

62719-176

11/30/1999

11/15

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98



United States Environmental Protection Agency Washington, DC 20460

Registration Amendment Other

OPP Identifier Number 265862

Application for Pesticide - Section I

1. Company/Product Number: Dow AgroSciences 62719-176
2. EPA Product Manager: James Tompkins
3. Proposed Classification: None
4. Company/Product Name: Dow AgroSciences Pathfinder II
5. Name and Address of Applicant: Dow AgroSciences LLC, 9330 Zionsville Road, Indianapolis, IN 46268
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

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

NOTIFICATION NOV 30 1999

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

Below is the proposed label change by notification:

1. General Use Precautions (the following statement was deleted from this section): "Do not use for manufacturing or formulating."

Section - III

1. Material This Product Will Be Packaged In: Child-Resistant Packaging, Unit Packaging, Water Soluble Packaging
2. Type of Container: Metal, Plastic, Glass, Paper, Other
3. Location of Net Contents Information: Label, Container
4. Size(s) Retail Container
5. Location of Label Directions: On Label, On Labeling accompanying product
6. Manner in Which Labels Are Affixed to Product: Lithograph, Paper glued, Stenciled, Other

Section - IV

1. Contact Point / Complete name, title, below for identification of individual to be contacted, if necessary, to process this application: J. Robert Peterson, Regulatory Manager, (317) 337-4425
Certification: I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that knowingly making a false or misleading statement may be punishable by fine or imprisonment or both under applicable law.
2. Signature: J. Robert Peterson
3. Title: Regulatory Manager
4. Typed Name: J. Robert Peterson
5. Date: November 18, 1999
Date Application Received (Stamped)

Pathfinder* II

EPA Reg. No. 62719-176

Registration Notes:

Source label text based on EPA-accepted copy dated 02/16/94 and revisions required by the WPS accepted by EPA on 05/17/94.

Proposed Label Changes by Notification:

1. General Use Precautions (The following statement was deleted from this section): "Do not use for manufacturing or formulating."

[Editor's note: Deleted text is denoted by strike-through.]

*Trademark of Dow AgroSciences LLC

NOTIFICATION
NOV 30 1999

(Base label):

(Logo) Dow AgroSciences LLC

NOTIFICATION

NOV 30 1999

Pathfinder* II

A ready-to-use herbicide for the control of woody plants on:

- **Forests**
- **Rangeland and permanent pastures**
- **Non-crop areas including: Industrial manufacturing and storage sites, rights-of-way, non-irrigation ditch banks**
- **Grazed areas and maintenance of wildlife openings on those sites**

Active Ingredient:

triclopyr: 3,5,6-trichloro-2-pyridinyloxyacetic
 acid, butoxyethyl ester..... 13.6%

Inert Ingredients..... 86.4%

Total..... 100.0%

Acid Equivalent: triclopyr – 9.81% – 0.75 lb/gal

Keep Out of Reach of Children

CAUTION PRECAUTION

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.)

Precautionary Statements

Hazards to Humans and Domestic Animals

Harmful If Swallowed, Inhaled Or Absorbed Through The Skin

Avoid contact with skin, eyes or clothing. Avoid breathing vapor or spray mist. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

Personal Protective Equipment (PPE)

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category E on an EPA chemical resistance category selections chart.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves such as Barrier Laminate, Nitrile Rubber, Neoprene Rubber, or Viton
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

First Aid

If on skin: Wash with plenty of soap and water. Get medical attention.

If inhaled: Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth-to-mouth. Get medical attention.

If swallowed: Call a physician or Poison Control Center. Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. Do not induce vomiting or give anything by mouth to an unconscious person.

Environmental Hazards

This pesticide is toxic to fish. Keep out of lakes, ponds or streams. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

Physical or Chemical Hazards

Combustible - Do not use or store near heat or open flame. Do not cut or weld container.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

Refer to label booklet for Directions for Use including Storage and Disposal.

Notice: Read the entire label. Use only according to label directions. **Before buying or using this product, read "Warranty Disclaimer" and "Limitation of Remedies" inside label booklet.**

In case of emergency endangering health or the environment involving this product, call 1-800-992-5994. If you wish to obtain additional product information, visit our web site at www.dowagro.com.

Agricultural Chemical: Do not ship or store with food, feeds, drugs or clothing.

EPA Reg. No. 62719-176

EPA Est. 464-MI-1

*Trademark of Dow AgroSciences LLC
Dow AgroSciences LLC • Indianapolis, IN 46268 U.S.A.

