

46146-2

7/14/2011

1 of 5



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

JUL 14 2011

Subject: Notification per PR Notice 2007-4: Update Container Disposal Instructions
Albaugh Trifluralin Technical
EPA Reg. No. 46146-2
Application Dated: June 17, 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.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Montague", is written over a horizontal line. To the right of the signature, the word "for" is written in a cursive script.

Kathryn Montague, Product Manager 23
Herbicide Branch
Registration Division (7505P)

replace
existing
7/14/11
label for
46146-2

2085



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

| | | |
|--|--|--|
| 1. Company/Product Number 46146-2 | 2. EPA Product Manager B. Davis | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) Albaugh Trifluralin Technical | 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 JUL 14 2011 |
| <input checked="" type="checkbox"/> Resubmission in response to Agency letter dated <u>6/16/11</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 6/7/2011) 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 checked="" type="checkbox"/> Metal | |
| * Certification must be submitted | | If "Yes" Unit Packaging wgt. | No. per container | <input type="checkbox"/> Plastic | |
| | | If "Yes" Package wgt. | No. per container | <input type="checkbox"/> Glass | |
| | | | 4 | <input type="checkbox"/> Paper | |
| | | | | <input type="checkbox"/> Other (Specify) _____ | |
| 3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container | | 4. Size(s) Retail Container 250 Kg | | 5. Location of Label Directions <input checked="" type="checkbox"/> | |
| 6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> 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) 229-244-3288 | |
| 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 6/17/2011 | | | |

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

ALBAUGH, INC.

3 of 5
GEORGIA OFFICE
P.O. Box 2127
Valdosta, GA 31604-2127
229.244.3288 (Phone)
229.244.5841 (FAX)

Fed-X

June 17, 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 submission for the below referenced registration is a resubmission of a draft label in response to the Agency's deficiency letter of June 16, 2011.

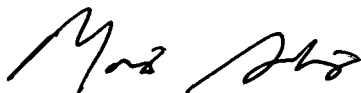
| PRODUCT | EPA REG. NO. |
|-------------------------------|--------------|
| Albaugh Trifluralin Technical | 46146-2 |

Please note that we took this opportunity to add a First Aid header to the first page.

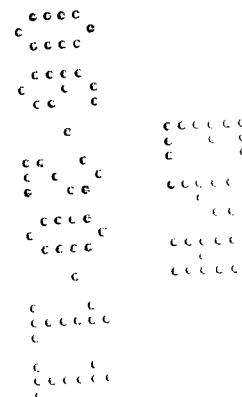
Three copies of a "clean" draft label are enclosed. The PRN certification statement is listed on the 8570-1 form.

Please call if you have any questions.

Regards,



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



Agri Star™
By Albaugh, Inc.

PREMIER SUPPLIER OF OFF-PATENT CROP PROTECTION PRODUCTS
www.albaughinc.com

**ALBAUGH TRIFLURALIN TECHNICAL
FOR MANUFACTURING USE ONLY**

ACTIVE INGREDIENT:

Trifluralin (a,a,a-trifluoro-2,6-dinitro-N,N-dipropyl-p-toluidine) 95.6%

INERT INGREDIENTS: 4.4%

TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN

NOTIFICATION

CAUTION

JUL 14 2011

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

EPA Reg. No. 46146-2

EPA Est. No. 46146-ARG-004

MANUFACTURED BY:

Atanor S.A.
(B 1605 AFR)
Munro, Argentina

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if absorbed through the skin. Causes moderate eye irritation. Avoid contact with the eyes, skin or clothing. Wear long-sleeved shirt and long pants, socks and shoes and waterproof gloves. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not discharge effluent containing this product directly 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.

Formulators using this product are responsible for obtaining EPA registration of their formulated product. Only for Formulation into Herbicides for the Following Uses: Alfalfa, asparagus, beans (dry, guar, lima, snap, mungbean), carrots, castor beans, corn (field corn only), cotton cucurbits (cantaloupe, cucumber and watermelon), celery, chicory/endive, cole crops (broccoli, brussels, sprouts, cabbage, cauliflower), flax, small grains, (barley, durum and wheat), grapes, greens (turnips, collards, kale, mustard greens), hops, mustard, oats, okra, onions, peanuts, peas (southern, dry, English), peppermint, peppers, potatoes, radishes, rapeseed (canola), rice, safflower, sorghum, soybeans, spearmint, stone fruits, sugarbeets, sugarcane, sunflower, tomatoes, tree and vine crops (citrus, fruits and nuts, vineyards), fruiting/leafy/seed and pod vegetables, roses and other flowers, ornamental trees and shrubs, rights-of-way.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cold, dry place. Store in original container. In case of leak or spill, contain material and dispose as waste.

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

CONTAINER DISPOSAL: (Metal drum) Non-refillable container. DO NOT reuse or refill this container. Empty residue into formulation equipment by tapping on sides and bottom of drum to loosen particles. Triple rinse (or equivalent) promptly after emptying.

Then offer for recycling, if available. If no recycling then offer for reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities. If not triple rinsed, these containers are acute hazardous wastes and must be disposed in accordance with local, state and federal regulations.

DO NOT cut or weld metal containers.

LIMITED WARRANTY

MANUFACTURER warrants that at The Time of delivery the product will conform to the ingredient statement on the label, and that the product is suited for the labeled use when applied according to label directions. Because of widely varying use conditions, it is impossible to eliminate all risks even when label directions are followed.

EXCLUSION OF OTHER WARRANTIES AND REMEDIES.

Except where such disclaimers and exclusions are specifically prohibited by applicable law, THE FOREGOING LIMITED WARRANTY IS THE ONLY GUARANTEE OR WARRANTY APPLICABLE TO THIS PRODUCT AND IS GIVEN EXPRESSLY AND IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND ALL SUCH WARRANTIES WHICH EXCEED OR DIFFER FROM SAID LIMITED WARRANTY ARE DISCLAIMED BY MANUFACTURER, and, upon Manufacturer's compliance with said limited warranty, BUYER SHALL HAVE NO REMEDY AGAINST MANUFACTURER FOR ANY TYPE OF DAMAGE OR LOSS, and, IN NO EVENT SHALL MANUFACTURER BE LIABLE FOR CONSEQUENTIAL DAMAGE OR LOSS.