

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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

March 25, 2014

Nathan Ehresman Nufarm UK Limited 4020 Aerial Center Parkway, Suite 101 Morrisville, NC 27560

Subject:

Notifications per PR Notices 98-10 & 2007-4

U46 MCP Acid

EPA Reg. No. 11685-22

Application Dated February 20, 2014

Dear Mr. Ehresman:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 for the subject product. Our review finds that the action falls within the scope of PRNs 98-10 and 2007-4. The label submitted with the application has been date-stamped "Notification" and 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 non-refillable 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.

If you have any questions, please contact Mindy Ondish at (703)605-0723 or at ondish.mindy@epa.gov.

Sincerely.

Kathryn V. Montague **Product Manager 23**

Herbicide Branch

Registration Division (7505P)

Office of Pesticide Programs

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Form Approved, OMB No. 2070-0060, Approval expires 05-31-98 Please read instructions on reverse before completing form **United States OPP Identifier Number** ☐ Registration **Environmental Protection Agency** ☐ Amendment Washington, DC 20460 Application for Pesticide - Section I 1. Company/Product Number 2. EPA Product Manager 3. Proposed Classification Nufarm UK Limited/ 11685-22 Kathryn Montague 4. Company/Product (Name) PM# None Restricted Nufarm UK Limited/ U46 MCP ACID . 5. Name and Address of Applicant (Include ZIP Code) 6. Expedited Review. In accordance with FIFRA Section **Nufarm UK Limited** 3(c)(3) (b)(l), my product is similar or identical in composition C/O Nufarm Americas Inc. and labeling to: 4020 Aerial Center Parkway EPA Reg. No.: Morrisville, NC 27560 Product Name: _ Check if this is a new address Section - II Final printed labels in response to Agency letter dated Amendment - Explain below. "Me Too" Application Resubmission in response to Agency letter dated Notification - Explain below. Other - Explain below **Explanation**: Use additional page(s) if necessary. (For Section I and Section II.) NOTIFICATION **NOTIFICATION OF LABEL CHANGE Per PR Notice 98-10 & 2007-4** See Attached MAR 2 5 2014 Section - III 1. Material This Product Will Be Packaged In: Water Soluble Packaging 2. Type of Container Child-Resistant Packaging Unit Packaging Yes* Yes Yes Metal ⊠ No No. Plastic If "Yes" No. per If "Yes" No. per Glass Unit Packaging wgt. container Package wgt. container *Certification must Paper be submitted Other (Specifiy) 3. Location of Net Contents Information 4. Size(s) Retail Container 5. Location of Label Directions □ Label Container On Label 25 KG, 1000 KG On labeling accompanying product 6. Manner in Which Label is Affixed to Product Lithograph Other Paper glued Stenciled Section - IV 1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application) Name Telephone No. (Include Area Code) Nathan P. Ehresman **Director, Regulatory Affairs** 919-379-2515 Date_cApplication Certification Received . " 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 (Stamped) under applicable law. 2. Signature 3. Title **Director, Regulatory Affairs** 05 4. Typed Name 4. Date Nathan P. Ehresman February 20, 2014



NUFARM AMERICAS INC.

4020 Aerial Center Parkway Morrisville, NC 27560 Phone: 919-379-2515

February 20, 2014

Attn: Kathryn Montague / PM 23 Document Processing Desk (NOTIF) Office of Pesticide Programs (7504P) U. S. Environmental Protection Agency Room S-4900, One Potomac Yard 2777 S. Crystal Drive Arlington, VA 22202-4501

Subject:

Nufarm UK Limited (Company # 011685) - C/O Nufarm Americas Inc.

U46 MCP ACID (EPA Reg. No. 11685-22) NOTIFICATION OF LABEL CHANGE

Dear Ms. Montague:

Nufarm Americas Inc SJM Division is submitting the enclosed notification of label change according to PR Notice 98-10 & 2007-4 to make minor revisions to the EPA Master label for 11685-22.

