

7969-266

12/18/2009

1/4



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Charlotte A. Sanson
BASF Corporation
26 Davis Drive
P.O. Box 13528
Research Triangle Park, North Carolina 27709

DEC 18 2009

Subject: Stamina™ Fungicide Seed Treatment
EPA Registration Number 7969-266
Decision D404877: The supplemental label submitted by
e-mail on September 23, 2009 (superseding the
supplemental label submitted on December 10, 2008)

Dear Ms. Sanson,

The supplemental label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable, provided that you comply with the following conditions. A stamped copy of the supplemental label is enclosed for your records. Submit one copy of your final printed labeling before you release the product for shipment.

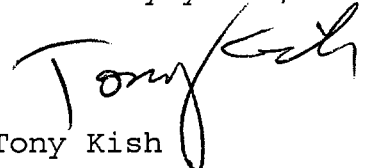
1. Make the following change to the label.

- Change the second sentence in the "NOTE:" in the "Application Information" section on the first page from "This seed has been treated with pyraclostrobin fungicide." to "This seed has been treated with pyraclostrobin."

2. A satisfactory Immunotoxicity (Guideline Requirement Number 870-7800) study of Pyraclostrobin must be submitted by no later than September 30, 2011. Please feel free to contact us about study design prior to commencement of the study.

If you have any questions about this letter, please contact John Bazuin at (703)305-7381.

Sincerely yours,



Tony Kish
Product Manager 22
Fungicide Branch
Registration Division (7505P)

Attachment: Supplemental label stamped "ACCEPTED with COMMENTS"



The Chemical Company



Supplemental Label

Accepted with COMMENTS
For use in oats and rapeseed In EPA Letter Dated

DEC 18 2009

EPA Reg. No. 7969-266

Under the Federal Insecticide, Fungicide, and Rodenticide Act registered under EPA Reg. No. 7969-266

Active Ingredient*:

pyraclostrobin: (carbamic acid, [2-[[[1-(4-chlorophenyl)-1H-pyrazol-3-yl]oxy]methyl]phenylidene, methyl ester) methoxy-, methyl ester)

Other Ingredients:

Total: 81.6%
100.0%

* Equivalent to 1.67 pounds of pyraclostrobin per gallon.

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. Only protected handlers may be in the area during application. Refer to the **Stamina™ fungicide seed treatment** main label, EPA Reg. No. 7969-266, for complete **Directions For Use** and all applicable restrictions and precautions. User must have the full **Stamina** container label and this supplemental label in possession at the time of pesticide application.

General Information

Stamina is a broad-spectrum fungicide that provides preventive seed and seedling protection from several seed and seedborne diseases.

Due to the minimal amounts of **Stamina** applied to the seed that relocate to the upper parts of the plant, the potential for development of resistance is extremely low. Refer to the **Stamina** main label for general resistance management information.

Application Information

Stamina can be used in both commercial seed treatment facilities and on-farm systems. Refer to the **Stamina** main label for specific seed treatment instructions.

NOTE: Federal law requires that bags of treated seeds shall be labeled with the following: "This seed has been treated with pyraclostrobin fungicide. **DO NOT** use for food, feed or oil purposes. Store away from food and feedstuffs. When opening this bag or loading, pouring, or handling the treated seed, wear long-sleeved shirt, long pants, shoes, socks, and chemical-resistant gloves made of any waterproof material. After the seeds have been planted in soil or other planting media, **DO NOT** enter or allow worker entry into areas

with treated seeds for 12 hours, except that workers may enter the areas with treated seeds without restriction if there will be no worker contact with the soil/media subsurface."

Stamina Crop-specific Use Directions for Seed Treatment

Crop	Target Disease	Product use rate fl ozs/100 lbs seed (lb ai/100 lbs seed)
Oats	Seed and seedling disease (damping-off) caused by <i>Rhizoctonia solani</i> ; seedborne fungi causing seed decay, seedling damping off. Suppression of common root rot (<i>Cochliobolus</i> sp.), <i>Fusarium</i> seed rot and seedling blight (<i>Fusarium</i> spp.)	0.4 to 0.8 (0.005 to 0.01)
Rapeseed (includes canola and crambe)	Seedborne fungi causing seed decay, seedling damping off*. Suppression of seed and seedling disease (damping off) caused by <i>Rhizoctonia solani</i> .	1.5 to 3.1 (0.02 to 0.04)

*For control of seed and seedling disease (damping off) caused by *Pythium* spp. use **Stamina** in conjunction with labeled rates of a mefenoxam- or metalaxyl-containing seed treatment product.

4/4

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 must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as the presence of other or untested or unapproved materials, seed of low quality or low vigor or low germination, use of the product in a manner inconsistent with its labeling, misapplication of the product, or weather conditions at planting or environmental conditions during seed storage, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. To the extent consistent with applicable law, 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.

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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