

67690-40


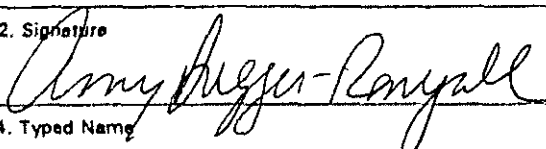
04/20/2006

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

| | | | | | |
|---|---|--|--|--|---|
|  | | United States Environmental Protection Agency Washington, DC 20460 | | <input type="checkbox"/> Registration <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Other | OPP Identifier Number |
| Application for Pesticide - Section I | | | | | |
| 1. Company/Product Number 67690-40 | | 2. EPA Product Manager Daniel C. Kenny | | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted | |
| 4. Company/Product (Name) ProMITE 50WP | | PM# 01 | | | |
| 5. Name and Address of Applicant (Include ZIP Code) SePRO Corporation 11550 N. Meridian St., Ste. 600 Carmel, IN 46032 <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 _____ | | NOTIFICATION APR 20 2006 | |
| <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.) Pursuant to PR Notice 98-10, this notification is made to add the company address (city, state, and zip code) to the product label. The information was inadvertently left off and is not on the September 28, 2005 stamped approved label. Additionally, typographically and formatting adjustments have been made, including moving the Storage and Disposal Statement to the bottom of the Directions for Use section as recommended in the Label Review Manual. | | | | | |
| Section - III | | | | | |
| 1. Material This Product Will Be Packaged In: | | | | | |
| Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No | Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No | 2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____ | | |
| * Certification must be submitted | | If "Yes" Unit Packaging wgt. _____ | No. per container _____ | If "Yes" Package wgt _____ | No. per container _____ |
| 3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container | | 4. Size(s) Retail Container _____ | | 5. Location of Label Directions _____ | |
| 6. Manner in Which Label is Affixed to Product <input 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 Amy Dugger-Ronyak | | Title Regulatory Affairs Specialist | | Telephone No. (Include Area Code) 317-580-8286 | |
| 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  | | 3. Title Regulatory Affairs Specialist | | | |
| 4. Typed Name Amy Dugger-Ronyak | | 5. Date April 11, 2006 | | | |

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ProMITE 67690-m2

RESTRICTED USE PESTICIDE

DUE TO ACUTE HUMAN TOXICITY AND VERY HIGH TOXICITY TO AQUATIC ORGANISMS
 For retail sale to and use only by Certified Applicators or persons under their direct supervision and only for those uses covered by the Certified Applicator's certification. Direct supervision for this product requires the certified applicator to review federal and supplemental label instructions with all personnel prior to application, mixing, loading, or repair or cleaning of application equipment.



ProMITE* 50WP
 Miticide

Water Soluble Pack

Active Ingredient

| | |
|---|------|
| Fenbutatin-oxide [Hexakis (2-methyl-2-phenylpropyl) distannoxane] | 50% |
| Other Ingredients | 50% |
| Total | 100% |

NOTIFICATION
 APR 20 2006

KEEP OUT OF REACH OF CHILDREN
DANGER / PELIGRO



(Skull on red background)

POISON

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 SWALLOWED: | <ul style="list-style-type: none"> • 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: | <ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice. |
| 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 IN EYES: | <ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. • Remove contact lenses, if present, after the first five minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice. |
| <p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of emergency endangering health or the environment involving this product, call INFOTRAC at 1-800-535-5053.</p> | |
| <p>NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage. Measures against circulatory shock, respiratory depression, and convulsion may be needed.</p> | |

See Label for Additional Precautions and Directions for Use.

EPA Reg. No. 67690-40
FPL 041006

EPA Est. No. 67545-AZ-1
SPC XXXXXX

*Trademark of SePRO Corporation
SePRO Corporation Carmel, IN 46032 U.S.A.

Net Contents 1 Pound

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS
DANGER / PELIGRO

Fatal if inhaled. Corrosive. Causes irreversible eye damage. Causes skins irritation. Harmful if swallowed or absorbed through skin. Do not get in eyes, on skin or on clothing. Do not breathe dust or spray mist. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse. Avoid handling the inner bag, as moisture will cause breakage.

