

5905-350

8/19/2010

10f6



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

AUG 19 2010

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Ms Cheryl Wagner  
Helena Chemical Company  
C/O Wagner Regulatory Associates, Inc  
P.O Box 640  
Hockessin, DE 19707

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated August 4, 2010 for:

**EPA Registration 5905-350      Helena Citrusperse Sulfur**

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-5335 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

Paul Mastradone, Acting Leader  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs

2010

<p>United States <b>Environmental Protection Agency</b> Washington, DC 20460</p>	<input checked="" type="checkbox"/>	<b>Registration</b>	OPP Identifier Number
		<b>Amendment</b>	
		<b>Other</b>	

**Application for Pesticide - Section I**

<p>1. Company/Product Number 5905-350</p>	<p>2. EPA Product Manager Mary Waller</p>	<p>3. Proposed Classification <input checked="" type="checkbox"/> None      <input type="checkbox"/> Restricted</p>
<p>4. Company/Product (Name) Helena Citrusperse Sulfur</p>	<p>PM# 21</p>	
<p>5. Name and Address of Applicant (Include Zip Code)  Helena Chemical Company c/o Wagner Regulatory Associates, Inc. P.O. Box 640 Hockessin, DE 19707 <input type="checkbox"/> Check if this is a new address</p>	<p>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</p>	

**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.

NOTIFICATION  
AUG 19 2010

**Explanation:** Use additional page(s) if necessary. (For Section I and Section II.)  
Notification of label change per PR Notice 2007-4. This notification is consistent with the provisions of PR Notice 2007-4 and EPA Regulations at 40 CFR 156.10, 154.140, 156.144, 156.146, and 156.156. 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 requirements 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, 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:**

<p>Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No</p>	<p>Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Type of Container</p> <p><input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) HDPE lined bags</p>
<p>* Certification must be submitted</p>		<p>If "Yes"      No. per Unit Packaging wgt.      container</p>	<p>If "Yes"      No. per Package wgt      container</p>

3. Location of Net Contents Information  
 Label       Container      ~~4. Size(s) Retail Container~~ 30 lb.

5. Location of Label Directions  
 On Label       On Labeling accompanying product

6. Manner in Which Label is Affixed to Product  
 Lithograph       Other \_\_\_ adhesive backed label  
 Paper glued       Stenciled

**Section - IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Cheryl Wagner	Title Agent for Helena Chemical Company	Telephone No. (Include Area Code) (302) 234 8551
-----------------------	--	---

**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.

2. Signature 	3. Title Agent for Helena Chemical Company	Date Application Received  (Stamped)
4. Typed Name Cheryl Wagner	5. Date August 4, 2010	

D# 4385942060



Wagner Regulatory Associates, Inc.  
P.O. Box 640  
7460 Lancaster Pike, Suite 9  
Hockessin, Delaware 19707

August 4, 2010

Document Processing Desk (NOTIF)  
ATTN: Ms. Mary Waller, PM 21  
Registration Division (7504P)  
U.S. Environmental Protection Agency  
Room S-4900, One Potomac Yard  
2777 South Crystal Drive  
Arlington, Virginia 22202-4501

Dear Ms. Waller:

Re: Helena Citrusperse Sulfur  
EPA Registration Number 5905-350  
Notice of Revised Storage & Disposal Label Language

Wagner Regulatory Associates, Inc., on behalf of Helena Chemical Company, hereby notifies the Agency that the storage and disposal section of the subject label as been revised in accordance with PR Notice 2007-4. Enclosed for the Agency's file is:

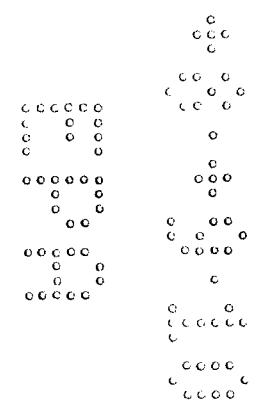
- Letter from Helena Chemical Company authorizing Wagner Regulatory to serve as Agent
- EPA Notification form (EPA Form 8570-1)
- One copy of revised labeling

Please feel free to contact me at (302) 234-8551 if you have any questions or require additional information.

Respectfully submitted,

*Cheryl Wagner*

Cheryl Wagner  
Agent for Helena Chemical Company



4 of 6



**HELENA CHEMICAL COMPANY**

225 Schilling Blvd., Suite 300  
Collierville, Tennessee 38017  
Phone: (901) 761-0050

May 3, 2010

US Environmental Protection Agency  
Office of Pesticide Programs  
1200 Pennsylvania Ave. NW  
Washington, D.C. 20460

Re: Designation of Agent for:  
Helena Chemical Company (EPA Company no. 5905)  
664 Moore Road  
Memphis, TN 38120

Dear Sir or Madam:

This letter serves as notification that our company has appointed Wagner Regulatory Associates, Inc. ("WRA") to serve as Agent on our company's behalf regarding US EPA regulatory matters relative to Helena's existing registered products, products pending registration and future registration applications. WRA is based at 7460 Lancaster Pike, Suite 9, Hockessin, Delaware 19707.

Helena requests the EPA to accept registration submissions and inquiries from WRA for Helena products and authorizes the EPA to provide registration correspondence to WRA for Helena products.

