



U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7505C)
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

EPA Reg. Number:

59639-126

Date of Issuance:

APR 24 2008

Term of Issuance:

Conditional

Name of Pesticide Product:

Pyridalyl Technical Grade

NOTICE OF PESTICIDE:

- Registration
 Reregistration

(Under FIFRA as amended)

Name and Address of Registrant (Include ZIP Code):

Valent U.S.A. Corporation
1600 Riviera Avenue, Suite 200
P.O. Box 8025
Walnut Creek, CA 94596-8025

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(C), provided that:

1. You will submit and/or cite all data required for registration/reregistration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.
2. You will make the following label changes before you release the product for shipment:
 - a) Revise the EPA Registration Number to read "EPA Reg. No. 59639-126." ✓
 - b) Under Directions for Use
 - Delete "Shadehouses". This product is only allowed for use in enclosed greenhouses.
 - Revise "Indoor Non-residential"... to read "Enclosed Greenhouse Non-food use: on Ornamental plants (including: bedding plants, flowering plants, foliage plants, ground covers, trees and shrubs) and non-bearing fruit, nut and vine crops."
 - Revise "Indoor food uses on..." to read "Enclosed Greenhouse Food uses on..."
 - Revise "Brassica (cole) ..." to read "Head and Stem Brassica (sub group 5A)"
 - List the commodities for each Crop group/Subgroup.
 - c) Revise the Precautionary Statements to read: "Prolonged or repeated skin contact may cause allergic reactions in some individuals. Wear long-sleeved shirt, long pants, socks, shoes, and gloves. Wash thoroughly with soap and water after handling." ✓

- d) Since the product is in Toxicity Category IV for all routes of exposure, the Signal Word and First Aid statements are not required. You may delete these statements. Note that the Child Hazard Warning is still required.
- e) Delete the first paragraph under Environmental Hazards. ✓
- f) Revise the Container Disposal statement so that it is consistent with PR Notice 2007-4.
- g) Revise the Disclaimer/ Risk/Limited Warranty/Liability statements. As written they refer to end use products, not technical products. If in doing so you use the phrases listed below, add "To the extent consistent with applicable law" in front of the phrases.
 - "Valent shall not be responsible for losses..."
 - "Buyer assumes all risks associated with..."
 - "Valent warrants only that this product conforms..."

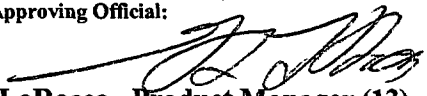
Also, delete "fullest" from "To the fullest extent consistent with applicable law", so there is consistency throughout the section.

- 5. It is not clear whether the product chemistry data submitted is for the pyridalyl technical produced at pilot plant scale or commercial scale. If the data and discussions submitted belong to the TGAI/MUP produced on pilot plant scale, then data for the TGAI/MUP batches produced on commercial scale should be submitted when available. If there are significant variations, a new updated CSF must be submitted.
- 6. The product chemistry data submitted to support registration of this product are acceptable to fulfill the data requirements of 830 Series subgroup A and Subgroup B with the exception of data corresponding to guideline reference 830.7370 (dissociation constant). You must submit the data or request for a waiver in writing.
- 7. You will submit three (3) copies of your final printed labeling before releasing the product for shipment.

You should note that if you fail to satisfy any of the conditions imposed on this registration, e.g., you fail to submit the required data by the specified deadlines or the data submitted were not generated in accordance with applicable test guidelines, EPA may issue notice to cancel this registration under FIFRA 6(e).

If you have any questions regarding this action, please contact Olga Odiott at 703-308-9369.

Signature of Approving Official:



George T. LaRocca, Product Manager (13)
Insecticide Branch/Registration Division (7505P)

Date:

April 23, 2008

Enclosure

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ACCEPTED
with COMMENTS
in EPA Letter Dated
APR 24 2008
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
59639-126

PYRIDALYL

TECHNICAL GRADE

AN INSECTICIDE FOR FORMULATING USE ONLY

Active Ingredient	By Wt.
*Pyridalyl.....	93.5%
Other Ingredients.....	6.5%
Total	100.0%

*Pyridine, 2-[3-[2,6-dichloro-4-[(3,3-dichloro-2-propenyl)oxy]phenoxy]propoxy]-5-(trifluoromethyl)

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE NEXT PAGE FOR ADDITIONAL PRECAUTIONARY STATEMENTS

NET CONTENTS _____

LOT NO. _____

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PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS

CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling

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 clothing:**
- 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 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 do so by a 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 further treatment advice.

HOT LINE NUMBER

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact **800-892-0099** for emergency medical treatment information.

ENVIRONMENTAL HAZARDS:

Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when cleaning equipment or when disposing of equipment washwaters.

This pesticide is toxic to fish and aquatic invertebrates. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in

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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. Do not contaminate water when disposing of equipment washwaters.

INSTRUCTIONS FOR FORMULATION

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

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

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**DISCLAIMER, RISKS OF USING THIS PRODUCT,
LIMITED WARRANTY
AND LIMITATION OF LIABILITY**

IMPORTANT: Read the entire Label including this Disclaimer, Risks of Using this Product, Limited Warranty, and Limitation of Liability before using this product. If the terms are not acceptable THEN DO NOT USE THE PRODUCT; rather, return the unopened product within 15 days of purchase for a refund of the purchase price.

