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

OCT 311 2009



United States Environmental Protection Office of Pesticide Programs Agency

GB Biosciences Corporation P.O. Box 18300 Greensboro, N. C. 27419

Attention: Pat Dinnen

Subject: Tufficide 960 MUP

EPA Registration No. 50534-227 Notification Dated August 31, 2009

This will acknowledge receipt of your notification of a label change per PR Notice 2007-4, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

The Notification is in compliance with PR Notice 98-10 and is acceptable. This information has been added to your file.

If you have any questions concerning this letter, please contact Demson Fuller at 308-8062.

Sincerely

Marshall Swindell

Product Manager 33

Regulatory Management Branch 1 Antimicrobials Division (7510P)

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States Environmental Protection Washington, DC 20460			n Agency		Regis Amer	on	OPP Identifier Number Notification	
				Х	× Other			
		cation fo	or Pesticide -					
 Company/Product Number 50534-227 	er		2. EPA Prod Tony Krsh	duct Mar	nager	3.	Proposed Classification	
4. Company/Product (Name Tuffcide 960 MUP)		PM#/	34			None Restricted	
5. Name and Address of Applicant (Include ZIP Code) GB Biosciences Corporation P. O. Box 18300 Greensboro, NC 27419-8300			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.					
Check if this	Product Name							
	· · · · · · · · · · · · · · · · · · ·	S	Section - II					
Amendment - Explain Resubmission in resp X Notification - Explain	·	Final printed labels in response to Agency letter dated "Me Too" Application. Other - Explain below.						
CFR §§156.10, 156.140, 1 enforcement action and per GB Biosciences Corporation	e per PR Notice 2007-4 plations at 40 CFR §§1 dential Statement of Foutement to EPA. I furth 56.144, 156.146, and 1 malties under sections 1 on is amending the Store	4. This Not 56.10, 156. ormula for the understa 56.156, this 2 and 14 of	ification is consisted 140, 156.144 156. his product. I under that if the aments product may be in FIFRA.	ent with 146, an erstand ided lab n violat	d 156.1 that it is sel is no sion of F	56. No others a violation of consistent view.	or changes have been made of 18 U.S.C. Sec. 1001 to with the requirements of 40 may be subject to	
stated in PR Notice 2007-4		S	ection – III					
Material This Product W Child-Resistant Packaging Yes* No *Certification must	/ill Be Packaged In: Unit Packaging Yes X No If "Yes"	No. per	Water Soluble Pa	ockaging No. p		2. Type of	Container Metal Plastic Glass Paper	
be submitted	Unit Packaging wgt.	Container	Unit Packaging wgt	. conta	ainer		Other (Specify)	
3. Location of Net Contents X Label	1	4. Size(s) 50 lbs. and 1	Retail Container 00 lbs.		5.	X On La	Label Directions abel abeling accompanying product	
6. Manner in Which Label is	Affixed to Product	Pape	graph ir glued ciled	х	Other	Pressure	Sensitive	
			ection – IV				0 00	
Name	items directly below for id		Title	ntacted,	if necess	Telep	tione No. (Include Area Code)	
I acknowledge that any k both under applicable lav	nts I have made on this for nowingly false or misleadi v.	Certification and all attement	achments thereto are t may be punishable	e true, ac	ccurate a	and complete.	32-3494 3300 Output Application Received 900 (Stamped)	
2. Signature Pat Alixan			Title latory Specialist				, , , , , , , , , , , , , , , , , , , ,	
4. Typed Name Pat Dinnen			. Date august 31, 2009				ر آر د. ډ د ډ د	

Tuffcide® 960 MUP

Manufacturing Use Product

Active Ingredient:	
Chlorothalonil (tetrachloroisophthalonitrile)	96.0%
Other Ingredients:	4.0%
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 inside booklet.

EPA Reg. No. 50534-227

EPA Est. No. 50534-TX-001

SCP 50534-227A-L1A 0208

50 pounds Net Weight

100 pounds Net Weight

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. 			
If in boloni	Call a poison control center or doctor for treatment advice.			
If inhaled	 Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice. 			
If on skin or	Take off contaminated clothing.			
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 person sip a glass of water if able to swallow.			
,	Do not induce vomiting unless told to by the poison control center or doctor.			
	Do not give anything by mouth to an unconscious person.			

NOTE TO PHYSICIAN

This product may produce temporary irritation and side effects characterized by redness of the eyes, mild bronchial irritation and redness or rash on exposed skin areas. Persons having these reactions or an allergic reaction respond to treatment with antihistamines or steroid creams and/or systemic steroids. Probable mucosal damage may contraindicate the use of gastric lavage.

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

Corrosive. Causes irreversible eye damage. May be fatal if inhaled. Causes skir irritation.

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DO NOT get in eyes, on skin, or on clothing. DO NOT breathe dust. Wear protective eyewear (goggles or face shield, or safety glasses). Wear long-sleeved shirt and long pants, socks, chemical resistant footwear, and chemical resistant gloves (such as or made out of any waterproof material, Selection Category A) when mixing, loading and applying this product. Wear a mask or pesticide respirator jointly approved by the Mine Safety and Health Administration and the National Institute for Occupational Safety and Health. Remove contaminated clothing and wash clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.

Note to User: Exposure to formulations containing chlorothalonil may produce temporary irritation and side effects characterized by redness of the eyes, mild bronchial irritation and redness or rash on exposed skin. Persons having these reactions or allergic symptoms should contact a physician.

Follow manufacturer's instructions for cleaning/maintaining Personal Protective Equipment (PPE). If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Environmental Hazards

This pesticide 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 Environmental Protection Agency.

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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. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, 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.

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 and repacking into a fungicide/mildewicide for the following uses:

Additive for water- and solvent-based paints, stains, and coatings, adhesives, caulks, sealants, grouts, joint compounds, composite wood products, wood preservative stains, and wood treatment fungicides for control of mold and decay in lumber and timber.

This product must not be formulated into a mildewicidal paint additive product for direct sale and use by retail consumers, e.g., in a 'pillow pack' or other small volume or one-use package.

This product must not be used to formulate products for use as in-container preservatives.

This product may only be formulated into mildewcidal paint additive products that are labeled as follows: This product may only be added to paint products that are labeled A) with product-specific instruction for the use of a respirator during application, or B) as follows "When applying with a sprayer, wear a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C), or a NIOSH approved respirator with any R, P, or HE filter. If oil is not present in the paint product or recommended for use as an additive in the paint product add "N" as an additional respirator type."

This product may be used to formulate product for any 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).

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. Open dumping is prohibited.



Pesticide Storage

Store in a dry place.

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 Disposal Handling

Fiber Drums with Liners: Non-refillable container. Do not reuse or refill this container. Completely empty linerdrum by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into mixing equipment. Then offer for recycling if available or puncture and dispose of liner in a sanitary landfill or by incineration, or, if allowed by other procedures approved by state and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of it in a manner required by its liner.

Tuffcide® is a trademark of a Syngenta Group Company

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For non-emergency (e.g., current product information) call Syngenta Crop Protection at 1-800-334-9481.

Manufactured for: GB Biosciences Corporation 410 Swing Road Greensboro, North Carolina 27419-8300 www.syngenta-us.com

SCP 50534-227A-L1A 0208

TUF 960 MUP 50534-227A-L1A 0208 - bb - 5-9-08 (pl - 8/31/09) TUF 960 MUP 50534-227A-L1A 0208 PRN2007-4 NOTIF-AUG2009 - pl - 8/31/09