

7501-42

12-12-2002

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



OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

DEC 12 2002

Mr. Dennis McFadden
Gustafson LLC
1400 Preston Road, Suite 400
Plano, Texas 75093

Subject: Gustafson Allegiance-FL
EPA File No.: 7501-42
Submission dated Oct 1, 2002

Dear Mr. McFadden:

The revised product labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable provided you make the following change:

1. The following must be added just after the "Agricultural Use Requirements" box:

"In California - Registered only for use in commercial seed treating establishments. Not registered for on-farm use.

USE RESTRICTIONS: Do not harvest mustard greens. Rape greens grown and harvested from Allegiance-FL treated seed must not be used for human food and feed consumption. Rapeseed grown and harvested from ALLEGIANCE-FL treated seed is only for use in industrial uses and can not be used for edible oil or any other human/feed consumption."

Note: These use restrictions appeared on your Nov 27, 2002 stamped label.

Submit one copy of the revised final printed label before releasing the product for shipment. A stamped copy of the label is enclosed for your records. If you have questions, contact my staff at (703) 308-6742 or electronically at mneilly.dennis@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Mary L. Waller".

Mary Waller
Product Manager (21)
Fungicide Branch
Registration Division (7505C)

42(S)102000A1
mustard, rapeseed,
increase sorghum rates

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GUSTAFSON ALLEGIANCE[®]-FL SEED TREATMENT FUNGICIDE

A SEED TREATMENT CHEMICAL FOR CONTROL OF SEED ROT AND DAMPING-OFF
DISEASES OF CERTAIN CROPS

ACTIVE INGREDIENTS:

Metalaxyl: N-(2,6-dimethylphenyl)-N-(methoxyacetyl)alanine methyl ester..... 28.35%

INERT INGREDIENTS:..... 71.65%

TOTAL 100.0%

Contains 2.65 lbs. Metalaxyl per gallon.

EPA Reg. No. 7501- 42

EPA Est. 7501-ID-1

NET CONTENTS:

ACCEPTED
with COMMENTS
In EPA Letter Dated

DEC 12 2002

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

7501-42

KEEP OUT OF REACH OF CHILDREN

WARNING AVISO

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

SEE ADDITIONAL PRECAUTIONARY STATEMENTS

A quality product manufactured by:

Gustafson 

Gustafson LLC
1400 Preston Rd., Suite 400
Plano, TX 75093
Questions? (972) 985-8877

KEEP OUT OF REACH OF CHILDREN**WARNING AVISO****PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND
DOMESTIC ANIMALS**

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

Causes skin irritation. Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Do not get on skin or on clothing. Avoid contact with eyes. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE): Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category E on an EPA chemical resistance category selection chart.

Applicators and other handlers must wear coveralls over short-sleeved shirt and short pants, socks and chemical-resistant footwear and chemical-resistant gloves (such as nitrile, butyl, neoprene, and/or barrier laminate). 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.

USER SAFETY RECOMMENDATIONS: Users should wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change clothing.

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 swallowed	<ul style="list-style-type: none"> • Call a 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 a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
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.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

**IN CASE OF AN EMERGENCY ENDANGERING LIFE OR PROPERTY INVOLVING THIS
PRODUCT,
CALL (800) 424-9300**

ENVIRONMENTAL HAZARDS

For terrestrial uses, do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not apply when weather conditions favor drift from treated areas. Do not contaminate water when disposing of equipment washwater or rinsate.

Groundwater Advisory: This chemical is known to leach through soil into groundwater under certain conditions as a result of agricultural use. Use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

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.

IMPORTANT: Read the entire **Directions for Use** and the **Limited Warranty Statement** before using this product.

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. Exception: if the seed is treated with the product and the treated seed is soil-injected or soil-incorporated, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated. 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, socks and chemical resistant footwear, chemical resistant gloves, such as barrier laminate or nitrile rubber or neoprene rubber or Viton and protective eyewear.

