

45002-6

05/12/2011

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

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

Subject: Copper Hydroxide MUP
Registration No.: 45002-5
Date Submitted: 4/12/11
Decision No.: 448636

MAY 12 2011

Copper Oxychloride MUP
Registration No.: 45002-6
Date Submitted: 4/12/11
Decision No.: 448635

Dear Mr. Gaskins:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 2007-4 and finds that the action(s) requested fall within the scope of PRN 2007-4.

The Agency acknowledges the changes made to the container disposal statement.

The label submitted with the application has been stamped "Notification" and will be placed in our records. If you have questions concerning this letter, please contact Dominic Schuler at 703-347-0260 or via email at schuler.dominic@epa.gov

Sincerely,

Tony Kish
Product Manager 22
Fungicide Branch
Registration Division (7504P)

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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 45002-6	2. EPA Product Manager Tony Kish	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Copper Oxychloride MUP	PM# 22	
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 checked="" type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" 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 9/24/00)~~ 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	Other (Specify) _____	
			4		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 25kg 2.5 gal, 90 gal, bulk		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 <input type="checkbox"/> 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) 229-244-3238
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 4/12/11	

CORPORATE OFFICE
1525 NE 36th Street
Ankeny, IA 50021
515.964.9444 (Phone)
800.247.8013 (Toll Free)
515.964.7813 (FAX)

ALBAUGH, INC.

GEORGIA OFFICE ^{2/S}
P.O. Box 2127
Valdosta, GA 31604-2127
229.244.3288 (Phone)
229.244.5841 (FAX)

Fed-X

April 12, 2011

Document Processing Desk (NOTIFY)
Mr. Tony Kish (PM 22)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room 5-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

RE: PR Notice 2007-4

Dear Mr. Kish,

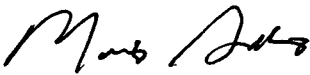
The enclosed submission for the below referenced registration is a label notification in response to the Agency's PR Notice 2007-4 for Container Disposal revision.

PRODUCT	EPA REG. NO.
Copper Oxychloride Technical	45002-6 ✓
Copper Hydroxide Technical	45002-5

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.

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Agri Star™
By Albaugh, Inc.

PREMIER SUPPLIER OF OFF-PATENT CROP PROTECTION PRODUCTS
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COPPER OXYCHLORIDE MUP

ACTIVE INGREDIENT:		
Copper oxychloride*	98.25%
INERT INGREDIENTS:	<u>1.75%</u>
TOTAL:	100.00%

(Metallic copper equivalent.....58%)
 *CAS No. 1332-65-6

See side panel for specified pesticidal use directions.

Also for non-pesticidal uses of copper oxychloride including but not limited to:

- Non-pesticidal manufacturing and industrial uses
- Use in fertilizers to correct copper deficiencies
- When this product is used as a fertilizer ingredient:
- Guaranteed Analysis: Copper (Cu)* = 58%
 (*Derived from Copper Oxychloride)

NOTIFICATION
MAY 1 2 2011

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 the first 5 minutes, then continue rinsing eye.
- 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 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.

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

See side panel for additional Precautionary Statements

EPA Reg. No. 45002-6

EPA Est. No. 45002-MX-2

NET CONTENTS: 25 Kg/55.11 Lb

PRODUCT OF MEXICO

Manufactured For:
 ALBAUGH, INC.
 1525 NE 36th STREET

ANKENY, IA
PRECAUTIONARY STATEMENTS

WARNING

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Causes substantial but temporary eye damage. Harmful if swallowed, absorbed through the skin or inhaled. May cause skin sensitization reaction in certain individuals. Avoid contact on skin, eyes, or clothing. Avoid breathing dust. Protective clothing, including goggles, should be worn. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic organisms. 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 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.

A FUNGICIDE FOR FORMULATING USE

This pesticide may be used for the formulation of a fungicide. Formulators using this product are responsible for obtaining EPA registration for their formulated products.

STORAGE AND DISPOSAL

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

PESTICIDE DISPOSAL: Wastes resulting from use of this product may be disposed of on site or at an approved wastes disposal facility.

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, then offer for recycling if available, or dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. 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.

NOTICE: Seller warrants that this product conforms to its chemical description and is reasonably fit for the purposes stated on this label when used in accordance with directions under normal conditions of use; but neither this warranty nor any other warranty of merchantability or fitness for a particular purpose, expressed or implied, extends to the use of this product contrary to label instructions not reasonably foreseeable to the seller; the buyer assumes the risk of any such use.