Specialty Herbicide

Net Contents ____

5/15

(Datapack cover):

(Logo) Dow AgroSciences LLC

Pathfinder* II

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Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

Refer to inside of label booklet for additional precautionary information including Personal Protective Equipment (PPE), User Safety Recommendations and Directions for Use including Storage and Disposal.

Notice: Read the entire label. Use only according to label directions. **Before buying or using this product, read "Warranty Disclaimer" and "Limitation of Remedies" inside label booklet.**

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Net Contents ____

(Page 1 through end):

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Hazards to Humans and Domestic Animals

CAUTION

Harmful If Swallowed, Inhaled Or Absorbed Through The Skin

Avoid contact with skin, eyes or clothing. Avoid breathing vapor or spray mist. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

Personal Protective Equipment (PPE)

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category E on an EPA chemical resistance category selections chart.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves such as Barrier Laminate, Nitrile Rubber, Neoprene Rubber, or Viton
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

First Aid

If on skin: Wash with plenty of soap and water. Get medical attention.

If inhaled: Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth-to-mouth. Get medical attention.

If swallowed: Call a physician or Poison Control Center. Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. Do not induce vomiting or give anything by mouth to an unconscious person.

Environmental Hazards

This pesticide is toxic to fish. Keep out of lakes, ponds or streams. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

Physical or Chemical Hazards

Combustible - Do not use or store near heat or open flame. Do not cut or weld container.

Directions for Use

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying.

Ready-To-Use, No Mixing Required.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your state or tribe, consult the agency responsible for pesticide regulation.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls
- Chemical-resistant gloves such as Barrier Laminate, Nitrile Rubber, Neoprene Rubber, or Viton
- Shoes plus socks

Storage and Disposal

Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited.

Storage: Store above 28°F or agitate before use.

Pesticide Disposal: Pesticide, spray mixture, or rinsate that cannot be used according to label instructions must be disposed of according to applicable federal, state, or local procedures.

Container Disposal: Triple rinse (or equivalent) with 10 drops or more of a liquid hand soap and water or an oil based product such as kerosene or diesel fuel and spray rinsate on undesirable vegetation, in target area. Offer containers for recycling or reconditioning where allowed, or puncture and dispose of in a sanitary landfill, or by incineration if approved by state and local procedures.

Container Disposal for Refillable Containers: Close all openings which have been opened during use and replace all caps. Return the empty container to a collection site designated by Dow AgroSciences. If the container has been damaged and cannot be returned according to the recommended procedures, contact the Dow AgroSciences Customer Service Center at 1-800-258-1470 to obtain proper handling instructions.

General: Consult federal, state, or local disposal authorities for approved alternative procedures.

General Information

Pathfinder II herbicide is a ready-to-use product which is recommended for the control of unwanted woody plants through the use of basal bark application techniques in forests, rangeland and permanent pastures, and on non-crop areas including industrial manufacturing and storage sites, rights-of-way such as electrical power lines, communication lines, pipelines, road sides and railroads, fence rows, non-irrigation ditch banks and around farm buildings. Use on these sites may include application to grazed areas as well as establishment and maintenance of wildlife openings.

General Use Precautions

The state of Arizona has not approved Pathfinder II for use on plants grown for commercial production; specifically forests grown for commercial timber production, or on designated grazing areas.

Apply this product only as specified on this label.

~~Do not use for manufacturing or formulating.~~

Do not apply this product through any type of irrigation system.

It is permissible to treat non-irrigation ditch banks, seasonally dry wetlands, flood plains, deltas, marshes, swamps, bogs, and transitional areas between upland and lowland sites. Do not apply to open water (such as lakes, reservoirs, rivers, streams, creeks, salt water bays or estuaries) nor to water present in fresh water wetlands, deltas, marshes, swamps, bogs or potholes, or to salt water marshes below the mean high water mark.

Do not apply Pathfinder II herbicide directly to, or otherwise permit it to come into direct contact with grapes, tobacco, vegetable crops, flowers or other desirable broadleaf plants, and do not permit spray mists containing it to drift onto them.

Avoid Injurious Spray Drift: Applications should be made only when there is little or no hazard from spray drift. Very small quantities of spray, which may not be visible, may seriously injure susceptible plants. Do not spray when wind is blowing toward susceptible crops or ornamental plants near enough to be injured.

