



United States Environmental Protection Agency

Washington, DC 20460

Registration Amendment

Other Application

OPP Identifier Number

251138

Application for Pesticide - Section I

1. Company/Product Number: 59639-94
2. EPA Product Manager: Joanne Miller
3. Proposed Classification: None
4. Company/Product (Name): LACTOFEN Technical
5. Name and Address of Applicant: Valent USA Corporation, 1333 N. California Blvd., Suite 600, Walnut Creek, CA 94596
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

Amendment - Explain below. Resubmission in response to Agency letter dated. Notification - Explain below. Final printed labels in response to NOTIFICATION Agency letter dated NOV 25 1997. "Me Too" Application. Other - Explain below.

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

NOTIFICATION

Modification to Warranty Statement. Rename the use site "Southern Pine Seedlings" to "Conifer Seedlings".

Section - III

1. Material This Product Will Be Packaged In: Child-Resistant Packaging, Unit Packaging, Water Soluble Packaging, 2. Type of Container: Metal, Plastic, Glass, Paper, Other (Specify). 3. Location of Net Contents Information: Label on container or Container. 4. Size(s) Retail Container. 5. Location of Label Directions: On Label, On Labeling accompanying product. 6. Manner in Which Label is Affixed to Product: Lithograph, Paper glued, Stenciled, Other.

Section - IV

1. Contact Point: Name: Elizabeth J. Weibert, Title: Labels & Reg. Specialist, Telephone No.: 510-256-2791. Certification: I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. 2. Signature: Elizabeth J. Weibert, 3. Title: Labels & Registration Specialist, 4. Typed Name: Elizabeth J. Weibert, 5. Date: Nov. 7, 1997, 6. Date Application Received (Stamped):

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NOTIFICATION

NOV 25 1997

# LACTOFEN Technical

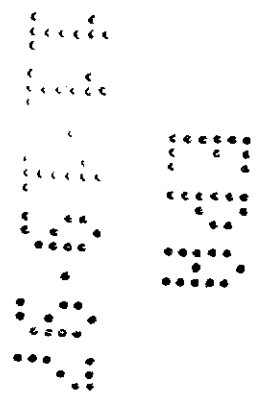
Active Ingredient	By Wt.
*Lactofen .....	71.2%
Inert Ingredients .....	28.8%
*1-(carboethoxy)ethyl 5-[2-chloro-4-(trifluoromethyl)phenoxy]-2-nitrobenzoate	

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE BELOW FOR ADDITIONAL PRECAUTIONARY STATEMENTS

TRANSPORTED IN BULK



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**AN HERBICIDE FOR FORMULATION USE ONLY**

THIS PRODUCT IS FOR USE IN THE FURTHER PREPARATION OF HERBICIDE PRODUCTS. CONTACT VALENT U.S.A. CORPORATION FOR SPECIFIC FORMULATING INFORMATION. DO NOT USE FOR ANY OTHER PURPOSE.

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS & DOMESTIC ANIMALS**

**CAUTION**

Harmful if swallowed, inhaled, or absorbed through the skin. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Avoid contact with eyes, skin or clothing. Avoid breathing vapor or spray mist. Wash thoroughly with soap and water after handling. Wear long-sleeved shirt and long pants, socks, shoes, and chemical resistant (such as nitril or butyl) gloves when handling. Remove contaminated clothing and wash before reuse.

This product contains lactofen which has been determined to cause tumors in laboratory animals (rat, mouse). Risks can be reduced by closely following precautions and wearing the protective clothing specified elsewhere on this label.

**STATEMENT OF PRACTICAL TREATMENT**

**If swallowed:** Call a physician or Poison Control Center. Drink 1 or 2 glasses of water (or milk) and induce vomiting by touching back of throat with finger. If person is unconscious, do not give anything by mouth and do not induce vomiting. Take person and product container to the nearest emergency treatment center.

**If inhaled:** Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth-to-mouth. Get medical attention.

**If on skin:** Wash with plenty of soap and water. Get medical attention if irritation persists.

**If in eyes:** Flush with plenty of water for at least 15 minutes. Call a physician if irritation persists.

**Note to Physicians:** Emergency Information-call 1-800-892-0099.

**ENVIRONMENTAL HAZARDS**

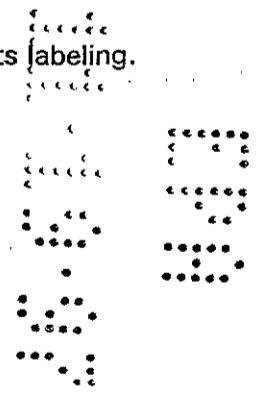
Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. 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.

**PHYSICAL OR CHEMICAL HAZARDS**

Do not use or store near heat or open flame.

