

55206-2

4/7/2010

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

5869710
300/1165



OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

APR 7 2010

Ms. Kim Hensley
Regulatory Specialist,
Agent for BVA Oils, Inc.
Environmental Solutions Group, LLC
1415 L Street, Suite 460
Sacramento, CA 95814-3964

Dear Ms. Hensley:

Subject: BVA SPRAY 13
EPA Registration Number 55206-2
Amendment Application dated March 15, 2010

The proposed amended label submitted on March 15, 2010, is accepted under the provisions of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, with the stipulation that the changes listed below must be made to that label.

1. In item "1" under "**DIRECTIONS FOR USE**" (page 2), delete "only" from the phrase "This product may only be used ... for:". As a second category of possible uses has been added, retaining "only" would be inconsistent with the rest of the "**DIRECTIONS FOR USE**" section.
2. In item "2" under "**DIRECTIONS FOR USE**", insert "also" between "product" and "may".
3. In the "**CONTAINER DISPOSAL:**" paragraph in the "**STORAGE AND DISPOSAL**" box, replace "application equipment or a" with "the" in the sentence immediately following "Triple rinse as follows:". In the sentence "Empty the rinsate ... disposal", replace "application equipment or a" with "the" and delete "use or". This is a manufacturing-use product. There is no label-consistent use for the rinsate produced through cleaning containers. Loading rinsate into application equipment would violate the requirements indicated by the label phrase "**For Formulator Use Only**" and the "**DIRECTIONS FOR USE**" section. As amended by this paragraph, the container-rinsing directions are appropriate for this product in rigid, non-refillable containers with capacities greater than 5 gallons.

4. The "**TERMS**" paragraph must be amended by adding "To the extent consistent with applicable laws," as an introductory phrase to the first sentence (i.e., before "Seller's").

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

Submit two copies of final printed labeling before releasing this product for shipment under the labeling accepted via this letter.

If these conditions are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6(e).

If you have any questions regarding this letter, contact Dr. William W. Jacobs by phone at 703-305-6406, by FAX at 703-308-0029, or via e-mail at jacobs.bill@epa.gov.

Sincerely yours,



Venus Eagle
Product Manager 01
Insecticide-Rodenticide Branch
Registration Division (7505P)

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BVA SPRAY 13

For Formulator Use Only

FORMULATORS ARE RESPONSIBLE FOR OBTAINING EPA REGISTRATION FOR THEIR END-USE PRODUCTS

ACTIVE INGREDIENT:	% BY WT.
Mineral Oil*.....	100.0%
	TOTAL 100.0%

*Contains Highly Refined Unsulfonated Residue of Petroleum Distillates - 98% min.
 Viscosity of Oil - 74 SUS
 Weight per Gallon - 7.1 lbs.

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID	
IF SWALLOWED:	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give any liquid to the person. • Do not give anything by mouth to an unconscious person.
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 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 INHALED:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.
<p>Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact the National Pesticides Information Center (NPIC) at 1.800.858.7378 seven days a week, 6:30 am to 4:30 pm Pacific Time (NPIC website: www.npic.orst.edu)</p> <p>NOTE TO PHYSICIAN: This product contains petroleum distillates and may pose an aspiration pneumonia hazard.</p>	

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Avoid contact with eyes, skin, and clothing. Harmful if swallowed or inhaled. Avoid breathing of spray, mists, or vapors. Wash thoroughly with soap and water after each use. Avoid contamination of food or foodstuffs.

EPA Reg. No. 55206-2
 EPA Est. No. 55206-MI-001
 CA Reg. No. 55206-2-AA
 FL-FC435
 License No. 8837
 FDA 21 CFR 178.3620(b)

ACCEPTED
With COMMENTS
In EPA Letter Dated:
 APR 7 2010

**Under the Federal Insecticide, Fungicide
 and Rodenticide Act, As amended, for the
 pesticide Registered under EPA Reg. No:**
 55206-2

B V Associates, Inc.
 48849 West Road
 Wyom, MI 48393-0301
 (248) 348-4920
 Revised 031510

NET CONTENTS: _____ GALLON(S)

ENVIRONMENTAL HAZARDS

This product is toxic to fish. 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.

- 1) This product may only be used to formulate end-use products labeled for:
 - Spray use on alfalfa, almonds, apples, apricots, avocados, bananas, barley, beans, beets, cabbage, caneberries, cauliflower, celery, cherries, Christmas trees, corn, cotton, cranberry, cucurbits, eggplant, figs, flowers, foliage plants, grapefruit, grapes, hops, kiwifruit, kumquat, lemons, limes, mandarins, nectarines, olives, oranges, ornamentals, peaches, pears, pecans, peppers, pistachios, plums, prunes, pumpkins, rice, shade trees, shrubs, sorghum, soybeans, squash, strawberries, sweet corn, tobacco, tomatoes, and walnuts.
 - Mosquito larvae control: in swamps, marshes, floodwater areas, drainage areas, waste treatment, settling ponds, ditches, and other manmade depressions.
- 2) This product may be used to formulate products for any additional use(s) not listed on the manufacturing-use product label if the formulator, user group or grower has complied with U.S. EPA submission requirements regarding support of such uses(s).

STORAGE AND DISPOSAL

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

STORAGE: Store in a cool, dry locked place out of the reach of children.

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

CONTAINER DISPOSAL: 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 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 this procedure two more times. Then offer for recycling, if available.

TERMS

Seller's guarantee is limited to the terms on the label. The buyer accepts the product on these conditions. Timing and method of applications, crop conditions, weather, and mixtures with chemicals in the use of this product are beyond the control of the seller.

