



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

JAN - 5 2010

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Kerry Hastings, Ph. D. Product Registration Dow AgroScience LLC 9330 Zionsville Road Indianapolis, IN 46268

Subject: Label Notification for Pesticide Registration Notice 2007-4

(Storage & Disposal Changes)

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated November 19, 2009 for:

## EPA Reg. 62719-419 "Tebufenozide 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 Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs

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Please read instructions on reverse before completing form.  United States  Environmental Protection  Washington, DC 20460				on Agency			Registra Amendr Other	ì		
		Application	on for P	estici	de - Sec	tion	l		- <del> </del>	
1. Company/Product Number Dow AgroSciences/6271	9-419				Product Man	•		3. Pro	oposed Classi	7
4. Company/Product (Name) Dow AgroSciences/Tebu	ufenozide Technic	al		PM# 10					None	Restricted
5. Name and Address of Appli Dow AgroSciences LL 9330 Zionsville Road Indianapolis, IN 46268	С	de)		(b)(i), n to: EPA F	ny product	is sim	ilar or ident	ical in co	FIFRA Secti mposition ar	nd labeling
			Sect	ion -				<del></del>		
Amendment - Explain I Resubmission in respo  Notification - Explain b  Explanation: Use additiona Notification of label change pe regulations at 40 CFR 156.10, formula for this product. I und amended label is not consister and I may be subject to enforce	elow. Il page(s) if necessar PR Notice 2007-4. 1 156.140, 156.144, 15 erstand that it is a violativith the requiremen	y. (For section This notification 6.146, and 15 ation of 18 U.S ts of 40 CFR 1	n is consiste 6.156. No c 6.C. Sec. 10 156.10, 156.	nt with th ther char 01 to will 140, 156	Agency let "Me Too"  Other - Exp  e guidance in nges have be fully make an 144, 156.146	n PR Neen many	ation.  alow.  otice 2007-4 and the labe statement to	MOTIFULAN and the recling or the EPA. I fur	confidential state	EPA's atement of nd that if the
			Sect	ion - I	ll .				<del>~~</del>	
1. Material This Product Will Child-Resistant Packaging Yes Volume No Certification must be submitted	Be Packaged In:  Unit Packaging  Yes  No  If "Yes"  Unit Packaging wgt.	No. per container		Yes No	ackaging No. per contains	er e	2. Type of	Container  Metal Plastic Glass Paper Other (S		
3. Location of Net Contents In	formation	4. Size(s) Re	tail Contair			5. Lo	cation of Lat		ons	<u> </u>
6. Manner in Which Label is A		Lithor Paper	graph r glued ciled	<u></u>	Othe	or				
			Secti	on - l'	V					
1. Contact Point (Complete is	ems directly below f	or identification	on of indivi	dual to b	e contacted,	, if nec	essary, to pr	ocess this	application.)	
Name Kerry Hastings, Ph.D.			Title Regulato	ory Mana	ager				e No. (Inglydd 7-3149 (fax; 31	
I certify that the statem I acknowledge that any both under applicable is	knowlinglly false or	Certification this form and misleading st	all attachr	nents the	ereto are tru nishable by f	ie, acci	urate and cor imprisonmen	mplate.c	6. Dato App Soceived	fnped)
			Dogulato	. Manaa	~*				4 (((	

5. Date

Kerry Hastings, Ph.D. (kahastings@dow.com)

4. Typed Name

November 19, 2009

D3B / Tebufenozide Technical / Notif / 11-19-09 file: Tebufenozide Technical-419 19Nov09N.doc

# **Tebufenozide Technical**

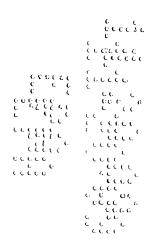
EPA Reg. No. 62719-419

# **Registration Notes:**

**Source label text** based on EPA-accepted copy dated December 9, 2002 and notification coded "D3B / Tebufenozide Technical / Notif / 09-14-07."

