

OCT 28 1994

Dr. David L. Olson
Ecogen, Inc.
2005 Cabot Boulevard West
Langhorne, PA 19047

Dear Dr. Olson:

Subject: AQ-10 Biofungicide
EPA Reg. No. 55638-16
AQ-10 Technical Powder
EPA Reg. No. 55638-17
Your Submissions of July 27, 1994

The amendments referred to above, submitted in connection with registration under section 3(c)(7)(A) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), are acceptable provided that you:

1. Submit/cite all data required for registration or reregistration of your products under FIFRA section 3(c)(5) or 4(a) when the Agency requires all registrants of similar products to submit such data.

2. Make the following label correction before you release the product for shipment: For EPA Reg. No. 55638-16, add "Dust/mist filtering respirator (NIOSH/MSHA approval number prefix TC-21C)" to the list of Personal Protective Equipment for applicators. The respirator will not be required for early entry.

3. Submit revised Confidential Statements of Formula for the products which include the acceptable level of viable spores to be found in the product and the anticipated range of spore numbers before release of the products for shipment.

4. Submit five (5) copies of your final printed labeling before you release the products for shipment.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the products bearing the amended labeling constitutes acceptance of these conditions.

Stamped copies of the labels and a copy of the submission review are enclosed for your records.

Sincerely yours,

/s/

Leonard S. Cole, Jr.
Acting Product Manager (21)
Fungicide-Herbicide Branch
Registration Division (7505C)

Enclosure

7505C:C.Grable:cg:10/26/94

AQ10™ Technical Powder Biofungicide

For manufacture of biofungicide end-use products for application to apples, cucurbits, grapes, ornamentals, strawberries, and tomatoes.

Active ingredient:

Ampelomyces quisqualis isolate M-1058.0 %*

Inert ingredients: 42.0 %

Total 100.0 %

* Contains not less than 5.0 X 10⁹ viable spores/g

KEEP OUT OF REACH OF CHILDREN

CAUTION

STATEMENT OF PRACTICAL TREATMENT

If in Eyes: Flush eyes with plenty of water. Call a physician if irritation persists.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Avoid contact with eyes. In case of contact immediately flush eyes with plenty of water. Get medical attention if irritation persists.

STORAGE AND DISPOSAL

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

Storage:

Store in cool, dry place inaccessible to children.

Pesticide Disposal:

Do not contaminate water when disposing of equipment washwaters. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Disposal:

Completely empty bag into application equipment. Then dispose of empty bag 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.

Only for formulation into biofungicide end-use products for :

- (1) The following uses: application to apples, cucurbits, grapes, ornamentals, strawberries and tomatoes;
- (2) Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration;
- (3) Uses for experimental purposes that are in compliance with USEPA requirements.

WARRANTY AND CONDITIONS OF SALE

Ecogen warrants that this product conforms to the description on this label and is reasonably fit for the purposes stated on this label when used in accordance with the directions on this label under normal conditions of use.

ECOGEN MAKES NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

If this product is defective, Buyer's exclusive remedy shall be the replacement of the product, or if replacement is impracticable, refund of the purchase price.

ACCEPTED
with COMMENTS
In EPA Letter Dated

OCT 28 1994

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

55638-17

BEST AVAILABLE COPY

Ecogen Inc.
2005 Cabot Blvd. West, Langhorne, PA 19047
215/757-1590 800/220-2135

EPA REG. No. 55638-17
EPA Est. No. -----
Net Contents: 5 U.S. Pounds

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U.S. Patent No. 5,190,754
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Vers. 7/94