

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

August 17, 2017

Roland L. Cargill Product Registration Specialist Fair Products Inc. PO Box 386 Cary, NC 27512

Subject: Label Amendment – Updating the Surface Water Advisory to the currently accepted language Product Name: FST-7 EPA Registration Number: 51873-6 Application Date: 2/9/2017 Decision Number: 529624

Dear Roland L. Cargill:

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.

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

Page 2 of 2 EPA Reg. No. 51873-6 Decision No. 529624

with FIFRA section 6. If you have any questions, please contact Nathan Mellor by phone at 703-347-8562, or via email at <u>mellor.nathan@epa.gov</u>.

Shaya Boyner Shaja B. Joyner, Product Manager 20

Shaja B. Joyner, Product Manager 20 Fungicide-Herbicide Branch Registration Division 7505P

Enclosure

FST-7®

CONTACT AND SYSTEMIC TOBACCO SUCKER CONTROL AGENT

KEEP OUT OF REACH OF CHILDREN DANGER-PELIGRO

PRECAUCION AL USUARIO 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)

| ACTIVE INGREDIENTS: | |
|--|--------|
| n-Decanol | |
| Potassium salt of 1,2-Dihydro-3,6-pyridazinedione* | |
| OTHER INGREDIENTS. | |
| TOTAL | 100.0% |

*Hereafter called potassium salt of maleic hydrazide CAS No. 28382-15-2 This product contains 0.66 lbs. maleic hydrazide (MH) equivalent per gallon. Weight of Active Ingredients = 4.0 lbs. per gallon

SHAKE WELL BEFORE USING

READ ENTIRE LABEL CAREFULLY BEFORE USING THIS PRODUCT. SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS.

Sold by:



Fair Products, Inc., USA

Agri-Specialties Division Post Office Box 386 Cary, North Carolina 27512 Telephone: (919) 467-8352

EPA REG. NO. 51873-6 EPA EST. NO. 45671-NC-01 07202010V-2017P Net Contents: 3 Gallon (384 Fl Oz) (11.355 Liters)

FST-7/Left side panel

| 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 | 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 for treatment advice. |
| | • Have 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 |
| 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 treatment advice. |
| | Hot Line Number |

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage

Have the container or label with you when calling a poison control center or doctor or going for treatment. For emergency information on product call (919) 467-8352, Monday through Friday 9 am to 5 PM EST. After 5 PM call your poison control center or call the National Poison Control Hotline at 1-800-222-1222 for additional information.

PRECAUTIONARY STATEMENTS Hazards to Humans and Domestic Animals

Corrosive. Causes irreversible eye damage. Harmful if absorbed through skin. Do not get in eyes, on skin or on clothing. Wear protective eyewear, (goggles or face shield). Harmful if absorbed through skin or inhaled. Avoid contact with skin, eyes, or clothing. Avoid inhalation of mist. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are made of barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, polyvinyl Chloride or viton.

MIXERS, LOADERS, APPLICATORS AND OTHER HANDLERS MUST WEAR:

- Goggles or face shield
- Long-sleeved shirt and long pants
- Shoes and socks
- Chemical resistant gloves

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.

USER SAFETY REQUIREMENTS

Follow manufacturer's instructions for cleaning and maintaining PPE. If no such instructions for washables exists, use detergent and hot water. Keep and wash PPE separately from other laundry.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and the Worker Protection Standard, 40 CFR part 170. This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the Restricted Entry Interval (REI) of 24 hours.

PPE required for early entry into treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Goggles or face shield
- Coveralls
- Shoes and socks
- Chemical resistant gloves

USER SAFETY RECOMMENDATIONS

Users should:

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

ENVIRONMENTAL HAZARDS

Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Do not apply this product through any type of irrigation system. Do not contaminate water when disposing of equipment washwaters or rinsate.

SURFACE WATER ADVISORY

This product may impact surface water quality due to runoff of rain water. This is especially true for poorly draining soils and soils with shallow ground water.

This product is classified as having high potential for reaching surface water via runoff for several days after application. A level, well-maintained vegetative buffer strip between areas to which this product is applied and surface water features such as ponds, streams, and springs will reduce the potential loading of maleic hydrazide from runoff water and sediment. Runoff of this product will be reduced by avoiding applications when rainfall or irrigation is expected to occur within 48 hours.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE - Do not stack over 2 pallets high. Store original containers in cool dry place away from food, water and feed.

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

CONTAINER DISPOSAL – Non-refillable containers. Do not reuse or refill this container. **For container sizes of 5 gallons or less**, triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and draining for 10 seconds after the flow begins to drip. Fill the container 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, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

For container sizes greater than 5 gallons, triple rinse as follows: empty the remaining contents into application equipment or a mix tank. Fill the container ¹/₄ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat the 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.

DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling. Do not apply this product in a way that will contact workers or persons, either directly or indirectly through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

PRECAUTIONS

If not used in accordance with directions, plant injury, or other undesirable results may occur.

FST-7/Right side panel

FST-7 FOR CONTROL OF TOBACCO SUCKERS.

Make sure the container of FST-7 is well mixed and shaken before measuring.

FST-7 is a contact and systemic sucker control agent which with one application kills small suckers on contact with one-half to one hour after application and then works systematically on the tobacco plant to control cell subdivisions and the formation of new suckers. FST-7 is formulated exclusively for the control of tobacco suckers.

