

7969-84

04-01-2010

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Craig D. Kleppe, PhD
BASF Corporation, Agricultural Products
PO BOX 13528, 26 Davis Drive
Research Triangle Park, NC 27709

APR 1 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4 and 98-10

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 98-10 dated February 10, 2010 for:

EPA Registration 7969-84 Bentazon Manufacturer's Concentrate

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4, and 98-10 and finds that the label change(s) requested falls within the scope of PRN-2007-4 and 98-10. 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 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs



<p>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 BASF Corporation / 7969-84	2. EPA Product Manager Kathryn Montague	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) BASF Corporation / Bentazon Manufacturer's Concentrate	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) BASF Corporation 26 Davis Drive, PO Box 13528 Research Triangle Park, NC 27709 <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 APR 1 - 2010
<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: Submission of revised master labeling for the manufacturer's concentrate of technical Bentazon including label changes for Container Disposal and other minor revisions.

See additional pages for certification statements applicable to PR Notices 98-10 and 2007-4.

No PRIA code/fee is applicable to this notification.

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) _____
<i>* Certification must be submitted</i>		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 bulk		5. Location of Label Directions <input checked="" type="checkbox"/> on label base accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph 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 Craig D. Kleppe	Title Product Registration Manager	Telephone No. (include Area Code) 919 547 2000 ext 2615
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 Product Registration Manager	
4. Typed Name Craig D. Kleppe	5. Date Feb 10, 2010	

Certification Statements for PR Notices

PR Notice 98-10

Notification of minor label changes per PR Notice 98-10. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 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 terms of PR Notice 98-10 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."

PR Notice 2007-4

Notification of label changes for container disposal language 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.

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February 10, 2010

U.S. Environmental Protection Agency
Office of Pesticide Programs (7505P)
Document Processing Desk 7504P (**NOTIF**)
Room S-4900
One Potomac Yard (South Building)
2777 South Crystal Drive
Arlington, VA 22202 U.S.A.
Attention: Ms. Kathryn Montague, Herbicide Branch, Product Manager, Team 23

RE: NOTIFICATION
Bentazon Manufacturer's Concentrate (EPA Reg.No. 7969-84)

Dear Ms. Montague:

With this letter as a notification, BASF is submitting a revised master label for the manufacturer's concentrate of technical **bentazon (EPA Reg.No. 7969-84)**. The following minor label revisions have been made:

1. **Liquid Statements** – between the title and the Active Ingredient statement on the label, the following "liquid" phrases were deleted because there were unnecessary and mis-leading:
 - "A liquid concentrate for formulating Basagran[®] herbicide"
 - "A soluble liquid containing"

The statements were replaced with the statement "For Formulating Purposes Only"

2. **Updated CONTAINER DISPOSAL** - revised **Container Disposal** section and inserted the new EPA-mandated text for Pesticide Container Disposal for Refillable Containers according to PR Notice 2007-4 (including the April 29, 2008 revision to 2007-4).
3. **Revised Conditions of Sale and Warranty** - revised the section according to the most current BASF version, including adding "EXEMPLARY"

Please find enclosed the following documentation to support this notification:

1. Application Form 8570-1
2. **Exhibit 1** is the revised technical label

Thank you for your continued assistance with **bentazon**. If you have any questions or concerns, please feel free to contact me.

Regards,

Craig D. Kleppe, Ph.D.
Product Registration Manager
craig.kleppec@basf.com, Tel 919-547-2615, Fax 919-547-2850

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The Chemical Company

Bentazon

Manufacturer's Concentrate

NOTIFICATION

APR 1 - 2010

For Formulating Purposes Only

Active Ingredient:

Sodium salt of bentazon* 55.9%

Other Ingredients: 44.1%

Total: 100.0%

*Equivalent to 51.2% bentazon (3-(1-methylethyl)-1H-2,1,3-benzothiadiazin-4 (3H)-one 2,2-dioxide)

EPA Reg. No. 7969-84

EPA Est. No. 7969-DEU-001

KEEP OUT OF REACH OF CHILDREN.

DANGER

Precautionary Statements

Hazards to Humans and Domestic Animals

DANGER. Corrosive. Causes irreversible eye damage. **DO NOT** get in eyes or clothing. Avoid contact with skin. Harmful if swallowed or absorbed through skin. Wear protective eyewear (goggles, face shield, or safety glasses). Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before re-use. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

FIRST AID

If in eyes	<ul style="list-style-type: none"> •Hold eyes open and rinse slowly and gently with water for 15 to 20 minutes. •Remove contact lenses, if present, after first 5 minutes; then continue rinsing eyes. •Call a poison control center or doctor for treatment advice.
If on skin or clothing	<ul style="list-style-type: none"> •Take off contaminated clothing. •Rinse skin immediately with plenty of water for 15 to 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.

Note to Physician: Probable mucosal damage may contraindicate the use of gastric lavage.

HOT LINE NUMBER

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact BASF Corporation for emergency medical treatment information: 1-800- 832-HELP (4357).

Environmental Hazards

DO NOT discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. **DO NOT** discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

In Case of Emergency

In case of large scale spillage in the U.S. regarding this product, call:

CHEMTREC 1-800-424-9300

BASF Corporation 1-800-832-HELP

In case of medical emergency regarding this product, call: 1) Your local doctor for immediate treatment. 2) Your local poison control center (hospital). 3) BASF Corporation 1-800-832-HELP. **Steps to be taken in case material is released or spilled:** Dike and contain spill with inert material (sand, earth, etc.) and transfer liquid and solid material to separate labeled containers for disposal. Remove contaminated clothing and wash affected skin areas with water. Wash clothing before reuse. Keep spill out of all sewers and open bodies of water.

Directions For Use

It is a violation of federal law to use this product in a manner inconsistent with its labeling. Only for formulation into a herbicide for (1) the following uses: alfalfa, beans, corn, peanuts, peas, pepper, peppermint, rice, sorghum, soybeans, spearmint, ornamental lawns and turf; (2) uses for which U.S. EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and (3) uses for experimental purposes that are in compliance with U.S. EPA requirements.

This product may be used to formulate products for any additional uses not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA data submission requirements regarding the support of such uses.

Storage and Disposal

DO NOT contaminate water, food or feed by storage or disposal.

Pesticide Storage: **DO NOT** allow this product to freeze.

Pesticide Disposal: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide or rinsate is a violation of federal law. If these wastes cannot be disposed of according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representatives at the nearest EPA Regional office for guidance.

Container Disposal: Refillable Container: Refill this container with pesticide only. **DO NOT** reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller.

To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10% full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

Conditions of Sale and Warranty

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**. **TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, EXEMPLARY, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.** BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

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Net contents:

Product of Germany.

BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709

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