Do not graze or feed animals on cover crops grown in treated areas. Avoid contamination of food, feedstuffs, and domestic water supplies.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- Coveralls over short sleeve shirt and short pants
- Socks and chemical-resistant shoes
- Chemical-resistant gloves (category A)
- Protective eyewear (goggles, face shield, or safety glasses)
- Chemical resistant headgear
- NIOSH approved respirator with any R, P or HE filter.
- For cleaning equipment, add a chemical-resistant apron.

Discard clothing 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 Control Statements:

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 part 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.
- 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 product is toxic to birds, mammals, fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Drift from runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwaters or rinsate.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

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 48 hours.

PPE required for early entry to treated areas that are 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 (category A)
- Shoes plus socks
- Protective eyewear (goggles, face shield, or safety glasses)

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are not within a scope of the Worker Protection Standard for agricultural pesticides 40 CFR 170. The WPS applies when this product is used to produce agricultural plants on farms, forest, nurseries or greenhouses.

Keep unprotected persons out of treated areas until sprays have dried.

Do not apply this product through any type of irrigation system.

Not for use in residential orchard settings.

GENERAL INFORMATION

ProMITE 50WP Miticide is a dispersible granule that is used to control a wide range of herbivorous mites, including strains that are resistant to other miticides. ProMITE 50WP should be dispersed in water and applied using conventional dilute sprayers or concentrate sprayers. Agitation is required during mixing and spraying.

PACKAGING

ProMITE 50WP is pre-measured in one-pound Soluble Packets, which readily dissolve in water. Each Soluble Packet is contained in a waterproof, foil bag, with 12 bags enclosed in a cardboard box. **DO NOT attempt to open the Soluble Packets.**

Take the following precautions when handling ProMITE 50WP Soluble Packets:

- Do not handle the Soluble Packets excessively.
- Do not handle the Soluble Packets with wet hands.
- Do not expose the Soluble Packets to water or moisture, as this will cause breakage.
- Do not place the Soluble Packets on wet surfaces.
- Do not place the foil bag in the spray tank. It is NOT soluble in water.

APPLICATION RECOMMENDATIONS

To achieve the best results, apply ProMITE 50WP when mite populations are just beginning to build. Thorough and complete coverage of infested foliage and fruit is necessary for optimum control. ProMITE 50WP performs best when the daily temperature at application averages above 70° F. When the daily temperature at application averages below 70° F, performance is reduced. ProMITE 50WP may be applied when honeybees and beneficial mites are present.

Apply this product only as recommended on this label.

DETERMINING GALLONAGE

To apply the correct amount of ProMITE 50WP to your orchard, determine the number of gallons of water needed to spray 1 acre of your trees to the point of drip. If you have not already determined this gallonage, conduct a test to determine it. If you need assistance in calculating the proper gallonage, contact your equipment dealer or State Extension specialist.

SPRAY PREPARATION

CAREFULLY OPEN ENVELOPE AND IMMEDIATELY DROP THE INNER BAG INTO THE SPRAY TANK. DO NOT OPEN OR HANDLE THE INNER BAG. MOISTURE WILL CAUSE BREAKAGE.

Before mixing ProMITE 50WP, thoroughly clean the spray tank if the spray tank has been used previously to mix boron containing or free chlorine releasing pesticide products. Even minimal carryover concentrations of boron or chlorine containing products in the spray tank may cause the dissolved water-soluble bag material to precipitate in the spray tank. Do not put water-soluble bags close to the recirculating inlet and outlet, as they might block the line before completely dissolved.

To prepare an application of ProMITE 50WP, follow these directions:

1. Fill a clean spray tank 1/4 to 1/2 full with water and agitate.
2. Add the required number of ProMITE 50WP Soluble Packets (see Specific Uses for specific rate recommendations). **NOTE: To add ProMITE 50WP packets, open the foil bag and drop the packet directly into water. DO NOT place the foil bag in the spray tank, as it is insoluble.**
3. Allow the packets to dissolve completely. This should take about 5 minutes. Continue agitating the mixture to ensure that the ProMITE 50WP is thoroughly mixed with the water.
4. Add the remaining water.