RISKS OF USING THIS PRODUCT

The Buyer and User (referred to collectively herein as "Buyer") of this product should be aware that there are inherent unintended risks associated with the use of this product which are impossible to eliminate. These 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 of the target pest or weeds to this product, injury caused by drift, and injury to rotational crops caused by carryover in the soil. Such risks of crop injury, non-performance, resistance or other unintended consequences are unavoidable and may result because of such factors as weather, soil conditions, disease, moisture conditions, irrigation practices, condition of the crop at the time of application, presence of other materials either applied in the tank mix with this product or prior to application of this product, cultural practices or the manner of use or application, (or a combination of such factors) all of which are factors beyond the control of Valent. The Buyer should be aware that these inherent unintended risks may reduce the harvested yield of the crop in all or a portion of the treated acreage, or otherwise affect the crop such that additional care, treatment and expense are required to take the crop to harvest. If the Buyer chooses not to accept these risks, THEN THIS PRODUCT SHOULD NOT BE APPLIED. By applying this product Buyer acknowledges and accepts these inherent unintended risks AND TO THE FULLEST EXTENT ALLOWED BY LAW, AGREES THAT ALL SUCH RISKS ASSOCIATED WITH THE APPLICATION AND USE ARE ASSUMED BY THE BUYER.

Valent shall not be responsible for losses or damages (including, but not limited to, loss of yield, increased expenses of farming the crop or such incidental, consequential or special damages that may be claimed) resulting from use of this product in any manner not set forth on the label. Buyer 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 only 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 as described above. To the extent consistent with applicable law AND AS SET FORTH ABOVE, VALENT MAKES NO OTHER WARRANTIES, EITHER EXPRESSED OR IMPLIED. No agent or representative of Valent or Seller is authorized to make or create any other express or implied warranty.

LIMITATION OF LIABILITY

To the fullest extent allowed by law, Valent or Seller is not liable for any incidental, consequential, indirect or special damages resulting from the use or handling of this product. The limitation includes, but is not limited to, loss of yield on all or any portion of the treated acreage, increased care, treatment or other expenses required to take the crop to harvest, increased finance charges or altered finance ratings, emotional or mental distress and/or exemplary damages. TO THE FULLEST EXTENT ALLOWED BY LAW, THE EXCLUSIVE REMEDY OF THE 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 THE PRODUCT.

PROMPT NOTICE OF CLAIM

To the extent consistent with applicable law allowing such requirements Valent must be provided notice as soon as Buyer has reason to believe it may have a claim, but in no event later than twenty-one days from date of planting, or twenty-one days from the date of application, whichever is latter, so that an immediate inspection of the affected property and growing crops can be made.

To the extent consistent with applicable law if Buyer does not notify Valent of any claims, in such period, it shall be barred from obtaining any remedy.

NO AMENDMENTS

Valent and Seller offer this product, and Buyer accepts it, subject to the foregoing Disclaimer, Risks of Using This Product, Limited Warranty and Limitation of Liability, which may not be modified by any oral or written agreement.

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FOR FORMULATION OF PYRIDALYL TECHNICAL CONTAINING INSECTICIDE PRODUCTS ONLY

This product is intended only for use in the formulation of pyridalyl containing insecticide products. Products formulated with PYRIDALYL TECHNICAL will require registration with the Environmental Protection Agency

DIRECTIONS FOR USE

Only for formulation into insecticide products intended for the following uses:

Indoor Non-Residential Non-Food use: in Greenhouses, on Ornamental Plants (including: Bedding Plants, Flowering Plants, Foliage Plants, Ground Covers, Ornamentals, Ornamental Trees and Shrubs), and Non-Bearing Fruit, Nut and Vine Crops. Shadehouses

Indoor Food Uses on:

- Crop Groups:** Leafy Vegetables (except brassica vegetables) (No. 4)
- Brassica (cole) Leafy Vegetables (No. 5)
- Fruiting Vegetables (except cucurbits) (No. 8)

Formulators who use this product are responsible for providing data to support their own registrations.

Uses for which U.S.E.P.A. has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and uses for experimental purposes that are in compliance with U.S.E.P.A. requirements.

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STORAGE AND DISPOSAL

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

PESTICIDE STORAGE

Keep pesticide in original container.

Do not put concentrate or dilute into food or drink containers.

Store in a cool dry place.

Do not contaminate food or foodstuffs.

Do not store or transport near feed or food.

For help with any spill, leak, fire or exposure involving this material, call day or night 800-892-0099.

PESTICIDE DISPOSAL

Waste resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. Open dumping is prohibited.

CONTAINER DISPOSAL

Triple rinse (or equivalent). Do not reuse container. Offer for recycling or reconditioning or puncture and dispose of in a sanitary landfill or dispose of by other procedures allowed by state and local authorities.

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Manufactured by:

Valent U.S.A. Corporation

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Walnut Creek, CA 94596-8025

www.valent.com

EPA Reg. No. 59639-REA

EPA Est.