

61842-22 6.24.2010

1/4



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUN 24 2010

Michael Kellogg
Agent for Tessengerlo Kerley Inc.
Pyris Regulatory Consulting, Inc.
4110 136th St. N.W.
Gig Harbor, WA 98332

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Mr. Kellogg:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated April 21, 2010 for:

EPA Registration 61842-24
EPA Registration 61842-22

Linuron Flake Technical
Linuron Technical


The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

A handwritten signature in cursive script that reads "Rachel C. Holloman".

Linda Arrington 
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 2-28-95



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 61842-22	2. EPA Product Manager J. Tompkins	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Tessenderlo Kerley Inc./Linuron Technical	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) Tessenderlo Kerley Inc. c/o Pyxis Regulatory Consulting, Inc. 4110 136th St. NW Gig Harbor, WA 98332 <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 _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

NOTIFICATION

JUN 24 2010

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 checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" 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
				Other (Specify) bag or lined drum	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 15, 25 kg		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Ann M. Tillman	Title Consultant	Telephone No. (Include Area Code) (253) 853-7369
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 Consultant		
4. Typed Name Ann M. Tillman		
5. Date 4/21/2010		

3/4

PYXIS REGULATORY CONSULTING, INC.

4110 136th St. NW
Gig Harbor, WA 98332

Phone: 253-853-7369
Fax: 253-853-5516
Email: www.PyxisRC.com

April 21, 2010.

COURIER DELIVERY

Jim Tompkins (PM 25)
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

RE: Tessengerlo Kerley, Inc.
Linuron Technical (EPA Reg. No. 61842-22)
Revision to Container Disposal Instructions per PRN 2007-4

Dear Mr. Tompkins,

Please find the enclosed label notification revising the container disposal instructions per PRN 2007-4 for Linuron Technical (EPA Reg. No. 61842-22).

In support of this notification, I enclose the following:

1. Completed Application for Registration (EPA Form 8570-1)
2. One (1) copy of the Linuron Technical label with changes tracked
3. One (1) copy of the Linuron Technical label with changes incorporated

Sincerely,



Ann M. Tillman
Consultant for Tessengerlo Kerley, Inc.

Enclosures

cc: B. Thomassen,
Tessengerlo Kerley, Inc.

Handwritten notes and markings at the bottom right of the page, including several rows of small, illegible characters and symbols.

Linuron Technical FOR FORMULATION OF HERBICIDES ONLY

ACTIVE INGREDIENT	By Weight
Linuron [3,(3,4-dichlorophenyl)-1-methoxy-1-methylurea].....	96.25%
OTHER INGREDIENTS	3.75%
	Total 100.0%

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

**NOTIFICATION
JUN 24 2010**

FIRST AID	
If in eyes:	<ul style="list-style-type: none"> 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:	<ul style="list-style-type: none"> 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:	<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.
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 1-866-374-1975 for emergency medical treatment information.	

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION! Harmful if swallowed or absorbed through the skin. Avoid breathing dust. Avoid contact with eyes, skin or clothing. Prolonged or frequently repeated skin contact may cause an allergic reaction in some individuals. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse.

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.

Manufactured for:
Tessenderlo Kerley, Inc.
2255 N. 44th Street, Suite 300
Phoenix, AZ 85008 USA

Product of Israel

Net: 15 KG

EPA Reg. No. 61842-22

EPA Est. No. 11603-ISR-001

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 an herbicide:

- For the following uses:
 - Terrestrial Food Uses: Asparagus, Carrots, Celery, Corn (Field), Cotton, Parsley, Parsnips, Potatoes, Sorghum, Soybeans, Winter Wheat
 - Terrestrial Nonfood Crops: Bulbs, Hybrid Poplars, Marigolds, Lupine
 - Terrestrial Non-Cropland Uses (such as roadsides and fence rows)
- Uses for which USEPA has accepted the required data and/or citations of data that the Formulator has submitted in support of registration.
- Uses for experimental purposes that are in compliance with USEPA requirements. Formulators using the product are responsible for obtaining EPA registration for their formulated products.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the reach of children, preferably in a locked storage area.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, 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 (BAG): Nonrefillable container. Do not reuse or refill this container. Completely empty bag into manufacturing equipment by shaking and tapping sides and bottom to loosen clinging particles. When empty, 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.

CONTAINER DISPOSAL (LINED FIBER DRUM): Nonrefillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into manufacturing equipment. Then offer for recycling or dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.

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

The directions on this label are believed to be reliable and must 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 Tessenderlo Kerley Inc, or seller. In addition, failure to follow label directions may cause injury to crops, animals, man or the environment. Tessenderlo 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 Tessenderlo Kerley Inc. Except as warranted by this label, Tessenderlo 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 applicable law, the exclusive remedy against Tessenderlo 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 Tessenderlo Kerley Inc exceed the price of the product which causes the alleged loss, damage, injury, or other claim. To the extent allowed by applicable law, Tessenderlo Kerley Inc shall not be liable and any and all claims against Tessenderlo 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 Tessenderlo Kerley Inc. breach of warranty, strict liability in tort, or any other cause of action. Tessenderlo 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.

TKI03182010KG15