Tank Mixing

This product can be tank mixed with other pesticides provided the label directions are followed for the most restrictive of label precautions and limitations. Tank mixtures are permitted only in those states where the tank mix partner is registered.

When tank mixing ProMITE 50WP with other products, introduce the products into the tank in the following order:

1. Water-soluble packets (such as ProMITE 50WP),
2. Water dispersible granules,
3. Wettable powders,
4. Flowable liquids
5. Emulsifiable concentrates
6. Adjuvants and/or oils.

Always allow each product to fully disperse before adding the next product. Products containing boron will interfere with film solubility of the water soluble packets. If boron products are added to the spray tank, add the ProMITE 50WP soluble packets first, making sure they are completely dissolved before adding any boron products.

Compatibility

Since formulations may be changed and new ones introduced, it is recommended that users check the desired tank mix and observe for possible adverse changes (settling out, flocculation, etc.) before use. Avoid mixtures of several materials and very concentrated spray mixtures.

RESISTANCE MANAGEMENT

As with all acaricides, repeated exclusive use of ProMITE 50WP may lead to the buildup of resistant strains of mites in some crops. If more than one application of an acaricide is needed to control heavy and prolonged populations of mites, consider applying a product with a different mode of action.

Additional application(s) of ProMITE 50WP during the growing season should be considered only after a minimum spray interval in excess of one generation of mites. To conduct a successful resistance management program, closely monitor the mite population. If mite control is unsatisfactory, it is advisable to use an acaricide with an alternate mode of action. Always consult your local State Agricultural Extension Service for advice on the selection of alternative materials.

SPRAY DRIFT MANAGEMENT

The interaction of many equipment and weather-related factors determines the potential for spray drift. The applicator is responsible for considering all these factors when making application decisions. AVOIDING SPRAY DRIFT IS THE RESPONSIBILITY OF THE APPLICATOR.

IMPORTANCE OF DROPLET SIZE

The most effective way to reduce drift potential is to apply large droplets (>150 to 200 microns). The best drift management strategy is to apply the largest droplets that provide sufficient coverage and control. The presence of sensitive species nearby, the environmental conditions, and pest pressure may affect how an applicator balances drift control and coverage. **APPLYING LARGER DROPLETS REDUCES DRIFT POTENTIAL, BUT WILL NOT PREVENT DRIFT IF APPLICATIONS ARE MADE IMPROPERLY OR UNDER UNFAVORABLE ENVIRONMENTAL CONDITIONS!** See Wind, Temperature and Humidity, and Temperature Inversions sections of this label.

CONTROLLING DROPLET SIZE - GENERAL TECHNIQUES

- Volume - Use high flow rate nozzles to apply the highest practical spray volume. Nozzles with higher rated flows produce larger droplets.
- Pressure - Use the lower spray pressures recommended for the nozzle. Higher pressure reduces droplet size and does not improve canopy penetration. **WHEN HIGHER FLOW RATES ARE NEEDED, USE A HIGHER-CAPACITY NOZZLE INSTEAD OF INCREASING PRESSURE.**
- Nozzle Type - Use a nozzle type that is designed for the intended application. With most nozzle types, narrower spray angles produce larger droplets. Consider using low-drift nozzles.

CONTROLLING DROPLET SIZE – AIRCRAFT

- Number of Nozzles – Use the minimum number of nozzles with the highest flow rate that provide uniform coverage
- Nozzle Orientation – Orienting nozzles so that the spray is emitted backwards, parallel to the airstream will produce larger droplets than other orientations.
- Nozzle Type – Solid stream nozzles (Such as disc and core with swirl plate removed) oriented straight back produce larger droplets than other nozzles.
- Boom Length – The boom length should no exceed ¾ of the wing or rotor length – longer booms increase drift potential.
- Application Height – Application more that 10 feet above the canopy increases the potential for spray drift.

BOOM HEIGHT

Setting the boom at the lowest labeled height (if specified) which provides uniform coverage reduces the exposure of droplets to evaporation and wind. For ground equipment, the boom should remain level with the crop and have minimal bounce.

