04/28/2005 66222-48 U.S. ENVIRONMENTAL PROTECTION EPA Reg. Date of Number: Issuance: AGENCY 66222-48 APR 2 8 2005 Office of Pesticide Programs Registration Division (7505C) 1200 Pennsylvania Ave., N.W. Terms of Issuance: Conditional Washington, D.C. 20460 NOTICE OF PESTICIDE: Name of Pesticide Product: <u>XX</u> Registration **FOLPAN 80WDG** Reregistration (under FIFRA, as amended) Name and Address of Registrant (include ZIP Code): Makhteshim Agan of North America, Inc. 4515 Falls of Neuse Road, Suite 300 Raleigh, NC 27609 Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration 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, this product is conditionally registered under the Federal Insecticide, Fungicide and Rodenticide Act as amended. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his 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 this 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 conditionally registered in accordance with FIFRA Section 3(c)(7)(A) provided that you Submit and/or cite all data required for registration of your product under FIFRA Section 1. 3(c)(5) when the agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA Section 4. 2. Make the following label change before you release the product for shipment: Revise the EPA Registration Number to read "EPA Reg. No. 66222-48" a. On page 2 in the second line following the header "PERSONAL PROTECTIVE b. EQUIPMENT....", delete the "Socks" at the end of the line. On page 3 in the second line following the subheader "HOPS", change "equipment., in" c. to "equipment in" Under GENERAL PRECAUTIONS AND RESTRICTIONS, add "Do not apply this d. product through any type of irrigation system." Submit one copy of the final printed label before releasing the product for shipment. 3. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions. A copy of your label stamped "Accepted with comments" is included for your records. The Basic Confidential Statement of Formula dated March 29, 2005 is acceptable. A copy of the Agency's Product Chemistry Review dated March 30, 2005 is enclosed for your records. Signature of Approving Official: Date: - ml Crable for APR 2 8 2005 Cynthia Giles-Parker, Product Manager (22) Fungicide Branch, Registration Division

5

EPA Form 8570-6

ACCEPTED with COMMENTS In EPA Letter Dated:

APR 2 8 2005

Under the Federal Insecticide, hungerile, and Redenticide Act. as amended, for the pesticide registered under EPA Reg. No. 6622

FOLPAN 80 WDG

A FUNGICIDE FOR PLANT DISEASE CONTROL

ACTIVE INGREDIENT % BY WT. Folpet (N-Trichloromethylthio)phthalimide 80.0%

TOTAL 100.0%

KEEP OUT OF REACH OF CHILDREN DANGER-PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail).

FIRST AID

	IF IN EYES: • Hold eye open and rinse slowly and gently with water for 15-20 minutes.			
ĺ		 Remove contact lenses, if present, after the first 5 minutes, then continue rin 	nsing eyes.	
		 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 preferably mouth-to-mouth, if possible. 	respiration,	
		 Call a poison control center or doctor for further treatment advice. 	•	• •
1	IF ON SKIN OR	Take off contaminated clothing.	• • •	:
	CLOTHING:	 Rinse skin immediately with plenty of water for 15-20 minutes. 	• • • •	• 1
		 Call a poison control center or doctor for treatment advice. 	••••	
	IF SWALLOWED:	 Call a poison control center or doctor immediately for treatment advice. 	• • •	• •
Ì		 Have person sip a glass of water if able to swallow. 	• [* *
ļ		 Do not induce vomiting unless told to by a poison control center or doctor. 	•••••	
		 Do not give anything by mouth to an unconscious person. 	••••	
ł	Have the product	container or label with you when calling a poison control center or doctor o	r going for	

treatment. You may also contact PROSAR at 1-877-250-9291 for emergency medical treatment information. • NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.

PRECAUTIONARY STATEMENTS DANGER-PELIGRO

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Causes irreversible eye damage. May be fatal if inhaled. Causes skin irritation. Do not breathe dust or spray mist. Do not get in eyes, on skin, or on clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, or using tobacco. Remove and wash clothing before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- Protective evewear
- A NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any N, R, P, or HE filter
- Coveralls over a short sleeve shirt and short pants
- Chemical resistant gloves

NET CONTENTS: ___ POUND(S)

EPA Reg. No. 66222-UI EPA Est. No. 11678-IS-01 Makhteshim Agan of North America, Inc. 4515 Falls of Neuse Rd., Suite 300 Raleigh, NC 27609

PERSONAL PROTECTIVE EQUIPMENT (PPE)(CONTINUED)

- A chemical resistant apron when mixing and loading and cleaning equipment
- Chemical resistant headgear for overhead exposureSocks
- Chemical resistant footwear and socks

Discard clothing and or other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. 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 STATEMENT: 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.

IMPORTANT: When reduced PPE is worn because a closed system is being used, handlers must be provided all PPE specified above for "Applicators and other handlers" and have such PPE immediately available for use in an emergency, such as a spill or equipment breakdown.

USER SAFETY RECOMMENDATIONS

Users should:

- Wash thoroughly with soap and water after handling. Wash hands before eating, drinking, chewing-gum, using tobacco, or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
 Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This pesticide is highly toxic to fish. Do not apply directly to water, to areas where surface water is present of to intertidal areas below the mean high water mark. Drift and runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water by cleaning of equipment or disposal of wastes...

