

10163-279

08/09/2010

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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

8/9/2010

Kyla S. Smith  
Gowan Company  
PO Box 5569  
Yuma, AZ 85366

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4

Dear Ms. Smith:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 (revised April 29, 2008) for:

**EPA Registration 10163-279  
Milbemectin Technical  
submitted 4/16/2010 (D# 432397)**

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

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

Sincerely yours,

A handwritten signature in black ink, appearing to be "TCH".

Thomas C. Harris  
Biologist  
Insecticide Rodenticide Branch  
Registration Division (7505P)  
Harris.Thomas@epa.gov  
(703) 308-9423



United States  
**Environmental Protection Agency**  
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 10163-279		2. EPA Product Manager Thomas Harris		3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted	
4. Company/Product (Name) Milbemectin Technical		PM# 07			
5. Name and Address of Applicant (Include ZIP Code)  Gowan Company P.O. Box 5569 Yuma, AZ 85366  <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.)

Storage and Disposal Update

**Section - III**

1. Material This Product Will Be Packaged In:					
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	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
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
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 4-16-10	



The Go To Company

P.O. Box 5569 ▲ Yuma, AZ 85366-5569 ▲ Phone (928) 783-8844 ▲ FAX (928) 343-9255

April 16, 2010

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

RE: Milbemectin Technical, EPA Reg. No. 10163-279 – Notification to update Storage and Disposal

Dear Mr. Harris:

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. Enclosed are the following:

EPA form 8570-1, Application for Pesticide
Milbemectin Technical 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.

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

Sincerely,

Kyla Smith,
Registration Specialist

Enclosures

Multiple rows of small circular marks, possibly representing a barcode or tracking system.

# Milbemectin Technical

FOR FORMULATING INTO REGISTERED END-USE PRODUCTS ONLY

ACTIVE INGREDIENT: Milbemectin ..... 97.0%  
OTHER INGREDIENTS ..... 3.0%  
TOTAL 100.0%

## KEEP OUT OF REACH OF CHILDREN WARNING

FIRST AID	
<b>If swallowed</b>	<ul style="list-style-type: none"> <li>• Call a Poison Control Center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If inhaled</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment.</li> </ul>
<b>If in eyes</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If on skin or clothing</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
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.	

### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

May be fatal if swallowed or inhaled. Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with eyes, skin, or clothing. Do not breathe dust or mist.

### PERSONAL PROTECTIVE EQUIPMENT

When handling this product wear long-sleeved shirt and long pants, shoes and socks, chemical-resistant gloves (such as barrier laminate, butyl or nitrile rubber, or Viton), and a NIOSH approved respirator with an organic vapor (OV) cartridge or a canister with any R, P, or HE prefilter. Follow manufacturer's instructions for cleaning and maintaining PPE. Washable protective equipment and clothing: wash before reuse with detergent and hot water separately from other laundry.

### USER SAFETY RECOMMENDATIONS

Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove PPE immediately after handling product. Wash outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

### ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic 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 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 EPA. Do not contaminate water when disposing of equipment washwaters.



EPA Reg. No. 10163-279  
EPA Est. No.

### NOTIFICATION

AUG 09 2010

Produced For:  
Gowan Company  
P.O. Box 5569  
Yuma, Arizona 85363-5569

**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 a Miticide for the following uses: (1) as a miticide for application to ornamental plantings grown in field nurseries; (2) uses for which U.S. EPA has accepted the required data and/or citations of data that the registrant or formulator has submitted in support of registration; and (3) uses for experimental purposes that are in compliance with U.S. EPA requirements.

**STORAGE AND DISPOSAL**

Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited. Do not reuse empty containers.

**PESTICIDE STORAGE:** Store in a tightly closed container in a cool, dry place. Do not store in direct sunlight. Protect from freezing temperatures.

**PESTICIDE DISPOSAL:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide 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 DISPOSAL:** Nonrefillable container. Do not reuse or refill this container. Then **offer for recycling if available** or reconditioning if appropriate or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.

**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 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 MERCHANTABILITY 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 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.**

EPA Text Pending: Milbemectin Technical (To EPA notf 4-16-10)

