

### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

August 15, 2017

Matthew Granahan Regulatory Manager Nufarm Limited 4020 Aerial Center Parkway, Suite 101 Morrisville, NC 27560

Subject: Label Amendment – Addition of brassica and apple Product Name: CLOPYRALID TECHNICAL HERBICIDE EPA Registration Number: 35935-57 Application Date: 3/22/2017 Decision Number: 528213

Dear Mr. Granahan:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance

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with FIFRA section 6. If you have any questions, please contact Sarah Meadows by phone at 703-347-0505, or via email at meadows.sarah@epa.gov.

Sincerely,

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Kathryn Montague, Product Manager 23 Herbicide Branch Registration Division (7505P) Office of Pesticide Programs

Enclosure

**CEOPYRALID TECHNICAL HERBICIDE** 

# FOR MANUFACTURING USE ONLY

#### ACTIVE INGREDIENT:

Clopyralid: 3,6-dichloro-2-pyridinecarboxylic acid	97.0%
OTHER INGREDIENTS:	. <u>3.0%</u>
TOTAL:	100.0%

## KEEP OUT OF REACH OF CHILDREN DANGER

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

SEE [BELOW] [FRONT PANEL] [BACK PANEL] FOR FIRST AID AND [NEXT PAGE FOR] [BACK PANEL] ADDITIONAL PRECAUTIONARY STATEMENTS

#### For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300 For Medical Emergencies Only, Call (877) 325-1840

FIRST AID			
IF IN EYES	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>		
IF ON SKIN OR CLOTHING	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>		
IF INHALED	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>		
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.			
NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.			

EPA REG. NO. 35935-57 EPA EST. NO. MANUFACTURED FOR NUFARM LIMITED 4020 AERIAL CENTER PARKWAY MORRISVILLE, NC 27560



**NET CONTENTS:** 

035935-00057.20170808.EPA Amendment NUP-05066

#### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS DANGER

Corrosive. Causes Irreversible Eye Damage. Harmful If Absorbed Through Skin Or Inhaled.

Avoid contact with skin, eyes or clothing. Do not get in eyes or on clothing. Wear goggles or face shield when handling. Avoid breathing dust. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

#### ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or public waters unless in accordance with the requirements of a National Pollutant 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 ERA.

#### DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. This product may only be formulated into manufacturing-use herbicide products or end-use herbicide products for the following uses:

#### AGRICULTURAL USES:

Apple, Asparagus, barley, borage, broccoli, broccoli raab, brussel sprouts, bushberries, cabbage, canola, cauliflower, cavalo broccolo, Chinese broccoli, Chinese cabbage (bok choy), Chinese cabbage (napa), Chinese mustard cabbage, collards, corn, crambe, cramberry, cuphea, echium, fallow land, flaxseed, garden beet, grasses, hare's ear mustard, hops, mint (peppermint, tops, spearmint, tops), kale, kohlrabi, lesquerella, lunana, meadowfoam, milkweed, mizuna, mustard greens, mustard spinach, oats, oil radish, pasture, poppy seed, rangeland, rape greens, rapeseed, sesame, sod farms, spinach, stone fruits, strawberry, sugar beets, sweet rocket, Swiss chard, teff, tree plantations, turnip and wheat.

This product may be used to formulate products for specific use(s) not listed on this label, except residential turf, if the formulator, user group or grower has complied with U.S. EPA submission requirements regarding the support of such use(s). Consult Nufarm Limited for instructions for formulation and other information.

#### NON-AGRICULTURAL USES:

For use only on non-residential turf such as athletic and recreational sports fields, cemeteries, golf courses, industrial sites, non-cropland, parks, rights-of-way, and roadsides.

Turfgrass and lawn uses are restricted to non-residential sites.

Note: In the states of California, Oregon and Washington, turfgrass and lawn uses are restricted to golf courses only. This product may be used to formulate products for specific use(s) not listed on this label, except residential turf, if the formulator, user group or grower has complied With U.S. EPA submission requirements regarding the support of such use(s). Consult Nufarm Limited for formulation and other information.

This product must not be formulated into manufacturing-use herbicide products or end-use herbicide products for use on residential turf.

If the product is labeled for reformulation into products bearing labeling for turf applications other than residential turf, the label must contain the following statements:

#### Use Restrictions for End-Use Products Formulated from This Product

- Do not use on residential turf.
- Do not send grass clippings to a compost facility.
- · Do not collect grass clippings for mulch or compost.
- Applicator must give notice to landowners/property managers to not use grass clippings for composting.
- In the states of California, Oregon and Washington, turfgrass and lawn uses are restricted to golf courses only.

#### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store in a cool, dry, well-ventilated area.

**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 by use according to label instructions, contact your state pesticide or environmental control agency, or the hazardous waste representative at the nearest ERA regional office for guidance.

CONTAINER HANDLING: Non-refillable container. Do not reuse or refill this container.

Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into formulation equipment. If not emptied in this manner, the liner may be considered an acute hazardous waste and disposed in accordance with local, state and federal regulations.

When completely empty, offer for recycling, if available, or dispose of liner in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum or other outer container is contaminated and cannot be reused, dispose of in the manner required for its liner.

#### WARRANTY DISCLAIMER AND LIMITATION OF LIABILITY

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE 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, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

If you do not agree with or do not accept any of the directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

(RV080817)

#### NOT TO BE PART OF THE PRINTED LABEL LABEL HISTORY

FILE NAME	RV DATE	COMMENTS
35935-57 Clopyralid Technical Herbicide FPL label	(RV032409)	EPA SAL
035935-00057.20170322.EPA Amendment	(RV032217)	EPA Amendment – Apples and Brassica
035935-00057.20170808.EPA Amendment	(RV080817)	EPA Review