DIRECTIONS FOR USE

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 24 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:

- Protective eyewear
- Coveralls over short sleeve shirt and short pants
- Chemical resistant gloves
- · Chemical resistant footwear and socks

ENDANGERED SPECIES CONCERNS

The use of any pesticide in a manner that may kill or otherwise harm an endangered species or adversely modify their habitat is a violation of federal law. This pesticide is toxic to fish and aquatic invertebrates and must be used strictly in accordance with drift precautions on this label in order to minimize off-site exposures. **DO NOT** apply when weather conditions favor drift from treated areas to aquatic habitats. Notify State and/or Federal authorities and MANA immediately if you observe any adverse environmental effects due to use of this product.

To determine whether your county has endangered aquatic species, consult the County Bulletins at <u>http://www.epa.gov/espp/usa-map.htm</u>.

Endangered Species Bulletins may also be obtained from extension offices or state pesticide agencies. If a bulletin is not available for your specific area, check with the appropriate local state agency to determine if known populations of endangered aquatic species occur in the area to be treated.

CROP USE

The Federal Food and Drug Administration set official tolerances for certain pesticide residues. In order for residues on food and forage crops will not exceed established tolerances, use only at recommended rate. Consult your State Agricultural Experiment Station or State Extension Service Specialist for specific information, as the timing and number of applications needed vary with local conditions.

AVOCADO: Scab (Sphaceloma) - FOR USE IN FLORIDA ONLY - Apply 3 pounds 12 ounces of Folpan 80WDG per acre in sufficient water for thorough coverage (up to 1000 gallons of finished spray per acre). Apply to the foliage when bloom buds begin to swell in very susceptible varieties, or during late bloom when some fruit has set in the slight and moderately susceptible varieties. Repeat at 2-week intervals or as needed. Do not exceed 5 applications per season. Do not apply more than 18 pounds 12 ounces of Folpan 80 WDG per acre per year. Do not make applications within 1 day of harvest.

HOPS: Downy Mildew - Apply 3 pounds of Folpan 80 WDG per acre as a foliar application by ground equipment., in sufficient water to insure proper coverage. For best results, apply in combination with a systemic fungicide beginning when spikes first appear on hop crowns in spring. Folpan 80 WDG may be applied a maximum of 4 times per season at 28 day intervals. Do not apply more than 12 pounds of Folpan 80 WDG per acre per year. Do not make applications within 14 days of harvest. Do not apply Folpan 80 WDG through, any type of irrigation system. Do not graze cover crops treated with Folpan 80 WDG or harvest forage for silage or hay.

GENERAL PRECAUTIONS AND RESTRICTIONS

Apply only with ground application equipment. Do not apply by air. Do not apply within 60 feet of bodies of Water such as lakes, reservoirs, rivers, permanent streams, natural ponds, marshes or estuaries. Do not apply within 48 hours of an expected rain event.

COMPATIBILITY

Folpan 80 WDG may be combined with most commonly used insecticides, adjuvants and fungicides. Fungicidal activity of Folpan 80 WDG is reduced if combined with strongly alkaline materials such as hydrated lime. This material should not be used in combination with or closely following oil sprays.

Do not combine wettable powders with emulsifiable liquids in the same spray tank unless previous use of the materials being combined has proved them to be physically compatible.

MIXING DIRECTIONS

Pour required amount of this material onto surface of water in a spray tank 2/3 filled with the final desired spray volume, or pre-mix required amount of material in a bucket half-filled with water and pour mixture through screen into a spray tank 2/3 filled with the final desired spray volume. Add balance of water to fill tank to final volume desired. Keep agitator running during filling and spraying operations. Do not allow mixture to stand.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry place. Protect from excessive heat.

PESTICIDE DISPOSAL: Pesticides wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

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.

In case of spill, avoid contact, isolate area, and keep out animals and unprotected persons. Confine spills. Call INFOTRAC: 1-800-535-5053.

WARRANTY STATEMENT

MAKHTESHIM AGAN OF NORTH AMERICA warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for purposes stated on such label only when used in accordance with directions under normal use conditions. It is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness, or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of MAKHTESHIM AGAN OF NORTH AMERICA. To the extent allowed by law, MAKHTESHIM AGAN OF NORTH AMERICA shall not be liable for consequential, special, or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the Buyer. In addition to the foregoing, no purchaser of this product (other than an end user) shall be entitled to any reimbursement for any loss suffered as a result of any suspension or cancellation of the registration for this product by the U.S. Environmental Protection Agency. Except as expressly provided herein, MAKHTESHIM AGAN OF NORTH AMERICA makes no warranties, guarantees, or representations of any kind, either expressed or implied, or by usage of trade, statutory or otherwise, with regard to the product sold, including, but not limited to merchantability, fitness for a particular purpose, use or eligibility of the product for any particular trade usage. The exclusive remedy of any buyer or user of this product for any and all losses, injuries, or damages resulting from or in any way arising from the use, handling, or application of this product, whether in contract, warranty, tort, negligence, strict liability, or otherwise, shall be damages not exceeding the purchase price paid for this product or, at MAKHTESHIM AGAN OF NORTH AMERICA's election, the replacement of this product.

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