

7401-267

06-18-2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

June 18, 2009

Voluntary Purchasing Groups, Inc.
230 N. FM 87
Bonham,
TX 75418

Subject: Application for Pesticide Notification (PRN 98-10)
H-Yield 5% Malathion Dust
EPA Reg. No. 7401-267
Application Dated May 20, 2009

Dear Ms. Oliver;

The Agency is in receipt of your filing of a revised Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6736 or electronically at Edwards.joanne@epa.gov.

Sincerely,

Joanne S. Edwards
Insecticide-Rodenticide Branch
Registration Division (7505P)
Office of Pesticide Programs

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060

Print Form



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 7401-267	2. EPA Product Manager Venus Eagle	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Hi-Yield 5% Malathion Dust	PM# 1	
5. Name and Address of Applicant (Include ZIP Code) Voluntary Purchasing Groups, Inc. 230 N. FM 87 Bonham, Texas 75418 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: <input checked="" type="checkbox"/> EPA Reg. No. JUN 17 2009 Product Name _____	

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.

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

Notification of label change relative to PR Notices 2008-1 and 2007-4. This notification is consistent with the guidance in PR Notices 2008-1 and 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146 and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to wilfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 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) _____		
* Certification must be submitted	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container			
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 & 4 lb.	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 checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input type="checkbox"/> Other _____		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Madhu Mandava	Title Agent for Voluntary Purchasing Groups, Inc.	Telephone No. (Include Area Code) 972-265-7924
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.		6. Date Application Received (Stamped)
2. Signature 	3. Title Agent for Voluntary Purchasing Groups, Inc.	
4. Typed Name Madhu Mandava	5. Date April 30, 2009	

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MANDAVA ASSOCIATES, LLC

CONSULTANTS IN SCIENCE, TECHNOLOGY AND REGULATORY AFFAIRS

6860 N Dallas Parkway, Suite 200, Plano, TX 75034

Telephone: (972) 265-7924 / Fax: (972)-265-7942 / E-MAIL: Madhu@Mandava.com / www.Mandava.com

May 20, 2009

Ms. Joanne Edwards
US EPA
Office of Pesticide Programs
Registration Division (7504P)
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

SUBJECT: EPA Registration Number: 7401-267; Hi-Yield 5% Malathion Dust;
Revised Notification Per PR Notices 2008-1 and 2007-4

Dear Ms. Edwards:

On behalf of Voluntary Purchasing Groups, Inc. (VPG), we are submitting revised notification for change in Storage and Disposal Statements per PR Notice 2007-4 and Environmental Hazards Statements per PR Notice 2008-1 for Hi-Yield 5% Malathion Dust (EPA Registration Number: 7401-267) per your letter dated April 10, 2009.

Enclosed with this submission, please find the following:

- 1) Revised Application for Pesticide Registration Notification
- 2) Two revised amended labels clearly marked
- 3) One original label

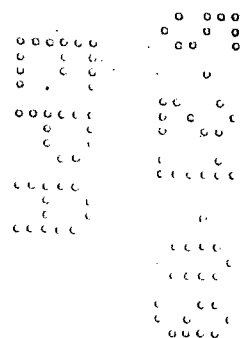
Please update the agency records in consideration of this notification.

If you have any questions regarding this submission, please contact me at (972) 265-7925.

Sincerely,



Leslie Oliver
Agent for Voluntary Purchasing Groups, Inc.



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[BACK/SIDE PANEL]

FIRST AID ORGANOPHOSPHATE PESTICIDE	
If swallowed	<ul style="list-style-type: none"> • Call 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 do so by the poison control center or doctor. • Do not give anything by mouth to an unconscious 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 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.
If inhaled	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-222-1222 or 1-800-900-4044 for emergency medical treatment information.</p>	
<p>NOTE TO PHYSICIAN: This product may cause cholinesterase inhibition. Atropine is antidotal. 2-PAM may be effective as an adjunct to atropine.</p>	

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

Harmful if swallowed. Avoid breathing dust. Avoid contact with skin, eyes and clothing. Wash thoroughly after handling and before eating or smoking. Remove and wash contaminated clothing before re-use.

ENVIRONMENTAL HAZARDS

This product is toxic to fish, aquatic invertebrates, and aquatic life stages of amphibians. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

[BACK/SIDE PANEL CONT'D]

This product is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

DIRECTIONS FOR USE

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

ORNAMENTALS

Using a bulb or other type of commercially available duster apply to the following Flowers and Ornaments before insects become numerous using sufficient dust to obtain light but thorough and even coverage of upper and lower sides of plant surface. Protect plants through the growing season by dusting at 7 to 14 day intervals and after heavy rains.

ROSES, FORSYTHIA, HYDRANGEA, PYRACANTHA, VIBURNUM, HOLLIES, BOXWOOD, AZALEAS, GLADIOLUS, DAHLIA, MARIGOLD, GERANIUM, PEONY, CHRYSANTHEMUM, DELPHINUM, RHODODENDRONS, ARBORVITAE, JUNIPERS, EUONYMUS, VIOLETS, PIERIS, JAPONICA AND LILAC – To control Aphids, Spider Mites, Leaf Miners, Thrips, White Flies, Japanese Beetles, Rose Leafhopper, Leafrollers, Fourlined Leaf Bug, Mealybugs, Tarnished Plant Bug, Lacebugs, Azalea Scale, Scurfy Scale, Euonymus Scale, Soft Brown Scale, Bagworms and Boxwood Leaf Miners.

CAUTION: Applications to ornamentals in bloom may cause injury to blooms. Do not apply to Hibiscus, Papaya, and certain ferns including Boston, Maiden Hair and Pteris as well as some species of Cressula.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in cool, dry area. Always store pesticides in the original container. Store away from food or pet food.

PESTICIDE DISPOSAL and CONTAINER HANDLING: Non-refillable container. Do not reuse this container.

If empty: Place in trash or offer for recycling if available.

If partly filled: Call your local solid waste for disposal instructions. Never place unused product down any indoor or outdoor drain.

[BACK/SIDE PANEL CONT'D]

NOTE: Buyer assumes all risks of use, storage or handling of this product not in strict accordance with directions given herewith. Voluntary Purchasing Groups, Inc. warrants this product to conform to the chemical description on the label and for the purposes stated on the label. The limit of any liability incurred shall be the purchase price paid by the user or buyer.

Released For Shipment By:

VOLUNTARY PURCHASING GROUPS, INC.

P. O. B o x 4 6 0
BONHAM, TEXAS 75418

EPA Registration No. 7401-267

EPA Est. No. 7401-TX-1

www.hiyield.com