

02719-501

11/15/2005

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Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98



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/62719-501	2. EPA Product Manager Joanne I. Miller	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dow AgroSciences/ Granite™ GR	PM# 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: 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	<b>NOTIFICATION</b>  NOV 15 2005
<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.)

Proposed Changes by Notification:  
Please see attached Registration Notes for detailed information

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  <b>*Certification must be submitted</b>	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Unit Packaging wgt. container	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No 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) _____	
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"/> On Label <input type="checkbox"/> On Labeling accompanying product	
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 Rafael Herrera, Regulatory Leader	Title Regulatory Manager	Telephone No. (Include Area Code) 317-337-4672
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 knowing false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		Date Application Received <b>(Stamped)</b>
2. Signature 	3. Title Regulatory Manager	
4. Typed Name Rafael Herrera, Regulatory Leader	5. Date 28 October 2005	
* Trademark of Dow AgroSciences LLC		

# Granite™ GR

EPA Reg. No. 62719-501

## Proposed Changes by Amendment:

1. General Information: (1) Revised statements in first paragraph to clarify and refine when the product should be applied to rice; (2) added “Fertilizer top dressing will speed crop recovery.” to end of second paragraph to let the grower know what he can do for quicker crop recovery.
2. General Use Precautions and Restrictions: Bullet points added that expand on statements that already appear in the label and to reflect current cultural practices by rice growers in California
3. Application Timing: (1) Revised statements in first paragraph to clarify and refine when the product should be applied to rice; (2) added Figure 1 to illustrate textual statements in first paragraph; (3) added second paragraph to reflect knowledge gained from actual growing conditions.
4. Water Management Recommendations: Added section to reflect current cultural practices by rice growers in California and knowledge gained from actual growing conditions.
5. Resistance Management: At end of second paragraph, repeated statement from General Use Precautions and Restrictions.
6. Application Rates and Weeds Controlled: (1) Added footnote 1 in table and reformatted “†” to numbers; (2) the text for footnote 1 underneath the table is a statement that first appears in General Use Precautions and Restrictions.

# Granite™ GR

EPA Reg. No. 62719-501

## Registration Notes:

Source label text based on EPA-accepted copy dated October 28, 2004.

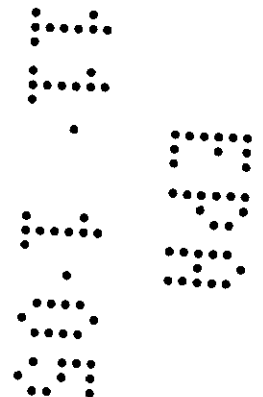
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[Editor's note: Added text is underlined and deleted text is denoted by ~~strikethrough~~.]

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06Dec04 – At the request of artwork, reformatted this label to have a base label, booklet cover and page 1 through the end. **Cindy Loy**



4/B

(Base Label):

(logo) Dow AgroSciences

NOTIFICATION

NOV 15 2005

# Granite™ GR

Herbicide

For selective weed control in water-seeded rice in California

Active Ingredient:

penoxsulam: 2-(2,2-difluoroethoxy)-N-(5,8-dimethoxy[1,2,4] triazolo[1,5c]pyrimidin-2-yl)-6-(trifluoromethyl)benzenesulfonamide..... 0.24%

Inert Ingredients..... 99.76%  
 Total ..... 100.00%

Contains 0.24 lb of active ingredient per 100 lb bag

Keep Out of Reach of Children

## Precautionary Statements

### Hazards to Humans and Domestic Animals

#### Personal Protective Equipment (PPE)

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

#### Engineering Controls

When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

#### User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

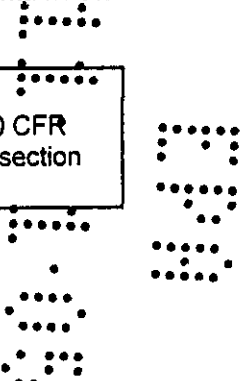
#### Environmental Hazards

Except when treating rice fields as specified in this product label, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater or rinsate.

#### Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

Refer to label booklet for Directions for Use including Storage and Disposal.



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**Notice: Read the entire label. Use only according to label directions. Before using this product, read Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.**

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](http://www.dowagro.com).

Agricultural Chemical: Do not ship or store with food, feeds, drugs or clothing.

