

66330-54

2/17/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

FEB 17 2009

Mr. Bill Washburn
Regulatory Manager
Arysta LifeScience North America LLC
15401 Weston Parkway, Suite 150
Cary, NC 27513

Subject: Label Notification for Pesticide Registration Notice 2007-4; Update Company Name
per Pesticide Registration Notice 98-10 (EPA Registration Number 66330-54)

Dear Mr. Washburn,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated February 3, 2009 for the product Captan Technical (EPA Registration Number 66330-54). The Registration Division (RD) has conducted its 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 PRNs 98-10 and 2007-4. The label submitted with the application has been stamped "Notification" and will be placed in our records. Please note that there is a typographical error in the second sentence of the instructions for "Drums" in the Container Disposal section of the label- the sentence should read "Refill this container **with** pesticide only." This error should be corrected before final printing of the label.

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 call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

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Please read instructions on reverse before completing form.

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



EPA

United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other:

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 66330-54	2. EPA Product Manager TONY KISH	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) CAPTAN TECHNICAL	PM# 22	
5. Name and Address of Applicant (Include ZIP Code) Arysta LifeScience North America, LLC 15401 Weston Parkway, Suite 150 Cary, NC 27513 <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: NOTIFICATION EPA Reg. No. _____ Product Name FEB 17 2009	

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.)

Notification of label change per PR Notice 2007-4. This notification is consistent with guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 USC Sec 1001 to willfully make any false statement to EPA. I further understand that if the amendment is not consistent with the requirements of 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.

Notification of label change per PR Notice 98-10. 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 USC 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 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
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
*Certification must be submitted				<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 55.0 gal. and Bulk	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product		
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input checked="" 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 Bill Washburn		Title Regulatory Manager		Telephone No. (Include Area Code) 901-432-5118	
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 or both under applicable law.				6. Date Application Received (Stamped)	
2. Signature <i>Bill Washburn</i>		3. Title Regulatory Manager			
4. Typed Name Bill Washburn		5. Date 02/03/09			



February 3, 2009

Mr. Tony Kish, PM 22
Document Processing Desk (NOTIF)
Office of Pesticide Programs – 7504P
U.S. Environmental Protection Agency
One Potomac Yard, Room S-4900
2777 South Crystal Drive
Arlington, VA 22202

**Subject: CAPTAN TECHNICAL
EPA Reg. No. 66330-54**

***Notification of Label Change per PR Notice 2007-4
and PR Notice 98-10***

Dear Mr. Kish:

Please find the following enclosed:

- Application for Pesticide Registration (Other) dated 02/03/09.
- One highlighted copy of subject label, showing all changes.
- One clean copy of the subject label.

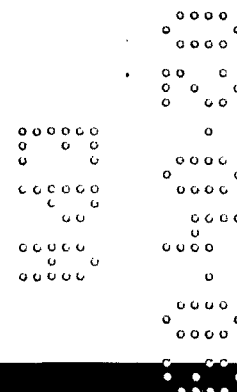
Notification of label change per PR Notice 2007-4. This notification is consistent with guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 USC Sec 1001 to willfully make any false statement to EPA. I further understand that if the amendment is not consistent with the requirements of 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.

Also in this submission, we are using PR Notice 98-10 to update the name of the company, emergency telephone numbers and warranty. Arysta LifeScience North America Corporation was changed to Arysta LifeScience North America, LLC.

Should you have any questions or comments, please do not hesitate to contact me at 901-432-5118 or by e-mail at bill.washburn@arystalifescience.com

Sincerely,

Bill Washburn
Regulatory Manager



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CAPTAN TECHNICAL

NOTIFICATION

FOR MANUFACTURING PURPOSES ONLY

FEB 17 2009

THIS PRODUCT IS A FUNGICIDE FOR USE IN FURTHER MANUFACTURE OF
PESTICIDES AND FUNGAL-RESISTANT PAINTS

INGREDIENTS: By Wt.

ACTIVE INGREDIENTS:

Captan*..... 90.85%

Related Derivatives.....2.00%

INERT INGREDIENTS:.....7.15%

TOTAL.....100.00%

*N-Trichloromethylthio-4-cyclohexene-1,2-dicarboximide.

EPA Reg. No.: 66330-54

Net Contents: ___ lbs (___ kg)

EPA Est. No.: _____

KEEP OUT OF REACH OF CHILDREN

DANGER

FIRST AID	
If in eyes	<ul style="list-style-type: none">• Hold eye open and rinse slowly and gently with water for 15-20 minutes.• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.• Call a poison control center or doctor for treatment advice.
If swallowed	<ul style="list-style-type: none">• Call poison control center or doctor immediately for treatment advice.• Have person sip 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 inhaled	<ul style="list-style-type: none">• Move person to fresh air.• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.• Call a poison control center or doctor for further treatment advice.
If on skin or clothing	<ul style="list-style-type: none">• 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.
NOTE TO PHYSICIAN Probable mucosal damage may contraindicate the use of gastric lavage. Have product container or label with you when calling poison control center or doctor or going for treatment.	

