

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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Nathan P. Ehresman Nufarm USA Inc c/o Nufarm Americas Inc. 4020 Aerial Center Parkway Morrisville, NC 27560

FEB 18 2014

Subject:

Notification; Per PR-Notices 98-10 & 2007-4

NUFARM USA 2,4-D Acid EPA Reg. No. 61272-3

Date Submitted: February 7, 2014

## Dear Mr. Ehresman:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated February 7, 2014 for the product referenced above. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and 2007-4 and finds that the action requested falls within the scope of PRN 98-10 and 2007-4. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions regarding this letter, please contact Kable Bo Davis at (703) 306-0415 or <a href="mailto:davis.kable@epa.gov">davis.kable@epa.gov</a>.

Sincerely,

Kathryn Montague

Product Manager 23

Herbicide Branch

Registration Division (7505P)

| ease_read instructions on reve  | rse before completii  | ng form.                                |   | Form Approv  | ed, OMB No. 20   | 070-0060, Approval expires 05-31-98  |
|---|---|---|---|--|--|--|
| O EDA   | L   | Inited State                            | es  | ☐ Regis  | tration  | OPP Identifier Number  |
| <b>₩</b> EPA  | Environmen  | tal Prote                               | ction Agenc   |  |  |  |
|   |   | ington, DC                              | _   | o  | NOTIF  |  |
|   |   |   | <del> </del>  | <del></del>  |  |  |
|   |   | Applica                                 |   | sticide - Sectio   | N I  |  |
| Company/Product Number     Nufarm USA Inc/  |   |   | EPA Product Manager   |  |  | Proposed Classification  |
| 61272-3   |   |   | Kathryn Montague  |  |  |  |
| 4. Company/Product (Name)   |   |   | PM#   |  |  | None Restricted  |
| Nufarm USA Inc/<br>NUFARM USA 2,4-D ACID  |   |   | 23  |  |  |  |
|   | Name and Address of Applicant (Include ZIP Code)  |   |   | edited Review.   | n accordanc  | e with FIFRA Section   |
| Nufarm USA Inc  |   |   | 6. <b>Expedited Review</b> . In accordance with FIFRA Section 3(c)(3) (b)(l), my product is similar or identical in composition   |  |  |  |
| C/O Nufarm Ame<br>4020 Aerial Cent  |   |   |   | beling to:   |  |  |
| Morrisville, NC 2   |   |   | EPA F   | Reg. No.;  |  |  |
|   | s a new address   |   | Produ   | ct Name:   |  |  |
| Crissical time is   | // 4/4// 4/4// 4/4/   |   | Section   | on - II  |  |  |
|   | n halaw   | <del></del>                             | Occili  |  | ·  | - 4- A   |
| Amendment – Explai  |   |   |   |  |  | e to Agency letter dated   |
| Resubmission in resp  |   | er dated                                | <del></del>   | "Me Too" Applie  |  |  |
| Notification - Explain  Explanation: Use a  |   | ) if poops                              | 20m4 (Far Ca  | Other - Explain  |  |  |
| See Attached  | ADEL CHANGE   | . PEI PK                                | Notice 98-1   | O & PK NOTICE 2  |  | TIFICATION   |
|   |   |   |   |  |  | 2  |
| `   |   |   |   |  |  |  |
|   |   |   | Section   | on - III   |  | EB 1 8 2014  |
| Material This Product V   |   |   | Section   |  | F  | EB 1 8 2014  |
| Material This Product V     Child-Resistant Packaging   | Unit Pad  | ckaging                                 | Section   | Water Soluble Pag  | F  | 2. Type of Container   |
| Material This Product V     Child-Resistant Packaging     Yes*  | Unit Pad  | ckaging<br>es                           | Section   | Water Soluble Pad  | F  | 2. Type of Container  Metal  |
| Material This Product V     Child-Resistant Packaging   | Unit Pad  | ckaging<br>es                           |   | Water Soluble Pad  | ckaging  | 2. Type of Container  Metal Plastic  |
| 1. Material This Product V Child-Resistant Packaging Yes* No  | Unit Pac Ye No If "Yes"   | ckaging<br>es                           | No. per   | Water Soluble Pad  | F  | 2. Type of Container  Metal  Plastic  Glass  |
| 1. Material This Product V Child-Resistant Packaging Yes* No *Certification mus   | Unit Pac Ye No If "Yes"   | ckaging<br>es<br>D                      | No. per   | Water Soluble Pad Yes No If "Yes"  | ckaging<br>No. per   | 2. Type of Container  Metal  Plastic  Glass  Paper   |
| 1. Material This Product V Child-Resistant Packaging Yes* No *Certification must  | Unit Pac  | ckaging<br>es<br>D<br>ckaging wgt.      | No. per<br>container  | Water Soluble Pad Yes No If "Yes" Package wgt.   | No. per container  | 2. Type of Container  Metal Plastic Glass Paper Other (Specifiy)   |
| 1. Material This Product V Child-Resistant Packaging Yes* No *Certification must be submitted 3. Location of Net Content  | Unit Pac  | ckaging<br>es<br>D<br>ckaging wgt.      | No. per   | Water Soluble Pad Yes No If "Yes" Package wgt.   | No. per container  | 2. Type of Container  Metal  Plastic  Glass  Paper  Other (Specifiy)  n of Label Directions  |
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| 1. Material This Product V Child-Resistant Packaging Yes* No  *Certification must be submitted 3. Location of Net Content Label  6. Manner in Which Label  1. Contact Point (Complete Name Nathan P. Ehresman  I certify that the statements acknowledge that any knowledge that any knowledge that any knowledge applicable law.  2. Signature | Unit Pac  No If "Yes" Unit Pac  Its Information Container  Lis Affixed to Product  e items directly beloves  Is I have made on this | ckaging wgt.  ckaging wgt.  4. Size  tt | No. per container  (s) Retail Contain  25 KG, 10  Lithograph Paper glued Stenciled  Section  Cation of individual  Title  Director, Recation  all attachments to the ment may be pure some contained to the pure section.  3. Title | Water Soluble Pace Yes No If "Yes" Package wgt.  Other Other  Ould to be contacted, if nothing and to be contacted, if nothing | No. per container  5. Locatio  On La  On la  eccessary, to pro  Tel  919-  te and complete | 2. Type of Container    Metal   Plastic     Glass   Paper     Other (Specifiy)   n of Label Directions label     Deling accompanying product   |
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## ATTACHMENT TO LABEL NOTIFICATION DATED February 7, 2014

