



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

SEP 23 2010

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Wendy McCombie
Lewis & Harrison
122 C Street, NW
Suite 740
Washington, DC 20001

Subject: EPA Reg. 33906-10 / Quizalofop-P-Ethyl MUP Herbicide Notification

Dear Ms. McCombie:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 8-24-10 for the product EPA Reg. 33906-10 / Quizalofop-P-Ethyl MUP Herbicide. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls 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 Erik Kraft at 703-308-9358 or email at Kraft.Erik@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Tompkins".

Jim Tompkins
Team Leader
Herbicide Branch, Team 25
Registration Division (7504P)

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Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98

 EPA United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other NOTIFICATION	OPP Identifier Number
	Application for Pesticide - Section I	

1. Company/Product Number 33906-10	2. EPA Product Manager Jim Tompkins	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Quizalofop-P-Ethyl MUP Herbicide	PM# Team 25/ Registration Division	
5. Name and Address of Applicant (Include ZIP Code) Nissan Chemical Industries, Ltd. 7-1, 3-chome, Kanda-Nishiki-cho Chiyoda-ku, Tokyo 101-0054, JAPAN <u>PLEASE DIRECT ALL CORRESPONDENCE TO</u> <u>"CONTACT POINT" LISTED BELOW</u> <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.)

APPLICATION FOR NOTIFICATION: MINOR LABEL CHANGES

Notification of Minor Label Changes in Accordance With PR Notice 1998-10 and 2007-4

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 18 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 95-2 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be the subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Signature: Wendy A. McCombie Date: August 24, 2010

THIS SUBMISSION IS NOT SUBJECT TO PRIA FEES

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:
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
*Certification must be submitted				<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"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name: Wendy A. McCombie, Lewis & Harrison, LLC 122 C St., NW - Suite 740, Washington, DC 20001 wmccombie@lewisharrison.com	Title: Agent for Nissan Chemical Industries, Ltd.	Telephone No. (Include Area Code): (202) 393-3903 ext. 11

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 <u>Wendy A. McCombie</u>	3. Title: Agent for Nissan Chemical Industries, Ltd.	
4. Typed Name Wendy A. McCombie, Lewis & Harrison LLC	5. Date August 24, 2010	

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LEWIS & HARRISON

Consultants in Government Affairs

122 C Street, N.W., Suite 740
Washington, D.C. 20001
telephone 202.393.3903
fax 202.393.3906

direct 202.393.3903 ext. 11
wmccombie@lewisharrison.com

August 24, 2010

HAND DELIVERED

Registration Division (Mail Code 7504P)
Office of Pesticide Programs
Document Processing Desk [NOTIFY]
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202

**ATTENTION: Jim Tompkins, Product Manager
Registration Division, Team 25**

**SUBJECT: Nissan Chemical Industries, Ltd.
Quizalofop-P-Ethyl MUP Herbicide (EPA Reg. No. 33906-10)
Notification of Minor Label Changes in Accordance With PR Notice 1998-10 and 2007-4**

Dear Mr. Tompkins:

As US Agent for Nissan Chemical Industries, Ltd., we are submitting a Notification for minor label changes in accordance with the provisions of PR Notice 2007-4 and PR Notice 1998-10 to add bulk container disposal language to the label for **Quizalofop-P-Ethyl MUP Herbicide (EPA Reg. No. 33906-10)**. The proposed label changes are as follows:

- 1) Revise the Storage and Disposal section in compliance with PR Notice 2007-4; and,
- 2) Remove the telephone number from the First Aid section, since that information is no longer valid, please note that per PR Notice 2001-1, EPA encourages registrants to include a company telephone number or toll-free hotline number; it is not required that registrants include such a number.

Please find enclosed the following documents to support the notification for **Quizalofop-P-Ethyl MUP Herbicide**:

- 1) Pesticide Application Form;
- 2) One (1) copy of the revised label with the changes highlighted; and,
- 3) Three (3) copies of the revised label.

Insofar as I am the authorized "Contact Point" and "Company Agent" for Nissan, please relay all correspondence directly to me at 122 C Street NW, Suite 740, Washington DC 20001. If you have any questions, please contact me by telephone at 202-393-3903 ext. 11 or by e-mail at wmccombie@lewisharrison.com.

Thank you very much for your cooperation.

Sincerely,



Wendy A. McCombie
for,
Nissan Chemical Industries, Ltd.

Enclosures

Quizalofop-P-Ethyl MUP

Herbicide

FOR FORMULATION USE ONLY

ACTIVE INGREDIENT: Quizalofop-P-ethyl Ethyl (R)-2-[4-(6-chloroquinoxalin-2-yloxy)phenoxy]propionate	97.8%
INERT INGREDIENTS	2.2%
TOTAL	100.0%

EPA Reg. No. 33906-10

EPA Est. No. 33906-JP-002

KEEP OUT OF REACH OF CHILDREN

CAUTION

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION! CAUSES EYE IRRITATION.

Do not get in eyes, on skin or on clothing. Wash thoroughly with soap and water after handling and before eating or smoking. Avoid inhalation of dust and contamination of food and feed. Remove and wash contaminated clothing before reuse.

FIRST AID

If in eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.
If on skin or clothing: Take off contaminated clothing. Rinse skin immediately with plenty of 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.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

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.

Net 50 kg (110 lb)

Lot No.

Made in Japan

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 an end use herbicide:

- For the following uses:
Terrestrial Food Crops—Sunflowers, Flax, Wheat, Barley, Soybeans, Cotton, Dry & Succulent Beans, Sugarbeets, Canola and Pineapple. Terrestrial Non-crop areas.
- Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration.
- Uses for experimental purposes that are in compliance with USEPA requirements. Formulators using this product are responsible for obtaining EPA registration of their formulated product.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

PESTICIDE STORAGE: Store product in original container only. Do not contaminate water, other pesticides, fertilizer, food or feed in storage.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available, or for reconditioning, if appropriate.

Fiber Drum With Liner: Completely empty liner by shaking and tapping sides or bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. If drum is contaminated and cannot be reused, dispose of drum in same manner.

In case of large-scale spillage regarding this product, call:

CHEMTREC
800-424-9300

NOTICE OF WARRANTY

Nissan warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for purposes stated on such label only when used in accordance with directions under normal use conditions. It is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Nissan. To the extent consistent with applicable law, in no case shall Nissan be liable for consequential, special or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the Buyer. With regard to any formulator's product prepared from this manufacturing use product, Nissan disclaims any liability related to unsupported and unlisted uses not appearing on this label. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, NISSAN MAKES NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE

Nissan Chemical Industries, Ltd. (Nissan)

7-1, 3-chome, Kanda-Nishiki-cho, Chiyoda-ku, Tokyo 101-0054, Japan

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