### Change by notification:

1. Storage and Disposal: Changed section per PR Notice 2007-4.



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

# NOTIFICATION JAN - 5 2010

308/2E November 19, 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

TEBUFENOZIDE TECHNICAL (A.I. TEBUFENOZIDE)
EPA REGISTRATION NUMBER: 62719-419
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 2007-4

Enclosed please find labeling for the notification action of Tebufenozide Technical insecticide. The following change has been made by notification:

1. Storage and Disposal: Changed section per PR Notice 2007-4.

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.

#### **Contents of Submission**

- Transmittal document (this letter)
- Application for Pesticide, EPA Form 8570-1
- Label entitled Tebufenozide Technical (D3B/Tebufenozide Technical/Notif/11-19-09) (3 Pages plus Registration Notes) (1 Copy)

If you require further information, please contact Cindy Loy, Regulatory Specialist at (317) 337-4655.

Sincerely,

Kerry Hastings, Ph.D. Regulatory Leader (317) 337-3149

(317) 337-4649 (FAX)

Enclosures

## **Tebufenozide Technical**

#### Insecticide

NOTIFICATION JAN - 5 2010

#### For Manufacturing Use Only

# **CAUTION**

## **Precautionary Statements**

## **Hazard to Humans and Domestic Animals**

Harmful If Inhaled Or Absorbed Through Skin

Avoid contact with skin, eyes or clothing. Avoid breathing spray mist.

#### First Aid

**If inhaled:** Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.

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.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may contact 1-800-992-5994 for emergency medical treatment information.

#### **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.

#### **Directions for Use**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

This product may only be formulated into manufacturing-use insecticide products or end-use insecticide products for the following uses: bushberries, caneberries, citrus, cole crops, cotton, cranberries, forests, fruiting vegetables, grape, leafy vegetables, mint, ornamentals, pistachios, pome fruits, shrubs, sugarcane, sweet potato, tree nuts, trees, and turnips (tops and roots). This product may be used to formulate products for specific use(s) not listed on this label if the formulator, user group or grower flastic complied with U.S.EPA submission requirements regarding the support of such use(s).

### (Storage and Disposal for rigid containers 5 gal or less)

#### Storage and Disposal

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

Pesticide Storage: Store in a cool, dry, well-ventilated area.

**Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Handling: Nonrefillable container. Do not reuse or refill this container.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

## (Storage and Disposal for nonrigid containers any size)

## Storage and Disposal

Do not contaminate water, food or feed by storage and disposal. **Pesticide Storage:** Store in a cool, dry, well-ventilated area.

Pesticide Disposal: Wastes resulting from the use of this product may be disposed of on site or at an

approved waste disposal facility.

**Container Handling:** Nonrefillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Then offer for recycling if available, or dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

## (Storage and Disposal for refillable rigid containers greater than 5 gal)

#### Storage and Disposal

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

Pesticide Storage: Store in a cool, dry, well-ventilated area.

**Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

**Container Handling:** Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

#### (Storage and Disposal for nonrefillable rigid containers greater than 5 gal)

## **Storage and Disposal**

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

Pesticide Storage: Store in a cool, dry, well-ventilated area.

Pesticide Disposal: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Handling: Nonrefillable container. Do not reuse or refill this container.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with a water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several



times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip. Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

## **Warranty Limitations and Disclaimer**

Dow AgroSciences warrants that at the time of delivery, the product will conform to its chemical description on the label, that it will pass without objection in the trade under the contract description, that seller will convey good title thereto, and that such product will be delivered free from any lawful security interest, lien or encumbrance.

This is the only warranty made on this product. Dow AgroSciences EXPRESSLY DISCLAIMS ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE AND, EXCEPT AS SET FORTH IN THE ABOVE PARAGRAPH, ANY OTHER EXPRESS OR IMPLIED WARRANTIES. Buyer acknowledges the use of its own independent skill and expertise in the selection and use of the product and does not rely on any oral or written statements or representations.

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.

Manufacturing Chemical: Do not ship or store with food, feeds, drugs or clothing	Manufacturing Cher	mical: Do not s	hip or store with	n food, feeds,	drugs or clothing
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EPA Reg. No. 62719-419

EPA Est.

Produced for Dow AgroSciences LLC 9330 Zionsville Road Indianapolis, IN 46268

EPA accepted: 12/09/02

Net Weight \_\_\_\_\_

