

Reg # 34704 - 489

PM-14 File
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB 18 1994

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

J. Allen Dunlap, III
WILLIAM M. MAHLBURG
Agent for: PLATTE CHEMICAL CO., INC.
P.O. Box 667
Greeley, CO 80632

Subject: Label Amendment Submission of 10/05/93 in Response to PR Notice 93-7
EPA Reg. No. 34704-489
DIMETHOATE 2.67 EC

IMPORTANT NOTICE: This Letter Requires You to Submit a Notification to the Office of Compliance Monitoring within 20 Days.

Dear Registrant:

The labeling cited above and submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is accepted subject to the comments listed on the enclosed sheet. A copy of your proposed labeling stamped "ACCEPTED WITH COMMENTS" is enclosed.

SERIOUS ERROR(S) ON SUBMITTED LABELING:

EPA has determined that one or more of the errors on the labeling you submitted to the Agency is categorized as "serious" as defined in PR Notice 93-11. In general, serious errors are those that may create a potential for harm to workers, handlers, other persons, or the environment; or those that prevent the achievement of the basic goals of the Worker Protection Standard (WPS) or FIFRA.

YOU MUST NOT SELL OR DISTRIBUTE (INCLUDING RELEASE FOR SHIPMENT) ANY PRODUCT BEARING THE SUBMITTED LABELING. Sale or distribution of any product with the incorrect labeling is a violation of FIFRA that could result in initiation of an action for civil penalties and/or cancellation of your product. This matter has been referred to the Office of Compliance Monitoring (OCM) for further action.

YOU MUST SUBMIT A NOTIFICATION TO THE OFFICE OF COMPLIANCE MONITORING WITHIN 20 DAYS OF THE DATE OF THIS LETTER.



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Each notification must include the following information:

1. Registrant's name and address.
2. EPA Registration number of the product for which the labeling was submitted.
3. Whether any product already has been sold or distributed (this includes released for shipment) bearing the submitted labeling.

In addition, the notification must include the following information, IF you have already sold or distributed any product bearing the submitted labeling:

1. Quantity of the product that has been sold or distributed.
2. EPA Producing Establishment number.
3. Location of the product, if known.
4. Proposed plan for assuring that product with the incorrect labeling in your control, as well as that in the hands of dealers/distributors/users, will be corrected. The plan must include your proposal for assuring that the labeling is corrected as soon as possible.

Submit the notification to:

Michael Wood, Director
Compliance Division, (7203)
Worker Protection Notification
Office of Compliance Monitoring
U.S. Environmental Protection Agency
401 M Street SW
Washington, DC 20460

Failure to submit a notification also may result in initiation of an action under FIFRA for civil penalties, if you sold or distributed (this includes released for shipment) product bearing the incorrect labeling.

IN ADDITION, YOU SHOULD CONTACT IMMEDIATELY THE PERSONS TO WHOM YOU SOLD OR DISTRIBUTED YOUR PRODUCT AND INFORM THEM NOT TO SELL OR DISTRIBUTE ANY PRODUCT WITH THE INCORRECT LABELING.

WHAT THIS ACCEPTANCE MEANS:

Based on your certification, the Agency has accepted the labeling changes that are necessary to comply with the WPS labeling requirements of 40 CFR part 156, subpart K, described in PR Notices 93-7 and 93-11. Any other labeling changes submitted in connection with this amendment application but not directly related to compliance with the WPS have neither been reviewed nor accepted by the Agency. If you wish to make such changes, you must submit a separate amendment application proposing them. If your product is currently suspended, the acceptance of this labeling amendment does not affect the suspension in any way.

WHAT YOU NEED TO DO NEXT:

Submit the required notification. Then by the next label printing make all the specified changes to your labeling. Send to EPA one (1) copy of the final printed labeling:

- BEFORE selling or distributing any product bearing the final printed labeling as amended

AND

- WITHIN one year from date of this acceptance.

