

7969-283

10/20/2014

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460



OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

OCT 20 2014

Mr. John (Jack) Arthur
BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709-3528

Subjects: PRIA Label Amendment – New Uses; Conditional Data Satisfaction
Petition 3E8211 (D484338) - apricot; cherry subgroup 12-12A; small, vine climbing fruit, except fuzzy kiwifruit, subgroup 13-07F; hops, peach subgroup 12-12B; cucurbit vegetable group 9
Petition 3F8187 (D480741) - fruiting vegetable group 8-10
Petition 3F8163 (D476555) - pome fruit group 11-10
Product Name: “Metrafenone Fungicide” (a technical product)
EPA Registration Number: 7969-283
Application Dates: 3/11/13 (D476552); 6/26/13 (480739); 9/30/13 (484334)

Dear Mr. Arthur:

The new uses referred to above, submitted under the Federal Insecticide, Fungicide and Rodenticide Act, as amended are acceptable under FIFRA sec 3(c)(5). You must submit and/or cite all data required for registration/registration review of your product when the Agency requires all registrants of similar products to submit such data.

Conditional Data Satisfaction –

The data with these submissions have been reviewed and found to be acceptable:

Decision 447063 – submission dated 2/23/11 – clarification request of ecotox conditional data

Decision 472590 – submission dated 11/13/12 with these MRIDs:

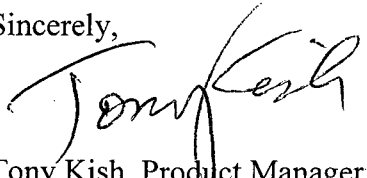
- 48981302 – immunotox
- 48981303 – validation of multiresidue Quechers method
- 48981304 – ILV of Quechers method
- 48981305 – extractability of residues in metabolism studies
- 48981306 – cucumber extractability
- 48981307 – cucumber metabolism
- 48981308 – storage stability in plant matrices
- 48981309 - zebra finch
- 48981310 – fathead minnow, acute
- 48981311 – fathead minnow, chronic
- 48981312 – Daphnia, chronic
- 48981313 – Mysid shrimp, 96 hour
- 48981314 – Lemna
- 48981315 – Skeletonema
- 48981316 – Anabaena

- 48981317 – Green algae
- 48981318 – Fresh water diatom
- 48981320 – Amphipod
- 48981321 - Chironomous

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one (1) copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). If you have any questions, please contact Heather Garvie by phone at 703-308-0034, or via email at garvie.heather@epa.gov.

Sincerely,



Tony Kish, Product Manager 22
Fungicides Branch
Registration Division (7505P)
Office of Pesticide Programs

Attachments: Stamped label



The Chemical Company

Metrafenone Fungicide

A technical product for use in fungicide formulations

Active Ingredient: metrafenone:

(3-bromo-6-methoxy-2-methylphenyl)(2,3,4-trimethoxy-6-methylphenyl)methanone

Other Ingredients: 99.4%
Total: 0.6%
100.0%

EPA Reg. No. 7969 - 283

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. Harmful if absorbed through skin, swallowed or inhaled. Avoid breathing dust. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

Environmental Hazards Statement

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 into 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 (4357)

In case of emergency regarding this product, call:

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

ACCEPTED
10/20/2014
Under the Federal Insecticide, Fungicide
and Rodenticide Act as amended, for the
pesticide registered under
EPA Reg. No. 7969-283

BASF Corporation

26 Davis Drive, Research Triangle Park, NC 27709

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007969-00283.20130619d.NVA 2013-13-331-0081

FIRST AID

- | | |
|-------------------------------|--|
| 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 first 5 minutes, then continue rinsing eye. 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 15-20 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 to an unconscious person. Move person to fresh air. |
| If inhaled | <ul style="list-style-type: none"> 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. |

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.

READ THIS LABEL! Read this entire label and follow all use directions and use precautions.

This pesticide may be used only to formulate fungicides for:

1. **Terrestrial food crops** - for use on Apricot; Cherry, subgroup 12-12A; Hops; Fruit, pome, crop group 11-10; Fruit, small, vine climbing, except fuzzy kiwifruit, subgroup 13-07F; Grapes; Peach, subgroup 12-12B; Vegetable, cucurbit, group 9; Vegetable, fruiting, group 8-10.
2. Uses which the 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 technical 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: 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.

Pesticide Disposal: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate violates federal law. If these wastes cannot be disposed of according to label instructions, contact the state agency responsible for pesticide regulation or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

Container Handling: (supersack): Nonrefillable Container. DO NOT reuse or refill this container. Completely empty bag into application equipment; then dispose of empty bag in a sanitary landfill or by incineration, or by other procedures approved by state and local authorities.

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, 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, 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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