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

MAR 30 1994

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Michael H. Watts
KINCAID INTERPRISES INC.
BOX 549
NITRO, WV 25143

Subject: Label Amendment Submission of 11/01/93 in Response to PR Notice 93-7
EPA Reg. No. 41014-8
KE CHLORONEB FUNGICIDE FLOWABLE

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 subject to the comments reflected on the enclosed sheet. 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:

By the next label printing make all the specified changes to your labeling. 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.

BEST AVAILABLE COPY



Recycled/Recyclable
Printed with Soy/Canola Ink on paper that
contains at least 50% recycled fiber

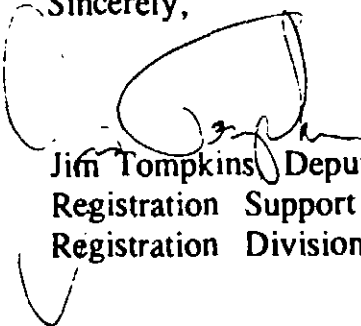
Submit the final printed labeling via the U.S. Postal Service to:

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

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division

Michael H Watts
KINCAID ENTERPRISES INC
BOX 549
NITRO, WV 25143

Comment for: EPA Reg Nr.41014-8
KE CHLORONEB FUNGICIDE FLOWABLE

The following specific comments pertain to your WPS
labeling submission concerning the product
cited above:

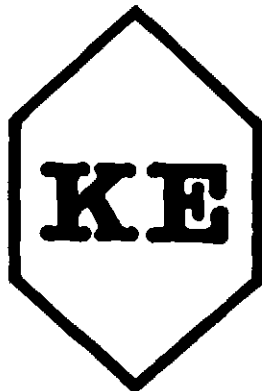
The requirement under the heading "Personal Protective Equipment" must state: "Applicators and other handlers must wear:". Cross out your lead-in statement and replace it with correct one. EXCEPTION: If you have an entirely separate PPE section specifying what "Mixers and loaders must wear", the requirement under the heading "Personal Protective Equipment" must state: "Applicators and other handlers (other than mixers and loaders) must wear:". Cross out your lead-in statement and replace it with the correct one.

User Safety Recommendations must either be placed in a box or printed on the label in a contrasting color from surrounding text.

Gloves are not required for applicators and other handlers because the dermal and skin toxicity levels are 4. Please refer to page 17 of the Main Labeling Guidance.

Delete the crossed-out statements on your proposed label. They are redundant statements or phrases.

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ACCEPTED
with COMMENTS
In EPA Letter Dated
MAR 30 1994

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

41014-8

CHLORONEB Systemic Flowable

FUNGICIDE

ACTIVE INGREDIENT:

Chloroneb (1, 4-dichloro-2, 5-dimethoxybenzene) 30.0%

INERT INGREDIENTS 70.0%

U.S. Pat. 3,265,564

EPA Reg. No. 41014-8

EPA Est. 41014-WV-01

(Contains 2.9# Chloroneb Per Gallon)

Keep out of reach of children.

CAUTION!

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND
DOMESTIC ANIMALS: CAUTION

Swallowed: Harmful if swallowed, get
medical attention.

Inhaled: May be harmful if inhaled, get
medical attention.

Skin: Avoid contact with skin or clothing.

Eyes: Avoid contact with eyes. In case of
contact with eyes, flush immediately with
running water and get medical attention if
irritation persists.

Net Contents: 1 Gallon

Mfg.

KINCAID ENTERPRISES, INC.

BOX 671 • NITRO, WV 25143

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PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS &
DOMESTIC ANIMALS

Precautionary Statements: Caution - Harmful if swallowed. Avoid breathing dust. Avoid contact with skin, eyes or clothing. Wash thoroughly after handling. *delete*

Personal Protective Equipment: Handlers who may be exposed to the dilute through application or other tasks must wear:

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks

Handlers who may be exposed to the concentrate through mixing, loading, application, or other tasks must wear:

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks

*Not needed as PPE
is the same*

A
D
D
E
D

User Safety Recommendations: Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

ENVIRONMENTAL HAZARDS

This product 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 contaminate water by cleaning of equipment or disposal of wastes.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited.

Storage: Reclose container after each use. Store in a cool, dry place away from food or feed. If spilled, sweep up and dispose of below.

Pesticide Disposal: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Disposal: Completely empty bag, then dispose of bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of the smoke.

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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. 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.

Do not apply this product through any type of irrigation system.

ADDED
OR
CHANGED

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 restrictive-entry interval. 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 12 hours.

PPE required for early entry to 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
- Waterproof gloves
- Shoes plus socks

ADDED

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FOR PLANTER BOX APPLICATION OR FOR USE ON SEED PRIOR TO PLACEMENT IN PLANTER BOX.

GENERAL INFORMATION—K. E. "Chloroneb" Fungicide is recommended for use as a supplemental seed treatment, for the control of seedling diseases of cotton, beans and soybeans; and as a supplemental seed treatment for sugar beets. It is to be used in conjunction with a standard fungicide seed treatment.

When used as directed, "Chloroneb" can be expected to improve stands and plant vigor through the suppression of seedling blights, soreshin, and pre- and post-emergence damp-off caused by such organisms as Rhizoctonia and Pythium species and Sclerotium Rolfsi. It is highly effective in preventing post-emergence damp-off, especially when used as a supplemental seed coating.

Cotton—Beans—Soybeans—Sugar Beets

SUPPLEMENTAL SEED TREATMENT

Apply "Chloroneb" Flowable as a slurry at the following rates of active ingredient per 100 lbs. of acid de-linted, reginned, or fuzzy cottonseed: Cotton (East of Rockies), 3.9 oz. active or 10.5 ozs. of Flowable; Cotton (West of Rockies) 6.5 oz. of active or 17 fl. ozs. of Flowable. On Beans and Soybeans use 10.5 fl. ozs. of Flowable and 10.5 fl. ozs. of Flowable on Sugarbeets.

SEED OVERCOATING PLANTER BOX:

Partially fill planter box or mixing container with the seed to be treated, apply the proper amount at the recommended rate of Chloroneb Flowable evenly over the surface of the seed, stir with a wooden paddle until uniformly coated. Repeat until Planter Box or mixing container is full. Before using shake well to mix contents of container.

Label Treated Seed: This seed (coated with chloroneb fungicide) "Chloroneb." Do not use for food, feed, or oil purposes. Add appropriate information for any other chemical treatments.

NOTE: Do not use treated seed for food, feed, or oil purposes. Do not graze treated beans or soybeans within 45 days of planting.

NOTE: Add Seed Protectant Liquid dye** to each batch and mix for an additional 10 minutes. **21CFR Chapter 1 Section 3.13 requires grain seed treated with poisonous substances in excess of recognized tolerances be suitably colored to prevent their subsequent inadvertent use as food for man or feed for animals.

NOTICE TO BUYER: Purchase of this material does not confer any rights under patents of countries outside of the United States.

NOTICE OF WARRANTY

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

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