

5481-475

01/05/2004

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

JAN 5 2004

Mr. Jon C. Wood
AMVAC Chemical Corporation
4695 MacArthur Court, Suite 1250
Newport Beach, CA 92660

Subject: Amendment Updating First Aid per PR Notice 2001-1
AMVAC Insecticide Chip
EPA Reg. No.: 5481-475
Your Submission Dated October 8, 2003

Dear Mr. Wood:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable subject to the comments below. Two copies of the finished labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

1. Revise the Ingredient Statement to agree with the DDVP source product from which this product is derived (AMVOS Restech; EPA Reg. No.: 5481-461). Since the source product is 98% DDVP and 2% Related Compounds, this product would contain 19.6% DDVP and 0.4% Related Compounds.
2. Revise the last sentence of the third paragraph under "Limited Warranty and Disclaimer" to read "To the extent allowed by law, manufacturer or seller shall not be liable for any special, indirect or consequential damages resulting from the use or handling of this product." As currently written ("In no event, shall manufacturer or seller be liable ...") the statement negates and/or detracts from labeling requirements as set forth by the Agency in 40 CFR Part 156, and is, therefore, considered misbranding.

If you have any questions regarding this action, please contact Susan Stanton of my team at (703) 305-5218.

Sincerely,

Handwritten signature of Susan L. Stanton in cursive script.

George T. LaRocca
Product Manager 13
Insecticide Branch
Registration Division (7505C)

Enclosure

AMVAC INSECTICIDE CHIP

FOR AGRICULTURAL OUTDOOR USE ONLY

For use as a toxicant in Cotton Boll Weevil and other listed insect traps

ACTIVE INGREDIENTS:

Dichlorvos (2,2-dichlorovinyl dimethyl phosphate).....18.6%

Related Compounds1.4%

INERT INGREDIENTS: 80.0%

TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID	
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.
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.
EMERGENCY INFORMATION	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. FOR THE FOLLOWING EMERGENCIES, PHONE 24 HOURS A DAY:	
Transportation: CHEMTREC.....	1-800-424-9300
Other: AMVAC.....	1-323-264-3910

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Do not get in mouth. Harmful if swallowed. After prolonged storage, a small amount of liquid may form on chip. Do not get liquid in eyes. Wear gloves when handling chips. Wash hands thoroughly with soap and water after handling. Not to be taken internally by humans or animals.

SEE SIDE/BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS AND DIRECTIONS FOR USE.

EPA Reg. No. 5481-475
EPA Est. No. 66458-TX-1

Net Weight: 0.32 grams
Packaged: 100 x 0.32 chips/container

**ACCEPTED
with COMMENTS
In EPA Letter Dated:**

JAN 5 2004

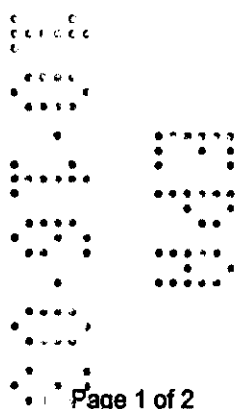
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
5481-475



4100 E. Washington Blvd.

Los Angeles, CA 90023 U.S.A

1-323-264-3910 • www.amvac-chemical.com



DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. The AMVAC INSECTICIDE CHIP is for use only as a toxicant in insect traps, including those for Cotton Boll Weevil, Gypsy Moth, Spruce Budworm, Forest Tent Caterpillar, Fruit Flies, Codling Moth, Southwestern Corn Borer, Pepper Weevil and Sweet Potato Weevil. Do not use AMVAC INSECTICIDE CHIP for any other purpose. For proper function of this product, insect traps should be designed to position the "vapor releasing" chip in a confined insect trapping chamber where insects will be trapped in closed vicinity to the chip's surface and vapors. Read directions for use accompanying the trap before opening the AMVAC INSECTICIDE CHIP package. Replace chips every 5 weeks.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. Do not open or remove from package before ready to use. Store in a cool, dry place. Do not reuse packaging or chips. Wrap and discard in trash.

LIMITED WARRANTY AND DISCLAIMER

The manufacturer warrants (a) that this product conforms to the chemical description on the label; (b) that this product is reasonably fit for the purposes set forth in the directions for use, subject to the inherent risks referred to herein, when it is used in accordance with such directions; and (c) that the directions, warnings, and other statements on this label are based upon responsible experts' evaluations of reasonable tests of effectiveness, of toxicity to laboratory animals and to plants and residues on food crops, and upon reports of field experience. Tests have not been made on all varieties of food crops and plants, or in all states or under all conditions.

THERE ARE NO EXPRESS WARRANTIES OTHER THAN THOSE SET FORTH HEREIN. THE MANUFACTURER NEITHER MAKES NOR INTENDS, NOR DOES IT AUTHORIZE ANY AGENT OR REPRESENTATIVE, TO MAKE ANY OTHER WARRANTIES, EXPRESS OR IMPLIED, AND IT EXPRESSLY EXCLUDES AND DISCLAIMS ALL IMPLIED WARRANTIES OF MERCHANTABILITY OF FITNESS FOR A PARTICULAR PURPOSE, OR ANY WARRANTY OF QUALITY OR PERFORMANCE. THIS WARRANTY DOES NOT EXTEND TO, AND THE BUYER SHALL BE SOLELY RESPONSIBLE FOR, ANY AND ALL LOSS OR DAMAGE WHICH RESULTS FROM THE USE OF THIS PRODUCT, IN ANY MANNER WHICH IS INCONSISTENT WITH THE LABEL DIRECTIONS, WARNINGS OR CAUTIONS.

BUYER'S EXCLUSIVE REMEDY AND MANUFACTURER'S OR SELLER'S EXCLUSIVE LIABILITY FOR ANY AND ALL CLAIMS, LOSSES, DAMAGES, OR INJURIES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER OR NOT BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY IN TORT OR OTHERWISE, SHALL BE LIMITED, AT THE MANUFACTURER'S OPTION, TO REPLACEMENT OF, OR THE REPAYMENT OF THE PURCHASE PRICE FOR, THE QUANTITY OF PRODUCT WITH RESPECT TO WHICH DAMAGES ARE CLAIMED. IN NO EVENT, SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INDIRECT OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

AMVAC offers this product, and Buyer accepts it, subject to the foregoing Limited Warranty which may be varied only by agreement in writing signed by an authorized representative of AMVAC.

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