

35915-10

12/4/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Joseph W. Burley, Ph.D.
Sipcam Agro USA, Inc.
2520 Meridian parkway, Ste 525
Durham, NC 27713

DEC 4 2009

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4

Dear Dr. Burley:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-4 dated August 24, 2009 for:

EPA Registration 35915-10 Simazine Technical

The Registration Division (RD) has conducted a review of this request for applicability under PR Notices 2007-4 and finds that the label changes requested falls within the scope of PR Notices 2007-4. 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 me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

August 24, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Subject: **Simazine Technical**
EPA Reg. No. 35915-10
Notification per PR Notice 2007-4

Dear Sir or Madam:

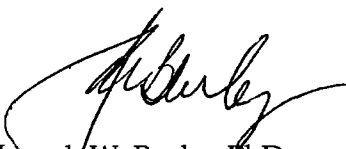
In support of the above notifications, please find the following documents enclosed:

- Application for Pesticide Notification, Form 8570-1
- One copy of the product labeling, which is annotated to enable the Agency to differentiate the changes which have been made to that label
- One clean copy of the label, containing the incorporated changes

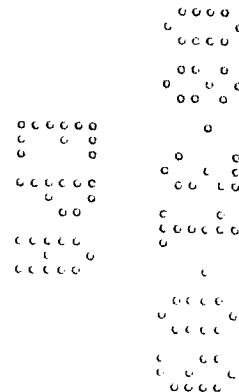
For ease of review by the Agency, please note that changes to this product label are limited to those found on page 4. Those changes have been underlined and highlighted in the annotated copy.

If you have any questions about this submission, please feel free to call me at 770-594-6356

Sincerely,



Joseph W. Burley PhD
Agent for Oxon Italia S.p.A.



Annotated copy



Simazine Technical

NOTIFICATION

DEC - 4 2009

A Herbicide for Formulating Use Only

ACTIVE INGREDIENT:

Simazine (2-chloro-4,6-bis (ethylamino)-s-triazine) 97%

INERT INGREDIENTS: 3%

TOTAL: 100%

Keep Out of Reach of Children
CAUTION

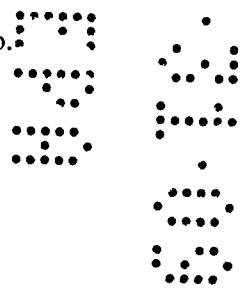
FIRST AID

IF SWALLOWED	Call a 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 a poison control center or doctor. Do not give anything by mouth to an unconscious person.
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.
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 IN EYES	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.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
Emergency telephone numbers:	For transportation and spills call CHEMTREC at 800-424-9300. For information on this pesticide product (including health concerns, medical emergencies or pesticide incidents), call the National Pesticide Information Center at 1-800-858-7378.
See inside panel for additional precautionary statements.	

EPA Reg. No. 35915-10
Net Contents:

EPA Est. No.

OXON ITALIA S.p.A.
Via Serpione, 195 - 20016 PERO
MILANO - ITALY



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**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION: Harmful if swallowed. Do not breathe dust or mist. Avoid contact with eyes, skin or clothing. Causes moderate eye irritation.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to 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 Pollution 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.

DIRECTIONS FOR USE

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

No end use for this product other than manufacturing is intended or implied by this label.

Formulators using this product are responsible for obtaining EPA registration for their formulated products.

Only for formulation into an herbicide for the following use(s): Corn (field and sweet), Citrus (Grapefruit, Lemons, and Oranges), Apples, Cherries (tart and sweet), Pears, Plums, Peaches, Nectarines, Almonds, Filberts or Hazelnuts, Macadamia Nuts, Pecans, Walnuts, Strawberries, Blueberries and Caneberries (Blackberries, Boysenberries, Loganberries, and Raspberries), Avocados, Cranberries, Grapes, Olives, Nurseries (Woody Ornamentals, Deciduous Trees, and Conifers), Christmas Tree Plantings, Shelterbelt Plantings (Woody Ornamentals, Deciduous Trees, and Conifers), Tree Plantations for Timber (Black Walnut, Slash Pine, White Pine, and Loblolly Pine only), Turfgrass on Sod farms in FL.

