

35935-89

4/15/2014

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

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

NOTIFICATION

APR 15 2014

Nathan P. Ehresman
Nufram Limited
c/o Nufarm Americas Inc.
4020 Aerial Center Parkway
Morrisville, NC 27560

Subject: Notification per PR Notice 98-10 and PR Notice 2007-4: Minor Label Change
Tri-Power Optical NY MC
Application Dated – February 14, 2014
EPA Reg. No. 35935-89
Decision No. 488652

Dear Mr. Ehresman:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 and PRN 2007 for the subject product.

The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and PRN 2007 and finds that the action requested falls within the scope of both PRN 98-10 and PRN 2007. The label submitted with the application has been date-stamped "Notification" and will be placed in our records.


If you have any questions regarding this letter, please feel free to contact Shanta Adeeb at (703) 347-0502 or adeeb.shanta@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Beth Benbow".

Handwritten initials "ja" in cursive script.

Kathryn Montague
Product Manager 23
Herbicide Branch
Registration Division (7505P)

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other: NOTIF	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number Nufarm Ltd/ 35935-89	2. EPA Product Manager Kathryn Montague	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Nufarm Ltd/ TRI-POWER OPTICAL NY MC	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Nufarm Limited C/O Nufarm Americas Inc. 4020 Aerial Center Parkway Morrisville, NC 27560 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(I), my product is similar or identical in composition and labeling to: EPA Reg. No.: _____ Product Name: _____

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

NOTIFICATION OF LABEL CHANGE Per PR Notice 98-10 & PR Notice 2007-4
See Attached

Section - III

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" Unit Packaging wgt. No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" Package wgt. No. per container	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)
*Certification must be submitted			
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container 50 Gallons, 260 Gallons	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Other <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Nathan P. Ehresman	Title Director, Regulatory Affairs	Telephone No. (Include Area Code) 919-379-2515
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Director, Regulatory Affairs	
4. Typed Name Nathan P. Ehresman	4. Date February 14, 2014	

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TRI-POWER OPTICAL NY MC

FOR MANUFACTURING USE ONLY

ACTIVE INGREDIENT:

Dimethylamine Salt of 2-Methyl-4-Chlorophenoxyacetic Acid *	56.35%
Dimethylamine Salt of (+)-R-2-(2-Methyl-4-Chlorophenoxy)propionic Acid** ‡	11.13%
Dicamba (3,6-Dichloro-o-Anisic Acid)***	4.03%

OTHER INGREDIENTS:	28.49%
TOTAL:	100.00%

By Isomer Specific AOAC Method, Equivalent to:

* 2-Methyl-4-Chlorophenoxyacetic Acid	46.00%	(4.51 lbs./gal.)
** (+)-R-2-(2-Methyl-4-Chlorophenoxy)propionic Acid	9.20%	(0.90 lbs./gal.)
*** 3,6-Dichloro-o-Anisic Acid	4.03%	(0.40 lbs./gal.)

‡ Contains the single isomer form of Mecoprop-p

KEEP OUT OF REACH OF CHILDREN
DANGER
SEE INSIDE BOOKLET FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

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

EPA REG. NO. 35935-89
 EPA EST. NO. _____

NET CONTENTS: _____ GALLONS (_____ LITERS)
 Equivalent NET WEIGHT _____ LBS (_____ KG)

Manufactured For
 NUFARM LTD.
 4020 Aerial Center Parkway
 Morrisville, NC 27560



NOTIFICATION

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DIRECTIONS FOR USE

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

This material requires further mixing before use. For formulation into end use products for the following uses: Residential and Commercial Turf and Lawns (including golf courses, parks, athletic fields, cemeteries, school grounds, roadsides) and Sod Farms.

This product may be used to formulate products for specific uses not listed on the MP label, if the formulator, user group or grower has complied with USEPA data and/or citations of data requirements regarding support of such uses.

Uses for experimental purposes that are in compliance with U.S. EPA regulations.

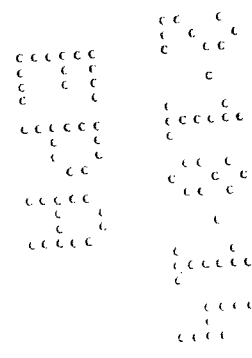
Only for formulation into end use products with directions for use that prohibit broadcast applications greater than 0.75 lb ae MCPP-p per acre.

Only for formulation into end use products with directions for use that prohibit spot treatment applications greater than 1.2 lbs ae MCPP-p per acre.

If formulated into ready-to-use spray products, the ready-to-use spray containers must produce droplets that are medium or coarse in size according to the ASAE (S572) definition for standard nozzles.

Each formulator is responsible for obtaining the EPA registration of his formulated product(s).

For specific information relating to composition, toxicity, methods of formulation and the product's effectiveness, please contact your Nufarm representative.



STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Always use original container to store pesticides in a secured warehouse or storage building. Store at temperatures above 32°F. If allowed to freeze, remix before using. This does not alter the product. Containers should be opened in well ventilated areas. Keep container tightly sealed when not in use. Do not stack cardboard cases more than two pallets high. Do not store near open containers of fertilizer, seed or other pesticides.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. If container is damaged or if pesticide has leaked, contain all spillage. Absorb and clean up all spilled material with granules or sand. Place in a closed, labeled container for proper disposal. Improper disposal of excess pesticide, spray mixtures, or rinsate is a violation of Federal law and may contaminate groundwater. 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.

[CONTAINER DISPOSAL:

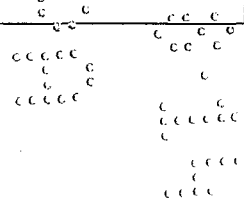
Nonrefillable Container. Do not reuse or refill this container. Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Then offer for recycling, if available, or puncture and dispose of in an approved sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Triple rinse as follows: Empty the remaining contents into manufacturing equipment. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Empty the rinsate into manufacturing equipment, or store rinsate for later use or disposal. Repeat this procedure two more times.

Pressure rinse as follows: Empty the remaining contents into manufacturing equipment and drain for 10 seconds after the flow begins to drip. Hold container upside down over manufacturing equipment, or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.]

[CONTAINER HANDLING:

Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. Agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. Then offer for recycling if available or dispose of in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.]



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 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.

(RV021114)

Tri-Power is a trademark of Nufarm Americas Inc

