


61842-8

07/27/2006

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 <p>U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505P) 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460</p> <p>NOTICE OF PESTICIDE: <u>X</u> Registration ___ Reregistration (under FIFRA, as amended)</p>	EPA Reg. Number: 61842-8	Date of Issuance: JUL 27 2006
	Term of Issuance: Conditional	
	Name of Pesticide Product: Metam-K Manufacturer's Concentrate	

Name and Address of Registrant (include ZIP Code):
**Tessengerlo-Kerley, Inc.
2255 N. 44th Street, Suite 300
Phoenix, AZ 85008-3279**

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and approved 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 section 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA Section 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for re-registration of your product under FIFRA section 4.

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Signature of Approving Official: <i>Mary L. Waller</i> Mary L. Waller, Product Manager (21) Fungicide Branch, Registration Division (7505P)	Date: 7/27/2006
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2. Make the following changes to the label:
 - a. Change the Registration Number to "EPA Reg. No. 61842-8"
 - b. In the section "Storage and Disposal", change the subheader "Storage" to "Pesticide Storage"
 - c. In the section "Manufacturing Use", delete the line "Anti-Microbial agents"
 - d. In the section "Conditions of Sale..."
 1. In the first sentence, change "...should be followed..." to "...must be followed..."
 2. In two instances, change "allowed by state law" to "consistent with applicable law"
 3. In the center of the paragraph, the sentence "Tessenderlo Kerley, Inc. makes no other warranties or representations of any kind..." Must start with either "Except as warranted by this label..." or "To the extent consistent with applicable law..."
3. Submit one copy of the revised final printed label for the record before you release the product 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 product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.



Mary L. Waller
Product Manager (21)
Fungicide Branch
Registration Division (7505P)

Enclosure: Label stamped "Accepted with Comments"

Tessenderlo KERLEY

Tessenderlo Kerley, Inc.
2255 North 44th Street, Suite 300
Phoenix, Arizona 85008-3279
1-888-732-8246

FOR THE FORMULATION OF END-USE PRODUCTS

ACTIVE INGREDIENT:

Potassium N-methyldithiocarbamate
(anhydrous) 54.0%
INERT INGREDIENTS 46.0%
TOTAL 100.0%
Contains 5.8 lbs. active ingredient per gallon

EPA Reg No. 61842-XX

KEEP OUT OF REACH OF CHILDREN

DANGER – PELIGRO

READ LABEL. USE STRICTLY IN ACCORDANCE WITH
LABEL WARNINGS AND DIRECTIONS.

Si usted no entiende la etiqueta, busque a alguien para que
se la explique a usted en detalle. (If you do not understand
the label, find someone to explain it to you in detail.)

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FIRST AID

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 in Eyes: Hold eye open and rinse slowly and gently
with water for 15 - 20 minutes. Remove contact lens-
es, if present, after the first 5 minutes, then continue
rinsing eye. Call a poison control center or doctor for
treatment advice.

If Inhaled: Move person to fresh air. If person is not
breathing, call 911 or an ambulance, then give artifi-
cial respiration, preferably by mouth-to-mouth, if pos-
sible. Call a poison control center or doctor for further
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 vomit-
ing unless told to do so by the poison control center
or doctor. Do not give anything by mouth to an
unconscious person.

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 1-800-877-1737 for
emergency medical treatment information.

NOTE TO PHYSICIAN

Probable mucosal damage may contraindicate the use
of gastric lavage.

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS DANGER

Causes skin burns. Harmful if absorbed through skin.
Prolonged or frequently repeated skin contact may cause
allergic reactions in some individuals.
Causes moderate eye irritation. Do not get in eyes, on skin

or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not discharge effluent containing the 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.

STORAGE AND DISPOSAL

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

STORAGE: Store in a cool, dry place. Keep container closed when not in use. DO NOT STORE BELOW 0° F. Product crystallizes at lower temperature. Warm or store at higher temperatures and mix to redissolve crystals and assure uniformity before use.

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.

CONTAINER DISPOSAL: Triple rinse container (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of 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.

MANUFACTURING USE

Dilute this product with water or a miscible solvent system to the concentration of active ingredient specified on the label of currently registered end-use products containing metam potassium, such as the following types of products:

Fumigant solutions for the suppression of weeds, fungi and nematodes in soil of ornamental, food and fiber crops.

Fumigant solutions for suppressing decay and insects in wood.

Anti-Microbial agents.

Each formulator is responsible for obtaining and maintaining EPA registration for their formulated product(s). Labeling for products formulated for applications around homes and other structures which people inhabit or otherwise occupy must include appropriate wording for "Restricted Use Pesticides" and will include small-area applications such as, non-field application (including greenhouse) to seed bed, plant beds, lawns and other limited areas.

CONDITIONS OF SALE – LIMITED WARRANTY AND LIMITATIONS OF LIABILITY AND REMEDIES

The directions on this label are believed to be reliable and should be followed carefully. Insufficient control of pests and/or injury to the crop to which the product is applied may result from the occurrence of extraordinary or unusual weather conditions, the failure to follow the label directions, or good application practices, all of which are beyond the control of Tessengerlo Kerley, Inc., or seller. In addition, failure to follow label directions may cause injury to crops, animals, man or the environment. Tessengerlo Kerley, Inc. warrants that this product conforms to the chemical description on the label and is reasonably fit for the purpose referred to in the directions for use, subject to the factors noted above which are beyond the control of Tessengerlo Kerley, Inc. Tessengerlo Kerley, Inc. makes no other warranties or representations of any kind, express or implied, concerning the product, including no implied warranty of merchantability or fitness for any particular purpose. To the extent allowed by state law, the exclusive remedy against Tessengerlo Kerley, Inc. for any cause of action relating to the handling or use of this product is a claim of damage, and in no event shall damages or any other recovery of any kind against Tessengerlo Kerley, Inc. exceed the price of the product which causes the alleged loss, damage, injury, or other claim. To the extent allowed by state law, Tessengerlo Kerley, Inc. shall not be liable and any and all claims against Tessengerlo Kerley, Inc. are waived, for special, indirect, incidental, or consequential damages or expense of any nature, including, but not limited to, loss of profits or income, whether or not based on the negligence of Tessengerlo Kerley, Inc. breach of warranty, strict liability in tort, or any other cause of action. Tessengerlo Kerley, Inc. and the seller offer this product, and the buyer and users accept it, subject to the foregoing conditions of sale and limitations of warranty, liability and remedies.