

63588-16

7/2/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Don Carlson
K-I Chemical Regulatory Affairs
K-I Chemical U.S.A., Inc.
Winchester Financial Center
11 Martine Avenue, Suite 970
White Plains, NY 10606

JUL 2 2009

Subject: Label Amendment – Response to 15 Day Letter
Product: Fluthiacet-Methyl Technical
EPA Reg. No.: 63588-16
Application Date: April 15, 2009
Decision No.: 408898

Dear Mr. Carlson:

The label amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended is acceptable.

A stamped copy of your labeling is enclosed for your records. Products shipped after 18 months from the date of this Notice or the next printing of the label whichever occurs first, must bear the new revised label. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA. Your release for shipment of the product constitutes acceptance of these conditions. This label supercedes all previous accepted labels. If you have any questions please contact Michael Walsh at 703-308-2972 or email at walsh.michael@epa.gov.

Signature of Approving Official:

Joanne I. Miller
Product Manager (23)
Herbicide Branch
Registration Division (7505P)

enclosure

2094

ACCEPTED
JUL 2 2009

 K-I Chemical U.S.A., Inc.

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

63588-16

FLUTHIACET-METHYL TECHNICAL

FOR FORMULATION ONLY INTO REGISTERED END-USE HERBICIDE AND HARVEST AID PRODUCTS

COMPOSITION

Active Ingredient: fluthiacet-methyl*	98.0%
Other Ingredients:	2.0%
Total:	100.0%

*CAS No. 117337-19-6

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID

IF SWALLOWED

- Call a poison control center or doctor immediately for treatment advice.
- Have person sip a glass of water if able to swallow.
- Do not induce vomiting unless told to do so by the poison control center or doctor.
- Do not give anything by mouth to an unconscious person.

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.

IF IN EYES

- Hold eye open and rinse slowly and gently with water for 15 to 20 minutes.
- Remove contact lens, if present, after the first 5 minutes, then continue rinsing eye.
- Call a poison control center or doctor for treatment advice.

IF INHALED

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

HOT LINE NUMBERS

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

For 24 Hour Medical Emergency Assistance (Human or Animal): Call 1-888-454-3801

For Chemical Emergency Assistance (Spill, Leak, Fire, or Accident): Call 1-800-424-9300

EPA Reg. No. 63588-16
EPA Estab. No. 35475-JP-01
Made in Japan

Net Contents:

Manufactured for:
K-I Chemical USA Inc.
11 Martine Ave.
White Plains, NY 10606

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION

Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Avoid contact with skin, eyes, or clothing. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates, and to some plants at very low concentrations. Do not discharge effluent containing this active ingredient 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 into 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 be used **only for formulation** into herbicides and harvest aids for the following uses: terrestrial food crops: soybeans, field corn, sweet corn, popcorn and cotton. Formulators using this product are responsible for obtaining registration for their formulated products.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited. **PESTICIDE STORAGE:** Keep container tightly closed when not in use. This product may be stored in dry, unheated facility. **PESTICIDE DISPOSAL:** Wastes resulting from use of this product may be disposed of at an approved waste disposal facility. **CONTAINER DISPOSAL:**
Metal or Plastic Containers
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. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into formulation equipment. Then dispose of liner in a sanitary landfill, or incinerate if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner. For minor spills, leaks, etc., follow all precautions indicated on this label and clean up immediately. Take special care to avoid contamination of equipment and facilities during cleanup and disposal of wastes. In the event of a major spill, fire, or other emergency, call 1-800-292-5898, day or night.

LIMITATION OF WARRANTY AND LIABILITY

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

K-I CHEMICAL warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use.

To the extent consistent with applicable law, in no event shall K-I CHEMICAL or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. To the extent consistent with applicable law, the exclusive remedy of the user or buyer, and the exclusive liability of K-I CHEMICAL and seller for any and all claims, losses, injuries or damages (including claims based on breach of warranty, contract, negligence, tort, strict liability or otherwise) resulting from the use or handling of the product, shall be the return of the purchase price of the product or, at the election of K-I CHEMICAL or Seller, the replacement of the product.

To the extent consistent with applicable law, K-I CHEMICAL and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of K-I CHEMICAL.

This is the only warranty made for this Pesticide Product.

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