With ground equipment, spray drift can be reduced by using spray pressures no greater than are required to obtain adequate coverage; by using large droplet producing nozzle tips; and by spraying when wind velocity is low. Do not apply with nozzles that produce a fine droplet spray. Do not apply with an orchard type mist blower.

Do not apply on snow or frozen ground.

Untreated trees occasionally can be affected by movement of the herbicide through root grafting with the treated trees.

Since this herbicide moves within the treated plant, do not use Pathfinder II on parts of a multiple stem plant if injury to the untreated portions (cut or standing stems) cannot be tolerated.

Do not apply on ditches used to transport irrigation water. Do not apply where runoff or irrigation water may flow onto agricultural land as injury to crops may result.

Be sure that use of this product conforms to all applicable regulations.

Grazing and Haying Restrictions

Grazing or harvesting green forage:

- 1) Lactating dairy animals
 - 2.5 gallons/acre or less: Do not graze or harvest green forage from treated area for 14 days after treatment.
 - Greater than 2.5 gallons/acre: Do not graze or harvest green forage until the next growing season.
- 2) Other Livestock
 - 2.5 gallons/acre or less: No grazing restrictions.
 - Greater than 2.5 to 7.5 gallons/acre: Do not graze or harvest green forage from treated area for 14 days after treatment. **Note:** If less than 25% of a grazed area is treated, there is no grazing restriction.

Haying (harvesting of dried forage):

- 1) Lactating dairy animals
 - Do not harvest hay until the next growing season.
- 2) Other Livestock
 - 2.5 gallons/acre or less: Do not harvest hay for 7 days after treatment.
 - Greater than 2.5 to 5 gallons/acre: Do not harvest hay for 14 days after treatment.
 - Greater than 5 gallons/acre: Do not harvest hay until the next growing season.

Slaughter Restrictions: Withdraw livestock from grazing treated grass or consumption of treated hay at least 3 days before slaughter. This restriction applies to grazing during the season following treatment or hay harvested during the season following treatment.

Among The Woody Plant Species Controlled Are:

ailanthus	hackberry	oak, water
alder, red	hazel	oak, white
alder, speckled	hercules club	olive, autumn
ash, green	hickory, mockernut	olive, Russian
ash, white	hickory, pignut	persimmon, common
aspen [†]	honeylocust	pine, jack
Australian pine	hornbeam (blue beach)	pine, loblolly
basswood	locust, black [†]	pine, ponderosa
beech, American	madrone, Pacific	pine, red
birch, black	manzanita, greenleaf	pine, white
birch, gray	maple, bigleaf ^{††}	poison ivy
birch, paper	maple, mountain	poison oak
blackberry	maple, red	poplar, balsam
black locust	maple, silver	redcedar, eastern
blackgum	maple, striped	salt cedar [†]
boxelder	maple, sugar	sassafras [†]
Brazilian pepper	maple, vine	sumac, smooth [†]
cherry, black [†]	mesquite ^{† ††}	sumac, staghorn [†]
cherry, choke	mountain-laurel	sweetgum
cherry, pin	oak, black ^{††}	sycamore
cottonwood	oak, blackjack ^{††}	tamarack
dogwood, flowering	oak, chestnut	tanoak
dogwood, red-osier	oak, post ^{††}	walnut
elm, American	tanoak	waxmyrtle
elm, winged [†]	walnut	willow

gallberry
guava

oak, red
oak, scarlet

yaupon
yellow poplar

†Some resprouting may occur.

††Not recommended for streamline basal treatment.

†††Suppression only with streamline basal bark treatment.

Approved Uses

Forest Uses

Agricultural Use Requirements for Forest Use: For the following crop and forestry uses, follow PPE and Reentry instructions in the "Agricultural Use Requirements" section of this label.

Non-crop Uses Such As Rights-of-Way, Industrial Sites, Rangeland and Permanent Pastures, Non-irrigation Ditch Banks and Wildlife Openings.

Use Requirements for Non-cropland Areas: No Worker Protection Standard worker entry restrictions or worker notification requirements apply when this product is applied to non-cropland areas.

Low Volume Basal Bark Treatment

To control susceptible woody plants with stems less than 6 inches in basal diameter, apply Pathfinder II with a backpack or knapsack sprayer using low pressure and a solid cone or flat fan nozzle. Spray the basal parts of brush and tree trunks in a manner which thoroughly wets the lower 12 to 15 inches of stems, including the root collar area, but not to the point of runoff. Herbicide concentration should vary with size and susceptibility of species treated. Apply at any time, including the winter months, except when snow or water prevent spraying to the ground line.

