10163-291

08/08/2008



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

OFFICE OF PREVENTION, PESTICIDES AND FOXIC SUBSTANCES

AUG 8 2008

Mrs. Andrea Priest Registration Specialist Gowan Company P.O. Box 5569 Yuma, AZ 85366

RE: Notification of Primary Name Change to: Thiophanate-Methyl Technical 98.4 EPA Registration Number: 10163-291 Date of Submission: July 3, 2008

Dear Mrs. Priest:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated July 3, 2008, for the product, Thiophanate-Methyl Technical. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

Sincerely,

Z

Linda Arrington Notifications & Minor Formulations Team Leader Registration Division (7505P) Office of Pesticide Programs

Please read instructions on Company/Product Numb 10163-291 4. Company/Product (Name Thiophanate-Methyl Tec 5. Name and Address of Ap Gowan Company P.O. Box 5569 Yuma, AZ 85366	Environmenta Washi er en chnical oplicant (Include ZIP Co	United States I Protection Ag ngton, DC 20460 Application for	ency Pesticide - So 2. EPA Product N Mary Waller PM# 21 6. Expedited F	Aanager Reveiw. In accorda ct is similar or ident	3. Prop	OPP Identifier Number	
Check if thi	is is a new address		Product Name	eVI	1 <mark>6 0 8</mark> 20	<u> </u>	
Amendment - Explai Resubmission in res Notification - Explair Explanation: Use additio Notification of Primary	ponse to Agency letter n below. onal page(s) if necessar Brand Name change	y. (For section I and S per PR Notice 98-10. Sec Wate No. per If	Agency Me Too Other - E ection II.) See enclosed cover etion - III r Soluble Packaging Yes Text	2. Type of		ecify)	
3. Location of Net Contents Information       4. Size(s) F         Label       Container         6. Manner in Whiehr Label is Affixed to Product       Lith			·	5. Location of Label On Label On Labelin		el Directions g accompaning product	
	Alliand to Floddet	Paper glued	()				
		Lithograph Paper glued Stenciled		<u></u>			
		Stenciled Sec	tion - IV	d if personal to an	nase this -	application !	
1. Contact Point <i>(Complete</i> Name Andrea Priest		Stenciled Sec or identification of indiv Title		nd, if necessary, to pro		vo. (Include Area Code	
1. Contact Point <i>(Complete</i> Name Andrea Priest I certify that the state I acknowledge that ar both under applicable	e items directly below fo ments I have made on ny knowlingtly false or r	Stenciled Sec or identification of indiv Title Registr Certification this form and all attack misleading statement n	vidual to be contacte ation Specialist hments thereto are t	rue, accurate and con y fine or imprisonment	Telephone f 928-539-5 plete. 9r	vo. (Include Area Code	
1. Contact Point <i>(Completa</i> Name Andrea Priest f certify that the state l acknowledge that ar	e items directly below fo ments I have made on ny knowlingtly false or r	Stenciled Sec or identification of indiv Title Registr Certification this form and all attack misleading statement n 3. Title	vidual to be contacte ation Specialist hments thereto are t nay be punishable by	rue, accurate and con y fine or imprisonment	Telephone I 928-539-5 Aplete.	No. (Include Area Code 446 . Date Application Received	
I. Contact Point <i>(Complete</i> Name Andrea Priest I certify that the state I acknowledge that ar both under applicable	e items directly below fo ments I have made on ny knowlingtly false or r	Stenciled Sec or identification of indiv Title Registr Certification this form and all attack misleading statement n 3. Title	vidual to be contacte ation Specialist hments thereto are t nay be punishable by ration Specialist	rue, accurate and con / fine or imprisonmen	Telephone f 928-539-5 pplete. or	No. (Include Area Code 446 . Date Application Received	

orm 8570-1 (Rev. 3-94) Previous editions are obsolete.

ł



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

July 3, 2008

Document Processing Desk (NOTIF) Office of Pesticide Programs U.S. Environmental Protection Agency One Potomac Yard (South Building) 2777 South Crystal Drive Arlington, Virginia 22202

#### ATTN: Mary Waller, PM 21 Fungicide Branch, Registration Division

**RE:** Notification of Primary Brand Name per PR Notice 98-10 EPA Reg. No. 10163-291

Dear Ms. Waller:

Gowan Company submits notification to change the primary brand name for *Thiophanate-Methyl Technical*, EPA Registration Number 10163-291. The new name is *Thiophanate-Methyl Technical 98.4*. This change is being made so that our other registration, *Thiophanate-Methyl Technical*, EPA Reg. No. 10163-292, may retain its current brand name.

In accordance with PR Notice 98-10, we are submitting the following to support this notification:

- EPA Form 8570-1 Application for Pesticide
- Label Reflecting Change (2 copies; 1 highlighted)

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.

Thank you very much for your help. If you have any questions or concerns, please do not hesitate to contact me by e-mail at apriest@gowanco.com.

Sincerely,

Andlatheot

Andrea Priest Registration Specialist

Enclosures

CC: Shaunta Hill

# THIOPHANATE-METHYL TECHNICAL 98.4 FOR FORMULATING USE ONLY

ACTIVE INGREDIENT:	%	6 BY WT.
Thiophanate-methyl: Dimethyl [1,2-phenylenebis(iminocarbonothioyl)]bis[carbamate]		98.4%
OTHER INGREDIENTS		<u>1.6%</u>
ТО	TAL	100.0%

### KEEP OUT OF REACH OF CHILDREN CAUTION

	FIRST AID
If swallowed	<ul> <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>
If in eyes	<ul> <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>
If on skin or clothing	<ul> <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>
lf inhaled	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>
	HOT LINE NUMBER

#### 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, or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash before reuse.

#### ENVIRONMENTAL HAZARDS

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 this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your regional office of the Environmental Protection Agency. Do not contaminate water when disposing of equipment washwaters.

#### 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 END-USE FUNGICIDE PRODUCTS FOR THE FOLLOWING USES:

- 1. Turf and ornamentals:
- 2. Pistachio; Preharvest use only on almond, apple, apricot, cherry, peach, pear, pecan, and plum;
- 3. Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration;
- 4. Uses for experimental purposes that are in compliance with USEPA requirements.

Formulators using this product are responsible for obtaining EPA registration for their formulated product.

NET CONTENTS \_\_\_\_ POUNDS

EPA Reg. No 10163-291 EPA Est. No. 084264-IND-002 AUG 0 8 2008

Produced For: Gowan Company PO Box 5569

ري در در د در ري در د در در در د

3 4 3 4 •5

U

00

#### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store in a dry, secure area. Do not store in a manner where cross-contamination with other pesticides, fertilizers, food, or feed could occur. If spilled during storage or handling, sweep up spillage and dispose of in accordance with the PESTICIDE DISPOSAL instructions listed below.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by the 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:** After bag has been emptied, dispose of empty bag in a sanitary landfill or by incineration, or if allowed by state and local authorities by burning. If burned stay out of smoke.

#### 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.

Manufacturer disclaims liability for claims or damages resulting from any use of a formulated product in a manner or on a crop not specifically listed on this label.

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. To the extent consistent with applicable law, all such risks are 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.

EPA Text: Thiophanate-Methyl Technical 98.4 (Notification to EPA 7/2/08)

0.0

وردر بيد د در ديند 515