FST-7 can be applied by conventional spray mechanisms. Use a coarse spray and spray one or more rows at a time wetting only the upper 1/3 to ½ of the tobacco plant and allowing the liquid to run down the stalk to each plant, using only about twenty pounds of pressure. Plants that are leaning should be straightened so that the spray flows down the stalk evenly and contacts each sucker.

FST-7 should be applied during early morning after the dew dries, all day on cloudy days, avoiding late afternoon or night applications. Spraying during the bright noon day sun at atmospheric temperatures above 90°F should be avoided since injury to the top tender leaves may result.

Do not apply FST-7 when the wind velocity is high enough to turn the top leaves since injury may result from the application to the tender underside of the tobacco leaf. Do not apply during a rain or when the leaves are still wet or when rain is predicted during the period of 6 hours for absorption throughout the entire plant and rain within that period may reduce effectiveness. If applied during drought, the contact portion of the formulation continues to function normally but the systemic sucker control action may be reduced because of the diminished absorption capabilities of the tobacco plant under drought conditions.

FLUE CURED TOBACCO

Make sure the container of FST-7 is well mixed and shaken before measuring.

Apply FST-7 after topping at early flower (one week after button), following application of an appropriate contact control agent (such as FAIR 85 or FAIR TAC) at the early button stage. Remove by hand all suckers which are over one inch long. The plants should be sprayed promptly. Add 3 gallons of FST-7 to 10-20 gallons of water and with the mixer running add more water to bring the volume up to a total of 50 gallons. Operate the sprayer at a speed of 2.5 to 3 miles per hour and spray 50 gallons of diluted emulsion per acre of tobacco. Use a coarse spray covering the top 1/3 to ½ of the plant and allow the liquid to run down the stalk to the bottom of each plant using only about 20 pounds of pressure.

BURLEY TOBACCO

Make sure the container of FST-7 is well mixed and shaken before measuring.

Top the tobacco plants when they are about the full flower stage and remove by hand all suckers which are over one inch long. The plants should be sprayed promptly (within one day after topping). Add 3 gallons of FST-7 to 10-20 gallons of water and with the mixer running add more water to bring the volume to a total of 50 gallons. Operate the sprayer at a speed of 2.5 to 3 miles per hour and apply 50 gallons of diluted emulsion per acre of tobacco. Use a coarse spray covering the top 1/3 to ½ of the plant and allow the liquid to run down the stalk to the bottom of each plant using only about 20 pounds of pressure. For the compressed air shoulder sprayer use 23 ounces of FST-7 per 3 gallons of water and mix well before using. Apply at a rate of 3 gallons of diluted emulsion per 667 plants agitating the solution from time to time during spraying.

Special Directions for Burley Tobacco:

Alternatively, to reduce maleic hydrazide (MH) residues and enhance sucker control apply FST-7 as soon as 10 to 25% of the plants have open flowers or whenever the majority of plants have 20 to 25 harvestable leaves (greater than 8 inches long and about 5 inches wide). This will result in MH application 7 to 14 days earlier than the normal application at full to late flower.

FST-7/Rear panel,p.1

RESTRICTIONS

- 1. Do not make more than one application per season. The maximum use rate is 6 lb. ai/A/year.
- 2. Do not harvest earlier than 7 days after application.
- 3. Do not use on burley tobacco during periods of high heat and humidity
- 4. Do not use on seed tobacco.
- 5. Do not allow drift to nearby crops.

NOTES AND LIMITATIONS:

- 1. Should wash-off occur within 6 hours a single repeat application may be made.
- 2. Mix well prior to use. If allowed to stand during use, mix again before applying since the diluted emulsion may separate on standing.
- 3. Make sure spray equipment is clean before using.
- 4. Usage according to the directions outlined has resulted in effective sucker control with little or no leaf injury. Application not in accordance with the directions may lead to injury to leaves or improper sucker control.

Warranty and Disclaimer Statement:

The directions for use of this product are believed to be adequate and 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 due to such factors as weather conditions, presence or absence of other materials, or the manner of use or application, all of which are beyond the control of Fair Products, Inc. the manufacturer, or the seller.

To the extent consistent with applicable law, the products sold to you are furnished "as is" by Fair Products, Inc. The manufacturer and the seller are subject only to the manufacturer's warranties, if any, which appear on the label of the product sold to you. Except as warranted by this label, Fair Products, Inc., the manufacturer, or the seller makes no warranties, guarantees, or representations of any kind to the buyer or the user, either express or implied, or by usage of trade, statutory or otherwise, with regard to the product sold or use of the product, including, but not limited to, merchantability, fitness for a particular purpose or use, or eligibility of the product for any particular trade usage. To the extent consistent with applicable law, Buyer's or user's exclusive remedy, and Fair Products, Inc., the manufacturer's or the seller's total liability shall be limited to damages not exceeding the cost of the product. No agent or employee of Fair Products, Inc. or the seller is authorized to amend the terms of this warranty disclaimer or the product's label or to make a presentation or recommendation different from or inconsistent with the label of this product.

To the extent consistent with applicable law, Fair Products, Inc., the manufacturer, or the seller shall not be liable for consequential, special, or indirect damages resulting from the use, handling, application, storage, or disposal of this product or for damages in the nature of penalties, and the buyer and the user waive any right that they may have to such damages.