

61272-3

12/23/2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Mr. William Mahlburg
Nufarm Americas, Inc.
150 Harvester Dr.
Suite 200
Burr Ridge, IL 60527

DEC 23 2011

Subject: Notification dated December 21, 2011
Nufarm USA 2,4-D Acid
EPA Reg. No.61272-3

Dear Mr. Mahlburg:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated December 21, 2011 for the product 61272-3. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10. The container disposal language has been updated per the requirements of PRN 2007-4. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-1243.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathryn V. Montague".

Kathryn V. Montague
Product Manager 23
Herbicide Branch
Registration Division (7505P)
Office of Pesticide Programs



United States
Environmental Protection Agency
Washington, DC 20460

- Registration
- Amendment
- Other:

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 61272-3	2. EPA Product Manager Kathryn Montague	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Nufarm USA, Inc. / Nufarm USA 2,4-D Acid	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Nufarm USA, Inc. 4020 Aerial Center Pkwy, Ste 101 Morrisville NC 27560 <input type="checkbox"/> Check if this is a new address	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 : _____	

NOTIFICATION
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Section - II

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

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

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify)	
3. Location of Net Contents Information <input type="checkbox"/> Label or <input type="checkbox"/> Container		4. Size(s) Retail Container 50-250 gallons, BULK		5. Location of Label Directions <input type="checkbox"/> On Label or <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product		<input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name William M. Mahlburg	Title Agent	Telephone No. (Include Area Code) 630-455-2015
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Agent	
4. Typed Name William M. Mahlburg	4. Date 12/21/11	



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Nufarm Americas Inc.
150 Harvester Drive, Suite 200
Burr Ridge, IL 60527
Phone: 630.455.2000 Fax: 630.455.2001
www.us.nufarm.com

December 21, 2011

Ms Kathryn Montague, PM 23
Herbicide Branch
Registration Division (7504P)
Office of Pesticide Programs
U.S. Environmental Protection Agency
2777 South Crystal Drive
Arlington, VA 22202

Subject: Nufarm USA 2,4-D Acid
EPA Reg. No. 61272-3
Notification of Label Changes Per PR Notice 2007-4
Submission in Behalf of Nufarm USA, Inc.

Dear Ms Montague:

Enclosed is one copy of labeling for the subject product in which the Container Disposal section has been revised fully consistent with the standard wording of PR Notice 2007-4 for the applicable nonrefillable container type. The revisions are indicated by highlighting and no other changes have been made.

If there are any questions, my direct number is 630-455-2015 and my email address is bill.mahlburg@us.nufarm.com

Thank you.

Sincerely,

A handwritten signature in black ink that reads 'William M. Mahlburg'.

William M. Mahlburg
Agent

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NUFARM USA 2,4-D ACID

For Manufacturing of Herbicides and Plant Growth Regulators Only

ACTIVE INGREDIENT:

2,4-Dichlorophenoxyacetic Acid* 97.5%

OTHER INGREDIENTS: 2.5%

TOTAL: 100.0%

*Isomer Specific by AOAC Method

NOTIFICATION

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KEEP OUT OF REACH OF CHILDREN
DANGER
SEE BELOW FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300
For Medical Emergencies Only, Call (877) 325-1840

Made in Australia

EPA REG. NO. 61272-3
EPA EST. NO. 35935-AUS-1

NET WEIGHT 1984 LBS (900 KG)

061272-00003.20111221.EPA.PRN2007-4.RV122111

Manufactured For
NUFARM USA, INC.
4020 Aerial Center Pkwy, Ste 101
Morrisville NC 27560



**PRECAUTIONARY STATEMENT
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
DANGER**

Corrosive. Causes irreversible eye damage. Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield or safety glasses). Harmful if swallowed, inhaled or absorbed through the skin. Avoid breathing dust. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

FIRST AID	
IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 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 SWALLOWED	<ul style="list-style-type: none"> • 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 the poison control center or doctor. • Do not give anything by mouth to an unconscious person.
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 by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for 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 1-877-325-1840 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
Probable mucosal damage may contraindicate the use of gastric lavage.	

ENVIRONMENTAL HAZARDS

This product 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 accordance with the requirements of a National Pollution 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.

Only for formulation into a herbicide for the following uses:

1. **AGRICULTURAL CROPS:** Corn (Field, Pop and Sweet), Cereal Grains (Barley, Millet, Oats, Rye and Wheat), Rice, Sorghum (Grain and Forage), Soybeans (preplant), Sugarcane, Grasses Grown for Seed or Sod, Rangeland, Fallow Cropland, Crop Stubble, Pasture, Annual Grasses, Perennial Grasses, Asparagus, Blueberries, Cranberries, Grapes (only in California), Hops, Orchard Floors (Pome Fruits, Stone Fruit, Nut Orchards, Filberts, Pistachios), Potatoes (fresh market only), and Strawberries.
TERRESTRIAL NONFOOD CROPS: Ornamental trees, shrubs and vines; Ornamental Turf (including golf courses, cemeteries, parks, sports fields, turfgrass, lawns and other grass areas); Uncultivated agricultural areas; Uncultivated nonagricultural areas (including fencerows, hedgerows, roadsides, ditches, rights-of-way, utility power lines, railroads, airports, and industrial sites; General soil treatment; Recreation areas; Industrial sites; Paved areas and Outdoor areas.
AQUATIC SITES: Agricultural irrigation water and ditches; Agricultural drainage water and ditches; Lakes, ponds, and impounded water; streams, rivers, and canals; Industrial ponds; Swamps, marshes, wetlands; Estuaries, tidal marshes; and Commercial and sport fish bearing waters.
FORESTRY SITES: Forest Site Preparation, Forest Roadsides, Tree and Brush Control, Established Conifer Release, Christmas trees, reforestation areas, tree injection treatments.
2. Uses for which U.S. EPA 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 U.S. EPA requirements.

Wettable powder formulations must be packaged in water-soluble packages.

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This product may be used to formulate products for any additional uses not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such uses.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store only in original container unless an emergency requires that a different container replace a damaged container. In such case, clearly label contents. Store in a secured warehouse, storage building or fenced storage yard, preferably in a location that is cool and dry. Do not store in close proximity to seeds, fertilizers, insecticides or fungicides. Containers should be opened in well ventilated areas. Keep container sealed when not in use.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. If container is damaged or if pesticide has leaked, clean up all spilled material. Place in closed labeled container. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal law and may contaminate ground water. 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.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into formulation equipment, then offer for recycling if available, or 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.

WARRANTY DISCLAIMER AND LIMITATION OF LIABILITY

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, 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 MANUFACTURER'S OR SELLER'S TOTAL LIABILITY SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT. If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

(RV122111)