NOTE: Seed treated commercially or for sale must be dyed an unnatural color using an EPA approved dye before being sold. Federal law requires that bags containing treated seeds shall be labeled with the following information. "This seed has been treated with ALLEGIANCE-FL fungicide. Do not use for feed, food or oil purposes. Store away from feeds and foodstuffs."

ALLEGIANCE-FL is a systemic fungicide seed dressing specifically for control of systemic downy mildews, *Pythium* and *Phytophthora* spp. For control of other soilborne diseases, combination of Gustafson Captan and VITAVAX® registered formulations are compatible. Do not use with other seed treatment products unless previous experience assures compatibility.

ALLEGIANCE-FL may be applied as a water-based slurry with other registered seed treatment insecticides and fungicides through standard slurry or mist-type commercial seed treatment equipment.

NOTE: ALLEGIANCE-FL is a systemic fungicide having a specific mode of action. ALLEGIANCE-FL could be subject to development of resistant strains of fungi. Development of resistance cannot be predicted. Therefore, Gustafson LLC cannot assume liability for crop damage resulting from resistant strains of fungi. Consult your State Agricultural Experiment Station or Extension Service Specialist for guidance and ways to control any possible ALLEGIANCE-FL resistant strains of fungi which may occur.

FAILURE TO FOLLOW DIRECTIONS ON THIS LABEL MAY RESULT IN CROP INJURY OR POOR DISEASE CONTROL.

Canola* Mustard seed* Rapeseed*	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.25 - 0.5 fl. oz. per 100 lbs. of seed. *Not registered for use in California
Carrots*	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed. *Not registered for use in California
Cotton	For <i>Pythium</i> seed rot and damping-off: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75-1.5 fl. oz. per 100 lbs. of seed.
Soybeans	For <i>Pythium</i> damping-off and early season <i>Phytophthora</i> control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75-1.5 fl. oz. per 100 lbs. of seed.
Spinach*	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed. Do not apply ALLEGIANCE-FL to spinach which is destined to be grown in the greenhouse. Containers or bags containing ALLEGIANCE-FL-treated spinach seed must be labeled with this restriction. *Not registered for use in California.
Peanuts*	For <i>Pythium</i> seed rot and damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed. *Not registered for use in California.

