

10163-264

4/22/2010

1 of 5



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

APR 22 2010

Ms Kyla Smith
Gowan Company
P.O. Box 55569
Yuma, AZ 85366-5569

Subject: Revised Storage and Disposal and Warranty Statements

Dear Ms. Smith:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 and 2007-4 dated April 8, 2010 for:

EPA Registration 10163-264

Formetanate Hydrochloride

The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and 2007-4 finds that the label change(s) requested falls within the scope of 98-10 and PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, call me at 703 305-5409 or electronically at daniel.dani@epa.gov.

Sincerely,

Dani Daniel
Registration Division (7504P)
Insecticide/Rodenticide Branch

2095

PrintForm

NOTIFICATION

	United States Environmental Protection Agency Washington, DC 20480	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
	APP 2010 Agency 2010		
	Application for Pesticide - Section I		

1. Company/Product Number 10163-264	2. EPA Product Manager Dani daniel	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Formetanate Hydrochloride	PM# 01	
5. Name and Address of Applicant (Include ZIP Code) <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: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

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

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> 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 Kyla S. Smith	Title Registration Specialist	Telephone No. (Include Area Code) 928-819-1531
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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 	3. Title Registration Specialist	
4. Typed Name Kyla S. Smith	5. Date 4-8-10	

April 8, 2010

U.S. EPA, Office of Pesticide Programs (7505P)
Document Processing Desk (NOTIF)
Attention: Dani Daniel
Room S-4900, One Potomac Yard (S. Bldg)
2777 S. Crystal Drive
Arlington, Virginia 22202-4501

RE: Formetanate Hydrochloride, EPA Reg. No. 10163-264 – Notification to update Storage and Disposal

Dear Dani Daniel:

Gowan Company submits the enclosed revised label. The above mentioned product has been updated in order to comply with the Storage and Disposal mandates per EPA PR Notice 2007-4. In addition I have updated the warranty statement in accordance with EPA PR Notice 98-10. Enclosed are the following:

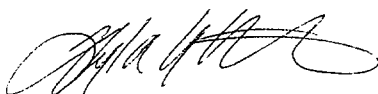
EPA form 8570-1, Application for Pesticide
Formetanate Hydrochloride label (2 copies)

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 the 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.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, 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.

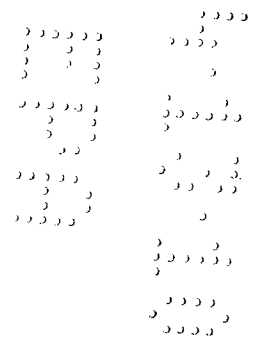
If you have any questions or concerns, please contact me at kssmithl@gowanco.com or via phone (928) 819-1531.

Sincerely,



Kyla Smith,
Registration Specialist

Enclosures



NOTIFICATION

4 of 5

APR 22 2010

FORMETANATE HYDROCHLORIDE

An Insecticide For Formulating Use Only

ACTIVE INGREDIENT: Formetanate hydrochloride*	% By Wt.
*N, N-dimethyl-N'[3-[[[(methylamino) carbonyl]phenyl]methanimidamide monohydrochloride.....	92%
OTHER INGREDIENTS	8%
	TOTAL 100%

KEEP OUT OF REACH OF CHILDREN



**DANGER – POISON
PELIGRO - VENENO**



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

FIRST AID	
If swallowed	<ul style="list-style-type: none"> • Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. • Do not induce vomiting or give anything by mouth to an unconscious person • Get medical attention.
If in eyes	<ul style="list-style-type: none"> • Flush with water for at least 15 minutes and get medical attention.
If on skin or clothing	<ul style="list-style-type: none"> • Wash immediately with soap and water.
If inhaled	<ul style="list-style-type: none"> • Remove victim to fresh air, support respiration, and seek medical 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 1-888-478-0798 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
Formetanate hydrochloride is a carbamate, which acts as a cholinesterase inhibitor. Specific antidote – Atropine. Do not use 2-PAM.	

NOTICE TO HANDLERS

IN CASE OF FIRE, LEAKY, OR DAMAGE DRUMS, OR OTHER EMERGENCY, REPORT AT ONCE BY TOLL FREE TELEPHONE TO 1-888-478-0798.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

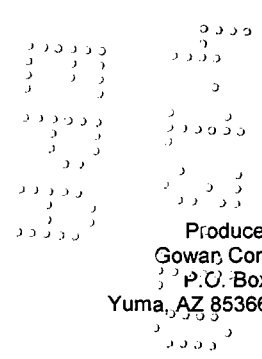
DANGER

Fatal if swallowed. Do not breathe spray mist. Can cause irreversible eye damage. May cause skin sensitization. Do not get in eyes, on skin or on clothing. Wear goggles, face shield or safety glasses. Wear a pesticide respirator approved jointly by the Mining Enforcement and Safety Administration (formerly U.S. Bureau of Mines) and by the National Institute for Occupational Safety and Health under the provisions of 30 CFR Part II. Wash thoroughly with soap and water after handling and before eating or smoking. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to wildlife. Do not discharge effluent containing this product directly into lakes, streams, ponds, estuaries, oceans, or public 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 Environmental Protection Agency.

NET CONTENTS: _____



EPA Reg. No. 10163-264
EPA Est. No. 67545-AZ-1



Produced For:
Gowan Company
P.O. Box 5569
Yuma, AZ 85366-5569

5 of 5

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Only for formulation into wettable powder insecticide products sold in water soluble packaging for the following uses:

Application to citrus, apples, pears, peaches, nectarines, and alfalfa.

This product may be used to formulate products for specific use(s) not listed on the MP label if the formulator, user group, or grower has complied with the U. S. EPA submission requirements regarding support of such use(s).

This product may be used to formulate products for uses for experimental purposes that are in compliance with U. S. EPA requirements.

Technical information on formulations of this product as well as its physical and chemical characteristics may be obtained from Gowan Company.

STORAGE AND DISPOSAL

DO NOT contaminate water, food or feed by storage or disposal.

PESTICIDE STORAGE: Store in original container, tightly closed and in a dry place.

PESTICIDE DISPOSAL: Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited.

Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes 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 HANDLING: Nonrefillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then offer for recycling if available or dispose of liner in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.

**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

NOTICE OF CONDITIONS OF SALE AND WARRANTY AND LIABILITY 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 directions 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 this product conforms to the specifications on the label when used in strict conformance with Direction for Use, subject to the above stated risk limitations. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, GOWAN COMPANY MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, GOWAN COMPANY'S EXCLUSIVE LIABILITY FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES 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.

Chemtrec® is a registered trademark of American Chemistry Council, Inc.

EPA Text Formetanate Hydrochloride, Notification to EPA 4-8-10

Handwritten marks consisting of several columns of small, repetitive characters, possibly a barcode or tracking code, located in the bottom right corner of the page.