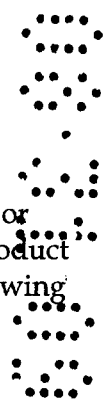
This product may be used to formulate products for any additional use(s) not listed on the MUP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).

This product may not be reformulated or repackaged into another product unless the registration of the reformulated or repackaged product was granted or amended so as to be consistent with the Surface Water CWS Monitoring Program set forth in the Simazine Reregistration Eligibility Decision (RED).

Not for formulation into wettable powder end-use product formulations.

Not for formulation into granular end-use product formulations intended for occupational use.

No product other than a product labeled only for use by homeowners on turfgrass or labeled only for use as an algaecide may be formulated or repackaged from this product unless the formulated or repackaged product bears a label including all of the following



statements prominently displayed in the "Directions for Use" section: "ANY USE OF THIS PRODUCT IN AN AREA WHERE USE IS PROHIBITED IS A VIOLATION OF FEDERAL LAW. *Before using this product, you must consult* the Simazine Watershed Information Center (SWIC) to determine whether the use of this product is prohibited in your watershed. SWIC can be accessed through www.simazine-watershed.info or 1-888-365-2874. If the SWIC indicates that use of this product is prohibited in your watershed, you may return this product to your point of purchase or contact Oxon Italia S.p.A. for a refund.

No products labeled only for use by homeowners on turfgrass may be reformulated or repackaged from this product unless the registration of the resulting product is subject to the following terms and conditions of registration, which shall require that the Registrant:

- 1) Immediately cease all sale and distribution to any retailer or any entity distributing or selling such product to any retailer located within all counties containing any portion of the watershed area listed in the SWIC;
- 2) Ensure the removal of any such Simazine product from the shelves of any retailer located within all counties in containing any portion of any watershed area listed in the SWIC; and
- 3) Repurchase any such Simazine product from any of the purchasers described above.
- 4) In addition, such Registrant shall consult with the State(s) in which such counties are located to determine whether additional territory shall be included in the area to which these requirements will apply. If the States(s) determine that a larger area is warranted, the Registrant shall within 10 days of such determination notify the Director of EPA's Special Review and Reregistration Division (SRRD) (7508P), Office of Pesticide Programs, of the State(s) determination. EPA will then notify such Registrant of the specific boundaries within which the stop sale, removal, and repurchase shall take place.

STORAGE AND DISPOSAL

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

STORAGE: Storage should be under lock and key and secure from access by unauthorized persons and children. Storage should be in a cool, dry area away from any heat or ignition source. May be ignited by heat or open flame.

Do not stack over 2 pallets high. Move bags carefully so as not to tear or puncture. Do not move containers from one area to another unless they are securely sealed. Keep container tightly sealed when not in use. Do not allow material to become wet or store in a damp, humid area. Keep away from any puncture source. Avoid storage near water supplies, food, feed, and fertilizer to avoid contamination. Store in original container only. If the contents are leaking or material is spilled, follow these steps:

1. Collect and place in suitable containers for disposal.
2. Wash area with water and soap to remove remaining pesticide.
3. Follow washing with clean water rinse.
4. Do not allow run off to enter sewer or contaminate water supplies.
5. Dispose of waste as indicated below.

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

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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.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into formulation equipment. Then offer for recycling if available or dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

WARRANTY - CONDITION OF SALE:

OXON ITALIA 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 **OXON ITALIA**. In no case shall **OXON ITALIA** be liable for consequential, special or indirect damages resulting from the use or handling of this product. To the extent allowed by law, all such risks shall be assumed by the Buyer. **OXON ITALIA** MAKES NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.
