

8730-63

09-22-2009

1/5



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

September 22, 2009

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Priscilla MacLean
Product Development Manager
Aberdeen Road Company d/b/a Hercon Environmental
P.O. Box 435
Emigsville, PA 17318

RE: Product Name: Hercon Disrupt CM-Xtra
EPA Reg. No: 8730-63
Application for Label Notification Dated August 24, 2009 to revise the
storage and disposal statement

Dear Mrs. MacLean:

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticide Registration (PR) Notice 98-10 dated above. A preliminary screen of this request has been conducted for its applicability under PR Notice 98-10 and it has been determined that the action(s) requested falls within the scope of PR Notice 98-10. Our records have been duly noted, and the label submitted with this application has been stamped "Notification, received and reviewed" and will be placed accordingly in our records.

If you have any questions concerning this action, please feel free to contact Ms. Menyon Adams at (703) 347-8496 or email at adams.menyon@epa.gov.

Sincerely,

Linda Hollis

Linda Hollis, Chief
Biochemical Pesticides Branch
Biopesticides and Pollution Prevention
Division (7511P)



United States
Environmental Protection Agency
Washington, DC 20460

5: 10/11

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 8730-63	2. EPA Product Manager Linda Hollis	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Hercon Disrupt CM-Xtra	PM# BPPD #91	
5. Name and Address of Applicant (Include ZIP Code) Aberdeen Road Company d/b/a Hercon Environmental P.O. Box 435 Emigsville, PA 17318 <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: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to NOTIFICATION
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> Agency letter dated _____
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> "Me Too" Application. Date Reviewed: <u>09/22/09</u>
	<input type="checkbox"/> Other - Explain below. Reviewed By: <u>MKA</u>

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change 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. See Cover letter.

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 type="checkbox"/> Plastic
* Certification must be submitted				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		<input checked="" type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container 9" X 9" pouch	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling 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 Priscilla MacLean		Title Product Development Mgr		Telephone No. (Include Area Code)	
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 <i>Priscilla MacLean</i>		3. Title Product Development Manager			
4. Typed Name Priscilla MacLean		5. Date Aug 24, 2009			



HERCON ENVIRONMENTAL
Aberdeen Road, P.O. Box 435
Emigsville, PA 17318-0435 U.S.A.
Phone (717) 764-1192 • Fax (717) 767-1016

August 24, 2009

Ms Linda Hollis (PM# 91)
Biopesticide and Pollution Prevention Division (7504P)
Office of Pesticide Programs
US Environmental Protection Agency
One Potomac Yard, 2777 South Crystal Dr.
Arlington, VA 22202-4501

Subject: Notification of Label Change per PR Notice 2007-4
Hercon® Disrupt CM-Xtra, EPA Reg. No. 8730-63

Dear Ms Hollis,

This submission is a notification of label change for the Hercon Disrupt CM-Xtra registered product (EPA Reg. No. 8730-63). The notification amends the storage and disposal section of the label per PR Notice 2007-4. The following changes were made to the Storage and Disposal section found in this master label:

- A statement identifying the container as nonrefillable and not for reuse
- A statement on recycling of the container
- Updated disposal instructions
- Batch Codes

Complete Certification Statement

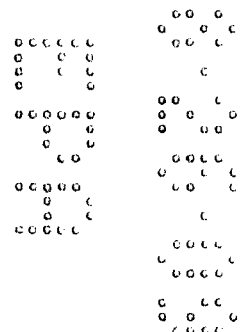
"Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146 and 156.156. No other changes have been made to the labeling or the Confidential Statement of 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."

Enclosed is the Notification form, this cover letter, a copy of the label with changes and a clean copy with the changes.

If you have questions or need further information please contact me at (717) 779-2018 or email me at pmaclean@herconenviron.com.

Sincerely,

Priscilla MacLean
Hercon Environmental
Product Development Manager
P.O. Box 435
Emigsville, PA 17318



**HERCON® DISRUPT® CM-Xtra
MATING DISRUPTANT**

For control of Codling Moth, *Cydia pomonella* (L.)

DISRUPT CM-Xtra Mating Disruptant is a behavior modifying biochemical product (pheromone) for control of infestations and damage caused by the codling moth, *Cydia pomonella* and hickory shuck worm, *Cydia caryana*. The codling moth pheromone is contained in, and released from, a hand-applied, solid matrix laminate dispenser.

