



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

APR 6 1994

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

William M. Mahlburg  
Agent for: PLATTE CHEMICAL CO., INC.  
P. O. Box 667  
Greeley, CO 80632

Subject: Label Amendment Submission of 03/02/94 in Response to PR Notice 93-7  
EPA Reg. No. 34704-610  
CLEAN CROP CURBIT EC HERBICIDE

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**. A copy of your proposed labeling stamped "ACCEPTED WITH COMMENTS" is enclosed.

WHAT THIS ACCEPTANCE MEANS:

Based on your certification, the Agency has accepted the labeling changes that are necessary to comply with the Worker Protection Standard (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 not been reviewed or 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:

Send to EPA one (1) copy of the final printed labeling:

- BEFORE selling or distributing any product bearing the final printed labeling
- AND
- WITHIN one year from date of this acceptance.

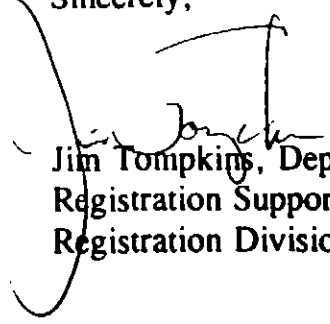
Submit the final printed labeling via the U.S. Postal Service to:

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

Hand or courier deliveries of final printed 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

3 9 5

PROPOSED LABEL



# CURBIT™ HERBICIDE

# EC

ACCEPTED  
with COMMENTS  
EPA Letter Dated

APR 6 1994

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

34704-66

## A Selective Herbicide For Preemergence Control Of Certain Annual Grasses And Broadleaf Weeds In Cucumbers, Melons, And Watermelons.

<b>ACTIVE INGREDIENT:</b>	
ethalfuralin N-ethyl-N-(2-methyl-2-propenyl)-2,6-dinitro-4-(trifluoromethyl)benzenamine .....	36.1%
<b>INERT INGREDIENTS</b> .....	63.9%
<b>TOTAL</b>	
100.0%	

Contains 3 pounds active ingredient per gallon.

## 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. 34704-610 EPA EST. NO. 34704-MS-1  
NET CONTENTS 2 1/2 GAL. (9.46 L)

38327 09P93

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS WARNING—AVISO

This product is irritating to the eyes and skin. Avoid breathing vapors. Avoid contact with skin, eyes, or clothing. Do not contaminate foodstuffs or feed. Harmful if swallowed or absorbed through the skin.

### Personal Protective Equipment:

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category G on the EPA chemical resistance category selection chart.

Applicators and other handlers must wear: coveralls over long-sleeved shirt and long pants, chemical-resistant gloves such as barrier laminate gloves, shoes plus socks and protective eyewear.

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.

Follow manufacturer's instructions for cleaning and maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

### Engineering controls statements

When handlers use closed systems, enclosed cabs, or a craft in a manner that meets with requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides (40 CFR 170.240(d)(4-b)), the handler PPE requirements may be reduced or modified as specified in the WPS.

### USER SAFETY RECOMMENDATIONS

- Users should:
- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the out-

side of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

### STATEMENTS OF PRACTICAL TREATMENT

If Swallowed: Drink promptly a large quantity of milk, egg whites, gelatin solution, or if these are not available, drink large quantities of water. Avoid alcohol. Get medical attention.

If In Eyes: Flush with plenty of water. Call a physician.

If On Skin: Wash with plenty of soap and water. Get medical attention if irritation persists.

### ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. 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. Do not clean equipment or dispose of equipment washwaters in a manner that will contaminate water resources. Runoff or erosion from treated areas may be hazardous to fish in neighboring areas.

### PHYSICAL OR CHEMICAL HAZARDS

Do not use 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 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.

### AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard (40 CFR part 170). This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted entry intervals. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 2 hours.

PPE required for entry into 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 over long-sleeved shirt and long pants, chemical-resistant gloves such as barrier laminate gloves, shoes plus socks and protective eyewear.

