

42750-214

05/20/2011

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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

MAY 20 2011

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

Subject: Notification per PR Notice 2007-4: Update Container Disposal Instructions  
Technical 2-Ethylhexyl Ester of MCPA  
EPA Reg. No. 42750-214  
Application Dated: May 19, 2011

Dear Mr. Gaskins:

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

The Registration Division (RD) has conducted a review of this request for its applicability under PRN 2007-4 and finds that the actions requested falls within the scope of this notice. 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 Maggie Rudick at (703) 347-0257 or [rudick.maggie@epa.gov](mailto: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)

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 42750-214	2. EPA Product Manager Mr. Bo-Davis	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Technical 2-Ethylhexyl Ester of MCPA	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 _____
<input checked="" type="checkbox"/> Resubmission in response to Agency letter dated <u>4/26/11</u>	<input type="checkbox"/> "Me Too" Application.
<input type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

NOTIFICATION

MAY 20 2011

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 4/12/11). 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
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
* 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 1,000 lite		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 5/19/11	

**NOTIFICATION**

**MAY 20 2011**

**TECHNICAL 2-ETHYLHEXYL ESTER OF MCPA**  
(4-chloro-2-methyl phenoxy) acetic acid-2-ethylhexyl ester

FOR USE ONLY IN FORMULATING HERBICIDES - Formulators using their materials are responsible for obtaining EPA registration of their end use products: **NOT FOR RESALE**

**ACTIVE INGREDIENT:**

2-ethylhexyl ester of 2-(4-chlorophenoxy) acetic acid* .....	97.5%
OTHER INGREDIENTS: .....	<u>2.5%</u>
TOTAL: .....	100.0%

\*MCPA Acid Equivalent by weight: 61%

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

**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 a 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.

Have the product container or label with you when calling a poison control center, doctor or going for treatment. For emergency information concerning this product, call the National Pesticides Information Center (NPIC) at 1-800-858-7378 seven days a week, 6:30 a.m. to 4:30 p.m. Pacific Time (NPIC website: [www.npic.orst.edu](http://www.npic.orst.edu)) During other times call the poison control center 1-800-222-1222.

EPA Reg. No. 42750-214

EPA Est. No. 42750-MO-001

Net Contents: \_\_\_\_\_

Produced For:  
ALBAUGH, INC.  
ANKENY, IA 50021

PRECAUTIONARY STATEMENTS  
CAUTION

HAZARD TO HUMANS AND DOMESTIC ANIMALS

Harmful if swallowed. Harmful if absorbed through skin. Avoid contact with eyes skin and clothing.

ENVIRONMENTAL HAZARDS

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 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 Environmental Protection Agency.

USER SAFETY RECOMMENDATION

User should wash hands before eating drinking chewing gum, using tobacco, or using the toilet. User should remove clothing/PPE immediately if pesticide gets inside. Then, wash thoroughly and put on clean clothing. User should remove PPE immediately after handling this product. Wash the outside of gloves before removing.

DIRECTIONS FOR USE

It is a violation under federal law to use this product in a manner inconsistent with its labeling. Read entire label before using this product.

Only for formulation into a herbicide for:

- 1(a) uses on small grains (barley, rye, oats, wheat) not underseeded with legumes;
- 1(b) uses on small grains underseeded with legumes (alfalfa, clover, lespedeza, trefoil and vetch);
- 1(c) rangeland and pasture grasses;
- 1(d) golf courses or domestic lawns, commercial, industrial or athletic turf;
- 1(e) flax; and
- (2) uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration. Uses for rice and grain sorghum are cancelled.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Avoid storage in close proximity to fertilizers, seeds, insecticides, or fungicides.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsates 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: Completely empty container by shaking and tapping sides and bottom to loosen clinging particles. Empty residues into application equipment. Then dispose of container in sanitary landfill or by incineration if allowed by state or local authorities. If drum cannot be reused, dispose of in the same manner.~~

**CONTAINER DISPOSAL: Non-refillable container. Do not reuse or refill this container. Triple rinse (or equivalent). Offer for recycling, if available. Triple rinse or pressure rinse container (or equivalent) promptly after emptying.**

~~Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 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. Turn the container over onto its other end and tip it back and forth several times.~~ Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.

**Pressure rinse as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use for 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.**

**Then offer for recycling or dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.**

LIMITATION OF LIABILITY

Seller warrants that this product complies with the specifications expressed in this label. To the extent consistent with applicable law, Seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose. To the extent consistent with applicable law, Seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price. To the extent consistent with applicable law, Seller shall have no liability for consequential damages.

NOTICE TO BUYER. Purchase of this material does not confer any rights under patents governing this product or the use thereof in countries outside of the United States.