Sorghum	For control of <i>Pythium</i> damping-off apply 0.375-0.75 fl. oz. of ALLEGIANCE-FL per 100 lbs. of seed applied as a seed treatment. For control of systemic downy mildew, apply 0.75 – 1.5 fl. oz. ALLEGIANCE-FL per 100 lbs. of seed on cultivars which possess sorghum downy mildew resistance. To those cultivars which do not possess resistance to a particular race of sorghum downy mildew in heavily infected areas with recent severe history, apply 3.0 fl. oz. of ALLEGIANCE-FL per 100 lbs. of seed as a seed treatment. Seed treated with 3.0 fl.oz. rate should be planted and not carried over to the following year. Only high quality sorghum seed (90% germination and above) should be treated with ALLEGIANCE-FL.
Sunflowers	For control of systemic downy mildew: Apply ALLEGIANCE-FL as a seed treatment at the rate of 1.5-3.0 fl. oz. per 100 lbs. of seed.
Beets, Garden	For control of <i>Pythium</i> damping-off: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed.
Forage Legumes	Alfalfa, clover, lespedeza, beans (for forage), soybeans (for forage), soybean hay, peanuts (for forage), peanut hay, peas (for forage), pea vine hay, cowpeas (for forage), cowpea hay, trefoil, vetch and velvet beans (for forage). For <i>Pythium</i> damping-off and early season <i>Phytophthora</i> control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75-1.5 fl. oz. per 100 lbs. of seed.
Grain Crops	Wheat, barley, rye, oats, millet, milo, corn (field corn, sweet corn and popcorn), buckwheat and triticale. For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. For systemic downy mildew control of sweet corn: Apply ALLEGIANCE-FL as a seed treatment at the rate of 1.5 fl. oz. per 100 lbs. of seed.
Rice*	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 - 1.5 fl. oz. per 100 lbs. of seed. If using ALLEGIANCE-FL treated rice do not use Ridomil for control of <i>Pythium</i> in water-seeded rice. *Not registered for use in California.
Seed and Pod Vegetables	Black-eyed peas, chickpeas (Garbanzos), cowpeas, dill, edible soybeans, field beans, field peas, garden peas, green beans, kidney beans, lima beans, lupines, navy beans, okra, peas, pole beans, snap beans, string beans, wax beans, and lentils. For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. For early season <i>Phytophthora</i> control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. For control of <i>Pythium</i> damping-off and systemic downy mildew of peas: Apply ALLEGIANCE-FL as a seed treatment at the rate of 1.5 fl. oz. per 100 lb. of seed.
Cucumbers*	For control of <i>Pythium</i> damping-off: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. *Not registered for use in California.
Turf Grasses	For <i>Pythium</i> damping-off control on golf courses, home lawns, reclamation and erosion control projects: Apply ALLEGIANCE-FL as a seed treatment at the rate of 1.5 fl. oz. per 100 lbs. of seed.
Forage Grasses	Grasses grown for hay, grazing or silage, corn (fodder or silage), sorghum (hay or silage), and small grain grown for hay, grazing or silage. For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed.
SEED TREATMENT-EXPORT USE:	
For treatment of the following seed for export only to countries requiring treatment with metalaxyl before importation.	
Brassica (Cole) Leafy Vegetables	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at the rate of 0.75-1.50 fl. oz. per 100 lbs. of seed.
Canola	For <i>Pythium</i> damping-off control: Apply Allegiance-FL as a seed treatment at the rate of 0.50 - 1.70 fl. oz. per 100 lbs. of seed. (32 - 110 ml per 100 kg of seed)
Corn	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed. For systemic downy mildew control: Apply ALLEGIANCE-FL as a seed treatment at 3.0 fl. oz. per 100 lbs. of seed.

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ALLEGIANCE™-FL

Cucurbit Vegetables	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed.
Fruiting Vegetables	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed.
Leafy Vegetables	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed.
Onions	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed.
Millet	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed. For systemic downy mildew control: Apply ALLEGIANCE-FL as a seed treatment at 2.5 fl. oz. per 100 lbs. of seed.
Peas	For <i>Pythium</i> damping-off and early season <i>Phytophthora</i> control: Apply ALLEGIANCE-FL as a seed treatment at 3.5 fl. oz. per 100 lbs. of seed.
Root and Tuber Vegetables	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed. Do not apply ALLEGIANCE-FL to potatoes.
Sorghum	For <i>Pythium</i> damping-off control: Apply ALLEGIANCE-FL as a seed treatment at 0.75-1.50 fl. oz. per 100 lbs. of seed. For systemic downy mildew control: Apply ALLEGIANCE-FL as a seed treatment at 5.25 fl. oz. per 100 lbs. of seed.
Sunflowers	For systemic downy mildew control: Apply ALLEGIANCE-FL as a seed treatment at 9.0 fl. oz. per 100 lbs. of seed.

Seed treated in accordance with the export use pattern must be labeled as follows:

**FOR EXPORT ONLY-
NOT FOR DOMESTIC SALES OR USE.**

DIRECTIONS FOR USE AT REDUCED RATES IN COMBINATION WITH OTHER FUNGICIDES

ALLEGIANCE-FL is a systemic fungicide seed dressing which may be applied in combination with other EPA-registered fungicides to aid in control of *Pythium*. ALLEGIANCE-FL may be applied as a water-based slurry through standard slurry or mist-type commercial seed treatment equipment.

