

33906-20

11-17-2010

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

November 17, 2010

Ms. Wendy A. McCombie
Lewis & Harrison
122 C. Street N.W., Suite 740
Washington, DC 20001

Subject: Application for Pesticide Notifications 98-10 and 2007-4
Revising the Storage and Disposal section
Removing the telephone number for the First Aid section
Changing the primary brand name

Dear Ms. McCombie:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices 98-10 and 2007-4 dated October 22, 2010 for the following product(s):

Pyridaben Manufacturing Use Product

EPA Reg. No. 33906-20

The Registration Division (RD) has conducted a review of this request for applicability under PRN's 98-10 and 2007-4 and finds that the label change(s) requested falls within the scope of PRN 98-10. 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.

If you have any questions, please contact Regina Foushee'-Smith at 703-605-0780.

Sincerely,

A handwritten signature in black ink that reads "Richard J. Gebken".

Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7505P)

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United States
Environmental Protection Agency
 Washington, DC 20460

- Registration
 Amendment
 Other **NOTIFICATION**

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 33906-20	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Quizalofop-P-Ethyl MUP Herbicide	PM# Team 10/ 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: NOTIFICATION EPA Reg. No. <u>NOV 17 2010</u> Product Name _____	

Section - II

- Amendment - Explain below. Final printed labels in response to Agency letter dated _____
 Resubmission in response to Agency letter dated _____ "Me Too" Application
 Notification - Explain below. Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

APPLICATION FOR NOTIFICATION: MINOR LABEL CHANGES (SEE COVER LETTER)

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: October 22, 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:
*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"/> 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
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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.

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 October 22, 2010

6. Date Application Received
(Stamped)

NOV 17 2010

NISSAN CHEMICAL INDUSTRIES LTD.

Pyridaben

Manufacturing Use Product

A solid technical product for use in miticide/insecticide formulations.

Active Ingredient:

2-tert-butyl-5-(4-tert-butylbenzylthio)-4-chloropyridazin-3(2H)-one 99.4%

Inert Ingredients: 0.6%

Total 100.0%

EPA Reg. No. 33906-20

EPA Est. No. 033906-JP-002

KEEP OUT OF REACH OF CHILDREN.

Precautionary Statements

Hazards To Humans And Domestic Animals

WARNING

May be fatal if swallowed. Harmful if absorbed through skin. Harmful if inhaled. Causes moderate eye injury. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Remove contaminated clothing and wash before re-use.

FIRST AID	
IF INHALED:	<ul style="list-style-type: none"> • 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:	<ul style="list-style-type: none"> • Call 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 IN EYES:	<ul style="list-style-type: none"> • 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 eye. • Call a poison control center or doctor for treatment advice.
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> • 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.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	

Lot Number: _____

Net Contents: 50 kg (110 lb)

Made in Japan

Environmental Hazard Statement

This pesticide is toxic to fish, aquatic invertebrates, and bees. Do not discharge effluent containing this product directly into lakes, streams, ponds, estuaries, oceans or public waters unless this product is specifically identified and addressed in an NPDES permit. Do not discharge effluent containing this product into sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the Environmental Protection Agency.

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 miticides/insecticides for: 1) use on non-food greenhouse crops, 2) uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration and 3) uses for experimental purposes that are in compliance with USEPA requirements.

Storage and Disposal

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

Pesticide Storage: Store in a cool, dry place.

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 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. 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 Emergency

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

CHEMTREC 800-424-9300

In case of medical emergency regarding this product, call:

1. Your local doctor for immediate treatment.
2. Your local poison control center (hospital).

Steps to be taken in case material is released or spilled:

Wear an approved respirator for this product to prevent inhalation. Keep product dry. With a clean shovel, place material into clean, dry containers and cover loosely. Move containers from spill area for recovery and disposal. Refer to **Precautionary Statements**.

Conditions of Sale and Warranty

NISSAN warrants that this product conforms to the chemical description and the specifications thereof. NISSAN MAKES NO OTHER EXPRESS OR IMPLIED WARRANTIES EITHER OF OR MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE. Handling, storage and use of the product by Buyer are beyond the control of NISSAN, and NISSAN shall not be liable for, and Buyer assumes responsibility for, all personal injury and property damage resulting from the handling, possession, use or resale of the material, whether the same is used alone or in combination with other substances. IN NO EVENT SHALL NISSAN BE RESPONSIBLE FOR SPECIAL INCIDENTAL OR CONSEQUENTIAL DAMAGES WHETHER BUYER'S CLAIM IS IN CONTRACT, NEGLIGENCE, OR OTHERWISE.

Nissan Chemical Industries, Ltd.

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

Submitted 22 OCT 2010