

# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

March 18, 2015

Adora Clark Senior Regulatory Product Manager GB Biosciences PO Box 18300 Greensboro, NC 27419

Subject: Label Amendment – Deletion of antimicrobial uses and other minor changes

Product Name: Technical Chlorothalonil Fungicide

EPA Registration Number: 50534-7

Application Date: 5/3/2012 Decision Number: 464825

Dear Ms. Clark:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

This use deletion published to the Federal Register 8/29/2012 within the docket EPA-HQ-OPP-2012-0548-0001.

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Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Lindsay Roe by phone at 703-347-0506, or via email at roe.lindsay@epa.gov.

Sincerely,

Tony Kish, Product Manager 22

Fungicide Branch

Registration Division (7505P)

Office of Pesticide Programs

Enclosure

# **Technical Chlorothalonil**

# **Fungicide**

For Formulation Purposes Only

# ACCEPTED

03/18/2015

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 50534-7

Active Ingredient:

Chlorothalonil (tetrachloroisophthalonitrile) ..... Other Ingredients: 1.5% Total: 100.0%

## KEEP OUT OF REACH OF CHILDREN.

#### DANGER/PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

See additional precautionary statements and directions for use on label.

EPA Reg. No. 50534-7

Product ID 25397 EPA Est. 83426-NLD-001 [Re-labeling at Store-Ship] Product of Japan 1,212 pounds (550 kg) Net Weight SCP 50534-7A-L2C 0709

Product ID 37746 [3<sup>rd</sup> Party-Domestic – use material #256674] EPA Est. 50534-TX-001 1,500 pounds Net Weight SCP 50534-7A-L3C 0709

Product ID 198587 EPA Est. 83426-NLD-001 [Re-labeling at Store-ship] Product of China 1,500 pounds (680 kg) Net Weight SCP 50534-7A-L4C 0709

Product ID 198587 EPA Est. 072964-CHN-001 [Xinhe] Product of China 1,500 pounds (680 kg) Net Weight SCP 50534-7A-L5C 0709

Product ID 25397 EPA Est. 33965-JPN-01 [Product shipped by SDS Biotech (Japan)] Product of Japan 1,212 pounds (550 kg) Net Weight SCP 50534-7A-L7A 0709

FIRST AID	
If in eyes	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
If inhaled	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or ambulance then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>
If on skin or clothing	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
If swallowed	<ul> <li>Call poison control center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>

# Note to Physician

Possible mucosal damage may contraindicate the use of gastric lavage. Persons suffering with temporary allergic skin reactions may respond to treatment with oral antihistamines and topical or oral steroids.

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

# **HOT LINE NUMBER**

For 24-Hour Medical Emergency Assistance (Human or Animal) or Chemical Emergency Assistance (Spill, Leak, Fire, or Accident)

Call

1-800-888-8372

#### PRECAUTIONARY STATEMENTS

#### **Hazards to Humans and Domestic Animals**

#### DANGER/PELIGRO

Corrosive. Causes irreversible eye damage. May be fatal if inhaled. Causes skin irritation. Do not get in eyes, on skin, or on clothing. Do not breathe dust. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash before reuse.

**Note to User:** This product may produce mild bronchial irritation and temporary irritation of the skin characterized by redness or rash on exposed skin areas. Affected persons should consult a physician.

#### **Environmental Hazards**

This product is toxic to fish and wildlife. 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.

# CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

**NOTICE:** Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of GB BIOSCIENCES CORPORATION or Seller. To the extent permitted by applicable law, Buyer and User agree to hold GB BIOSCIENCES and Seller harmless for any claims relating to such factors.

GB BIOSCIENCES warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. To the extent permitted by applicable law: (1) this warranty does not extend to the use of the product contrary to label instructions or under conditions not reasonably foreseeable to or beyond the control of Seller or GB BIOSCIENCES, and, (2) Buyer and User assume the risk of any such use. TO THE EXTENT PERMITTED BY APPLICABLE LAW, GB BIOSCIENCES MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS WARRANTED BY THIS LABEL.

To the extent permitted by applicable law, in no event shall GB BIOSCIENCES be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE EXTENT PERMITTED BY APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF GB BIOSCIENCES AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF GB BIOSCIENCES OR SELLER, THE REPLACEMENT OF THE PRODUCT.

GB BIOSCIENCES and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of GB BIOSCIENCES.

#### **DIRECTIONS FOR USE**

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

## FOR FORMULATION PURPOSES ONLY

Formulators using this product are responsible for obtaining EPA registration for their formulated product which may be labeled for the use patterns as listed on this label.

This product is intended for formulation into a fungicide for the following uses:

# 1. Terrestrial Food and Feed Crops, Greenhouse Crops

almonds cucumber peach
apricot eggplant peanuts
asparagus filberts (hazelnuts) pepino
banana garlic peppers (includes bell
beans (succulent and ginseng pepper, chili pepper,

dry) gourds cooking pepper,
blueberry groundcherry pimento, sweet
broccoli horseradish pepper)
Brussels sprouts kohlrabi persimmon

cabbage leeks pistachio carrot lentil plum cauliflower lupine potato cavalo broccolo mango prune celerv melon pumpkin cherry mint rhubarb Chinese broccoli Momordica spp. (Bitter shallot

Chinese cabbage melon, Balsam apple) soybean Chinese cabbage (napa) mushrooms squash (summer,

Chinese mustard nectarine winter)
cabbage okra tomatillo

Chinese waxgourd onions (dry, green, tomato cocoa bean seed) yam coffee bean papaya zucchini

corn (sweet, for seed) parsnip cranberry passion fruit

# 2. Terrestrial Non-Food, Greenhouse, Nursery

turf conifers

sod farms\* Christmas trees ornamental plants, trees, shrubs forest stand

grasses grown for seed

<sup>\*</sup>Do not use for formulating into products intended for sod farms at application rates greater than 13 pounds active ingredient, per acre, per year.

- 3. Do not formulate into products labeled for use on home lawns and turf sites associated with apartment buildings, daycare centers, playgrounds, playfields, recreational park athletic fields, athletic fields located on or next to schools (ie., elementary, middle and high schools), campgrounds, churches, and theme parks.
- 4. This product may be used to formulate product for additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with the U.S. EPA submission requirements regarding support of such use(s).
- 5. This product may only be used to manufacture wettable powder formulations that 1) are packaged in water-soluble packets the outside of which contain a pictogram depicting that users should not cut, rip, or tear, or 2) bear the labeling "For use in closed mixing/loading systems only."
- 6. This product must not be used to formulate products for use as in-container preservatives.
- 7. This product may be used for experimental purposes that are in compliance with U.S. EPA requirements.

#### STORAGE AND DISPOSAL

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

# **Pesticide Storage**

Store in a cool place. Protect from excessive heat.

## **Pesticide Disposal**

Pesticide wastes are toxic. Improper disposal of excess pesticide, pesticide formulation, or rinsate is a violation of Federal law. If these wastes can not 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 Handling [Bags]**

Non-refillable container. Do not reuse or refill this container. Completely empty bag into formulation equipment. Then offer for recycling if available or dispose of empty bag in a sanitary landfill or by incineration or by other procedures approved by state and local authorities.

CONTAINER IS NOT SAFE FOR FOOD, FEED OR DRINKING WATER.

# For non-emergency (e.g., current product information) call 1-800-334-9481.

Manufactured for: GB Biosciences Corporation P.O. Box 18300 Greensboro, NC 27419-8300

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