

62719-425

03/09/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Kimberly Gilbert
Regulatory Manager
Dow AgroSciences LLC
9330 Zionsville Road
Indianapolis, IN 46268

MAR 9 2009

SUBJECT: Application for Pesticide Notification – Labeling Changes per PR Notices 98-10 and 2007-4
Dithiopyr Technical
EPA Reg. No. 62719-425
Application Dated October 28, 2008

Dear Ms. Gilbert:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRNs) 98-10 and 2007-4 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRNs 98-10 and 2007-4, and finds that the label changes requested fall within the scope of these PRNs. 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 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/62719-425	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dow AgroSciences/Dithiopyr Technical	PM# 23	
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: <div style="text-align: right; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. _____ <div style="text-align: right; font-weight: bold; font-size: 1.2em;">MAR 9 2009</div> 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 PR Notice 2007-4 and EPA regulations at 40 CFR 152.46, 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156 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 PR Notice 2007-4 and 40 CFR 152.46, 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.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 lb, 500 lb		5. Location of Label Directions <input checked="" type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Kimberly Gilbert	Title Regulatory Manager	Telephone No. (Include Area Code) (317) 337-4685
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, both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Manager	
4. Typed Name Kimberly Gilbert	5. Date October 28, 2008	

308/2E
October 28, 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

DITHIOPYR TECHNICAL (A.I. DITHIOPYR)
EPA REGISTRATION NUMBER: 62719-425
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICES 98-10 AND 2007-4

Enclosed please find labeling for the notification action of Dithiopyr Technical herbicide based on EPA accepted main labeling dated May 23, 1998. Following are changes by notification:

1. Changed "inert" to "other" in the ingredient statement
2. Updated Storage and Disposal per EPA Standards for Pesticide Container & Containment; Final Rule - effective October 16, 2006 (PR Notice 2007-4).
3. Added Produced for and street address to DAS address
4. Moved generic descriptor under product name

This notification is consistent with the provisions of PR Notice 98-10 and PR Notice 2007-4 and EPA regulations at 40 CFR 152.46, 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156 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 PR Notice 2007-4 and 40 CFR 152.46, 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

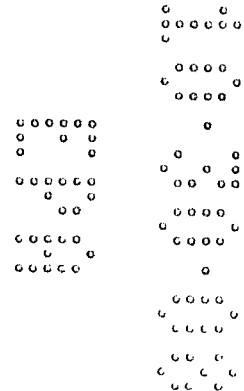
- Transmittal document (this letter)
- Application for Pesticide, EPA Form 8570-1
- Label entitled Dithiopyr Technical (G2B / Dithiopyr Technical / Notif / 10-28-08)
(3 Pages plus Registration Notes) (5 Copies)

If you require further information, please contact Amy Hudson, Regulatory Specialist at (317) 337-3967 or Paula McKinnies, Registration Assistant for this product, at (317) 337-4679.

Sincerely,

Kimberly Gilbert
Regulatory Leader
(317) 337-4685
(317) 337-4649 (FAX)

KSG/akh
Enclosures



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Dithiopyr Technical Herbicide

For Manufacturing and Formulating into Herbicides Only

Active Ingredient

dithiopyr: 3,5-Pyridinedicarbothioic acid, 2-(difluoromethyl)-4-2-methylpropyl 6-(trifluoromethyl)-S,S-dimethyl ester	91.0%
Other Ingredients	09.0%
Total	100.0%

NOTIFICATION
MAR 9 2009

Keep Out of Reach of Children

CAUTION

Precautionary Statements

Hazards to Humans and Domestic Animals

Hot Line Number: Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 day or night, for emergency treatment information.

Environmental Hazards

Toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, ocean 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 into sewer systems without previously notifying the 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.

For Manufacturing and Formulation into Herbicides Only.

For use on established ornamental turf and lawn grasses including golf course fairways, roughs, tee boxes and putting greens and established landscape ornamentals.

Nonrefillable rigid containers 50 lb or less:

Storage and Disposal

Pesticide Storage: Do not contaminate water, food, feed or seed by storage or disposal.

Pesticide Disposal: Wastes resulting from the use of this product that cannot be used or chemically reprocessed, should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable local procedures.

Container Handling: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

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 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

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a mix tank. 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.

Nonrefillable nonrigid containers:

Storage and Disposal

Pesticide Storage: Do not contaminate water, food, feed or seed by storage or disposal.

Pesticide Disposal: Wastes resulting from the use of this product that cannot be used or chemically reprocessed, should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable local procedures.

Container Handling: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

Refillable containers larger than 5 gal/50 lb:

Storage and Disposal

Pesticide Storage: Do not contaminate water, food, feed or seed by storage or disposal.

Pesticide Disposal: Wastes resulting from the use of this product that cannot be used or chemically reprocessed, should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable local procedures.

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 mix tank. Fill the container about 10% full with water. 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.

Nonrefillable rigid containers larger than 5 gal/50 lb:

Storage and Disposal

Pesticide Storage: Do not contaminate water, food, feed or seed by storage or disposal.

Pesticide Disposal: Wastes resulting from the use of this product that cannot be used or chemically reprocessed, should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable local procedures.

Container Handling: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

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 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 to 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.

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

