

62719-308

6/11/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Niamh McMahon
Regulatory Leader
Dow AgroSciences LLC
9330 Zionsville Road
Indianapolis, IN 46268

JUN 11 2009

RE: Notification of Minor Label Change per PRN 98-10
EPA Registration Number: 62719-308
Date of Submission: May 5, 2009

Dear Mr. McMahon:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated May 5, 2009, for the product, Vista. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions 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 me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

Sincerely,

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

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



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

| | | |
|---|---|--|
| 1. Company/Product Number Dow AgroSciences/62719-308 | 2. EPA Product Manager Jim Tompkins | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) Dow AgroSciences/Vista® | PM# 25 | |
| 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. <u>NOTIFICATION</u> Product Name <u>JUN 1 I 2009</u> |

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 | If "Yes" Unit Packaging wgt. No. per container | If "Yes" Package wgt. No. per container | | <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 | | | | | | | |
| 3. Location of Net Contents Information | | | 4. Size(s) Retail Container | | 5. Location of Label Directions | | |
| <input type="checkbox"/> Label <input type="checkbox"/> Container | | | | | <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 Niamh McMahon | Title Regulatory Leader | Telephone No. (Include Area Code) (317) 337-4609 | |
| 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 Leader | | |
| 4. Typed Name Niamh McMahon ©Trademark of Dow AgroSciences LLC | 5. Date May 5, 2009 | | |

308/2E
May 5, 2009



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

VISTA (FLUROXYPYR)
EPA REGISTRATION NUMBER: 62719-308
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 98-10

Enclosed please find labeling for the notification action of Vista[®] herbicide based on EPA accepted copy dated June 10, 2005. Following are changes by notification:

1. The use directions for prickly pear cactus on rangeland and permanent pastures on this supplemental label are taken directly from the EPA accepted main label dated June 10, 2005.

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 Vista (B2A / Vista / Sec 3 Suppl Prickly Pear Notif / 05-05-09)
(2 Pages Plus Registration Notes) (5 Copies)

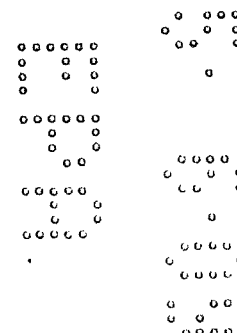
If you require further information, please contact Amy Hudson, Regulatory Specialist at (317) 337-3967 or Kim Williamson, Registration Assistant for this product, at (317) 337-4657.

Sincerely,

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

Niamh McMahan
Regulatory Leader
(317) 337-4609
(317) 337-4649 (FAX)

NM/akh
Enclosures



5096

NOTIFICATION

JUN 11 2009

Supplemental Labeling



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

Vista®

EPA Reg. No. 62719-308

For Control of Broadleaf Weeds including Prickly Pear Cactus in Rangeland and Permanent Grass Pastures

(For Distribution and Use 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.
 - Read the label affixed to the container for Vista® herbicide before applying. Carefully follow all precautionary statements and applicable use directions.
 - Use of Vista according to this supplemental labeling is subject to all use precautions and limitations imposed by the label affixed to the product container.

Directions for Use

General: Broadcast apply Vista® herbicide as a single treatment or as sequential postemergence treatment using ground or aerial application equipment. Vista may be applied in tank mix combination with other foliar-applied herbicides labeled for use on rangeland and permanent pastures to control additional weeds and woody plants. Read and follow applicable use directions, precautions and limitations on each product label. Refer to the General Information section of the container label for application instructions, including application timing, effect of temperature on herbicidal activity, application rate ranges, spray coverage, instructions for spot application and tank mixing.

Application Timing and Weeds Controlled or Suppressed: Apply as a broadcast treatment when weeds are actively growing, but prior to bud stage of weed growth. Use a total spray volume of 5 or more gallons per acre for ground broadcast or 3 or more gallons per acre by air. Only weeds emerged at the time of application will be controlled.

Tank Mixtures: For control of additional weeds and woody plants, Vista may be tank-mixed with Remedy® herbicide at the indicated application rates.

| Products in Tank Mix | Application Rates | Additional Weeds/Brush Controlled | |
|----------------------|----------------------------------|---|---|
| Vista + Remedy | 1/2 pt/acre + 9 fl oz/acre | buttercup, hairy croton dogbane, hemp kochia lespedeza, sericea | marshelder ragweeds sunflower thistle, musk vetch |
| Vista + Remedy | 2/3 pt/acre + 3/4 pt/acre | dandelion dock, curly dogfennel goldenrod | Horseweed, mare's tail ironweed lantana plantain |
| Vista + Remedy | 1 pt/acre + 1 pt/acre | blackberry rose, multiflora | tropical soda apple wax myrtle persimmon |

Spot Treatments

Spot treatments may be applied with a calibrated boom or with hand sprayers according to directions provided below.

Hand-Held Sprayers: Hand-held or backpack sprayers may be used for spot applications of Vista if care is taken to apply the spray uniformly and at a rate equivalent to a broadcast application. Application rates in the table are based an area of 1,000 sq ft. The amount of Vista (fl oz or ml) in the table should be mixed with 1 gallon or more of water and applied to an area of 1,000 sq ft. To calculate the amount of product required for larger areas, multiply the table value (fl oz or ml) by the area to be treated in "thousands" of square feet, e.g., if the area to be treated is 3,500 sq ft, multiply the table value by 3.5 (Calculation: 3,500 ÷ 1,000 = 3.5). An area of 1000 sq ft is approximately 10.5 X 10.5 yards in size.

| Amount of Vista to Equal Specified Broadcast Rate | | | | |
|--|-----------------------|------------------------|-----------------------|----------------------|
| (Mix with 1 Gallon or More of Water and Apply to 1,000 sq ft) | | | | |
| 2/3 pt/acre | 1 pt/acre | 1 1/3 pt/acre | 2 pt/acre | 2 2/3 pt/acre |
| 0.25 fl oz (7.25 ml) | 0.37 fl oz (11 ml) | 0.5 fl oz (14.5 ml) | 0.74 fl oz (22 ml) | 1.0 fl oz (30 ml) |

†1 fl oz = 29.6 (30) ml

Restrictions:

- **Grazing and harvest restrictions:** There are no grazing restrictions for livestock, including lactating or non-lactating dairy animals. Meat animals must be withdrawn from treated forage at least 2 days before slaughter. Do not harvest grass for hay or silage from treated areas within 7 days of application.
- **Plant-back restriction:** Only forage grasses, wheat, barley, oats, field corn, sweet corn and grain sorghum may be planted in treated fields within 120 days following application of Vista.
- **Vista may injure or kill legumes.** Do not apply if the injury to legumes cannot be tolerated. Legumes may be less sensitive to herbicide injury after plant growth is mature and seed has set.
- **Maximum Application Rate:** Do not apply more than 2 2/3 pints of Vista per acre per year.

NOTIFICATION

JUN 11 2009

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R114-010
EPA accepted: 06/10/05
Initial printing