### STORAGE AND DISPOSAL

**STORAGE:** Avoid freezing. Store above 40°F (5°C). If frozen, poor weed control may result. Do not use or store near heat or open flame. Store in original container only. In case of leak or spill, use absorbent materials to contain liquids and dispose as waste.

**PESTICIDE DISPOSAL:** Pesticide, spray mixture, or rinse water that cannot be used according to label instructions must be disposed of according to applicable federal, state or local procedures. Do not contaminate water, food or feed by storage or disposal. Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture,

**BEST AVAILABLE COPY**

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### Storage and Disposal, Cont'd.

or resale 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.

**Plastic Container Disposal:** Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

**Metal Container Disposal:** Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

**Bulk/Mini-bulk Tank Handling:** Tanks that have been used for phenoxy-type herbicides should not be used for this product. To clean, triple rinse (or equivalent) and wash with appropriate cleaners before reusing.

### GENERAL AGRICULTURAL PRECAUTION

Poor weed control and/or crop injury may result if directions are not followed. Uneven application or over-application can result in erratic weed control or injury to the treated or rotational crops.

Do not graze or forage crop grown in treated soil or cut for hay or silage.

Do not apply CURBIT to soils which are wet, cloddy, or subject to prolonged periods of flooding because poor weed control or crop injury may result.

Do not apply to any area not specified on the label.

### ROTATIONAL RESTRICTIONS

#### Replanting

If replanting is required, replant only crops listed on this or other ethalfuralin labels.

#### Sugar Beets or Red Beets

Do not plant sugar beets or red beets within thirteen (13) months following an application of three (3) pints or more per acre of CURBIT. Where less than three (3) pints of CURBIT have been applied, sugar beets or red beets may be planted eight (8) months after an application of CURBIT, if the CURBIT treated soil is moldboard plowed to a depth of at least twelve (12) inches prior to planting.

#### Spinach or Oats

In California, Arizona, and Texas, do not plant spinach or oats within eight (8) months following an application of three (3) pints per acre or more of CURBIT.

### USE PRECAUTIONS

Do not incorporate CURBIT prior to planting as crop loss will occur. Do not use CURBIT under or over row covers, hot caps, plastic mulches, or other plant covers as severe crop injury will occur. Do not make broadcast application to transplants. Do not plant in a furrow.

Under cool temperature conditions that can delay early seedling emergence or growth, CURBIT can cause plant injury or crop failure. Be especially cautious during first planting of season when this condition is likely to occur.

### WEEDS CONTROLLED BY CURBIT SURFACE APPLICATION

CURBIT is a preemergence herbicide that controls many annual grasses and broadleaf weeds. CURBIT controls weeds as they germinate. CURBIT will not control established weeds.

CURBIT surface applied after planting will control the following weeds:

- Grasses:**
- Crabgrass (*Digitaria spp.*)
    - (Large crabgrass)
    - (Smooth crabgrass)
  - Goosegrass (*Eleusine indica*)
  - Foxtail millet (*Setaria italica*)
  - Johnsongrass (from seed) (*Sorghum halepense*)
  - Panicum, fall (*Panicum dichotomiflorum*)
  - Panicum, Texas (*Panicum texanum*)
    - (Buffalograss)
    - (Colorado grass)
  - Signalgrass, broadleaf (*Brachiaria platyphylla*)
    - (Brachiaria)
- Broadleaf Weeds:**
- Carpetweed (*Mollugo verticillata*)
  - Lambsquarters, common (*Chenopodium album*)
  - Pigweed (*Amaranthus spp.*)
    - Prostrate pigweed)
    - Redroot pigweed)

(Smooth pigweed)  
(Spiny pigweed)  
Purslane, common  
Pusley, Florida

*Portulaca oleracea*  
(*Richardia scabra*)

### MIXING AND APPLICATION DIRECTIONS

Start with a clean spray tank. Fill sprayer one-third (1/3) to one-half (1/2) full with clean water. Start agitation. Add correct quantity of CURBIT, continue agitation and finish filling the tank. Do not mix this product with fertilizer.