**FOR 24-HOUR EMERGENCY MEDICAL ASSISTANCE CALL:
1-866-303-6952 or 651-632-8946 if calling from outside of the U.S.**

**FOR CHEMICAL EMERGENCY: Spill, leak, fire, exposure, or accident call
CHEMTREC 1-800-424-9300**

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

Produced For:

**ARYSTA LIFESCIENCE NORTH AMERICA, LLC
15401 WESTON PARKWAY, SUITE 150
CARY, NC 27513**

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER

Corrosive. Causes irreversible eye damage. May be fatal if inhaled. Harmful if absorbed through the skin. Do not get in eyes or on clothing. Avoid contact with skin. Do not breathe dust. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wear goggles or face shield when handling. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic organisms. Do not discharge effluent containing this product 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 to sewer systems, without previously notifying the local sewage treatment plant authority. Do not contaminate water when disposing of equipment washwaters. For guidance, contact your State Water Board or Regional Office of the Environmental Protection Agency.

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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. Do not store or transport near food or feed.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide 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:

BAGS: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into manufacturing equipment. Offer for recycling if available, or 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.

DRUMS: 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 seller. 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 percent full with water. Agitate vigorously or recirculate water with pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. This product is intended for further manufacturing of pesticides only. All formulators are responsible for obtaining EPA registration for their formulated product. For additional information regarding the directions for use for further manufacturing into end-use pesticide products, contact Arysta LifeScience North America Corporation at 866-761-9397.

Only for formulation into a fungicide for the following use(s):

Wettable powder formulations must prohibit aerial application on their end use product labels unless packaged in water soluble packets.

Seed Treatments:

Alfalfa		
Beans	Cucumbers	Pumpkins
Beets	Eggplant	Radish
Broccoli	Flax	Rape
Brussels Sprouts	Grasses	Rutabaga
Cabbage	Honeydew	Safflower
Cantaloupe	Kale	Sesame
Carrots	Lentils	Sorghum

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Cauliflower	Lespedeza	Soybeans
Cereal Grains	Lettuce	Spinach
--Barley, Rye	Melons	Squash
--Oats	Milo	Sugar Beets
--Wheat	Muskmelons	Sunflowers
Clover	Mustard Greens	Swiss Chard
Collards	Okra	Tomato
Corn (field, pop, sweet)	Onions	Trefoil
Cotton	Peanuts	Turnip
Cowpea	Peas	Watermelon
	Peppers	
	Potato (Seed Piece)	

Foliar Treatment:		
Almonds	Cherries	Plums (Fresh Prunes)
Apples	Dewberries	Raspberries
Apricots	Grapes	Strawberries
Blackberries	Nectarines	
Blueberries	Peaches	

Post-Harvest Dip:		
Apples	Cherries	Pears

Pre-Plant Root Dip:		
Peaches		

Non-Food/Ornamentals:		
Azaleas	Conifers	Flowering Plants
Begonias	Dichondra	Roses
Camellias	Ginseng	
Carnations	Gladiolus	
Chrysanthemums	Turf (golf courses) and sod farms	

Soil:		
Seed beds and greenhouse bench treatment		

Indoor/Industrial:		
Paints	Plastics	Adhesives

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This product may be used to formulate products for any additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding the support of such use(s).

Warranty and Disclaimer Statement

The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Such risks may arise from weather conditions, soil factors, off-target movement, unconventional farming techniques, the presence of other materials, the manner of use or application, or other unknown factors, all of which are beyond the control of Arysta LifeScience North America, LLC ("Arysta"), and can cause crop injury, injury to non-target crops or plants, ineffectiveness of the product, or other unintended consequences. All such risks shall be assumed by the user or buyer. Arysta 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, subject to the inherent risks described above, when used in accordance with the Directions for Use under normal conditions. This warranty does not extend to the use of this product contrary to label instructions or under conditions not reasonably foreseeable to Arysta, and is subject to the inherent risks described above.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, ARYSTA DISCLAIMS ALL OTHER WARRANTIES, EXPRESSED OR IMPLIED, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, ARYSTA, MANUFACTURER, AND SELLER DISCLAIM AND SHALL NOT BE LIABLE FOR ANY SPECIAL, INCIDENTAL, INDIRECT, OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE, HANDLING, APPLICATION, STORAGE, OR DISPOSAL OF THIS PRODUCT OR FOR DAMAGES IN THE NATURE OF PENALTIES, AND THE USER AND BUYER WAIVE ANY RIGHT THAT THEY MAY HAVE TO SUCH DAMAGES. NO AGENT, REPRESENTATIVE OR EMPLOYEE OF ARYSTA IS AUTHORIZED TO MAKE ANY WARRANTY, GUARANTEE OR REPRESENTATION BEYOND THOSE CONTAINED HEREIN OR TO MODIFY THE WARRANTIES CONTAINED HEREIN.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE TOTAL LIABILITY OF ARYSTA, MANUFACTURER, AND SELLER, SHALL BE LIMITED TO THE PURCHASE PRICE PAID, OR AT ARYSTA'S ELECTION, THE REPLACEMENT OF THE PRODUCT.

NOTIFICATION

FEB 17 2009