WIND

Drift potential increases at wind speeds of less than 3 mph (due to inversion potential) or more than 10 mph. However, many factors, including droplet size and equipment type determine drift potential at any given wind speed. **AVOID GUSTY OR WINDLESS CONDITIONS.**

NOTE: Local terrain can influence wind patterns. Every applicator should be familiar with local wind patterns and how they affect spray drift.

TEMPERATURE AND HUMIDITY

When making applications in hot and dry conditions, set up equipment to produce larger droplets to reduce effects of evaporation.

TEMPERATURE INVERSIONS

Drift potential is high during a temperature inversion. Temperature inversions restrict vertical air mixing, which causes small suspended droplets to remain close to the ground and move laterally in a concentrated cloud. Temperature inversions are characterized by increasing temperature with altitude and are common on nights with limited cloud cover and light to no wind. They begin to form as the sun sets and often continue into the morning. Their presence can be indicated by ground fog; however, if fog is not present, inversions can also be identified by the movement of smoke from a ground source or an aircraft smoke generator. Smoke that layers and moves laterally in a concentrated cloud (under low wind conditions) indicates an inversion, while smoke that moves upward and rapidly dissipates indicates good vertical air mixing.

SHIELDED SPRAYERS

Shielding the boom or individual nozzles can reduce the effects of wind. However, it is the responsibility of the applicator to verify that the shields are preventing drift and not interfering with uniform deposition of the product.

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AIR ASSISTED (AIR BLAST)

FIELD AND GREENHOUSE ORNAMENTALS SPRAYERS

Air assisted field crop sprayers carry droplets to the target via a downward directed air stream. Some may reduce the potential for drift, but if a sprayer is unsuitable for the application and/or set up improperly, high drift potential can result. It is the responsibility of the applicator to determine that a sprayer is suitable for the intended application, is configured properly, and that drift is not occurring.

Note: Air assisted field sprayers can affect product performance by affecting spray coverage and canopy penetration. Consult the application equipment section of this label to determine if use of an air assisted sprayer is recommended.

AIR ASSISTED (AIR BLAST) ORNAMENTAL TREE SPRAYERS

Air assisted ornamental tree sprayers carry droplets into the canopy of trees and vines via a radially or laterally directed air stream. In addition to the general drift management principles already described, the following specific practices will further reduce the potential for drift:

- Adjust reflectors and aiming devices so that spray is only directed into the canopy.
- Block off upward pointed nozzles when there is no overhanging canopy.
- Use only enough air volume to penetrate the canopy and provide good coverage.
- Do not allow spray to go beyond the edge of the cultivated area. Spray the outside row only from outside the planting.

SPECIFIC USE RATES

| CROP | MITES CONTROLLED | POUNDS PRODUCT PER ACRE [†] | MINIMUM-MAXIMUM GALLONS WATER PER ACRE | PRE-HARVEST INTERVAL (Days) | REMARKS |
|--|------------------|--------------------------------------|--|-----------------------------|--|
| Christmas Trees in Washington and Oregon | Spruce Spider | 2 | Ground Min. 20 Air Min. 10 | N/A | Apply when mites first appear and when the daily air temperature is expected to be at least 70° F. Make 1 application per year. For best results, apply with air-blast ground equipment. Aerial application: Best results by air may be obtained when the pilot applies ½ the dosage in one direction, then finishes by respraying in a pattern perpendicular to the first application. |

[†] NOTE: One pound of product is equal to one soluble packet of product.