Apply CURBIT using any properly calibrated, low pressure herbicide sprayer that will apply the spray uniformly. Do not apply this product through any type of irrigation system.

### SOIL TEXTURE GUIDE

The amount of CURBIT applied will vary with the soil texture and organic matter. A fine textured soil will require more CURBIT per acre than a coarse soil. Choose the proper rate based on the following soil texture group and specific crop recommendations. Do not exceed recommended rates.

Soil Texture Group	Soil Classification
Coarse soils: (Light)	Sand, loamy sand, sandy loam
Medium soils	Loam, silty clay loam*, silt loam, silt, sandy clay loam*
Fine soils: (Heavy)	Clay, clay loam, silty clay, silty clay loam, sandy clay, sandy clay loam*

\* Silty clay loam and sandy clay loam soils are transitional soils and may be classified as either medium or fine textured soils. If silty clay loam or sandy clay loam soils are predominately sand or silt, they are usually classified as medium textured soils. If they are predominately clay, they are usually classified as fine textured soils.

### ACTIVATION DIRECTIONS

**IRRIGATED AGRICULTURE:** Where overhead sprinkler irrigation (solid set, center pivot or continuous flow lateral move) is used, activate CURBIT with a minimum of one-half inch (1/2") of irrigation water within two (2) days after application. For flood or furrow irrigation, refer to Non-Irrigated Agriculture activation directions below. Irrigated fields may be shallowly cultivated without loss of CURBIT activity.

**NON-IRRIGATED AGRICULTURE:** A single, one-half inch (1/2") rainfall within five (5) days of application is necessary to activate CURBIT. If a single one-half inch (1/2") rainfall is not received, a shallow cultivation will activate CURBIT. Rainfall activated CURBIT may be shallowly cultivated without loss of activity.

**NOTE:** Heavy rainfall and/or excessive irrigation soon after application of CURBIT may cause crop injury. This potential injury can be enhanced if seeding depth is too shallow.

### CROP RECOMMENDATIONS

**CUCUMBERS, MELONS, WATERMELONS—POSTPLANT SURFACE APPLIED PREEMERGENCE WEED CONTROL:** CURBIT should be used only as a postplant surface applied herbicide prior to weed emergence. Apply to seeded crop prior to its emergence, or apply as a banded spray between rows after crop emergence or transplanting. Refer to the section titled "ACTIVATION DIRECTIONS."

For broadcast application on direct-seeded crop, apply CURBIT to the soil surface at seeding, or no later than two days after seeding. DO NOT SOIL INCORPORATE CURBIT PRIOR TO PLANTING AS CROP LOSS WILL OCCUR.

### SOIL PREPARATION

A firm seedbed that is trash and clod free is desirable for a surface application of CURBIT. Crop residues, existing weeds and cloddy conditions may interfere with the performance of CURBIT. Bedded culture is preferable to flat culture because of better drainage. Do not plant in a furrow.

### RATES

These recommendations are given as the broadcast rates of CURBIT per acre. Where a rate range is shown, use the lower rate for coarser textured soils or soils with lower organic matter. Use the higher rate, where a rate range is shown, on soils containing more than five percent (5%) organic matter. Where soil texture is variable within the same field, let the finest soil texture which predominates in that field determine the use rate (see SOIL TEXTURE GUIDE). CURBIT is not recommended for use on soils containing more than 10% organic matter.

Broadcast the following rates in at least 20 gallons of water per acre by ground equipment only

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purchase price of the CURBIT and under no circumstances shall Platte be liable for special, indirect or consequential damages.