## **ACTION**

Revision to the expression of measure of contents.

**Updated Container Disposal Statement** 

- Revision to Statement of Use replaced with "FOR MANUFACTURING USE ONLY"
- Revised Container Disposal Statement

Notification of label change per PR Notice 98-10 and PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 98-10 and 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.

Nathan P. Ehresman

Director, Regulatory Affairs

February 7, 2014

NOTIFICATION FEB 1 8 2014



NUFARM AMERICAS INC.

4020 Aerial Center Parkway Morrisville, NC 27560 Phone: 919-379-2515

February 7, 2014

Attn: Kathryn Montague / PM 23 Document Processing Desk (NOTIF) Office of Pesticide Programs (7504P) U. S. Environmental Protection Agency Room S-4900, One Potomac Yard 2777 S. Crystal Drive Arlington, VA 22202-4501

NOTIFICATION

FEB 18 2014

Subject:

Nufarm USA Inc (Company # 061272) - C/O Nufarm Americas Inc.

NUFARM USA 2,4-D ACID (EPA Reg. No. 61272-3)

NOTIFICATION OF LABEL CHANGE

Dear Ms. Montague:

Nufarm USA Inc is submitting the enclosed notification of label change according to PRN 98-10 & 2007-4 to make minor revisions to the EPA Master label for 61272-3. We have revised the Statement of Use on the front page to now read "FOR MANUFACTURING USE ONLY". We have updated the container disposal statement.

In support of this action, please find enclosed:

- Application for Pesticide Registration (8570-1)
- 2 copies of the label containing the revised wording (1 highlighted and 1 clean copy)
- 1 CD containing an electronic copy of the proposed label with the revised wording.

Please contact me at 919-379-2515 (or nathan.ehresman@us.nufarm.com) if you have any questions regarding this action.

Kind regards,

Nathan P. Ehresman Director, Regulatory Affairs

Nufarm USA Inc

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## **NUFARM USA 2,4-D ACID**

## FOR MANUFACTURING USE ONLY

| ACTIVE INGREDIENT:              |        |             |
|---------------------------------|--------|-------------|
| 2,4-Dichlorophenoxyacetic Acid* |        | 97.5%       |
| OTHER INGREDIENTS:              |        | <u>2.5%</u> |
|                                 | TOTAL: | 100.0%      |
|                                 |        |             |

\*Isomer Specific by AOAC Method

## 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

> NOTIFICATION FEB 1 8 2014

EPA REG. NO. 61272-3
EPA EST. NO.\_\_\_\_\_

NET WEIGHT: \_\_\_\_ LBS ( \_\_\_\_ KG)



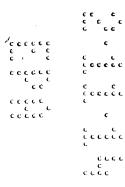
# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS DANGER

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> <li>Hold eye open and rinse slowly and gently with water for 15 to 20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>   |
| IF<br>SWALLOWED           | <ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul> |
| IF INHALED                | <ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>  |
| IF ON SKIN<br>OR CLOTHING | <ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15 to 20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>   |
|                           | HOT LINE NUMBER container or label with you when calling a poison control center or doctor, or going for ay also contact 1-877-325-1840 for emergency medical treatment information.   |
| Probable mucosa           | NOTE TO PHYSICIAN  I 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**

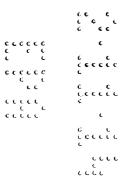
It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Only for formulation into a herbicide for the following uses:

- 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, cemetaries, 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.

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.

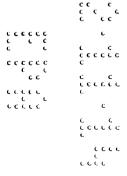
**CONTAINER DISPOSAL: Nonrefillable container.** Do not reuse or refill this container. Completely empty bag into formulation equipment, then offer for recycling if available, or dispose of empty bag in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. 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.

(RV020714)



## **LABEL HISTORY**

| File Name                   | Revision Mark | Comment  |
|-----------------------------|---------------|--|
| 061272-00003.20140207.DRAFT | RV020714      | Revised Use Statement, Updated<br>Net Contents, Update Container<br>Disposal |
|                             |               |  |
|                             |               |  |
|                             |               |  |
|                             |               |  |
|                             |               |  |
|                             |               |  |

