

62719-420

7/30/2009

1 of 7



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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Kerry Hastings, Ph.D.  
Regulatory Manager  
Dow AgroSciences LLC  
9330 Zionsville Road  
Indianapolis, IN 46268

JUL 30 2009

SUBJECT: Application for Pesticide Notification – Copied Use Directions from Main Label  
to Revised Supplemental Label for State of Wisconsin  
Confirm® 2F  
EPA Reg. No. 62719-420  
Application Dated June 2, 2009

Dear Dr. Hastings:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 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 requested falls within the scope of PRN 98-10. The label submitted with the application has been date-stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

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

<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 Dow AgroSciences LLC/62719-420	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dow AgroSciences LLC/Confirm 2F	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. _____ <b>NOTIFICATION</b> Product Name <b>JUL 3 0 2009</b>	

**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
* Certification must be submitted				<input type="checkbox"/> Other (Specify) _____	
	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 Kerry Hastings, Ph.D.	Title Regulatory Manager	Telephone No. (Include Area Code) (317) 337-3149 (fax: 317-337-4649)
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 Kerry Hastings, Ph.D. (kahastings@dow.com)	5. Date June 2, 2009	

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

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308/2E  
June 2, 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

CONFIRM 2F (A.I. TEBUFENOZIDE)  
EPA REGISTRATION NUMBER: 62719-420  
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 98-10

Enclosed please find supplemental labeling for the notification action of Confirm<sup>®</sup> 2F insecticide. The following change has been made by notification:

1. Copied use directions from main label onto supplemental label.

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**

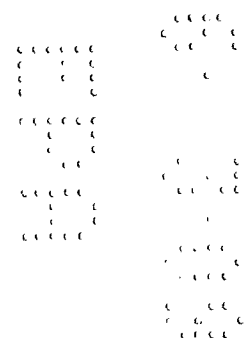
- Transmittal document (this letter)
- Application for Pesticide, EPA Form 8570-1
- Supplemental label entitled Confirm 2F (D3B/Confirm 2F/Sec 3 Supp Cranberry Notif/06-02-09) (3 Pages plus Registration Notes) (5 Copies)

If you require further information, please contact Cindy Loy, Regulatory Specialist at (317) 337-4655 or Joyce Carroll, Registration Assistant for this product, at (317) 337-4631.

Sincerely,

Kerry Hastings, Ph.D.  
Regulatory Leader  
(317) 337-3149  
(317) 337-4649 (FAX)

Enclosures



# Confirm<sup>®</sup> 2F

EPA Reg. No. 62719-420

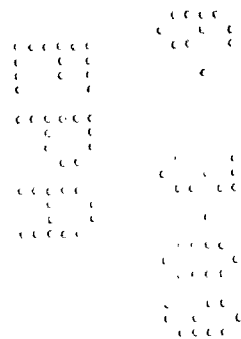
## Registration Notes:

**Source Section 3 supplemental label text** based on EPA-accepted copy of main label dated November 15, 2000 and notifications coded "D3B / Confirm 2F / MTR Notif / 03-04-02," "D3B / Confirm 2F / MTR Notif-Corrected / 03-12-02" and "D3B / Confirm 2F / MSTR Notif / 09-14-07" and non-notifications coded "D3B / Confirm 2F MSTR Non Notif / 07-16-08" and "D3B / Confirm 2F / MSTR Non Notif / 05-29-09."

### Change by notification:

1. Copied use directions from main label onto supplemental label.

<sup>®</sup>Trademark of Dow AgroSciences LLC



# Supplemental Labeling



Dow AgroSciences LLC

9330 Zionsville Road

Indianapolis, IN 46268-1054 USA

## Confirm<sup>®</sup> 2F

EPA Reg. No. 62719-420

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

### Control of Lepidoptera Larvae Infesting Cranberry

#### 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 Confirm<sup>®</sup> 2F insecticide before applying. Carefully follow all precautionary statements and applicable use directions.
- Use of Confirm 2F according to this supplemental labeling is subject to all use precautions and limitations imposed by the label affixed to the container for Confirm 2F.

#### Directions for Use

Refer to product label for General Information, Mixing and Application instructions, Resistance Management, and Rotational Crop Restrictions.

**Ground Application:** Make applications by conventional ground sprayers that are calibrated to deliver a minimum of 20 gallons per acre.