Treatment of Cut Stumps

To control resprouting, apply undiluted Pathfinder II to wet the area adjacent to the cambium and bark around the entire circumference and the sides of cut stumps. Sides of stumps should be thoroughly wetted down to the root collar area, but not to the point of runoff. Treatments may be applied throughout the year, except when snow or water prevent spraying to the ground line. Control may be reduced with treatment during periods of moisture stress as in late summer.

Streamline Basal Bark Treatment (Southern States)

To control or suppress susceptible woody plants for conifer release or in rangeland and pasture, apply Pathfinder II with a backpack or knapsack sprayer using equipment which provides a directed straight-stream spray. Apply sufficient spray to one side of stems less than 3 inches in basal diameter to form a treated zone that is 3 inches in height. When the optimum amount of spray mixture is applied, the treated zone should widen to encircle the stem within approximately 30 minutes. Treat both sides of stems which are 3 to 4 inches in basal diameter. Direct the spray at bark that is approximately 12 to 24 inches above ground. Pines (loblolly, slash, shortleaf, and Virginia) up to 2 inches in diameter breast height (dbh) can be controlled by directing the spray at the point approximately 4 feet above ground. Best results are achieved when applications are made to young vigorously growing stems which have not developed the thicker bark characteristic of slower growing, understory trees in older stands. This technique is not recommended for scrub and live oak species, including blackjack, turkey, post, live, bluejack and laurel oaks. Apply from approximately 6 weeks prior to hardwood leaf expansion in the spring until approximately 2 months after leaf expansion is completed. Do not apply when snow or water prevent spraying at the desired height above ground level.

Warranty Disclaimer

Dow AgroSciences warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. Dow AgroSciences MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

Inherent Risks of Use

It is impossible to eliminate all risks associated with use of this product. Plant injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including conditions noted on the label, such as unfavorable temperature, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of Dow AgroSciences or the seller. All such risks shall be assumed by buyer.

Limitation of Remedies

The exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to, at Dow AgroSciences' election, one of the following:

1. Refund of purchase price paid by buyer or user for product bought, or
2. Replacement of amount of product used.

Dow AgroSciences shall not be liable for losses or damages resulting from handling or use of this product unless Dow AgroSciences is promptly notified of such loss or damage in writing. In no case shall Dow AgroSciences be liable for consequential or incidental damages or losses.

The terms of the "Warranty Disclaimer" above and this "Limitation of Remedies" cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Dow AgroSciences or the seller is authorized to vary or exceed the terms of the "Warranty Disclaimer" or this "Limitation of Remedies" in any manner.

*Trademark of Dow AgroSciences LLC
EPA Accepted 05/17/94

Pathfinder* II

EPA Reg. No. 62719-176

Registration Notes:

Source label text based on EPA-accepted copy dated 02/16/94 and revisions required by the WPS accepted by EPA on 05/17/94.

Proposed Label Changes by Notification:

1. General Use Precautions (The following statement was deleted from this section): "Do not use for manufacturing or formulating."

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NOTIFICATION

NOV 30 1999

13/15

(Base label):

(Logo) Dow AgroSciences LLC

NOTIFICATION

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Dow AgroSciences LLC • Indianapolis, IN 46268 U.S.A.

Specialty Herbicide**Net Contents** ____

15/15

308/2E
November 18, 1999



Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U. S. Environmental Protection Agency
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202

PATHFINDER II (A.I. TRICLOPYR)
EPA REGISTRATION NUMBER: 62719-176
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 98-10

Enclosed please find labeling for this notification action for Pathfinder* II specialty herbicide based on EPA-accepted labeling dated February 16, 1994 and May 17, 1994. The following is the proposed label change:

1. General Use Precautions (the following statement was deleted from this section): "Do not use for manufacturing or formulating."

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of 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 this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, 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.

Contents of Submission

- Transmittal document (this letter)
- Application for Pesticide, EPA Form 8570-1 (OPP No. 265862)
- Label entitled Pathfinder II (LIA/Pathfinder II/Notif/11-15-99)
(9 Pages plus Registration Notes) (5 Copies)

If you require further information, please contact me at (317) 337-4425 or Cindy Loy, Registration Assistant for this product, at (317) 337-4655.

Sincerely,

J. Robert Peterson, Ph.D.
Regulatory Manager
Regulatory Success - Americas
(317) 337-4649 (FAX)

JRP:cal
Enclosures