

5905-545

8/19/2010

1 of 6



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

AUG 19 2010

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 5, 2010 for:

EPA Registration 5905-545 Sungro Combo Sulfur Dusting & Spray

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,

A handwritten signature in cursive script, reading "Rachel C. Halloman".

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

2016

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

Application for Pesticide - Section I

1. Company/Product Number 5905-545	2. EPA Product Manager Mary Waller	3. Proposed Classification <input checked="" type="checkbox"/> None Restricted
4. Company/Product (Name) Sungro Combo Sulfur Dusting & Spraying	PM# 21	
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		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
<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.	

AUG 19 2010

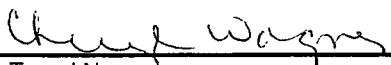
Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

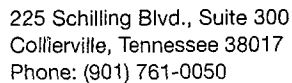
Notification of label change per PR Notice 2007-4. This notification is consistent with the provisions of PR Notice 2007-4 and EPA Regulations at 40 CFR 156.10, 154.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the confidential statement of formula of this product. 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:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<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		
* Certification must be submitted					
If "Yes" No. per Unit Packaging wgt. container		If "Yes" No. per Package wgt container			
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 50 lb. bag		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product		<input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ adhesive backed label <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)			
Name Catherine Byrd	Title Agent for Helena Chemical Company	Telephone No. (Include Area Code) (302) 234-2780	
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.			Date Application Received (Stamped)
2. Signature 		3. Title Agent for Helena Chemical Company	
4. Typed Name Catherine Byrd		5. Date	



cc: WRA Inc.

August 5, 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



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

Dear Ms. Waller:

Re: Sungro Combo Sulfur Dusting & Spraying
EPA Registration Number 5905-545
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:

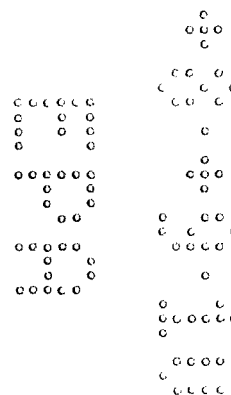
- Letter from Helena Chemical Company authorizing Wagner Regulatory to serve as Agent
- EPA Notification form (EPA Form 8570-1)
- One copy of revised labeling

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

Respectfully submitted,



Cheryl Wagner
Agent for Helena Chemical Company



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SPECIMEN LABEL

SUNGRO COMBO SULFUR DUSTING & SPRAYING

ACTIVE INGREDIENTS:

Sulfur.....90.0%

INERT INGREDIENTS:.....10.0%

TOTAL.....100.0%

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID

- | | |
|--------------------------------|--|
| IF IN EYES: | <ul style="list-style-type: none">• Hold eyelid 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 immediately for treatment advice. |
| IF SWALLOWED: | <ul style="list-style-type: none">• Call a poison control center or doctor immediately for treatment advice.• Do not induce vomiting unless told to do so by a poison control center or doctor.• Have person sip a glass of water if able to swallow.• Do not give anything to an unconscious or convulsing person. |
| 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 immediately 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. In case of emergency call, 800-424-9300.

EPA Reg. No. 5905-545

NET CONTENTS: 50 LBS.

EPA Est. No.

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

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Causes moderate eye irritation. Harmful if absorbed through skin. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap after handling.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical resistant gloves made of any waterproof material (such as Nitrile, Neoprene, and/or Barrier Laminate)

Disclaimer: Always refer to the label on the product before using Helena or any other product.
4Aug2010 revised storage & disposal

Shoes plus socks

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.

When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

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.

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.

PHYSICAL AND CHEMICAL HAZARDS

Sulfur dust suspended in air ignites easily. Keep away from heat, sparks, and flame. Do not smoke while applying this product.

CHEMIGATION PROHIBITION

Do not apply this product through any type of irrigation system

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.

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:

SPECIMEN LABEL

Coveralls
Chemical resistant gloves made of any waterproof material
(such as Nitrile, Neoprene, and/or Barrier Laminate)
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.

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.

OBSERVE THE FOLLOWING USE PRECAUTIONS

Sulfur may cause severe fruit and foliage injury to certain crops. Use only if local use has proved that sulfur does not damage crops in your area. Sulfur may burn foliage when temperature is high. Do not apply if temperature during, or within 3 days after application is expected to exceed 90° F.

Do not use within 2 weeks of an oil spray treatment or on citrus within 60 days. When growing crops for processing, consult the processor before applying sulfur.

CHEMIGATION PROHIBITION

Do not apply this product through any type of irrigation system.

APPLES, PEARS: Scab, Powdery mildew:

As a dust: Apply 30 to 40 lbs. per acre.

As a spray: Use 6 to 8 lbs. per 100 gals. Reduce Sulfur to 2 lbs. if hot weather threatens. Make first application in Green Tip Stage. Repeat application in Pink Bud Stage.

CITRUS: Rust Mites:

As a dust: Apply 80 lbs. per acre

As a spray: Use 80 lbs. per acre in sufficient water to cover. Begin application at first sign of damage and repeat as necessary. Rust mites should be controlled at all times of the year to prevent russetting of fruit and greasy spot of leaves.

PEACH: Brown rot blossom blight, Fruit brown rot, Scab:

As a dust: Apply 30 to 40 lbs. per acre

As a psray: Use 6 to 8 lbs. per 100 gallons in Pink, cover and preharvest sprays.

BEANS, PEAS: Powdery mildew, Rust:

As a dust: Apply 6 to 8 lbs. per acre.

As a spray: Use 6 to 8 lbs. per acre in sufficient water to cover. Start application as soon as the first true leaves form. Repeat every 8 to 14 days as necessary.

IMPORTANT: Use higher dosage rates during periods of heavy rainfall or rapid growth. Keep new growth covered with light uniform coating.

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 accept it, subject to the foregoing conditions of sale and limitation of warranty, liability and remedies.

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