ACTIVE INGREDIENT:

(E, E)-8, 10-Dodecadien-1-ol..... **6.75%**

OTHER INGREDIENTS..... **93.25%**

TOTAL..... **100.00%**

NET WEIGHT: 180mg pheromone active ingredient (A.I./dispenser)

NET CONTENTS: 100 dispensers/pouch

Batch Code _____

KEEP OUT OF REACH OF CHILDREN

CAUTION

READ DIRECTIONS AND PRECAUTIONARY STATEMENTS BEFORE USE

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if swallowed, absorbed through skin, or inhaled. Causes moderate eye irritation. Avoid contact with skin, eyes and clothing. Do not touch the eyes while handling or attaching the dispensers. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling and before eating, chewing gum, using tobacco products or using the toilet.

FIRST AID:

IF SWALLOWED

- 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 by a poison control center or doctor.
- Do not give anything to an unconscious person.

IF IN EYES:

- 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.

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.

IF INHALED:

- Move person to fresh air.
- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible
- Call a poison control center or doctor for further treatment advice.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. For emergency medical information concerning this product, call the National Pesticide Information Center (NPIC) at 1-800-858-7378 seven days a week, 6:30 am to 4:30 pm PST (NPIC website www.npic.orst.edu). After 4:30 pm PST call your poison control center at 1-800-222-1222

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 contaminate water when disposing of equipment washwaters or rinsate.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.
CROP: For use on apple, peach, pear, pecan. Plum, prune, nectarine, quince and walnut trees or where codling moth and hickory shuckworm are a problem

RATE: The application rate of DISRUPT CM-Xtra is 100 dispensers per half acre. This is equivalent to 36 grams of codling moth pheromone AI per acre. Reapply DISRUPT CM-Xtra after 160 days, or sooner if needed, based on local conditions, monitoring results and field scouting. Do not exceed a total application rate of 150 grams AI per acre per year.

APPLICATION: Do not open pouches until ready to use. Do not use DISRUPT CM-Xtra from damaged, punctured or unsealed bags. Apply the first DISRUPT CM-Xtra treatment early in the season just prior to the first codling moth emergence. Monitor for infestation with pheromone-baited trap (such as the HERCON® LURETAPE® CM and SCOUT® TRAPS) and by visual inspection of trees and fruit. Place monitoring traps in the orchard before handling DISRUPT CM Xtra. Begin monitoring early and continue throughout the season to help assess treatment effectiveness. Monitor treatments closely, particularly for secondary pests such as leafrollers. If the product is placed in the field after biofix or populations are considered high, supplemental sprays are needed to bring the larval population under control. Decisions to use supplemental sprays are based on trap monitoring, field scouting and degree day models for your area. Consult your local extension agent or pest control advisor for more information on mating disruption techniques.

Remove dispenser from pouch and apply by hand (or suitable applicator pole) to limbs of crop to be protected. Apply dispensers evenly at the 200 dispenser per acre rate throughout treatment blocks. Attach dispensers securely to lateral branches in the upper 1/3 (third) of the tree canopy by pushing the center notch of the dispenser clip onto a branch of suitable size. Do not place dispenser on the central or leader branch. Girdling may occur if dispenser clip is forced on to a limb that is too large. Dispensers placed on limbs that are too small may become detached and fall to the ground. Reseal any unused dispensers in pouches immediately after use and store.

PESTICIDE STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in original pouches in a cool dry place until used. Reseal any unused pouches immediately after use and store in cool dry place preferably in a refrigerator
Do not store with food

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: Non-refillable container. Do not reuse or refill this pouch. Dispose of empty pouch in a sanitary landfill or if allowed by state or local authorities, by burning. If burned stay out of smoke.

EPA Est. No. 8730-PA-1

EPA Reg. No. 8730-63

Made in USA by:

REV 081909

Aberdeen Road Company P.O. Box 435 Emigsville, PA 17318-0435

866-4-HERCON

WARRANTY AND DISCLAIMER STATEMENTS

Hercon Environmental warrants that this material conforms to the chemical description on the label. Hercon Environmental neither makes, nor authorizes any agent or representative to make, any other warranty of fitness or of merchantability, guarantee or representation, express or implied, concerning this material. Hercon Environmental's maximum liability for breach of this warranty shall not exceed the purchase price of this product. Buyer and user acknowledge and assume all risks and liabilities resulting from the handling, storage and use of this material, not in conformance with the label...

®"HERCON" and "DISRUPT" are trademarks of Aberdeen Road Company

5/1-5

NOTIFICATION

Date Reviewed: 09/22/09

Reviewed By: MICA

MEMORANDUM

TO: SAC, [illegible]

FROM: [illegible]

SUBJECT: [illegible]

RE: [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]