EPA Reg. No. 62719-501

EPA Est. \_\_\_\_\_

<sup>TM</sup>Trademark of Dow AgroSciences LLC  
Dow AgroSciences LLC • Indianapolis, IN 46268 USA

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

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(Label Booklet Cover):

(logo) Dow AgroSciences

# Granite™ GR

Herbicide

**For selective weed control in water-seeded rice in California**

Active Ingredient:

penoxsulam: 2-(2,2-difluoroethoxy)-N-(5,8-dimethoxy[1,2,4] triazolo[1,5c]pyrimidin-2-yl)-6-(trifluoromethyl)benzenesulfonamide.....	0.24%
Inert Ingredients .....	99.76%
Total .....	100.00%

Contains 0.24 lb of active ingredient per 100 lb bag

**Keep Out of Reach of Children**

### Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

**Refer to inside of label booklet for additional precautionary information including Personal Protective Equipment (PPE), User Safety Recommendations and Directions for Use including Storage and Disposal.**

**Notice:** Read the entire label. Use only according to label directions. **Before using this product, read Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.**

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

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(Page 1 through end):

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## Precautionary Statements

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### Hazards to Humans and Domestic Animals

#### Personal Protective Equipment (PPE)

**Applicators and other handlers must wear:**

- Long-sleeved shirt and long pants
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

#### Engineering Controls

When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

#### User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

#### Environmental Hazards

Except when treating rice fields as specified in this product label, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater or rinsate.

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#### Directions for Use

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It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your state or tribe, consult the agency responsible for pesticide regulation.

#### Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls
- Chemical-resistant gloves made of any waterproof material
- Shoes plus socks

### Storage and Disposal

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

**Pesticide Storage:** Store in cool dry place in original container.

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

**Container Disposal:** Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

### General Information

Granite™ GR herbicide is a postflood, postemergence herbicide for selective control of susceptible grass, broadleaf, and sedge weeds in California rice. Susceptible weeds at the 1 to 3 leaf stage emerged at the time of application ~~or which germinate soon after application will be controlled~~ (refer to Application Rates and Weeds Controlled table). Apply Granite GR directly into flooded fields by air or ground granule application equipment ~~to control susceptible weeds when rice is at a minimum 2 1/2 the >2 fully developed leaf stage of growth. At this stage, the second leaf is fully expanded or unfurled with the third leaf emerged but not expanded~~ (refer to Application Timing section). Average water depth at application should be maintained at 4 ~~between 3 to 5 inches, with a minimum water depth of 3 inches in the shallowest part of the field with completely submerged weeds and no exposed soil~~ (refer to Water Management section). ~~Granite GR provides short-term residual weed control activity of susceptible weeds.~~

Rice crops grown under adverse environmental conditions, such as extreme cold or heat, may express temporary crop injury when Granite GR is applied including slight height reduction or root stunting. Any crop stress or environmental factors which decrease plant metabolism and growth may reduce weed control efficacy and crop tolerance. Such effects are transient and do not affect yield. Fertilizer top dressing will speed crop recovery.

### General Use Precautions and Restrictions

- **Preharvest Interval:** Do not apply Granite GR within 60 days of rice harvest.
- Granite GR may not reliably control known ALS resistant weed biotypes.
- Applications made to greater than >3 leaf weeds, dense weed populations, and/or average water depth greater than 6 inches may result in reduced weed control.
- Do not apply Granite GR following rainfall until the water depth in checks or basins has been adjusted to meet the correct water depth requirements.
- Static water conditions for 7 days following an application of Granite GR are recommended for best results. It is important not to allow the minimum water depth to drop below 3 inches; therefore, adding water may be required. Water should be trickled in or added very slowly.
- For best results, it is recommended that water not be released for 14 days following an application of Granite GR. During this time water depth should be maintained or can be increased as rice grows. Early release of water may result in reduced weed control.
- Shallow water conditions can result in reduced weed control as it may promote additional weed flushes and can increase the potential for crop injury.
- Reduced weed control can be expected at field water inlets due to dilution and movement of water.
- Do not apply where runoff or irrigation water may flow directly onto agricultural land other than rice fields.
- The use of Granite GR on rice varieties with known reduced seedling vigor when established and grown under adverse weather conditions is not recommended. Use care when using Granite GR on newly released rice varieties until variety tolerance can be determined.
- Application of Granite GR to fields that have been leveled within 12 months prior to application may result in serious rice injury in areas that have been cut or filled. This does not apply to normal annual land planning activities.



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- Under poor field preparation practices (i.e., lack of soil aeration, unlevelled ground, large clods, excessive crop residue, weeds emerged prior to flooding, etc.), reduced weed control may occur when using Granite GR.
- Cold and/or alternating weather conditions during the planting season can result in prolonged weed seed germination resulting in reduced weed control.
- Do not make more than 1 application or apply more than 18.5 lb per acre of Granite GR (0.044 lb ai penoxsulam per acre) during the growing season.
- Do not apply Granite SC to the same field in the same year following an application of Granite GR.
- Do not rotate treated land to crops other than rice for 3 months following application.
- Do not use on wild rice.
- Do not fish or commercially grow fish, shellfish or crustaceans on treated acres during the year of treatment.
- **Chemigation:** Do not apply this product through any type of irrigation system.

