREDIENTS:	20%
TOTAL	<hr/> 100%

### KEEP OUT OF REACH OF CHILDREN WARNING

#### FIRST AID

**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 to an unconscious person.

**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.

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:** No specific antidote. Treat symptomatically.

**IN CASE OF AN EMERGENCY ENDANGERING HEALTH OR THE ENVIRONMENT  
INVOLVING THIS PRODUCT, CALL TOLL FREE, DAY OR NIGHT, 1-866-303-6950.**

#### PRECAUTIONARY STATEMENTS

##### HAZARDS TO HUMAN AND DOMESTIC ANIMALS

Warning. May be fatal if swallowed. Harmful if absorbed through skin. Do not get in eyes, on skin, or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Wear long-sleeved shirt and long pants, socks, shoes, and chemical resistant gloves (such as nitrile, butyl, neoprene, and/or barrier laminate) when handling. Remove and wash contaminated clothing before reuse.

EPA Reg. No. 4787-55

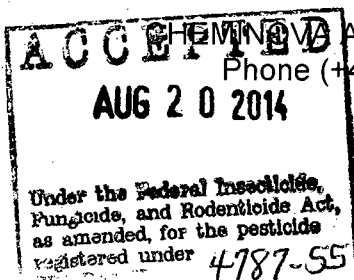
EPA Est. No.: \_\_\_\_\_

Net Weight: \_\_\_\_\_ lbs.

Manufactured for:

CHMINOVA A/S, P.O. Box 9, DK-7620, Lemvig, Denmark

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



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## ENVIRONMENTAL HAZARDS

This pesticide is toxic to mammals, fish and aquatic 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 (NPDES) 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.

**Ground Water Advisory:** Flutriafol has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into ground water if used in areas where soils are permeable, particularly where the water table is shallow.

**Surface Water Advisory:** This product may impact surface water quality due to runoff of rain water. This is especially true for poorly draining soils and soils with shallow ground water. This product is classified as having a high potential for reaching surface water via runoff for several months or more after application.

## DIRECTIONS FOR USE

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

### Instructions to Formulators

This technical product may be used for formulation into end-use products for use on corn (field corn, field corn grown for seed, and popcorn); grapes; peanuts; Pome Fruit (apple, crabapple, loquat, mayhaw, pear, oriental pear and quince); soybeans; Stone Fruit (sweet cherries, tart cherries, apricot, nectarine, peach, plum, chicksaw plum, damson plum, Japanese plum, plumcot and prune); strawberries; sugar beets; tomatoes; Tree Nut Crops (only the following: African Tree Nut, Almonds, Brazil Nut, Burr Oak, Butternut, Cajou Nut, Cashew, Castanha-Do-Maranhao, Coconut, Coquito Nut, Dika nut, Guiana Chestnut, Hazelnut, Heartnut, Hickory Nut, Japanese Horse-Chestnut, Macadamia Nut, Monogongo Nut, Monkey-Pot, Pachira Nut, Pecan, Sapucaia Nut, and Walnuts); Vegetable, Fruiting, Group 8-10 (African Eggplant, Bell Pepper, Eggplant, Martynia, Non-Bell Pepper, Okra, Pea Eggplant, Pepino, Roselle, Scarlet Eggplant. Including cultivars, varieties and/or hybrids of these crops); Vegetables, Cucurbit, Group 9 (Chayote (Fruit), Chinese Waxgourd, Citron Melon, Cucumber, Gherkin, Gourd Edible (*Lagenaria* spp.) (Includes Hyotan, Cucuzza, Hechima, Chinese Okra), Muskmelons, *Momordica* spp. (Includes Balsam Apple, Balsam Pear, Bittermelon, Chinese Cucumber), Pumpkin, Squash (Summer), Squash (Winter – Includes Butternut Squash, Calabaza, Hubbard Squash, Acorn Squash, Spaghetti Squash), Watermelon); wheat and triticale. Formulators using this product are responsible for obtaining Environmental Protection Agency registration for their formulated products.

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### STORAGE AND DISPOSAL

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

**Pesticide Storage:** Store product in a secure location in the original container only.

**Pesticide Disposal:** Pesticide wastes may be hazardous. Improper disposal of excess pesticide, spray mixture 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 Handling:** Nonrefillable container. Do not reuse or refill this container. Completely empty container into production equipment. Offer for recycling if available

### WARRANTY DISCLAIMER

Cheminova warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, CHEMINOVA MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

### INHERENT RISKS OF USE

It is impossible to eliminate all risks associated with use of this product. Unintended consequences may result because of factors such as use of the product contrary to label instructions, which are beyond the control of Cheminova or the Seller. To the extent consistent with applicable law, Cheminova and the Seller shall not be responsible for any risks caused by the incorporation of this product into an end use product by the Buyer or User. To the extent consistent with applicable law, Buyer is solely responsible for any risks created by the end use or uses to which Buyer or a User put this product. To the extent consistent with applicable law, all of the foregoing risks shall be assumed by Buyer and User, and Buyer and User agree to hold Cheminova and Seller harmless for any claims related to such factors.

### LIMITATION OF REMEDIES

To the extent consistent with applicable law, the exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to one of the following, at Cheminova's election,:

- (1) Refund of purchase price paid by buyer or user for product bought, or
- (2) Replacement of amount of product used.

To the extent consistent with applicable law, Cheminova shall not be liable for consequential, incidental, or special damages or losses.

The terms of the Warranty Disclaimer above and this Limitation of Remedies cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Cheminova or the Seller is authorized to vary or exceed the terms of the Warranty Disclaimer or this Limitation of Remedies in any manner.