10163-211

9 04 2007



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

> OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Andrea Winburn Gowan Company P.O. Box 5569 Yuma, AZ 85366

SEP 4 2007

Dear Ms. Winburn:

Subject:

Labeling Amendment; Removal of Grapes Gowan Dimethoate Technical EPA Registration No. 10163-211 Submission Date: July 31, 2007

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable with the following provisions:

- 1. Within the NOTICE OF CONDITIONS OF SALE AND WARRANTY AND LIABILITY LIMITATIONS section of the label, revise the sentence "GOWAN COMPANY MAKES NO OTHER EXPRESS OF IMPLIED WARRANTY..." to read "TO THE EXTENT ALLOWED BY APPLICABLE LAW, GOWN COMPANY MAKEWS NO OTHER EXPRESS OR IMPLIED WARRANTY..."
- 2. Within the NOTICE OF CONDITIONS OF SALE AND WARRANTY AND LIABILITY LIMITATIONS section of the label, revise the sentence "BUYER'S OR USER'S EXCLUSIVE REMEDY AND GOWAN ..." to read "TO THE EXTENT ALLOWED BY APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY AND GOWAN..."

A stamped copy is enclosed for your records. Please submit one (1) final printed copy for the referenced label, incorporating the above changes, before releasing the product for shipment. If you have any questions regarding this letter, please contact me at (703) 306-0415.

Sincerely

Kable Bo Davis Entomologist Insecticide-Rodenticide Branch Registration Division (7505P)

Enclosure

GOWAN DIMETHOATE TECHNICAL

FOR MANUFACTURING USE ONLY

Active Ingredient: Dimethoate:

% By Wt. Total 100.0%

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्P.Q: Box 5569

Yuma, AZ 85366

KEEP OUT OF REACH OF CHILDREN WARNING - AVISO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

	FIRST AID
	ORGANGOPHOSPHATE INSECTICIDE
If inhaled	 Move person to fresh air. 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.
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 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 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 do so by the poison control center or doctor Do not give anything by mouth to an unconscious person.
·····	HOT LINE NUMBER
	r or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1- ncy medical treatment information.
	NOTE TO PHYSICIAN

This product is an organophosphate insecticide. If symptoms of cholinesterase inhibition are present, atropine sulfate by injection is antidotal. 2-PAM is also antidotal and may be administered, but only in conjunction with atropine.

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Harmful and may be fatal if swallowed, inhaled, or absorbed through skin. Causes substantial but temporary eye enjury. Avoid contact with skin, eyes, or clothing. Avoid breathing vapor or spray mist. Wear protective clothing, rubber gloves and a mask or pesticide respirator jointly approved by the Mining Enforcement and Safety Administration and the National Instutue for Safety and Health. Wash thoroughly with soap and water after handling and before eating, drinking, using the toilet, chewing gum or using tobacco. Remove contaminated clothing and wash before reuse. Avoid contaminiation of food and feed.

ENVIRONMENTAL HAZARDS

This product is toxic to wildlife and equatic invertebrates. 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 Ellimination 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 sewage treatment plant authority. For guidance, contact your Regional Office of the Environmental Protection Agency. cccc

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GALLONS

EPA Reg. No. 10163-211 EPA Est. No. 67ACCEPTED with COMMENTS In EPA Lotter Dated:

4 2007 SEP

Under the Federal Insecticide. Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 1016 ጌ

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. This pesticide is for the further manufacture of formlated insecticides only. Formulators using this product are responsible for obtaining EPA registration for their formulated products. Only for formulation into insecticide products for the following uses:

TERRESTRIAL NONDOMESTIC FOOD CROPS: alfalfa, alfalfa (seed only), beans (snap, dry and lima), broccoli, citrus (grapefruit, oranges, lemon, and tangerine), melons, cauliflower, celery, cherries, field corn, endive (escarole), kale, leaf lettuce, mustard greens, pears, peas, peppers, potatoes, Swiss chard, tomatoes, turnips, wheat, cotton, pecans, safflower, sorghum (milo), soybeans.

TERRESTRIAL NONDOMESTIC NONFOOD USES: non-bearing citrus (trees that will not bear fruit for one year and nursery stock). (24(c) registrations: roadsides, grass grown for seed, cacti and succulents, ferns and foliated potted plants.)

STORAGE AND DISPOSAL

DO NOT: Contaminate water, food, or feed by storage or disposal. Open dumping is prohibited

STORAGE: Store in a secure, cool, dry place and keep container tightly closed. Dimethoate is stable for a long period when stored under temperatures not exceeding 20/23°C (68-74°F). Dimethoate should not be heated above 35°C (95°F). At higher temperatures dimethoate will decompose rapidly.

DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of federal law. If pesticide, spray mixture or rinsate cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER: Triple rinse (or equivalent). Then puncture and dispose of in a sanitary landfill, offer for recycling, or incinerate, or burn, if allowed by state and local authorities. Stay out of smoke from burning container.

For minor spills, leaks, etc: follow all precautions indicated on this label and clean up immediately. Take special care to avoid contamination of equipment and facilities during cleanup and disposal of wastes.

FOR 24 HOUR EMERGENCY ASSISTANCE (SPILL, LEAK OR FIRE), CALL CHEMTREC ® (800) 424-9300. For other product information, contact Gowan Company or see

Material Safety Data Sheet.

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NOTICE OF CONDITIONS OF SALE AND WARRANTY AND LIABILTY LIMITATIONS

Important: Read the entire Directions for Use and Notice of Conditions of Sale and Warranty and Liability Limitations before using this product. If terms are not acceptable return the unopened container for a full refund.

Our recommendations for use of this product are based on tests believed to be reliable. However, it is impossible to eliminate all risk associated with the use of this product. Crop injury, inadequate performance, or other unintended consequences may result due to soil or weather conditions, off target movement, presence of other materials, method of use or application, and other factors, all of which are beyond the control of Gowan Company. All such risks shall be assumed by the Buyer and User.

Gowan Company warrants that his product conforms to the specifications on the label and is reasonably fit for the intended purpose referred to on the label when used in strict conformance with Direction for Use, subject to the above stated risk limitations. GOWAN COMPANY MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHENTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY

BUYER'S OR USER'S EXCLUSIVE REMEDY AND GOWAN COMPANY'S EXCLUSIVE LIABILITY FOR ANY AND ALL LOSSES, INJURIES OR DAMMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, OR ANY OTHER LEGAL THEORY IS STRICTLY LIMITED TO THE PURCHASE PRICE PAID OR REPLACEMENT OF PRODUCT, AT GOWAN COMPANY'S SOLE DISCRETION.

EPA TEXT: Dimethoate Technical (sent to EPA 7-31-07)

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