

7401-443

6/23/2009

1 of 8



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUN 23 2009

Ms. Leslie Oliver
Mandava Associates, LLC
6860 N Dallas Parkway, Suite 200
Plano, TX 75034

Subject: Revised Notification Changes in PR Notice 2007-4 and PR Notice 2008-1

Dear Ms. Oliver:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 2008-1 dated April 30, 2009 for:

EPA Registration 7401-163 ✓

EPA Registration 7401-443

Ferti-Lome® A-C-G Insecticide & Fungicide

Ferti-Lome® Scalecide

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and 2008-1 and finds that the label change(s) requested falls within the scope of PRN-2007-4 and 2008-1. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, at 703 305-5409 or electronically at daniel.dani@epa.gov

Sincerely,

A handwritten signature in black ink, appearing to read "Dani Daniel".

Dani Daniel
Registration Division (7505P)
Insecticide/Rodenticide Branch

NOTIFICATION

2 of 8

Print Form

Please read instructions on reverse before completing form.

~~WIN 23 409~~

Form Approved, OMB No. 2070-0080

<p style="margin: 0;">United States Environmental Protection Agency Washington, DC 20460</p>	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 7401-443	2. EPA Product Manager Venus Eagle	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ferti-lome Scaledice	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 FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
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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:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No * Certification must be submitted	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" Unit Packaging wgt. No. per container	2. Type of Container <input checked="" type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container Pint	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 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	

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: 7401-443; ferti-lome Scalecide;
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 ferti-lome Scalecide (EPA Registration Number: 7401-443) 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

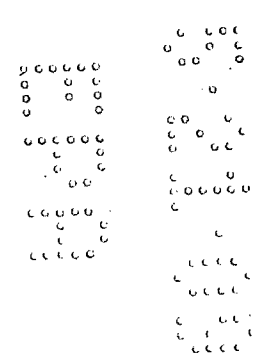
Please update the agency records in consideration of this notification.

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

Sincerely,



Leslie Oliver
Agent for Voluntary Purchasing Groups, Inc.



Attachment for Section II of form 8570-1

"Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 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 willfully 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."

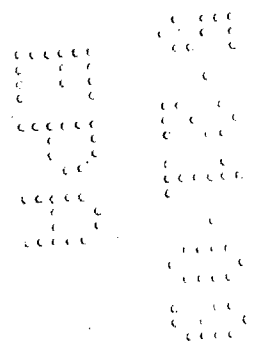
"Notification of label change relative to PR Notice 2008-1. This notification is consistent with the guidance in PR Notice 2008-1 and the requirements of EPA's regulations at 40 CFR 156.10, 40 CFR 156.80 and 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement 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 guidance of PR Notice 2008-1 and the requirements of 40 CFR 156.10, 40 CFR 156.80 and 40 CFR 152.46, 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."

Jessie Oliver

Signature

Agent for Voluntary Purchaing Groups, Inc.
Title

April 23, 2009
Date



6098

[BACK/SIDE LABEL PANEL]

FIRST AID

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.

If swallowed	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor for treatment advice. • Do not induce vomiting unless told to do so by the poison control center or doctor. • Do not give any liquid to the person. • 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.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed or inhaled. Avoid breathing vapors or spray mist. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing thoroughly before reuse. Do not get in eyes or on skin or clothing.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. 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. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.

[BACK/SIDE LABEL PANEL]

Scalecide® consists of a light viscosity, highly refined horticultural spray oil. It is effective in controlling the wintering insects listed below on **Trees:** Apple, Peach, Plum and Cherry. **Grapevines:** Blueberry, Raspberry and Blackberry. **Bushes:** Roses, Shade Trees, Evergreens and Ornamental Shrubs.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Please read all Directions for Use, before using this product.

GENERAL DILUTIONS AND APPLICATIONS: Add the required amount of this product to water in the spray tank to make the desired volume of spray mixture. Agitate before spraying and occasionally during application. Apply to thoroughly cover all plant surfaces and to penetrate the crevices in the twigs and branches as well as in the bark on trunk and limbs. Spray when the temperature is above 40°F and there is no danger of freezing. Do not apply as a foliar spray when temperature is above 80°F. Consult your Agriculture Extension Service for the proper timing of application in your area to obtain maximum insect control.