Thank you for your time and assistance. Please feel free to call me at if you have any questions. This appointment will remain in effect until such time as it is revoked in writing by Helena.

Respectfully submitted,

Dave Thomas  
Vice President - Marketing

cc: WRA Inc.

Handwritten marks consisting of several columns of small 'c' characters, possibly a signature or initials.

5066

**SPECIMEN LABEL**

# CITRUSPERSE SULPHUR

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.

<b>ACTIVE INGREDIENT:</b>	<b>BY WT.</b>
Sulphur, as Elemental.....	90.0%
<b>INERT INGREDIENTS:</b> .....	10.0%
<b>TOTAL:</b> .....	100.0%

**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.

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS AND DOMESTIC ANIMALS  
CAUTION**

Harmful if absorbed through skin. Causes eye irritation. Avoid contact with skin, eyes, or clothing.

**NOTIFICATION**

**AUG 19 2010**

**ENVIRONMENTAL HAZARDS**

Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of rinsate or equipment washwater.

**FIRST AID**

- |                                |   |
|--------------------------------|---|
| <b>IF ON SKIN OR CLOTHING:</b> | <ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor immediately for treatment advice.</li> </ul>   |
| <b>IF IN EYES:</b>             | <ul style="list-style-type: none"> <li>• Hold eyelid open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing.</li> <li>• Call a poison control center or doctor immediately for treatment advice.</li> </ul>  |
| <b>IF SWALLOWED:</b>           | <ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>• Have a person sip a glass of water if able to swallow.</li> <li>• Do not give anything to an unconscious or convulsing person.</li> </ul> |

**PHYSICAL OR CHEMICAL HAZARDS**

Keep away from heat, sparks, or flame. Do not smoke while applying this product.

**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.

**HOT LINE NUMBER**

Have the product container or label with you when calling a poison control center or doctor or going for treatment. In case of emergency, call ChemTrec at 1-800-424-9300.

**SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS**

EPA REG. NO. 5905-350                      EPA EST. NO.  
NET CONTENTS:                                      SN

**MANUFACTURED FOR  
HELENA CHEMICAL COMPANY  
225 SCHILLING BOULEVARD, SUITE 300  
COLLIERVILLE, TENNESSEE 38017**

**PERSONAL PROTECTIVE EQUIPMENT**

- Applicators and other handlers must wear:**
- Long-Sleeved shirt and long pants
  - Chemical-resistant gloves made of any waterproof material
  - Shoes plus socks

**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) and restricted-entry interval. 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 24 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:

- Coveralls
- Chemical-resistant gloves made of any waterproof material
- Shoes plus socks

**STORAGE AND DISPOSAL**

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

**PESTICIDE DISPOSAL:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Disclaimer: Always refer to the label on the product before using Helena or any other product.

loop

**SPECIMEN LABEL**

**CONTAINER DISPOSAL:** Non refillable container. Do not reuse or refill this container. Completely empty bag by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Offer for recycling, if available, or dispose of bags in a sanitary landfill or by incineration if allowed by State and local authorities.

accept it, subject to the foregoing conditions of sale and limitation of warranty, liability and remedies.  
© Copyright Helena Holding Company, 2010.

**DIRECTIONS FOR APPLICATION**

Citrusperse Sulphur is a wettable formulation of finely ground sulphur with special suspending and adhering qualities that maintain active residues on citrus trees for extended periods of time, once leaves are allowed to dry.

Although sulphur kills rust mite by fumigation as well as contact, thorough coverage is absolutely necessary for best results.

Use 30 pounds Citrusperse Sulphur in 500 gallons water for the control of rust mites in citrus.

Do not use wettable sulphur in combination with oil emulsion. Any application of sulphur should not be closer than 3 weeks to an oil application.

**CONDITIONS OF SALE - LIMITED WARRANTY AND LIMITATIONS OF LIABILITY AND REMEDIES**

**Read the Conditions of Sale - Warranty and Limitations of Liability and Remedies before using this product. If the terms are not acceptable, return the product, unopened, and the full purchase price will be refunded.**

The directions on this label are believed to be reliable and should be followed carefully. 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 conditions or the failure to follow the label directions or good application practices, all of which are beyond the control of Helena Chemical Company (the "Company") or seller. In addition, failure to follow label directions may cause injury to crops, animals, man or the environment. The Company warrants that this product conforms to the chemical description on the label and is reasonably fit for the purpose referred to in the directions for use subject to the factors noted above which are beyond the control of the Company. The Company makes no other warranties or representations of any kind, express or implied, concerning the product, including no implied warranty of merchantability or fitness for any particular purpose, and no such warranty shall be implied by law.

The exclusive remedy against the Company for any cause of action relating to the handling or use of this product shall be limited to, at Helena Chemical Company's election, one of the following:

1. Refund of the purchase price paid by buyer or user for product bought, or
2. Replacement of the product used

To the extent allowed by law, the Company shall not be liable and any and all claims against the Company are waived for special, indirect, incidental, or consequential damages or expense of any nature, including, but not limited to, loss of profits or income. The Company and the seller offer this product and the buyer and user

Disclaimer: Always refer to the label on the product before using Helena or any other product.

