

42750-96

04/02/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

APR 2 2009

Morris Gaskins
Registrations Manager
Albaugh, Inc.
P.O. Box 2127
304 Janet Street, Suite H
Valdosta, GA 31604

Subject: Tebuconazole Technical
EPA Reg. No. 42750-96
Your amendment dated February 10, 2009
EPA Decision Number 406263

Dear Mr. Gaskins:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act as amended is acceptable provided the following changes are made:

1. Put the **FIRST AID** instructions in a box to set them off from the rest of the label.
2. Under the header **ENVIRONMENTAL HAZARDS** on page 2 change the first sentence to read "This pesticide is toxic to mammals, fish and aquatic invertebrates."
3. In the list of Terrestrial Food Crops on page 2 change "Oats" to "Oats (seed treatment)" and revise "Leafy Brassica Greens" to "Brassica Leafy Greens Subgroup 5B"
4. On page 3 put the **STORAGE AND DISPOSAL** instructions in a box to set them off from the rest of the label.
5. On page 3 in the **WARRANTY LIMITATIONS A DISCLAIMER** in paragraph 1 change "In no case shall Albaugh, Inc. be liable for...under state law." To "To the extent consistent with applicable law, Albaugh, Inc. shall not be liable for consequential, special or indirect damages resulting from the use or handling of this product. To the extent consistent with applicable law, all such risks shall be assumed by the buyer."

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One copy of the label stamped "Accepted with comments" is enclosed for your records. Please submit one copy of the final printed label that incorporates the required changes before the product is released for shipment.

If you have any questions, please contact Robert Westin by phone at (703) 305-5721 or via email at westin.robert@epa.gov.

Sincerely,



Mary L. Waller
Product Manager (21)
Fungicide Branch
Registration Division (7505P)

Enclosure

TEBUCONAZOLE TECHNICAL

For use in the manufacture of fungicides.

ACTIVE INGREDIENT:

Tebuconazole, a-[2-(4-chlorophenyl)-ethyl]-a-(1,1-dimethylethyl)-1H-1,2,4-triazole-1-ethanol	98.0%
OTHER INGREDIENTS:	2.0%
TOTAL:	100.0%

STOP - Read The Label Before Use

KEEP OUT OF REACH OF CHILDREN

WARNING

FIRST AID

IF IN EYES:

- Hold eye open and rinse slowly and gently with water for 15-20 minutes.
- Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye.
- Call a poison control center or doctor for treatment advice.

IF ON SKIN:

- 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 INHALED:

- Move person to fresh air.
- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.
- Call a poison control center or doctor for further treatment advice.

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.

Have the product container or label with you when calling a poison control center or doctor or going for treatment.

Note to Physician: No specific antidote is available. Treat symptomatically.

For emergencies involving this product contact CHEMTREC at 800-424-9300.

EPA Reg. No. 42750-96

EPA Est. No. xxxxx-xxx-xxx

NET CONTENTS:

MANUFACTURED FOR:

Albaugh, Inc.
1525 NE 36th St
Ankeny, IA 50021

ACCEPTED
with COMMENTS
In EPA Letter Dated

APR 2 2009

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

42750-96

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

May be fatal if inhaled. Harmful if swallowed. Causes eye irritation. Do not breathe dust and avoid contact with eyes or clothing. Wear a mask or pesticide respirator jointly approved by the Mine Safety and Health Administration and the National Institute for Occupational Safety and Health. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to estuarine 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 Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to the 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.

Detailed information on chemical and physical properties and other formulating recommendations for tebuconazole are available upon request from Albaugh. Obtain this information before undertaking the formulation of tebuconazole in order to avoid formulation hazards and insure a satisfactory finished product.

Labeling for products formulated from this product must conform to that which is currently registered with the U.S. Environmental Protection Agency. For specific information on federally registered uses, contact Albaugh. Any variance from the federally registered labeling for products containing Tebuconazole Technical will have to be supported by data provided by the formulator.

Tebuconazole Technical fungicide is intended for formulation into end-use products for:

Terrestrial Food Crops:

Asparagus

Bananas,
Barley (seed and foliar
treatment)

**Beans (fresh & dry except
succulent shelled)**

Cherries

**Corn (sweet, field, seed,
and popcorn)**

Cotton

Cucurbit Vegetables

Group

**Garden beet roots and
tops (leaves)**

Garlic

Grapes,
Grasses grown for seed,

Green eschalots

Green shallots

Hops

Leafy Brassica Greens

Leek

Lychee

**Mango (post-harvest
only)**

Nectarine

Oats

Okra

**Onion (dry bulb, green,
spring, Welch, and
Japanese bunching)**

Peaches

Peanuts

Pecan

Scallion

Shallot (dry and green)

Soybean

Sunflower

**Turnip (East of the
Rockies)**

Wheat (seed and foliar
treatment)

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Terrestrial Non-Food Crops:

Roses,
Flowers,
Ornamental trees,

Ornamental shrubs,
Groundcovers,
House Plants,
Vines

Terrestrial Non-Food (Domestic Outdoor):

For the preservation of wood-based composite products and wood products intended for above ground and in-ground contact.

RESTRICTIONS - Do not package Tebuconazole Technical in metal containers.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the reach of children, preferably in a locked storage area.

Handle and open container in a manner as to prevent spillage. If the container is leaking or material spilled for any reason or cause, carefully sweep material into a pile. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Dispose of pesticide as directed below. In spill or leak incidents, keep unauthorized people away.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide 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 EPA Regional Office for guidance.

CONTAINER DISPOSAL: Do not use container in connection with food, feed, or drinking water. Completely empty container into the processing equipment. Then dispose of empty container in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

WARRANTY LIMITATIONS AND DISCLAIMER

Albaugh, Inc. warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for the purpose stated on such label only when used in accordance with the directions for use. It is impossible to eliminate all risks inherently associated with the 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 Albaugh, Inc. In no case shall Albaugh, Inc. be liable for the consequential, special or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the buyer to the extent allowable under state law.

Except as expressly provided herein, Albaugh, Inc. makes no warranties, guarantees, or representations of any kind, 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.