

46149-1

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

3/4/2009

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Ms. Lee Anne Merrill
President
M & R Durango, Incorporated
P.O. Box 886
Bayfield, CO 81122-0886

MAR 04 2009

Re: M & R Durango, Incorporated; NOLO™ BB Concentrate
EPA Registration No. 46149-1
Agency-initiated amendments to update label and confidential statement of formula (CSF) in association with registration review of the active ingredient, *Nosema locustae*

Dear Ms. Merrill:

The amendments referred to above, submitted in connection with registration under FIFRA section 3(c)(5), are acceptable provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA section 3(c)(5) when the Agency requires all registrants of similar products to submit such data.
2. Submit two (2) copies of your final printed labeling before you release the product for shipment. Refer to the A-79 enclosure for a further description of a final printed label.

Additionally, the new CSF dated March 2, 2009 supersedes the previous CSF dated April 9, 1993 and will be filed in the Agency's records as the official CSF.

Your release for shipment of the product bearing the amended labeling constitutes acceptance of these conditions. If you have any questions contact Jeannine Kausch at 703-347-8920 or by email at kausch.jeannine@epa.gov.

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

Sincerely,



Sheryl K. Reilly, Ph.D., Chief
Microbial Pesticides Branch
Biopesticides and Pollution
Prevention Division (7511P)

Enclosures(3):
-Accepted Label, Accepted CSF, A-79 Enclosure

CONCURRENCES

SYMBOL	7511P	7511P						
SURNAME	KAUSCH	Reilly						
DATE	03/03/2009	3/4/09						

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NOLO™ - BB
CONCENTRATE
Nosema locustae Biological Insecticide
FOR FORMULATING USE ONLY

ACTIVE INGREDIENT: *Nosema locustae* Canning*.....0.10%
OTHER INGREDIENT.....99.90%
TOTAL.....100.00%

*Contains at least one billion viable spores per .10 gram

FIRST AID

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-222-1222 for emergency medical treatment information.

KEEP OUT OF REACH OF CHILDREN

READ ALL DIRECTIONS BEFORE USING

Net contents: _____ Date Formulated: _____ Lot # _____

EPA Registration #46149-1 – EPA Establishment #46149-CO-001

Manufactured in the U.S.A. by:

M&R Durango, Inc.

6565 Hwy. 172

Ignacio, CO 81137

Tel: 970-259-3521

ACCEPTED

MAR 04 2009

Under the Federal Insecticide, Fungicide,
and Rodenticide Act, as amended, for
the pesticide registered under
EPA Reg. No. 46149-1

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

Mixers/loaders and applicators must wear a dust/mist filtering respirator meeting NIOSH standards of N-95, R-95 or P-95. Repeated exposure to high concentrations of microbial proteins can cause allergic sensitization.

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 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.

This concentrate is intended for formulation into insecticide products for control of grasshoppers and Mormon crickets. This product may be used to formulate products for any additional uses not listed on the manufacturing-use label if the formulator, user group, or grower has complied with the US EPA data submission requirements regarding the support of such uses.

General Information

NOLO™-BB Concentrate contains a microsporidial parasite of grasshoppers. It infects the fat bodies of most species of grasshoppers and some species of crickets. Mortality is greatest to young grasshoppers.

Instructions for Formulating

Use NOLO™-BB Concentrate with appropriate baits, carriers, stickers, etc. in the manufacture of pesticides.

Warm gently to liquefy and mix well before sampling and use.

Mix with sticking agent (for example: hydroxymethyl cellulose 0.2% w/v) and apply to bait at the rate of 1×10^9 spores per 1 pound (454 grams) of bait.

Please note that the reformulator or repackager of this product is responsible for all regulatory matters associated with the formulation, repackaging and/or use of this product.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE

Store frozen until use. Optimum storage temperature is -20°C.

PESTICIDE DISPOSAL

To avoid wastes, use all material in this container by application according to label directions. If wastes cannot be avoided, offer remaining product to a waste disposal facility or pesticide disposal program (often such programs are run by state or local governments or by industry).

CONTAINER HANDLING

Nonrefillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or mix tank and drain for 10 seconds after the flow begins to drip. Fill the container $\frac{1}{4}$ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration. Do not burn, unless allowed by state and local ordinances.

LIMITATION OF WARRANTY

Seller's guarantee shall be limited to the terms set out on the label. To the extent permitted by applicable law, the buyer assumes the risk to persons and property arising from the use and handling of the product contrary to the label instructions and accepts the product on that condition.