

50534-33

11-27-2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Ms Pat Dinnen
GB Biosciences Corporation
P.O.BOX 18300
Greensboro, NC 27419-8300

NOV 27 2009

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated August 3, 2009 for:

EPA Registration 50534-33 Chlorothalonil Flowable 2.88 MUP

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.


Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

 United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number Notification
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Application for Pesticide - Section I

1. Company/Product Number 50534-33	2. EPA Product Manager Tony Kish	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Chlorothalonil Flowable 2.88 MUP	PM# 22	
5. Name and Address of Applicant (Include ZIP Code) GB Biosciences Corporation P. O. Box 18300 Greensboro, NC 27419-8300 <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"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
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NOTIFICATION
NOV 27 2009

Explanation: Use additional page(s) if necessary. (For Section I and Section II.).

Notification of label change per PR Notice 2007-4. This Notification is consistent with the guidance of 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 for 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 the requirements of 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 sections 12 and 14 of FIFRA.

GB Biosciences Corporation is amending the Storage and Disposal section of the label by Notification according to the directions stated in PR Notice 2007-4.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input 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 <input type="checkbox"/> Other (Specify) _____	
<i>*Certification must be submitted</i>		If "Yes" Unit Packaging wgt. No. per Container	If "Yes" Unit Packaging wgt. No. per container		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 264 gallons and 330 gallons		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Other <u>Pressure Sensitive</u> <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)					
Name Pat Dinnen		Title Label Group Leader		Telephone No. (Include Area Code) 336-632-2494	
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 Regulatory Specialist			
4. Typed Name Pat Dinnen		5. Date August 3, 2009			

$$\frac{3}{11}$$

A collection of 15 small, stylized line drawings of various birds, including sparrows, finches, and songbirds, arranged in a grid-like fashion.

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PSL

Chlorothalonil Flowable 2.88 Manufacturing Use Product

For Manufacturing Use Only

NOTIFICATION

NOV 27 2009

Active Ingredient:

Chlorothalonil (tetrachloroisophthalonitrile)	29.6%
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<i>Other Ingredients:</i>	70.4%
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Total:	100.0%
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Contains 2.88 pounds Chlorothalonil per gallon

KEEP OUT OF REACH OF CHILDREN.

WARNING/AVISO

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. 50534-33 [GBB Label]

EPA Est. 50534-TX-001

Product ID 75086

Net Contents

SCP 50534-33A-M1B 0607 [GBB Label]

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FIRST AID	
If in eyes	<ul style="list-style-type: none"> • 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	<ul style="list-style-type: none"> • 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	<ul style="list-style-type: none"> • Call 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 by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
If inhaled	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or ambulance then give artificial respiration, preferably mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
NOTE TO PHYSICIAN	
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

WARNING/AVISO

Causes substantial but temporary eye injury. Causes skin irritation. Harmful if inhaled. Do not get in eyes, on skin, or on clothing. Avoid breathing spray mist. 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: Chlorothalonil Flowable 2.88 Manufacturing Use Product may produce temporary allergic side effects characterized by redness of the eyes, mild bronchial irritation, and redness or rash on exposed skin areas. Persons having allergic reaction should contact a physician.

Environmental Hazards

This product is toxic to fish and wildlife. 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 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.

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.

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DIRECTIONS FOR USE

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

For Manufacturing Use Only

This container should be slowly inverted several times or otherwise mixed to assure uniformity of product.

Manufacturers 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	cocoa bean	papaya
apricot	coffee bean	parsnip
asparagus	corn (sweet, for seed)	passion fruit
banana	cranberry	peach
beans (succulent and dry)	cucumber	peanuts
blueberry	filberts (hazelnuts)	pistachio
broccoli	garlic	plum
Brussels sprouts	leeks	potato
cabbage	mango	prune
carrot	melon	pumpkin
cauliflower	mint	shallot
celery	mushrooms	soybean
cherry	nectarine	squash (summer, winter)
Chinese broccoli	onions (dry, green, seed)	tomato
Chinese cabbage		

2. Terrestrial Non-Food, Greenhouse, Nursery

turf	Conifers
sod farms	Christmas trees
ornamental plants, trees, shrubs	Forest stand
grasses grown for seed	

3. This product must not be formulated into products labeled for use on home lawns.

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 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 and disposal. Open dumping is prohibited.

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 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 Handling

Refillable container. Refill this container with pesticide only. Do not use this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. ~~Then offer for recycling if available or puncture and dispose of in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.~~

For non-emergency (e.g., current product information), call 1-800-334-9481.
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Manufactured for:
GB Biosciences Corporation
P.O. Box 18300
Greensboro, North Carolina 27419-8300
www.syngenta-us.com

CHL FLO 2.88 MUP 50534-33A M1B 0607 PRN2007-4 NOTIF-AUG2009-B - pd - 10/21/09
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