

#### U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs

Biopesticides and Pollution Prevention Division (7511P) 1200 Pennsylvania Ave., N.W.

Washington, D.C. 20460

### NOTICE OF PESTICIDE:

X Registration
Reregistration
(under FIFRA, as amended)

**EPA Reg. Number:** 

Date of Issuance:

62719-708

3/1/2017

Term of Issuance:

Unconditional

Name of Pesticide Product:

MON 89034 × MON 87411 × DAS-59122-7 Insect-Protected, Herbicide-Tolerant Corn

Name and Address of Registrant (include ZIP Code):

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

**Note:** Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Biopesticides and Pollution Prevention Division prior to use of the label in commerce. In any correspondence on this product, always refer to the above EPA Registration Number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA or the Act).

Registration is in no way to be construed as an endorsement or recommendation of this product by the U.S. Environmental Protection Agency (EPA). In order to protect health and the environment, the Administrator, on his or her motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under the Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is unconditionally registered in accordance with FIFRA section 3(c)(5) provided that you comply with the following terms:

- 1. The subject registration will automatically expire at midnight on March 1, 2018.
- 2. Submit and/or cite all data required for registration or registration review of your product when the EPA requires all registrants of similar products to submit such data.

Signature of Approving Official:

Alan Reynolds, Team Leader
Microbial Pesticides Branch
Biopesticides and Pollution Prevention Division (7511P)
Office of Pesticide Programs

- 3. The subject registration will be limited to *Bacillus thuringiensis* Cry1A.105 and Cry2Ab2 proteins and the genetic material necessary for their production (vector PV-ZMIR245) in MON 89034 (OECD Unique Identifier: MON-89Ø34-3), *DvSnf7* dsRNA [Double-stranded ribonucleic acid transcript comprising a *DvSnf7* inverted repeat sequence derived from western corn rootworm (*Diabrotica virgifera virgifera*)] and *Bacillus thuringiensis* Cry3Bb1 protein and the genetic material necessary for their production (vector PV-ZMIR10871) in MON 87411 (OECD Unique Identifier: MON-87411-9), and *Bacillus thuringiensis* Cry34Ab1 and Cry35Ab1 proteins and the genetic material necessary for their production (vector PHP17662) in DAS-59122-7 corn (OECD Unique Identifier: DAS-59122-7) for use in field corn.
- 4. This plant-incorporated protectant may be combined through conventional breeding with other registered plant-incorporated protectants that are similarly approved for use in combination, through conventional breeding, with other registered plant-incorporated protectants to produce inbred corn lines and hybrid corn varieties with combined pesticidal traits.
- 5. Planting seed containing this plant-incorporated protectant may only be planted for the purposes of agronomic evaluation, seed increase, and production in breeding nurseries as specified in the terms of this registration and on the labeling. Commercial plantings of this product for the purposes of grain production and controlling insect pests are prohibited.
- 6. Plants that contain this plant-incorporated protectant may be grown on 200 acres or less in total per year in the United States (U.S.).
- 7. Make the following labeling change before you release this product for shipment:
  - Revise the EPA Registration Number to read, "EPA Reg. No. 62719-708."

Should you wish to add/retain a reference to your company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the EPA. If the website is false or misleading, the product will be considered to be misbranded and sale or distribution of the product is unlawful under FIFRA section 12(a)(1)(E). 40 CFR § 156.10(a)(5) lists examples of statements the EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the EPA find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA-approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.

Your release for shipment of this product constitutes acceptance of these terms. If these terms are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6. A stamped copy of the labeling is enclosed for your records. Please also note that the record for this product currently contains the following acceptable Confidential Statement of Formula (CSF):

• Basic CSF dated 05/12/2016

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If you have any questions, please contact Wiebke Tapken by phone at (703) 347-0556 or via email at tapken.wiebke@epa.gov.

Sincerely,

Alan Reynolds, Team Leader Microbial Pesticides Branch Biopesticides and Pollution Prevention Division (7511P) Office of Pesticide Programs

Enclosure

## **Plant-Incorporated Protectant Label**

# **MON 89034 × MON 87411 × DAS-59122-7**

**Insect-Protected, Herbicide-Tolerant Corn** 

(OECD Unique Identifier: MON-89Ø34-3 × MON-87411-9 × DAS-59122-7)

## **Active Ingredients:**

| dsRNA transcript comprising a DvSnf7 inverted repeat sequence derived <i>virgifera virgifera</i> , and the genetic material necessary for its production (in MON 87411 corn (OECD Unique Identifier MON-87411-9) | vector PV-ZMIR10871) |
|--|----------------------|
| Bacillus thuringiensis Cry1A.105 protein and the genetic material (vector necessary for its production in corn event MON 89034 (OECD Unique Ident  | ifier: MON-89Ø34-3)  |
| Bacillus thuringiensis Cry2Ab2 protein and the genetic material (vector I necessary for its production in corn event MON 89034 (OECD Unique Ident  | ifier: MON-89Ø34-3)  |
| Bacillus thuringiensis Cry3Bb1 protein and the genetic material (vector I necessary for its production in corn event MON 87411 (OECD Unique Ident  | ifier: MON-87411-9)  |
| Bacillus thuringiensis Cry34Ab1 protein and the genetic material (vector for its production in corn event DAS-59122-7 (OECD Unique Identifier: DAS   |                      |
| Bacillus thuringiensis Cry35Ab1 protein and the genetic material (vector for its production in corn event DAS-59122-7 (OECD Unique Identifier: DAS   |                      |
|  |                      |
| Other Ingredients: CP4 EPSPS protein (5-enolpyruvylshikimate-3-phosphate synthase) and (vector PV-ZMIR10871) necessary for its production in corn event MON  |                      |
| PAT protein (phosphinothricin acetyl transferase) and the genetic material (vector PHP17662) necessary for its production in corn event DAS-59122-7  |                      |
|  | ≤0.0001%*            |
|  |                      |

<sup>\*</sup>Percentage (wt/wt) on a dry weight basis for whole plant (forage)

# ACCEPTED

03/01/2017

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No.

62719-708

EPA Accepted: \_\_\_\_\_\_.

| KEEP OUT OF REACH OF CHILDREN  | NET CONTENTS                          |  |
|--|---------------------------------------|--|
| CAUTION  |                                       |  |
| EPA Registration No. 62719-X   |                                       |  |
| EPA Establishment No. 62719-IN-1   |                                       |  |
| Dow AgroSciences LLC<br>9330 Zionsville Road<br>Indianapolis, IN 46268   |                                       |  |
| DIRECTIONS FOR USE   |                                       |  |
| It is a violation of Federal law to use this product in any m  | anner inconsistent with its labeling. |  |
| This plant-incorporated protectant (PIP) may be combined through conventional breeding with other registered plant-incorporated protectants that are similarly approved for use in combination, through conventional breeding, with other registered plant-incorporated protectants to produce inbred corn lines and hybrid corn varieties with combined pesticidal traits.                            |                                       |  |
| This product may be used for breeding purposes, agronomic testing, increasing inbred seed stocks, and producing hybrid seed on up to a combined United States (US) total of 200 acres per plant incorporated protectant (PIP) active ingredient per registrant per year. Commercial plantings of this product, for the purposes of grain production and controlling corn insect pests, are prohibited. |                                       |  |