ORNAMENTAL USES

| Crop | Mites Controlled | Ounces Per 100 Gallons Dilute Spray | Water Soluble Bags Per 400 Gallons Dilute Spray | Remarks |
|--|--|-------------------------------------|---|---|
| Greenhouse and Outdoor Ornamentals (including nursery stock, flowers and plants grown for propagation purposes) | Spruce spider, Oligonychus (Oak Mite, Southern Red Mite), Two-Spotted Spider | 8-16 | 2-4 | <ul style="list-style-type: none"> Do not add oil to the spray solution. Apply when mites first appear. Repeat as necessary to maintain control. Frequent repeat applications may cause the appearance of visible spray residues on foliage. Apply to the foliage only of chrysanthemums (pre-bloom) and poinsettias (prebract). Under greenhouse conditions, foliage and flowers of certain species may demonstrate sensitivity to repeat applications. If in doubt, make a test application prior to general spraying. Occasional minor sensitivity has been observed on certain species.¹ |
| Established Landscape Ornamentals (Commercial application to established landscape ornamentals, including trees, shrubs, flowering ornamentals, bedding plants, annuals and perennials.) | Two-spotted Spider, Clover | 8-16 | 2-4 | <ul style="list-style-type: none"> Do not add oil to spray solution. Apply when mites first appear. Repeat as necessary to maintain control. Do not apply more than 4 times per year. Under extreme weather conditions, foliage and flowers of certain species may demonstrate sensitivity to repeat applications. If in doubt, make test applications prior to general spraying. Occasional minor sensitivity has been observed on certain species.¹ |

¹ *Salix melanostachys* (common willow), *Asplenium bulbiferum* (spleenwort garden fern), *Dryopteris erythrosora* (wood fern), *Cercis canadensis* (common redbud), *Camellia japonica* (red garden camellia), *Pellaea rotundifolia* (button fern), *Davallia fejeensis* (rabbit foot fern), *Asparagus meyeri* (Meyers asparagus fern), *Asplenium nidus* (birdnest fern), *Adiantum cuneatum* (maidenhair fern), *Celosia argentea* (cockscomb), *Verbena hortensis* (verbena), *Ageratum houstonianum* (floss flower), *Rosa* sp. (common rose – some varieties, esp. yellow).

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a secure, dry and temperate area. Keep container closed when not in use.

Do not store near food or feed. Do not use or store around the home. Avoid contact with water. In case of spill or leak, soak up with sand, earth or synthetic absorbent and dispose of wastes in compliance with local, State and Federal regulations.

PRODUCT DISPOSAL: Pesticide 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 Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Completely empty contents of envelope into application equipment. Then dispose of empty envelope in a sanitary landfill, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

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Warranty Disclaimer

SePRO Corporation warrants that the 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. SEPRO CORPORATION 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. Plant 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), presence of other materials, the manner of application, or other factors, all of which are beyond the control of SePRO Corporation as the seller. All such risks shall be assumed by buyer.

Limitation of Remedies

To the fullest extent permitted by law, SePRO Corporation shall not be liable 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 SePRO Corporation's 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.

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

The terms of the "Warranty Disclaimer" above and this "Limitation of Remedies" cannot be varied by any written or verbal statements or agreements. No employee or sales agent of SePRO Corporation or the seller is authorized to vary or exceed the terms of the "Warranty Disclaimer" or "Limitations of Remedies" in any manner.

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SePRO Corporation • 11550 North Meridian Street • Suite 600 • Carmel, Indiana 46032-4565
Phone: (317) 580-8282 • Fax: (317) 580-8280

April 11, 2006

Daniel C. Kenny
Product Manager 01
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
US Environmental Protection Agency
Room 266A, Crystal Mall 2,
1921 Jefferson Davis Highway
Arlington, VA 22202-4501

NOTIFICATION
APR 20 2006

**RE: Submission of label notification
ProMITE 50WP Miticide
EPA Reg. No. 67690-40**

Dear Mr. Kenny:

On behalf of SePRO Corporation (11550 North Meridian Street, Suite 600, Carmel, Indiana 46032-4565, EPA Company #67690), I am submitting information to amend the product label for ProMITE 50WP Miticide to add the company address (city, state & zip code) which was inadvertently left off the EPA Stamped Label. Additionally, typographical and formatting adjustment, including moving the Storage and Disposal statement to the bottom of the Directions for Use section (per the Label Review Manual) have been made. Please find enclosed the following information to support this notification:

- Application for Pesticide, EPA 8570-1 Form; and
- 5 (five) copies of the updated label with changes highlighted

This notification is consistent with the provisions of the PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no 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 the 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 may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

If you have any questions regarding this submission, please contact me at (317) 580-8286.

Sincerely,

Amy Dugger-Ronyak
Regulatory Affairs Specialist
SePRO Corporation

Enclosures (6)
cc: Steve D. Cockreham, SePRO