**DIRECTIONS FOR USE**

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



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**READ ENTIRE LABEL. USE STRICTLY IN ACCORDANCE WITH PRECAUTIONARY STATEMENTS AND DIRECTIONS AND WITH APPLICABLE STATE AND FEDERAL REGULATIONS.**

**DISCLAIMER, CONDITIONS OF SALE,  
LIMITED WARRANTY  
AND LIMITATION OF LIABILITY**

**IMPORTANT:** Read the entire Label including this Disclaimer, Limited Warranty and Limitation of Liability before using this product. If the terms are not acceptable, return the unopened product within 15 days of purchase.

**RISKS OF USING THIS PRODUCT**

It is impossible to eliminate all risks associated with the use of this product. Such risks include, but are not limited to, injury to plants and crops to which this product is applied, lack of control of the target pests or weeds, resistance, injury caused by drift, and injury to rotational crops caused by carryover in the soil. Such risks of crop injury, non-performance or other unintended consequences are unavoidable and may result because of such factors as weather, soil conditions, moisture conditions, irrigation practices, presence of other materials, cultural practices or the manner of use or application, all of which are factors beyond the control of Valent. All such risks shall be assumed by the Buyer. Valent shall not be responsible for losses or damages resulting from use of this product in any manner not set forth on the label. User assumes all risks associated with the use of this product in any manner or under conditions not specifically directed or approved on the label.

**LIMITED WARRANTY**

Valent warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the label, under average use conditions, when used strictly in accordance with the label and subject to the Risks of Using This Product described above.

**DISCLAIMER OF ALL OTHER WARRANTIES**

**VALENT MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.** No agent or representative of Valent or Seller is authorized to make or create any other express or implied warranty.

**LIMITATION OF LIABILITY**

In no event shall Valent or Seller be liable for any incidental, consequential, indirect or special damages resulting from the use or handling of this product. **THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE MAXIMUM LIABILITY OF VALENT OR 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 THIS PRODUCT OR, AT THE ELECTION OF VALENT OR SELLER, THE REPLACEMENT OF THIS PRODUCT.**

**NO AMENDMENTS**

Valent and Seller offer this product, and Buyer and User accept it, subject to the foregoing Disclaimer, Conditions of Sale, Limited Warranty and Limitation of Liability, which may not be modified by any oral or written agreement.

**PROMPT NOTICE OF CLAIM**

Valent must have prompt notice as soon as Buyer or User has reason to believe they may have a claim (not to exceed twenty-one days from date of application) so that an immediate inspection of the affected property and growing crops can be made. Unless Buyer and Users shall promptly notify Valent of any claims, they shall be barred from obtaining any remedy.

**Only for Formulation Into Herbicide Products Intended For:**

**(1) The Following Use(s):**

**Liquid Formulations -**

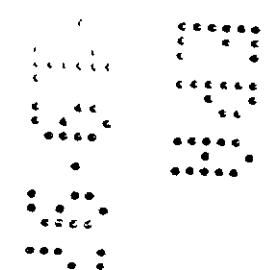
**Terrestrial Food Uses On: Cotton, Soybeans**

**Terrestrial Non-Food Uses On: Conifer Seedlings**

**(2) Uses For Which USEPA Has Accepted The Required Data**

**And/Or Citations of Data That The Formulator Has Submitted**

**In Support of Registration; and (3) Uses for Experimental Purposes That Are In Compliance with USEPA Requirements.**



**SPILL OR LEAK PROCEDURES**

Steps to be taken if material is spilled or released.

Immediately evacuate the area. Produce maximum ventilation and eliminate all sources of ignition and flammable material. Unprotected personnel should move upwind of the spill. Only personnel equipped with proper respiratory and skin/eye protection should be permitted in the area. Take precautions to prevent contamination of groundwater and surface water. Recover spilled material on absorbents, such as sawdust or vermiculite and sweep into plastic or metal containers for disposal. After all visible traces and all vapors have been removed, thoroughly wet vacuum the area. Do not flush to sewer. If area of spill is porous, remove as much contaminated earth and gravel as necessary and place in closed container for disposal.

**STORAGE AND DISPOSAL PROHIBITIONS**

Do not contaminate water, food or feed by storage, disposal or cleaning of equipment. Open dumping is prohibited.

**STORAGE**

Keep pesticide in original container.  
Store in cool, dry place. Protect from excessive heat.  
Do not contaminate food or foodstuffs.  
Do not store or transport near feed or food.  
For help with any spill, leak, fire or exposure call day or night 1-800-892-0099.

**PESTICIDE DISPOSAL**

Pesticide wastes are toxic. Improper disposal of excess pesticide spray mixture 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.

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Valent U.S.A. Corporation  
Walnut Creek, CA 94596-8025  
R7025A0.0960509 Made in U.S.A.  
EPA Reg. No. 59639-94  
EPA Est. 56077-AR-1

