

15440-28

11/03/2008

1/6



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg.

Number:

15440-28

Date of Issuance:

NOV 3 2008

Term of Issuance:

Name of Pesticide Product:

MCPB Technical Acid

NOTICE OF PESTICIDE:

Registration
X Reregistration
(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

AH Marks & Co. Ltd
Wyke, Bradford, West Yorkshire
BD12 9EJ, England

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is reregistered in accordance with FIFRA section 4(g)(2)(C) provided you:

- 1. Submit and/or cite all data required for registration/reregistration review of your product when the Agency requires all registrants of similar products to submit data.
2. Per the acute toxicity review, the signal word currently on the label "WARNING" must be revised to read "CAUTION."

The text directly below the signal word "Severe Eye Irritant" is not supported by the acute toxicity review and should be deleted from the label.

- 3. Per the acute toxicity review, the "IF SWALLOWED" statements appearing in the First Aid statements must be revised to read:

"IF SWALLOWED:

Call a poison control center or doctor immediately for treatment advice.

Do not give any liquid to the person.

Do not induce vomiting unless told to by a poison control center or doctor.

Do not give anything by mouth to an unconscious person."

Signature of Approving Official:

Joanne I. Miller
Product Manager 23
Herbicide Branch
Registration Division (7505P)

Handwritten signature of Joanne I. Miller

Date:

NOV 3 2008

4. Per the acute toxicity review and PR Notice 2001-1, the following should be added to the label:

“Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact [insert phone number 1-800-xxx-xxxx] for emergency medical treatment information.”

5. Per the acute toxicity review, the Hazards to Humans and Domestic Animals must be revised to read:

“CAUTION
Harmful if swallowed. Harmful if absorbed through skin. Harmful if inhaled.
Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Avoid breathing dust.”

6. The following text is not appropriate for this technical product and must be deleted from the label:

“Avoid spray drift as this product may injure susceptible crops and plants...Do not apply this product through any type of irrigation system.”

“Agricultural Use Requirements
Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours.
PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that ...chemical-resistant gloves made of any waterproof material.”

“Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.”

7. Per the product chemistry review, the following revisions are needed to the storage and disposal section:

-The subheading “Storage” should be changed to “Pesticide Storage.”

-The word “Prohibition” and the text “Open dumping is prohibited” should be deleted from the label.

A stamped copy of your labeling is enclosed for your records. Submit one copy of the revised final printed label for the record before you release the product for shipment. Please note that final product registration cannot be considered until after all active ingredients in this product are eligible for reregistration. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

Joanne I. Miller
Product Manager (23)
Herbicide Branch
Registration Division (7505P)

Enclosure

4
6

MCPB Technical Acid

FOR USE ONLY IN FORMULATING HERBICIDES

Formulators using this technical material are responsible for obtaining EPA registration of their end-use products.

KEEP OUT OF REACH OF CHILDREN

WARNING

SEVERE EYE IRRITANT

ACCEPTED
with **COMMENTS**
in EPA Letter Dated:

NOV 3 2008

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

15440-28

See side panel for additional precautionary statements and Statement of Practical Treatment.

ACTIVE INGREDIENT:

4-(4-chloro-2-methylphenoxy) butyric acid	95.5%
INERT INGREDIENTS	4.5%
TOTAL	100.0%

NET WEIGHT 25 KILOS

Produced by:
A.H. Marks and Company Ltd.
West Yorkshire, England
EPA Reg. No. 15440-28
EPA Est. No. 15440-GBR-1

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

DIRECTIONS FOR USE

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals: WARNING – Severe eye irritant. Harmful or fatal if swallowed. Do not breathe dust or get into eyes, or on skin or clothing. Wash thoroughly after handling.

PERSONAL PROTECTIVE EQUIPMENT – Mixers/loaders and other handlers must wear long-sleeved shirt, long pants, shoes plus socks, and chemical resistant gloves when mixing, loading or exposed to the concentrate.

USER SAFETY REQUIREMENTS – Follow manufacturer’s instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

Users should wash with plenty of soap and water before eating, drinking, chewing gum, using tobacco, or using the toilet.

Users should remove clothing/PPE immediately if product gets inside. Then wash thoroughly and put on clean clothing.

Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

STATEMENT OF PRACTICAL TREATMENT

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.
- Call a poison control center or doctor for treatment advice.

IF ON SKIN:

- Take off contaminated clothing.
- Wash skin with plenty of soap and water for 15-20 minutes.
- Call a poison control center or doctor for treatment advice.

IF INHALED:

- Move person to fresh air.
- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.
- Call a poison control center or doctor for further 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 by a poison control center or doctor.
- Do not give anything by mouth to an unconscious person.

ENVIRONMENTAL HAZARDS

Avoid spray drift as this product may injure susceptible crops and plants such as cotton, beans, grapes, tomatoes and ornamentals. (Coarse sprays are less likely to drift.) Do not use same spray equipment for other purposes unless thoroughly cleaned prior to use. Do not apply this product through any type of irrigation system.

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or 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 into sewer systems without

6/6

previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the Environmental Protection Agency.

STORAGE AND DISPOSAL

PROHIBITIONS – Do not contaminate water, food or feed by storage, disposal or cleaning of equipment. Open burning and dumping is prohibited. Do not reuse empty container.

STORAGE – Store in original container separate from other pesticides, fertilizers, food and feed.

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 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 – Completely empty bag or carton into equipment. Then dispose of empty containers in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Read entire label before using this product.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirement specific to your State or Tribe, consult the agency responsible for pesticide regulations.

AGRICULTURAL USE REQUIREMENTS

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is coveralls, shoes plus socks, chemical resistant gloves made of any waterproof material.

LIMITATION OF LIABILITY

All goods supplied by us are of high grade and we believe them to be suitable for all conditions and warranties, statutory or otherwise, as to the quality or fitness for any purpose of our goods as described.

NOTICE TO BUYER

Purchase of this material does not confer any rights under patents governing this product or the use thereof in countries outside the United States.