Corn (field) Wheat, Oats, Barley, Rye	To aid in the control of seed decay and damping-off caused by <i>Pythium</i> : Apply ALLEGIANCE-FL as a commercial seed treatment at the rate 0.10 - 0.375 fl. oz. per 100 lbs. seed. Apply only in combination with EPA registered rates of Gustafson broad-spectrum seed treatment fungicides.
Soybeans, Field beans, Kidney beans, Navy beans, Pinto beans, Lentils, Peas	To aid in the control of seed decay and damping-off caused by <i>Pythium</i> : Apply ALLEGIANCE-FL as a commercial seed treatment at the rate 0.10-0.375 fl. oz. per 100 lbs. of seed. Apply in combination with EPA registered rates of broad-spectrum seed treatment fungicides.
Sunflowers	To aid in the control of seed decay and damping-off caused by <i>Pythium</i> : Apply ALLEGIANCE-FL as a commercial seed treatment at the rate 0.10-0.375 fl. oz. per 100 lbs. of seed. Apply in combination with EPA registered rates of broad-spectrum seed treatment fungicides.
Peanuts*	To aid in the control of seed decay and damping-off caused by <i>Pythium</i> : Apply ALLEGIANCE-FL as a commercial seed treatment at the rate 0.10-0.375 fl. oz. per 100 lbs. of seed. Apply in combination with EPA registered rates of broad-spectrum seed treatment fungicides. *Not registered for use in California.
Rice*	To aid in the control of seed decay and damping-off caused by <i>Pythium</i> : Apply ALLEGIANCE-FL as a commercial seed treatment at the rate 0.10-0.375 fl. oz. per 100 lbs. of seed. Apply in combination with EPA registered rates of broad-spectrum seed treatment fungicides. *Not registered for use in California.

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STORAGE AND DISPOSAL

PROHIBITIONS: Do not contaminate water, food or feed by storage, disposal, or by cleaning of equipment. Open dumping is prohibited. Do not reuse empty container.

STORAGE: Store in a cool dry location. Do not store in direct hot sunlight. Do not store above 90°F for prolonged periods of time. After prolonged storage in intense cold, allow product to return to approximately 75°F before using.

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: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities by burning. If burned, stay out of smoke.

NOTICE – READ CAREFULLY**CONDITIONS OF SALE AND LIMITED WARRANTY STATEMENT**

Treatment of highly mechanically damaged seed, or seed of known low vigor and poor quality, may result in reduced germination and/or reduction of seed and seedling vigor. Treat and conduct germination tests on a small portion of seed before committing the total seed lot to a selected chemical treatment. Due to seed quality conditions beyond the control of Gustafson LLC, no claims are made to guarantee germination of carry-over seed.

As its sole express warranty, Gustafson LLC warrants that this product conforms to the chemical description on the label and is reasonably fit for purposes stated on the label only when used in accordance with directions and instructions specified on the label, subject to the inherent risks set forth above. ONLY AS PERMITTED BY APPLICABLE LAW, IN THE EVENT OF A BREACH OF THIS LIMITED WARRANTY, GUSTAFSON LLC SHALL NOT BE LIABLE FOR CONSEQUENTIAL DAMAGES. SUBJECT TO APPLICABLE LAW, GUSTAFSON LLC NEITHER MAKES NOR AUTHORIZES ANY OF ITS AGENTS OR REPRESENTATIVES TO MAKE ANY WARRANTY OF FITNESS OR MERCHANTABILITY, GUARANTY OR REPRESENTATION, EXPRESS OR IMPLIED, CONCERNING THIS MATERIAL. Buyer assumes the responsibility to handle, use, and store this product in accordance with safety instructions and use directions contained on the label.

Buyer/User purchases this product subject to the foregoing Conditions of Sale and Limited Warranty which, subject to applicable law, may be varied only by a written agreement signed by a duly authorized representative of Gustafson LLC. If these terms are not acceptable, return all products to the place of purchase, unopened for a full refund.

RIDOMIL® is a trademark of NOVARTIS Crop Protection Inc. for mefenoxam
ALLEGIANCE® is a registered TM of Gustafson LLC, Plano, Texas
Gustafson (logo) is a registered TM of Gustafson LLC, Plano, Texas

