Sase read instrut_ons on reverse before comp	teing form.	11-3-2003	) ) ////www.ed. OMB No. 20	1 - ( 070-0060, Approval expires 2-28-9		
SEPA Environment	United States <b>al Protecti</b> hington, DC 20	ion Agency	Registrat Amendm V Other	ion OPP Identifier Number		
	Applicati	on for Pesticide - Sec	tion I			
1. Company/Product Number 34704-932		2. EPA Product Ma	nager	3. Proposed Classification		
4 Company/Product (Name) HENDIMETRALIN 0.8670 7	entilize	<u>РМ#</u>	·			
5. Name and Address of Applicant <i>(Include ZIP C</i> Platte Chemical Company, Inc. PO Box 667	<ol> <li>Expedited Reveiw. In accordance with FIFRA Section 3(c (b)(i), my product is similar or identical in composition and labor to:</li> <li>EPA Reg. No.</li> </ol>					
Greeley, CO 80632-0667		Product Name				
		Section - II				
Amendment - Explain below. Resubmission in response to Agency letter V Notification - Explain below.	Agency let	Final printed lebels in repeanse to         Agency letter dated         "Me Too" Application.         Other - Explain below.				
Explanation: Use additional page(s) if necessa Pursuant to PR Notice 98-10, we are hereby notify			ompany, Inc. Warranty	Disclaimer and Notice.		
		Section - III				
1. Material This Product Will Be Packaged In:			······································	49 v		
Child-Resistant Packaging Yas No No		Water Soluble Packaging Yes No		Metal Constant Plastic Constant Glass		
* Certification must be submitted	No.per t.container	lf "Yes" No. per Package wgt containe	·	Paper Other (Specify)		
3. Location of Net Contents Information	4. Size(s) Re	tail Container	5. Location of Label	Directions		
6. Manner in Which Lebel is Affixed to Product	Lithog Paper Stenc	raph Other glued iled	······································			
		Section - IV	· · · ·	······································		
1. Contact Point <i>(Complete items directly below</i>	for identificatio	on of individual to be contacted,	if necessary, to proc	ess this application.)		
Name Mark R. Trostie	Title Director Registrations and Re	elephone No. (Include Area Code) 970-347-1470				
I certify that the statements I have made on I acknowledge that any knowlinglly false on both under applicable law.		all attachments thereto are true	· ·			
2. signed A Thostle	2. signed R. Thostle					
4. Typed Name Mark R. Trostle		5. Date 10/14/2003				

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	n reverse before o	empleting form,		Form Ap	proved.	OMB No.	2070-0	060, Appro	val expires 2-28	
Environmental Protect		United States Ental Protectic Washington, DC 204		Am		Registr Amend Other			OPP Identifier Number	
		Applicatio	on for Pestic	cide - Sec	tion I					
. Company/Product Num 34704	ber		2. EPA Product Menager 3.					Proposed Classification		
. Company/Product (Nam All Products for Platte		npany, Inc.	PM#							
5. Name and Address of Applicant (Include ZIP Code) Platte Chemical Company, Inc. PO Box 667 Greeley, CO 80632-0667 Check if this is a new address			6. Expedited Reveiw. In accordance with FIFRA Section 3(c)(3 (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No.							
	nis is a new addres			luct Name _						
Amendment - Explain below.				Ction - II       NOTIFICATION         Finel printed labels in repsonse to       Agency letter dated         Agency letter dated       NOV - 3 2003         "Ms Too" Application.       NOV - 3 2003					÷	
Notification - Explain below.				Other - Expl	ain belo	w.				
	· · · · · · · · · · · · · · · · · · ·		Section -	121						
	III Be Beekseed in.									
	M Be Peckaged In: Unit Peckaging		·····			2. Type of	Contain	er.		
	W Be Peckaged In: Unit Packaging Yes		Water Solubie I		1	2. Type of	Metal			
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nild-Resistant Packaging Yes No <b>Certification must</b>	Unit Packaging	No. per	Water Soluble I			2. Type of	Motal Plastic Glass Paper	6		
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EPA Form 8570-1 (Rev. 3-94) Previous editions are obsolete.

