


42750-135

11/03/2006

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	U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505P) Ariel Rios Building 1200 Pennsylvania Ave., NW Washington, D.C. 20460	EPA Reg. Number: 42750-135	Date of Issuance: NOV 3 2006
		Term of Issuance: Conditional	
		Name of Pesticide Product: Oxyfluorfen TGAI	
NOTICE OF PESTICIDE: <input checked="" type="checkbox"/> Registration <input type="checkbox"/> Reregistration (under FIFRA, as amended)			
Name and Address of Registrant (include ZIP Code): Albaugh Inc. P.O. Box 2127 Valdosta, GA 31604-2127			
Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.			
<p>On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.</p> <p>This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A) and (B) provided that you:</p> <ol style="list-style-type: none">1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.2. Submit the data listed below:<ol style="list-style-type: none">a. Submit within one year of the date of this registration notice, storage stability (830.6317) and corrosion characteristics (830.6320) studies. These studies should be submitted in electronic as well as paper formats.			
Signature of Approving Official: Joanne I. Miller Product Manager 23 Herbicide Branch Registration Division (7505P)		Date: NOV 3 2006	

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2b. Submit samples of the subject product (10 - 20 gm TGA1) to:

Ms. Theresa Cole
EPA National Pesticide Standard Repository
Environmental Science Center
701 Mapes Road
Fort Meade, MD 20755-5350

3. Make the following label changes:

- a. Revise the formulation statement under the **Directions for Use** to read:
"Only for formulation into an herbicide for the following use(s): artichokes (globe), broccoli, cabbage, cauliflower, cacao, citrus(non-bearing), coffee, conifers (seedbeds, transplants, container stock) and selected deciduous trees, corn, cotton, cottonwood, eucalyptus, fallow bed (cotton/soybeans), fallow land, garbanzo beans, garlic, guava (Hawaii only), horseradish, jojoba, mint, onions, onions grown for seed, papayas (Hawaii only), soybeans, taro, and tree fruit, nuts, and vines (which includes almond, apple, avocado, beechnut, brazil nut, butternut, cashew, chestnut, chinquapin, crabapple, date, feijoa, fig, filbert, grapes, hickory nut, kiwi, loquat, macadamia nut, mayhaw, nectarines, olives, peach, pear, pecan, persimmon, pistachio, plum, pomegranates, prune, quince, walnut)."

"This product may be used to formulate products for specific use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s)."
- b. Under **Environmental Hazards**, change "This product is highly toxic to aquatic invertebrates, aquatic plants, wildlife and fish" to "This pesticide is toxic to fish".
- c. Revise the EPA Registration Number to read, EPA Reg. No. 42750-135.

Submit one copy of the revised final printed label for the record.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.

OXYFLUORFEN TGAI

For Manufacturing Use Only

ACTIVE INGREDIENT:

Oxyfluorfen: 2-chloro-1-(3-ethoxy-4-nitrophenoxy)-4-(trifluoromethyl) benzene 97.0%

INERT INGREDIENTS: 3.0%

TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

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 the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for 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 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.

NOTE TO PHYSICIAN: Evacuation of the stomach might be advisable.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may contact 1-800-424-9300 day or night, for emergency medical or transport information.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION. Harmful if Swallowed. Causes Moderate Eye Irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling.

EPA Reg. No. 42750-appl.

EPA Est. No. xxxxxx-xxx-xxx

NET CONTENTS: ____ Kg.

Manufactured For:
ALBAUGH, INC.
ANKENY, IA 50021

ACCEPTED
with COMMENTS
In EPA Letter Dated:

NOV 3 2006

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

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ENVIRONMENTAL HAZARDS

This product is highly toxic to aquatic invertebrates, aquatic plants, wildlife and fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, ocean 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 discharge. Do not discharge effluent containing this product into sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Keep away from fire and sparks. Store in a cool, dry and well-ventilated area.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. 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 EPA Regional Office for guidance.

CONTAINER DISPOSAL: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Only for formulation into a herbicide for the following uses: (1) industrial sites and non-crop areas, landscapes, ornamentals and nursery stock, including, Christmas trees, conifer seedbeds and transplants, and container grown stock, shade trees, cottonwood, deciduous trees, and eucalyptus; crops, including, artichoke, avocado, banana, blackberry, broccoli, cabbage, cauliflower, cacao, clover (grown for seed), clary sage (grown for essence), citrus (non-bearing), coffee, corn, cotton, dates, feijoa, figs, fallow bed, fallow fields, garbanzo beans, garlic, grapes, guava, horseradish, jojoba, kiwi fruit, macadamia nut, mint, olive, onion, papaya, persimmon, pistachio, pome fruit, pomegranate, raspberry, soybean, stone fruit, tree nuts, taro, and grasses grown for seed;

1. Uses for which US EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and
2. Uses for experimental purposes that are in compliance with US EPA requirements.

It is the responsibility of the formulator to supply data to EPA to support all claims listed on the formulator's label covering all directions for use. Formulators should consult Albaugh for formulation information.

NOTE: OXYFLUORFEN TGAI should be melted by holding at 110° C for 48 hours. DO NOT HEAT ABOVE 200° C (PRODUCT DECOMPOSES)

WARRANTY LIMITATIONS AND DISCLAIMER

ALBAUGH warrants that at the time of delivery, the product will conform to its chemical description on the label, that it will pass without objection in the trade under the contract description, that seller will convey good title thereto, and that such product will be delivered free from any lawful security interest, lien or encumbrance.

ALBAUGH EXPRESSLY DISCLAIMS ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE AND, EXCEPT AS SET FORTH IN THE ABOVE PARAGRAPH, ANY OTHER EXPRESS OR IMPLIED WARRANTIES. Buyer acknowledges the use of its own independent skill and expertise in the selection and use of the product and does not rely on any oral or written statements or representations.