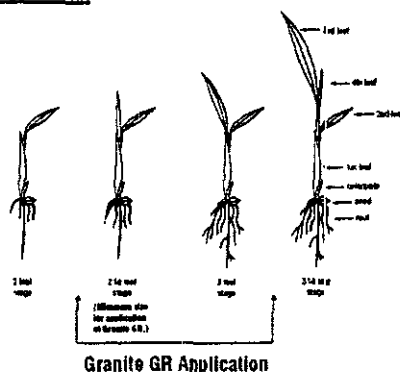
### Best Management Practices for Aerial Application

Equipment used in the application of Granite GR should be carefully calibrated before use and checked frequently during application to be sure it is working properly and delivering a uniform distribution pattern. Avoid overlaps that will increase Granite GR dosage above recommended limits. Aerial application should be made only when the wind velocity is 0 to 10 mph.

### Application Timing

Application timing is dependent on the proper rice growth stage and optimum timing for weed species present. Granite™ GR herbicide should may be applied to rice after it reaches a minimum of 2 1/2 at the >2 fully developed-leaf stage (Figure 1); at this stage the second rice leaf is fully expanded or unfurled with third leaf emerged, and to susceptible weeds from the 1 to 3 leaf stage up to 60 days before harvest. This will usually occur from 7 to 12 days after rice seeding. Fields must be flooded to an average depth of 3 to 5 inches prior to application. For best results, maintain a 3 to 5 inch uniform average water depth for 10 days after application. Water depth can be increased as rice grows. Failure to maintain flood may result in reduced weed control or crop tolerance. Within this application window, application timing is dependent on cultural practices and optimum timing for weed species present. Granite GR should be applied when susceptible weeds are from the 1 to 3 leaf stage up to 60 days before harvest. (See Application Rates and Weeds Controlled table.)

**Figure 1**



It is important that the stage of rice be closely monitored prior to application to determine the correct timing for an application of Granite GR. Under cool growing conditions, rice development can be delayed; therefore, close crop development monitoring is recommended prior to application.

### Water Management Recommendations

Immediately prior to application:

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- Average water depth at application should be maintained at 4 to 5 inches, with a minimum water depth of 3 inches in the shallowest part of the field, with completely submerged weeds and no exposed soil.
- If rainfall occurs prior to application, do not apply Granite GR until water depth in checks or basins can be adjusted to meet the correct water depth requirements.

First week following application:

- For best results, maintain a static flood for 7 days following application.
- During the static flood period it is important to maintain a minimum water depth of 3 inches. If necessary, water can be slowly added or trickled in to maintain water depth.
- If water is lost from a basin or check, reflood immediately. Early release of water may result in reduced weed control.
- Failure to maintain the recommended flood depth after an application of Granite GR may result in reduced weed control or crop tolerance.

Second week following application:

- Following the 7-day static flood period, it is recommended that water not be released for an additional 7 days.
- During this time, water depth should be maintained or increased as rice grows.
- Shallow water conditions can result in reduced weed control as it may promote additional weed flushes.
- If water is lost from a basin or check, reflood immediately. Early release of water may result in reduced weed control.

At the conclusion of the 2-week treatment period, it is important to manage water flood depth to prevent secondary weed flushes which can occur if water is released or lowered.

## **Resistance Management**

The mode of action of Granite GR is the inhibition of the acetolactate synthase (ALS) enzyme. Weed populations may develop biotypes that are resistant to different herbicides with the same mode of action. If herbicides with the same mode of action are used repeatedly in the same field, resistant biotypes may eventually dominate the weed population and may not be controlled by these products. Other resistance mechanisms, such as enhanced metabolism, may also exist and may cause reduced weed control. Granite GR may not reliably control known ALS resistant weed biotypes.

This product should be used as part of an Integrated Pest Management (IPM) program that may include biological, cultural, and chemical practices aimed at preventing economic pest damage. Application of this product should be based on appropriate IPM and resistance management strategies and practices that delay or reduce the development of resistant weed biotypes. Such practices include, but are not limited to, field scouting, use of weed free crop seed, proper water management, correct weed pest identification, following rotational practices outlined on pesticide labels, and treating when target weed populations are at the correct stage and economic thresholds for control. Make only 1 application per acre per year of Granite GR. Do not apply Granite SC to the same field in the same year following an application of Granite GR.