**Aerial Application:** Make applications of Confirm 2F in a minimum of 10 gallons per acre.

**Chemigation Application: For use only in solid-set sprinkler systems designed specifically for chemigation.** Apply through a properly calibrated chemigation system that has the appropriate back flow prevention devices. See the Mixing section of this labeling for specific mixing and dilution instructions. Confirm 2F should be applied in dedicated chemigation cycles only, not as a part of a regular irrigation cycle. Do not exceed 900 gallons of water per acre application volume. Minimum volume should be used for flushout to avoid diluting or rinsing off product. Washout time should not exceed six (6) minutes. Sprinkler heads should be set in a spacing not exceeding 50 feet by 60 feet and adjusted to provide 100% overlap. Crop injury, lack of effectiveness, or illegal pesticide residues can result from non-uniform distribution of treated water.

#### General Precautions for Applications through Chemigation Systems

- Do not connect an irrigation system used for pesticide application to a public water system unless the pesticide label-prescribed safety devices for public water systems are in place.
- Chemigation systems connected to public water systems must contain a functional reduced-pressure zone (RPZ), back flow preventer or the functional equivalent in the water supply line upstream from the point of pesticide introduction. As an option to the RPZ, the water from the public water system should be discharged into a reservoir tank prior to pesticide introduction. There shall be a complete physical break (air gap) between the outlet end of the fill pipe and the top or overflow rim of the reservoir tank of at least twice the inside diameter of the fill pipe.
- Systems not connected to a public water supply must contain a functional check valve, vacuum relief valve, and low-pressure drain appropriately located in the irrigation pipeline to prevent water source contamination from back flow.
- The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.
- The pesticide injection pipeline must also contain a functional, normally closed solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid

from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.

- The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops, or in cases where there is no water pump, when the water pressure decreases to the point where pesticide distribution is adversely affected.
- The irrigation line or water pump must include a functional pressure switch that will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
- Systems must use a positive displacement, metering injection pump (e.g., diaphragm pump), effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.
- Do not apply when wind speed favors drift beyond the area intended for treatment.
- If you have questions about calibration, you should contact State Extension Service specialists, equipment manufacturers or other experts.

Target Pests	Confirm 2F fl oz/acre	Application Timing	Restrictions
blackheaded fireworm	16 (0.25 lb ai/acre)	<p><b>First generation:</b> Apply at first sign of larval infestation and make a second application 7 to 10 days following the first application.</p> <p><b>Second generation:</b> Make the first application at 10 to 20% egg hatch (typically 8 to 12 days following biofix<sup>1</sup>) followed by a second application 7 to 10 days later.</p>	<ul style="list-style-type: none"> <li>• Do not apply more than 64 fl oz of Confirm 2F per season.</li> <li>• Allow at least 30 days to elapse between final application and harvest.</li> </ul>
spotted fireworm		<p><b>First generation:</b> Apply to small larvae before webbing occurs when threshold infestations are detected by sweep net sampling. Make a second application 7 to 10 days following the first application to heavy infestations or sustained moth flight.</p> <p><b>Second generation:</b> Make the first application at 10 to 20% egg hatch (usually mid- to late June) followed by a second application 7 to 10 days later.</p>	
sparganothis fruitworm		<p><b>First generation:</b> Initiate applications as soon as larvae are detected by sweep net sampling. Make a second application in 7 to 14 days.</p> <p><b>Summer generation:</b> Make the first application at 5 to 10% egg hatch (usually 10 to 14 days following biofix) followed by a second application 7 to 10 days later (about 60% egg hatch).</p>	

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cranberry fruitworm		Apply at initiation of egg laying (approximately 400 Day Degrees (DD) following biofix-base 50°F). Make a second application at 100% petal fall (usually 7 to 14 days after the initial application). Additional applications at 10- to 14-day intervals may be required under high pressure or sustained moth flight. Chemigation application for control of cranberry fruitworm is not recommended.	
blossom worm false armyworm gypsy moth		Apply when larvae are in the 1st to 3rd instar and when action thresholds are reached based on local Extension Service recommendations.	
spanworms		Initiate applications when infestations reach threshold levels based on sweep net sampling. Additional applications at 10- to 14-day intervals may be required under high pressure or sustained moth flight.	

<sup>1</sup>Biofix is defined as first sustained adult catch in pheromone traps, typically, five moths in three traps within a seven-day period. Consult State Extension Specialists or other qualified authorities for specific information regarding number, placement and management of pheromone traps.

**Note:** This product is toxic to aquatic invertebrates. Drift and runoff may be hazardous to aquatic organisms in neighboring areas. Refer to the Environmental Hazards section of the product label attached to the product container for required protective measures.

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R809-012  
EPA accepted 11/15/00  
Initial printing.

**NOTIFICATION**  
**JUL 30 2009**