

42750-197

06-17-2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Morris Gaskins
Albaugh, Inc.
P.O. Box 2127
Valdosta, GA 31604-2127

JUN 17 2011

Subject: Notification per PR Notice 2007-4: Update Container Disposal Instructions
Clopyralid Technical Herbicide and Triclopyr TGA III
EPA Reg. No. 42750-184 and ~~42750-197~~
Application Dated: June 7, 2011

Dear Mr. Gaskins:

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notice 2007-4 for the subject products.

The Registration Division (RD) has conducted a review of these requests for applicability under PRN 2007-4 and finds that the actions requested fall within the scope of this notice. The labels submitted with the application have been date-stamped "Notification" and will be placed in our records.

If you have any questions regarding this letter, please feel free to contact Maggie Rudick at (703) 347-0257 or rudick.maggie@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Kable Bo Davis".

Kable Bo Davis, Product Manager 25
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

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 42750-197	2. EPA Product Manager Mr. Bo Davis	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Triclopyr TGAI III	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) Albaugh Inc. P.O. Box 2127 Valdosta, GA 31604-2127 <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 _____	NOTIFICATION JUN 17 2011
<input checked="" type="checkbox"/> Resubmission in response to Agency letter dated <u>1/15/09</u>	<input type="checkbox"/> "Me Too" Application.	
<input type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.	

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

Label notification to revise Container Disposal instructions under PR Notice 2007-4 as amended April, 2008. (Replaces original notification of 9/24/08) This notification is consistent with the provisions of PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under section 12 and 14 of FIFRA.

Section - III

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

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Morris Gaskins	Title Registrations Manager	Telephone No. (Include Area Code) 229-244-3288
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 Registrations Manager	
4. Typed Name Morris Gaskins	5. Date June 7, 2011	

Fed-X

June 7, 2011

Document Processing Desk (NOTIFY)
Mr. Bo Davis (PM 25)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

RE: PR Notice 2007-4 Container Disposal

Dear Mr. Davis,

The enclosed submissions for the below referenced registrations are label notifications in response to the Agency's PR Notice 2007-4 for Container Disposal revision.

PRODUCT	EPA REG. NO.
Triclopyr Acid II	42750-191
Triclopyr Acid III	42750-197
Clopyralid Technical Herbicide	42750-184
Glyphosate Acid Technical	42750-56
Glyphosate Acid TGAI	42750-170
Glyphosate Acid TGAI	46146-6
Trifluralin Technical	46146-2

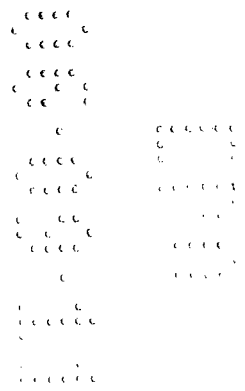
Please note that the Container Disposal statements for the clopyralid and triclopyr products are the same as ones previously approved by EPA for similar Albaugh registrations. We are using the same language for the glyphosate technicals because they are received in the same plastic lined bulk tote bags. The trifluralin product has similar packaging (un-lined open mouth metal drum) as our previously approved Bromoxynil Technical.

Three copies of the draft label with changes noted with strikeout/bold text are enclosed. The PRN certification statement is listed on the 8570-1 forms.

Please call if you have any questions.

Regards,

Morris Gaskins
Registrations Manager, Albaugh, Inc.
US Regulatory Agent, Atanor S.A



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TRICLOPYR TGAI III

ACTIVE INGREDIENT:

3,5,6-trichloro-2-pyridyloxyacetic acid 98.0%

INERT INGREDIENTS: 2.0%

TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

NOTIFICATION

JUN 17 2011

FIRST AID

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 the poison control center or doctor.
- Do not give anything by mouth to an unconscious person.

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 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.

EMERGENCY NUMBERS: Transportation or spill, call CHEMTREC 800-424-9300.

EPA Reg. No. 42750-197

EPA Est. No. xxxxx-xxx-xxx

NET CONTENTS:

Manufactured For:
ALBAUGH, INC.
ANKENY, IA 50021

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PRECAUTIONARY STATEMENTS,
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION. Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Wear long-sleeved shirt and long pants, protective eyewear, socks, shoes, and gloves. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with a National Pollution 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 EPA.

NOTICE: Read the entire label. Use only according to label directions. Before buying or using this product, read WARRANTY LIMITATIONS AND DISCLAIMER elsewhere on this label.

AGRICULTURAL CHEMICAL - Do not ship or store with food, feeds, drugs or clothing

DIRECTIONS FOR USE

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

This product may be used to manufacture products that:

1. Contain triclopyr butoxyethyl ester (BEE) for use on rangeland, permanent pastures, forestry, turf, non-irrigation ditches, non-cropland, roadsides, rights-of-ways, fence rows, industrial sites and conservation reserve program (CRP) areas.
2. Contain triclopyr triethylanolamine (TEA) for use on rangeland, permanent pastures, forestry, turf, Christmas tree plantations, non-irrigation ditches, non-cropland, roadsides, rights-of-ways, rice, fencerows, industrial sites and conservation reserve program (CRP) areas.
3. Specific uses not listed on the MP label if the formulator, user group or grower has complied with the U.S. EPA submission requirements regarding the support of such uses.

NOTE: Because of their properties and intended uses, formulations containing TRICLOPYR 98% TECHNICAL ACID may require precautionary labeling differing from that given on this label. Formulators should develop their own use and precautionary labeling based on the properties and intended uses of their own formulations and in accordance with all pertinent laws and regulations.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store above 28 F away from moisture.

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 or 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.

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~~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.~~

CONTAINER DISPOSAL: 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.

GENERAL: Consult Federal, state or local disposal authorities for approved alternative procedures.

WARRANTY LIMITATIONS AND DISCLAIMER

Albaugh, Inc. warrants that at the time of delivery, the good will conform to its chemical description on the label, that they will pass without objection in the trade under the contract description, that they will be reasonably fit for the uses stated on the label when used in accordance with directions, that Seller will convey good title thereto, and that such goods will be delivered free from any lawful security interest, lien or encumbrance.

This is the only warranty made on this product. ALBAUGH, INC. 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 goods and does not rely exclusively on any oral or written statements or representations.

