

7969-157



10/20/2003

1/2

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

OCT 20 2003

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Melvin M Graben
BASF Corporation
P.O. Box 13528
Research Triangle Park, NC 27709-3528

Dear Mr. Graben:

Subject: Revised Labeling
Diflufenzopyr Technical Herbicide
EPA Registration No. 7969-157 ✓
Your Submission Dated September 22, 2003

The amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended is acceptable provided that you:

1. Make the labeling changes listed below before you release the product for shipment bearing the amended labeling:

- In the Environmental Hazards Section delete "Do not apply directly to water...equipment washwaters". These statements are appropriate for end use products not a manufacturing use product like this one. Refer to the Label Review Manual at the following internet site:

<http://www.epa.gov/oppfead1/labeling/lrm/chap-08.htm>

2. Submit one (1) copy of your final printed labeling before you release the product for shipment.

A stamped copy of the labeling is enclosed for your records. If you have any questions concerning this letter, please contact Mr. James Stone at 703-305-7391.

Sincerely yours,

A handwritten signature in cursive script that reads "Joanne I. Miller".

Joanne I. Miller
Product Manager (23)
Herbicide Branch
Registration Division (7505C)

Enclosure

ACCEPTED
with COMMENTS
In EPA Letter Dated
OCT 20 2003

BASF

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

7969-157

Di flufenzopyr

technical herbicide

For manufacturing purposes only

Active ingredients:

Di flufenzopyr: 2-(1-[[[3,5-difluorophenylamino]
carbonyl]-hydrazono]ethyl)-3-pyridinecarboxylic acid.....99.1%

Inert ingredients:0.9%

Total:100.0%

EPA Reg. No. 7969-157

EPA Est. No.

KEEP OUT OF REACH OF CHILDREN. CAUTION

Precautionary Statements

Hazards to Humans and Domestic Animals

CAUTION. Causes moderate eye irritation. Avoid contact with eyes, skin, or clothing.

Environmental Hazard Statement

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 equipment washwaters. 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:

CHEMTRAC.....800-424-9300

BASF Corporation.....800-832-HELP (4357)

In case of emergency regarding this product, call:

1. Your local doctor for immediate treatment.
2. Your local poison control center (hospital).
3. BASF Corporation 800-832-HELP.

Net Contents: _____

BASF Corporation
26 Davis Drive, Research Triangle Park, NC 27709

FIRST AID

If in eyes

- Hold eye open and rinse slowly and gently with water for 15-20 minutes.
- Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye.
- Call a poison control center or doctor for treatment advice.

If on skin or clothing

- 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.

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).

Directions For Use

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. This technical material may only be used to produce formulations that are registered or exempted from registration by the U.S. EPA. If it is desired to produce formulations that do not have prior approval, the producer of such formulations is responsible for providing all necessary data and for obtaining registration.

Only for formulation into a herbicide for (1) the following use(s): corn, pasture, rangeland, and noncropland sites; (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 for their formulated products.

This product may be used to formulate products for specific uses not listed on the manufacturing use label if the formulator, user group, or grower has complied with the U.S. EPA data submission requirements regarding support of such uses. The user is solely responsible for determination of suitability of the use of this product for any specific purpose, any manufacturing practice employed, and adoption of such safety precautions as may be necessary.

Storage and Disposal

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

Pesticide Storage: Store in original container in a well-ventilated area separately from fertilizer, feed and foodstuffs. Avoid cross-contamination with other pesticides. Spillage or leakage should be contained, carefully swept up, and collected for disposal. Wash area of spill with detergent and water.

Pesticide Disposal: Triple rinse pesticide from containers and use rinsates in the formulation process. Wastes resulting from the use of this product may be disposed of at an approved waste disposal facility.

Container Disposal:

Plastic or Metal: After triple rinse (or equivalent), offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill or by other procedures approved by state and local authorities, such as burning of plastic containers. If burned, stay out of smoke.

Fiber drums with liners: Completely empty liner by shaking and tapping both sides and bottom to loosen clinging particles. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner.

Conditions of Sale and Warranty

The **Directions For Use** of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and should be followed carefully. However, it is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness or other unintended consequences may result, because of such factors as weather conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. All such risks shall be assumed by the Buyer. 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**, subject to the inherent risks, referred to above. BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. IN NO CASE SHALL BASF OR THE SELLER BE LIABLE FOR CONSEQUENTIAL, 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.

2/2