Submit the final printed labeling via the U.S. Postal Service to:

Document Processing Desk (FIN-LABEL)
Office of Pesticide Programs (7505C)
U.S. Environmental Protection Agency
401 M Street, SW
Washington, D.C. 20460-0001

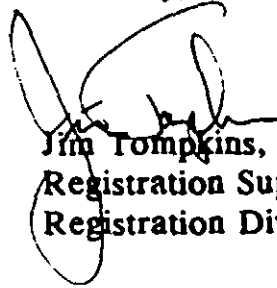
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Hand or courier deliveries of final labeling may be made to:

Document Processing Desk (FIN-LABEL)
Office of Pesticide Programs
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202

Sincerely,



Jim Tompkins, Deputy Chief
Registration Support Branch
Registration Division (7505W)

Attachment

cc: Office of Compliance Monitoring

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division

J Allen Dunlap III
WILLIAM M. MAHLBURG
AGENT FOR: PLATTE CHEMICAL CO., INC.
- BOX 667
GREELEY CO 80632

Comment for: EPA Reg Nr.34704-489
DIMETHOATE 2.67 EC

The following specific comments pertain to your WPS labeling submission concerning the product cited above:

Add the following statement to the "Personal Protective Equipment" section of your label: "Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them." The exact location ofr this statement is shown in Section A on Part 1 of the Product Worksneet in Supplement Three-A to PR Notice 93-7.

User Safety Recommendations must either be placed in a box or printed on the label in a contrasting color from surrounding text.

The apron requirement for "applicators and other handlers" in the Personal Protective Equipment" section on your proposed labeling is missing or incorrect. Remove the incorrect requirement (if any) and add: "Chemical-resistant apron when cleaning equipment, mixing or loading." EXCEPTION: If you have an entirely separate PPE section specifying what "Mixers and loaders must wear," the apron requirement under the header "Applicators and other handlers must wear" is: "Chemical-resistant apron when cleaning equipment". The exact location is shown in Sections A and B on Part I of the Product Worksheet in Supplement Three-A to PR Notice 93-7.

The headgear requirement for "applicators and other handlers" in the "Personal Protective Equipment" section on your proposed labeling is missing or incorrect. Remove the incorrect requirement (if any) and add "Chemical-resistant headgear for overhead exposure". The exact location is shown in Sections A and B on Part I of the Product Worksheet in Supplement Three-A to PR Notice 93-7.

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WILLIAM M. MAHLBURG
EPA Reg. Number: 34704-489
DIMETHOATE 2.67 EC
Application date: 10/01/93
Original Submission

The headgear requirement for early entry in the Agricultural Use Requirements box on your proposed labeling is missing or incorrect. Remove the incorrect requirement (if any) and add "Chemical-resistant headgear for overhead exposure." The exact location is shown in Sections F and G on Part 2 of the Product Worksheet in Supplement Three-A to PR Notice 93-7.

Delete the crossed-out statements on your proposed label. They are redundant statements or phrases.

PROPOSED LABEL



ACCEPTED with COMMENTS in EPA Letter Dated FEB 18 1994

DIMETHOATE 2.67 EC

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

Organophosphate Insecticide

SYSTEMIC INSECTICIDE-MITICIDE

ACTIVE INGREDIENT:

Dimethoate O,O-Dimethyl S-(N-methylcarbamoylmethyl) phosphorodithioate 30.5%

INERT INGREDIENTS: 69.5%

TOTAL 100.0%

Contains 2.67 lbs. active ingredient per gal.

KEEP OUT OF REACH OF CHILDREN WARNING AVISO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)

See Below For Additional Precautionary Statements.

EPA REG. NO. 34704-489

EPA EST. NO. 279-CA-1

NET CONTENTS _____ GALS. (_____ KG.)
3737 WPSEX09Y93

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS WARNING—AVISO

Harmful or fatal if swallowed. Avoid breathing vapor or spray mist. Avoid contact with skin, eyes and clothing. May cause eye irritation. Use only with adequate ventilation. Do not contaminate food or feed products.

STATEMENT OF PRACTICAL TREATMENT

IF SWALLOWED: Do not induce vomiting. Call a physician immediately.