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7251 W. 4<sup>th</sup> Street PO Box 1286 Greeley, CO 80632-1286 Phone: (970) 356-4400 Fax: (970) 347-1565

NOTIFICATION

NOV - 3 2003

September 12, 2003

Document Processing Desk (NOTIF) Office of Pesticide Programs (7504C) U. S. Environmental Protection Agency Room 266A, Crystal Mall 2 1921 Jefferson Davis Highway Arlington, VA 22202-4501

RE: Platte Chemical Company Inc. EPA Reg. No. 34704

Gentlemen/Ladies:

- "Notification of <u>change in our Warranty Disclaimer and Notice</u> per PR Notice 98-10."
- "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 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under Sections 12 and 14 of FIFRA."

In compliance with PR Notice 98-10 regarding notifications, enclosed is a copy of the "before" Warranty Disclaimer and Notice and "after" Warranty Disclaimer and Notice.

If you should have any questions regarding this matter, please do not hesitate to contact me at 970-347-1470.

Sincerely

Mark R. Trostle Director Registrations and Regulatory Affairs

Enclosures

cc: Debbie Kovacs, EPA Region 8

4-41

NOTIFICATION

## WARRANTY DISCLAIMER AND NOTICE

IT IS IMPOSSIBLE TO ELIMINATE ALL RISKS INHERENTLY ASSOCIATED WITH THE USE OF THIS PRODUCT. CROP INJURY, INEFFECTIVENESS, OR OTHER UNINTENDED CONSEQUENCES MAY RESULT DUE TO SUCH FACTORS AS WEATHER CONDITIONS, PRESENCE OR ABSENCE OF OTHER MATERIALS, OR THE MANNER OF USE OR APPLICATION, ALL OF WHICH ARE BEYOND THE CONTROL OF PLATTE, THE MANUFACTURER OR SELLER.

THE PRODUCTS SOLD TO YOU ARE FURNISHED "AS IS" BY PLATTE. THE MANUFACTURER OR SELLER, AND ARE SUBJECT ONLY TO THE MANUFACTURER'S WARRANTIES, IF ANY, WHICH APPEAR ON THE LABELS TO THE PRODUCTS SOLD TO YOU. EXCEPT AS EXPRESSLY PROVIDED HEREIN. PLATTE, THE MANUFACTURER OR SELLER MAKES NO WARRANTIES. GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER. EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD OR USE OF THE PRODUCT, INCLUDING, BUT NOT LIMITED TO, MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. EXCEPT AS EXPRESSLY STATED HEREIN. PLATTE, THE MANUFACTURER OR SELLER MAKES NO WARRANTY OF RESULTS. TO BE OBTAINED BY USE OF THE PRODUCT. BUYER'S OR USER'S EXCLUSIVE REMEDY, AND PLATTE'S, THE MANUFACTURER'S OR SELLER'S TOTAL LIABILITY. SHALL BE LIMITED TO DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT. NO AGENT OR EMPLOYEE OF PLATTE OR SELLER IS AUTHORIZED TO AMEND THE TERMS OF THIS WARRANTY DISCLAIMER OR THE PRODUCT'S LABEL OR TO MAKE A REPRESENTATION OR RECOMMENDATION DIFFERENT FROM OR INCONSISTENT WITH THE LABEL OF THIS PRODUCT.

IN NO EVENT SHALL PLATTE, THE MANUFACTURER OR SELLER BE LIABLE FOR CONSEQUENTIAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE, HANDLING, APPLICATION, STORAGE OR DISPOSAL OF THIS PRODUCT OR FOR DAMAGES IN THE NATURE OF PENALTIES AND THE BUYER AND USER WAIVE ANY RIGHT THEY MAY HAVE TO SUCH DAMAGES.

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