Nufarm has revised the Use statement on front panel- replaced with "FOR MANUFACTURING USE ONLY"

Revised the expression of measure of contents.

Removed a use statement that is no longer pertinent:

The finished formulations of MCPA-containing herbicidal products must be prepared only with suitable solvents, emulsifiers and wetting agents which are exempt from requirements of tolerance under the Food, Drug and Cosmetic Act.

Do not allow this chemical or dilutions to come into contact with sensitive crop plants, trees, or ornamentals.

Updated the container disposal statement

Updated Warranty Statement to a new version

In support of this action, please find enclosed:

- Application for Pesticide Registration (8570-1)
- 2 copies of the label containing the revised wording (1 highlighted and 1 clean copy)
- 1 CD containing an electronic copy of the proposed label with the revised wording.

Please contact me at 919-379-2515 (or nathan.ehresman@us.nufarm.com) if you have any questions regarding this action.

Kind regards,

Nathan P. Ehresman Director, Regulatory Affairs Nufarm Americas Inc

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U46 MCP ACID

For Manufacturing Use Only

NOTIFICATION

MAR 2 5 2014

ACTIVE INGREDIENT:		
4-Chloro-2-methylphenoxyacetic acid (CAS No.	94-74-6)	 95.0%
OTHER INGREDIENTS:		 <u>5.0%</u>
	TOTAL:	 100.0%

KEEP OUT OF REACH OF CHILDREN DANGER / PELIGRO

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.)

SEE BELOW FOR FIRST, AID, AND, ADDITIONAL PRECAUTIONARY STATEMENTS

For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300 For Medical Emergencies Only, Call (877) 325-1840

EPA REG. NO.	11685-22	
EPA EST. NO		
NET WEIGHT:	LBS	(KG)



PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS DANGER

Corrosive. Causes irreversible eye damage. Do not get in eyes or on skin and clothing. Wear goggles, face shield or safety glasses and rubber gloves when handling. Harmful if swallowed or absorbed through skin. Wash thoroughly with soap and water after handling. Remove and wash contaminated clothing before reuse.

FIRST AID		
IF IN EYES	 Hold eye open and rinse slowly and gently with water for 15 to 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. 	
IF ON SKIN OR CLOTHING	 Take off contaminated clothing. Rinse skin immediately with plenty of water for 15 to 20 minutes. Call a poison control center or doctor for treatment 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 1-877-325-1840 for emergency medical treatment information.

NOTE TO PHYSICIAN

Probable mucosal damage may contraindicate gastric lavage.

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 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.



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 herbicide for the following uses:

- 1) Grass pastures, small grains (wheat, barley, oats, and rye), flax, peas, alfalfa, clover, non-crop uses including residential lawns, sod farms, ornamental turf, golf courses, parks and playgrounds, cemetery and rights-of-way.
- 2) This product may be used to formulate products for any additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).
- 3) Uses for experimental purposes that are in compliance with US EPA Requirements.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool dry place. Storage near seeds, fertilizers, insecticides and fungicides may increase risk of cross contamination of such materials,

PESTICIDE DISPOSAL: 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 DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into formulation equipment, then offer for recycling if available, or dispose of empty bag in a sanitary landfill or by incineration or, if allowed by state and local authorities, by purning, if burned, stay out of smoke.

WARRANTY DISCLAIMER AND LIMITATION OF LIABILITY

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS"BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

(RV022014)

LABEL HISTORY

File Name	Revision Mark	Comment
011685-00022.20140206.DRAFT	RV020614	Revised Use heading to "FOR MANUFACTURING USE ONLY" Added CAS# to active ingredient. Updated measure of contents, removed obsolete use statements, updated pesticide storage statement & container disposal statement, updated Warranty Statement
011685-00022.20140220.DRAFT	RV022014	Revised per EPA memo dated 02-14-2014