## INHERENT RISKS OF USE

Failure to carefully follow the directions for use of CURBIT, as well as other factors such as seedling disease, cold weather, deep planting, excessive moisture, high salt concentration, sodic soils or drought may result in unsatisfactory weed control or crop injury. Reduced yields or crop loss may result under these conditions.

Soil Texture*	CURBIT Broadcast Rates per Acre (pints)
Coarse	3
Medium	3-4
Fine	4-4 1/2

\*Weed control may be reduced on soils with organic matter over 5%.

**BAND TREATMENT:** CURBIT may also be used as a banded spray between rows of direct seeded or transplanted cucumbers, melons or watermelons grown on plastic mulch. Reduce rate and spray volume in proportion to area actually sprayed using the following formula:

$$\frac{\text{Band width in inches}}{\text{Row width in inches}} \times \text{Broadcast RATE per acre} = \text{Band RATE per acre}$$

$$\frac{\text{Band width in inches}}{\text{Row width in inches}} \times \text{Broadcast VOLUME per acre} = \text{Band VOLUME per acre}$$

Do not spray over plastic mulch.

### RESTRICTIONS FOR CERTAIN STATES

**CALIFORNIA:** In coarser soils, activation of CURBIT may occur with as little as 1/8" of rainfall or irrigation. As a guideline, 1/4" is suggested in such areas instead of the 1/2" normally recommended on this label.

**NEW JERSEY:** Do not use this product in New Jersey.

## CURBIT PERFORMANCE GUARANTEE A LIMITED WARRANTY OF CURBIT WEED AND GRASS CONTROL

Platte Chemical Co. warrants that CURBIT will provide commercially acceptable control of the weeds and grasses as indicated on its current label when used according to label directions and subject to the following limitations:

1. Purchaser must notify Platte promptly if a lack of commercially acceptable control occurs. Notice must be given within forty-five (45) days after the first planting or after application of CURBIT to the treated crop, whichever occurs later.
2. A Platte representative must be satisfied that Purchaser used CURBIT according to the label directions and must visually observe unsatisfactory control of weeds in the field.
3. The Purchaser must provide a Platte representative with an invoice or other satisfactory record which shows the price and quantity of CURBIT purchased.
4. Platte's liability will be limited to a refund of the purchase price of the CURBIT applied to the acreage on which commercially acceptable control was not obtained.
5. Void outside the U.S.A.

### DISCLAIMER OF WARRANTIES

THE WARRANTY PRINTED ABOVE IS THE ONLY WARRANTY APPLICABLE TO THIS PRODUCT. ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO, ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, ARE DISCLAIMED.

THE MANUFACTURER MAKES NO WARRANTIES, EXPRESS OR IMPLIED, CONCERNING THIS PRODUCT OR ITS USE, WHICH EXTEND BEYOND THE DESCRIPTION ON THE LABEL OR IN LITERATURE PUBLISHED BY PLATTE, AND ALL STATEMENTS MADE CONCERNING THIS PRODUCT APPLY ONLY WHEN USED AS DIRECTED. PLATTE EXPRESSLY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, IN RELATION TO ANY USE OF THE PRODUCT IN COMBINATION OR SEQUENTIAL USE WITH ANY OTHER PRODUCT NOT SPECIFICALLY RECOMMENDED IN WRITING BY PLATTE. IF USED IN A COMBINATION OR SEQUENTIAL USE RECOMMENDED BY PLATTE, THE LIABILITY OF PLATTE SHALL IN NO MANNER EXTEND TO ANY DAMAGE, LOSS OR INJURY NOT DIRECTLY CAUSED BY THE INCLUSION OF THE PLATTE PRODUCT IN SUCH COMBINATION OR SEQUENTIAL USE.

### LIMITATION OF DAMAGES

Platte's liability, whether in contract, warranty, tort, negligence, strict liability or otherwise shall not exceed the return of the amount of the

FORMULATED FOR  
**PLATTE CHEMICAL CO.**  
150 SO. MAIN STREET      FREMONT, NEBRASKA 68025-5697