

62719-272 3.21.2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Jim Baxter
Product Registration
Dow AgroScience LLC
9330 Zionsville Road
Indianapolis, IN 46268

MAR 21 2008

SUBJECT: Application for Pesticide Notification (PRN 98-10)
Request General Label Change
EPA Reg. No.62719-272
Application Dated February 26, 2008

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 02/26/08 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. 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 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

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

308/2E
February 26, 2008



Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U. S. Environmental Protection Agency
One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

SHATTER (A.I. HEXAFLUMURON)
EPA REGISTRATION NUMBER: 62719-272
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 98-10

Enclosed please find labeling for the notification action of Shatter™ termite bait based on EPA notifications (supplemental labeling) dated October 24, 2005, September 4, 2007 and February 26, 2008. Following are changes by notification:

1. Per request from the state of Florida, add back the requirement that auxiliary stations be used (when soil access is available) during baiting at new construction within the first year. This requirement was removed in error.

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
- Label entitled Shatter (J1A / Shatter / Sec 3 Monitoring Req FL / Notif / 02-26-08)
(1 Page plus Registration Notes) (5 Copies)

If you require further information, please contact Amy Hudson, Regulatory Specialist at 317-337-3967 or Joyce Carroll, Registration Assistant for this product, at 317-337-4631.

Sincerely,

A handwritten signature in black ink that reads "Amy Hudson / fa".

Jim Baxter
Regulatory Leader
(317) 337-4388
(317) 337-4649 (FAX)

JPB/akh
Enclosures

 <p>United States Environmental Protection Agency Washington, DC 20460</p>	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number Dow AgroSciences/62719-272	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dow AgroSciences/Shatter™	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Dow AgroSciences LLC 9330 Zionsville Road Indianapolis, IN 46268 <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.

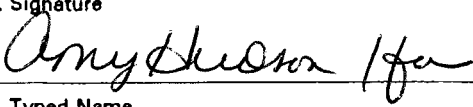
Explanation: Use additional page(s) if necessary. (For section I and Section II.)

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.

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 <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____	
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container		
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> _____	
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 Jim Baxter	e-mail: jpbaxter@dow.com	Title Regulatory Manager
		Telephone No. (Include Area Code) (317) 337-4388
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 Regulatory Manager
4. Typed Name Jim Baxter		5. Date February 26, 2008
™Trademark of Dow AgroSciences LLC		

J1A / Shatter / Sec 3 Monitoring Req FL / Notif / 02-26-08
file: R326-005 Shatter Sec 3 Monitoring Req FL 26Feb08N.doc

ShatterTM

EPA Reg. No. 62719-272
Alternate Brand Name: Recruit II

Registration Notes:

Source section 3 supplemental labeling based on EPA Notifications dated October 24, 2005, and September 4, 2007. Following are changes by notification:

1. Per request from the state of Florida, add back the requirement that auxiliary stations be used (when soil access is available) during baiting at new construction within the first year. This requirement was removed in error.

Supplemental Labeling



Dow AgroSciences LLC 9330 Zionsville Road Indianapolis, IN 46268-1054 USA

Shatter™

EPA Reg. No. 62719-272

Requirements for Termite Stations Baited with Shatter™ Installed at New Structures

(For Distribution and Use Only in the State of Florida)

ATTENTION

- It is a violation of Federal law to use this product in a manner inconsistent with its labeling.
- This labeling must be in the possession of the user at the time of application.
- This supplemental labeling provides monitoring requirements for termite stations baited with Shatter™ termite bait during the year following installation of the termite baiting system at new structures in the state of Florida.
- Before using Shatter according to this supplemental labeling, read and understand the entire label. Carefully follow all precautionary statements and applicable use directions.

In Florida, Shatter™ termite bait may be installed for protection of new structures in lieu of a preconstruction termiticide treatment. During the year following installation of the termite baiting system, termite stations baited with Shatter must be inspected monthly. Thereafter, baited termite stations may be inspected as specified in the "Monitoring" section of the label booklet for Shatter. In addition, during the year following installation of the termite baiting system, each termite station initially baited with Shatter must have at least one auxiliary termite station, baited with Shatter, installed within 12 inches if suitable ground access exists. Additional auxiliary stations may contain monitoring devices and/or Shatter. Thereafter, auxiliary stations may be used as specified in the "Installation of Bait Cartridges Containing Shatter" and "Installation of Auxiliary Stations" sections of the label booklet for Shatter

Note: These preconstruction treatment instructions supercede prior instructions restricting the use of Shatter in lieu of a pre-construction termiticide (chemical barrier) treatment in the state of Florida.

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R326-005
EPA Notification: 02/26/08
Replaces: R326-003