IF ON SKIN: Remove contaminated clothing and wash skin with soap and water. Launder clothing before reuse.

IF INHALED: Remove victim to fresh air. Apply artificial respiration if breathing has stopped. Call a physician.

IF IN EYES: Flush with water for at least 15 minutes. Get medical attention.

NOTE TO PHYSICIAN: Atropine is antidotal. Pralidoxime chloride may be effective as an adjunct to atropine. This product may cause cholinesterase inhibition. Aspirated cyclohexanone may cause severe lung damage. If swallowed stomach contents should be evacuated quickly in a manner which avoids aspiration. Otherwise treatment should be directed at the control of symptoms and clinical condition.

Personal Protective Equipment:

Some materials that are chemically resistant to this product are listed below. If you want more details, follow the instructions for category (b) on the EPA chemical resistance category selection chart.

Applicators and other handlers must wear: coveralls over short sleeved shirt and short pants, chemical resistant gloves such as barrier laminate, butyl rubber, or neoprene, chemical resistant footwear plus socks and protective eyewear.

For more information on this product, contact your local extension agent or the manufacturer. For more information on the Worker Protection Standard (WPS) requirements, contact your local extension agent or the manufacturer. For more information on the Worker Protection Standard (WPS) requirements, contact your local extension agent or the manufacturer.

When using this product, wear protective clothing and equipment. Do not eat, drink, or use tobacco while using this product. Do not use this product in areas where people, animals, or birds are present.

When using this product, wear protective clothing and equipment. Do not eat, drink, or use tobacco while using this product. Do not use this product in areas where people, animals, or birds are present.

USER SAFETY RECOMMENDATIONS

Users should wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Remove clothing immediately if pesticide gets on skin. Then wash thoroughly and change clothing.

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

ENVIRONMENTAL HAZARDS

This pesticide is toxic to wildlife and aquatic invertebrates. For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water by cleaning equipment or disposal of wastes.

This pesticide is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area. Protective information may be obtained from your Cooperative Agricultural Extension Service.

CHEMICAL HAZARDS

Do not use, pour, spill or store near heat or open flame.

DIRECTIONS FOR USE

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

Do not use this product in a way that will contact workers or other persons, either directly or through drift, unless protective clothing is worn. Do not use this product in a way that will contact workers or other persons, either directly or through drift, unless protective clothing is worn.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard (WPS) for Agricultural Pesticides, the Standard for Agricultural Pesticides, and the General Requirements for Agricultural Pesticides. For more information on the WPS, contact your local extension agent or the manufacturer. For more information on the WPS, contact your local extension agent or the manufacturer.

Do not enter or allow workers to enter treated areas during the re-entry period. Do not enter or allow workers to enter treated areas during the re-entry period.

BEST AVAILABLE COPY

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DIMETHOATE 2.67 EC

EPA REG. NO. 34704-489

DOUGLAS FIR: Fir cone midge—Apply $\frac{3}{4}$ gallon in 100 gallons of water. Make thorough coverage applications when cones are closed and pendant. Use hydraulic or back-pack sprayer.

PINES: Loblolly pine sawfly—Apply $\frac{3}{8}$ - $\frac{3}{4}$ pt. per acre in 2 gallons of water. Apply by aircraft when air is calm and the temperature is below 68°F. Apply when most larvae are in the second and third instar. Do not use on pines that are for pine nut production.

NOTICE

PLATTE WARRANTS THAT THIS PRODUCT CONFORMS TO THE CHEMICAL DESCRIPTION ON THE LABEL THEREOF AND IS REASONABLY FIT FOR THE PURPOSES STATED ON SUCH LABEL ONLY WHEN USED IN ACCORDANCE WITH THE DIRECTIONS UNDER NORMAL USE CONDITIONS. IT IS IMPOSSIBLE TO ELIMINATE ALL RISKS INHERENTLY ASSOCIATED WITH THE 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 PLATTE. IN NO CASE SHALL PLATTE 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.

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FORMULATED FOR
PLATTE CHEMICAL CO.
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