FRUIT INSECT CONTROL: APPLES: Dormant to 1/2" green tip stage-Use 2.5 fl. oz. per gallon of water for control of San Jose, Cottony Maple, European Fruit Lecanium Scales; also European Red Mite. Use 3.8 fl. oz. per gallon of water for Fruit Tree Leaf Roller and Scurfy Scale. **PEARS:** Pear Psylla-Use 2.5 fl. oz. per gallon of water-Dormant (before appreciable oviposition). Make second application one week later if adult psylla are still present. Use 3.8 fl. oz. per gallon of water-Dormant for Fruit Tree Leaf Roller and Pear Leaf Blister Mite. **PEACHES:** Use 2.5 fl. oz. per gallon of water in 1/2" green tip stage for Two-Spotted Spider Mite and European Red Mite. **CHERRIES:** Use 2.5 fl. oz. per gallon of water at bud burst for over wintering eggs of European Red and Two-Spotted Mites. **PLUMS:** Use 2.5 fl. oz. per gallon of water in the Dormant to 1/2" green tip stage to control European Red Mite, European Fruit Lecanium Scale. **GRAPES, BLACKBERRIES, and RASPBERRIES:** Use 2.5 fl. oz. per gallon water in dormant period for over wintering Mites.

ORNAMENTAL INSECT CONTROL: APHIDS (free living forms): Dormant-most deciduous plants. **AZALEA BARK SCALE:** Delayed Dormant-Azalea, Rhododendron, Andromeda. **COOLEY SPRUCE GALL ADELGID:** Before new growth starts, treat terminal twigs and bases of buds-Blue Spruce and Douglas Fir (Blue Spruce needles will lose blue color). **EASTERN SPRUCE GALL ADELGID:** Same as Cooley-Norway and White Spruce. **ELONGATE HEMLOCK SCALE:** Hemlock and Spruce. **EUONYMUS SCALE:** Delayed Dormant-Bittersweet and Pachysandra. **EUROPEAN FRUIT LECANIUM SCALE:** Dormant-Elm, Oak, Arborvitae. **EUROPEAN ELM SCALE:** Dormant-Elms. **EUROPEAN RED MITE:** Delayed Dormant-Crabapple, Mountain Ash, English Elm. **FLETCHER SCALE:** Before new growth starts Taxus and Arborvitae.

GOLDEN OAK SCALE: Before new growth starts-White, Chestnut and English Oaks. **HEMLOCK ERIOPHYID MITE:** Dormant-Surfaces of Hemlock needles. **HEMLOCK SCALE:** Before new growth starts-Canada and Carolina Hemlock. **HOLLYSCALE:** April or May-Hollies. **KERMES OAKSCALE:** Dormant-White and Red Oaks. **LECANIUM SCALES:** Dormant-Oak, Elm, Maple, Honey locust, Glowering Trees, Arborvitae, Taxus. **MAGNOLIA SCALE:** April-Magnolia. **MAPLE BLADDERGALL MITE:** April-Treat Twigs and Buds of Silver and Cut Leaf Maples. **OYSTER-SHELL SCALE:** Dormant-Willow, Lilac, Apple. **PINE BARK ADELGID:** April-White, Scots, and Austrian Pines. **PINE ERIOPHYID MITES:** Pines-when

needles begin elongate. **PINE NEEDLE SCALE:** April-White, Red Scots, Austrian and Mugho Pines, Spruce.

[BACK/SIDE LABEL PANEL]

SOUTHERN RED MITE: Dormant-flex and other Broadleaf Evergreens. **SPRUCE BUD SCALE:** April-Spruce. **SPRUCE SPIDER MITE:** April-Arborvitae, Hemlock, Spruce, Juniper, Cedar, Pines. **TAXUS PULVINAR SCALE:** April-Taxus. **TULIPTREE SCALE:** April-Tulip tree. **WHITE PINE APHID:** April-White Pine.

FOLIAR SPRAY: To control a wide range of mite and insect pests in the egg stage such as: Spider and Eriophyid Mites, Armored and Soft Scales, Mealybugs, Psyllids, Whiteflies, Aphids, Leafrollers, Leaf tiers, Webworms, Cankerworms, Plant Bugs, Leafhoppers, and Adelgids. Will kill other immature forms if spray covers the insect. **IN RESIDENTIAL GREENHOUSES:** Apply at intervals of not less than 60 days, nor more often than 3 times a year.

ADDITIONAL USE PRECAUTIONS: Keep oil container tightly closed in storage to prevent entry of water. All horticultural oils interfere with or slow plant transpiration and respiration during the period of evaporation. Do not apply during periods of drought or when plants exhibit moisture stress. Oil might remove the glaucous (blue) bloom from such evergreens as Colorado Blue Spruce and Koster Spruce. Use with caution & reduced dosage for summer application on Japanese Red Maple, Amur Maple & Black Walnut. Use with caution & reduced dosage for dormant application on Sugar Maple & Redbud.

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.

Buyer assumes all risks of use, storage or handling of this material 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. BOX 460
BONHAM, TEXAS 75418
EPA Reg. No. 7401-443
EPA Est. No. 7401-TX-1