To delay development of herbicide resistance, the following practices are recommended:

- Always use at least 15 lb per acre formulated product and observe all label use rate instructions.
- The use of herbicides with the same mode of action should not be used in sequential applications.
- Herbicides should be used based on an IPM program.
- Monitor treated areas and control escaped weeds.
- Contact local extension or crop advisor for IPM and resistance management information.

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## **Application Rates and Weeds Controlled**

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**(For Use in the State of California)**

Weeds Controlled <sup>1</sup> Common name (scientific name)	Application Rate and Stage of Weed Development
barnyardgrass ( <i>Echinochloa crus-galli</i> ) California arrowhead ( <i>Sagittaria montevidensis</i> spp. <i>Caclycina</i> ) common waterplantain ( <i>Alisma plantago-aquatica</i> ) ducksalad ( <i>Heteranthera</i> spp) monochoria ( <i>Monochoria</i> spp) ricefield bulrush ( <i>Scirpus mucronatus</i> ) watergrass ( <i>Echinochloa</i> spp)	15 lb/acre <sup>2F</sup> Up to 3 leaf
<b>Weeds Suppressed</b> Gregg's arrowhead ( <i>Sagittaria longiloba</i> ) redstem <sup>3FF</sup> ( <i>Ammannia</i> spp) rice mimic ( <i>Echinochloa</i> spp) smallflower umbrellaplant ( <i>Cyperus difformis</i> )	

<sup>1</sup>Granite GR may not reliably control known ALS resistant weed biotypes. Weeds that emerge after the treatment period will not be controlled.

<sup>2F</sup>Under conditions of late application when weeds are greater than >3 leaf stage, dense weed populations, or average water depth greater than 6 inches deep, 18.5 lb per acre of Granite GR (0.044 lb ai penoxsulam per acre) may be applied. Application of Granite GR under these conditions may result in reduced weed control.

<sup>3FF</sup>Redstem (*Ammannia* spp) is effectively controlled if emerged at the time of treatment with Granite GR.

**Note:** Do not make more than 1 application or apply more than 18.5 lb per acre of Granite GR (0.044 lb ai penoxsulam per acre) during the growing season.

### Terms and Conditions of Use

If terms of the following Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer, Inherent Risks of Use and Limitation of Remedies.

### Warranty Disclaimer

Dow AgroSciences warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. Dow AgroSciences MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

### Inherent Risks of Use

It is impossible to eliminate all risks associated with use of this product. Crop injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including conditions noted on the label, such as unfavorable temperatures, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes),

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presence of other materials, the manner of application, or other factors, all of which are beyond the control of Dow AgroSciences or the seller. All such risks shall be assumed by buyer.

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### **Limitation of Remedies**

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*The exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to, at Dow AgroSciences' election, one of the following:*

- (1) Refund of purchase price paid by buyer or user for product bought, or
- (2) Replacement of amount of product used.

Dow AgroSciences shall not be liable for losses or damages resulting from handling or use of this product unless Dow AgroSciences is promptly notified of such loss or damage in writing. In no case shall Dow AgroSciences be liable for consequential or incidental damages or losses.

The terms of the Warranty Disclaimer, Inherent Risks of Use, and this Limitation of Remedies cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Dow AgroSciences or the seller is authorized to vary or exceed the terms of the Warranty Disclaimer or this Limitation of Remedies in any manner.

<sup>TM</sup>Trademark of Dow AgroSciences LLC  
EPA-accepted 10/28/04

308/2E  
October 28, 2005



Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504C)  
U. S. Environmental Protection Agency  
Room 266A, Crystal Mall 2  
1801 South Bell Street  
Arlington, VA 22202

**NOTIFICATION**

**NOV 15 2005**

GRANITE GR (AI: PENOX SULAM)  
EPA REGISTRATION NUMBER: 62719-501  
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 98-10

Enclosed please find labeling for the notification action of Granite™ GR herbicide. The following changes have been made by notification:

1. Please see the attached Registration Notes for detailed information.

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 with attached Registration Notes
- Label entitled Granite™ GR (E9A / Granite GR / Notif With Edits / 10-27-05) (9 Pages plus Registration Notes) (5 Copies)

If you require further information, please contact Cindy Loy, Regulatory Specialist at 317-337-4655 (caloy@dow.com); or Paula McKinnies, Registration Assistant for this product, at 317-337-4679 (pmckinnies@dow.com).

Sincerely,

Rafael Herrera  
Regulatory Leader  
Regulatory Success – Americas  
317-337-4672  
317-337-4649 (FAX)  
rlherrera@dow.com

Enclosures

/pkm

