

67702-15

2/24/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

FEB 24 2009

Walter G. Talarek
Authorized Agent for W. Neudorff GmbH KG
1008 Riva Ridge Drive
Great Falls, VA 22066-1620

SUBJECT: Application for Pesticide Notification – Label Changes per Pesticide Registration
Notices (PRNs) 98-10, 2007-4, and 2008-1, including Revised Warranty
Sulfur/Pyrethrins Fungicide/Insecticide RTU
EPA Reg. No. 67702-15

Application Dated October 20, 2008

Dear Mr. Talarek:

The Agency is in receipt of your Application for Pesticide Notification under PRNs 98-10, 2007-1, and 2008-1 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRNs 98-10, 2007-1, and 2008-1 and finds that the label changes requested fall within the scope of these PRNs. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

Sincerely,

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

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

2008

Print Form

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0080



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 67702-15	2. EPA Product Manager Mary Waller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Sulfur/Pyrethrins Fungicide/Insecticide RTU	PM# 21	
5. Name and Address of Applicant (Include ZIP Code) W. Neudorff GmbH KG c/o Walter G. Talarek PC 1008 Riva Ridge Drive Great Falls, VA 22066-1620 <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. <u>FEB 24 2009</u> Product Name _____	

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 in which revisions are made to the product's label and container sizes under PR Notices 98-10, 2007-4, and 2008-1. See the enclosed letter to Ms. Mary Waller, PM 21, for a full explanation of the amendment and the certifications required by the PR Notices.

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 checked="" type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 8, 12, 16, 24, 32 & 64 oz. 1 gal.		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 checked="" 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 Walter G. Talarek	Title Authorized Agent	Telephone No. (Include Area Code) 703-759-4887
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 Authorized Agent	
4. Typed Name Walter G. Talarek	5. Date October 20, 2008	

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LAW OFFICES OF
WALTER G. TALAREK, P.C.
1008 RIVA RIDGE DRIVE
GREAT FALLS, VIRGINIA 22066
PHONE: (703) 759-4837
FAX: (703) 759-5548

October 20, 2008

DELIVERED BY COURIER

Mary Waller, PM 21
Registration Division
c/o Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

Re: Sulfur/Pyrethrins Fungicide/Insecticide RTU
EPA Reg. No. 67702-15
Notification

Dear Ms. Waller:

Please find enclosed W. Neudorff GmbH KG's ("Neudorff's") application for a notification regarding the registration for Sulfur/Pyrethrins Fungicide/Insecticide RTU, EPA Reg. No. 67702-15. This notification makes the following changes to the product's label and container sizes:

1. Changes the EPA establishment number from 67702-WG-1 to 67702-DEU-1;
2. Adds a toll free telephone number to the First Aid section;
3. Adds 8 oz. container size;
4. Revises the environmental hazards section to comply with PR Notice 2008-1;
5. Revises the container disposal section and adds a batch code to comply with PR Notice 2007-4; and
6. Revises the notice to buyer (warranty) section to comport with EPA's Label Review Manual

The notification also incorporates the label revision made by the notification dated April 24, 2007.

One copy of the revised label is enclosed for your review. Also, one copy of the revised label with the proposed changes highlighted in yellow is enclosed for your convenience in reviewing this application.

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SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU

ACTIVE INGREDIENTS:
 Sulfur..... 0.20%
 Pyrethrins..... 0.01%
 OTHER INGREDIENTS:..... 99.79%
 TOTAL:..... 100.00%

NOTIFICATION
 FEB 24 2009

KEEP OUT OF REACH OF CHILDREN

CAUTION

EPA REG. NO. 67702-15

EPA EST. 67702-DEU-1

FIRST AID	
IF IN EYES	-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 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.
Have the product container or label with you when calling a poison control center or doctor or going for treatment. For additional information on this pesticide product, you may call the National Pesticide Information Center at 1-800-858-7378 for emergency medical treatment information.	

NET CONTENTS: 8 fl. oz., 16 fl. oz., 24 fl. oz., 32 fl. oz., 40 fl. oz. 1 gallon

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

CAUTION. Causes moderate eye irritation. Avoid contact with eyes. Avoid contact with skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

ENVIRONMENTAL HAZARDS

To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

PHYSICAL OR CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flame.

DIRECTIONS FOR USE

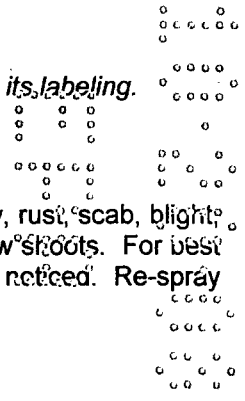
It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

Shake well before using. Do not dilute.

FOR CONTROL OF FUNGAL DISEASES:

Controls a wide range of fungal diseases including: blackspot, powdery mildew, rust, scab, blight, brown rot and leaf spot. Thoroughly spray all areas of the plant, especially new shoots. For best control apply as a protective spray early in the season before the diseases are noticed. Re-spray every 7 to 10 days or after rain. May be used up to day before harvest.

FOR CONTROL OF INSECTS/MITES:



Controls a wide range of pests including: aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, lacebugs, fruit flies and earwigs. Thoroughly spray all areas of the plant, especially new shoots and underside of leaves. Pests need to be contacted by the spray to be controlled.

USE SITE – INDOOR, OUTDOOR AND GREENHOUSE	PEST	DISEASE
FRUIT AND NUT TREES such as: almond, apple, cherry, citrus, filbert, nectarine, peach, pear, plum, prune, walnut	aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, fruit flies, earwigs	scab, powdery mildew, rust, blight, brown rot
VEGETABLE AND VINE PLANTS such as: beans, beets, blackberries, blueberries, broccoli, brussel sprouts, cabbage, carrots, cauliflower, corn, curcubits (cucumber, melons, pumpkins and squash), currant, gooseberries, grapes, kale, onions, peas, peppers, potatoes, raspberries, strawberries, tomatoes	aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, fruit flies, earwigs	powdery mildew, rust, blight, leaf spots
ORNAMENTALS such as: flowering plants and shrubs, woody ornamentals, roses, trees and houseplants	aphids, mites, spider mites, leafhoppers, caterpillars, roseslugs, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, lacebugs, earwigs	powdery mildew, rust, blight, blackspot, leaf spots
LAWNS	aphids, mites, spider mites, leafhoppers, caterpillars, spittlebugs, thrips, chiggers, earwigs	rust, leaf spot, blight, powdery mildew

For use only on home lawns and gardens. Not for use on agricultural establishments growing agricultural crops or commodities for resale.

USE PRECAUTIONS:

- Do not use if temperatures are expected to be over 90°F.
- Do not spray plants with SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU within 21 days of an oil spray.
- Some varieties of grapes and cucurbits are sensitive to sulfur and some plant damage may occur.
- Use care or do not spray on sulfur sensitive plants. If not sure, test spray a few leaves 2 days before spraying the entire plant.
- Do not apply to strawberry fruit that will be used for canning.

STORAGE AND DISPOSAL

Store at room temperature and protect from freezing.

CONTAINER DISPOSAL:

If empty: Nonrefillable. Do not reuse or refill this container. Place in trash or offer for recycling if available.

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If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

BATCH CODE

OPTIONAL STATEMENTS: [These statements may or may not be used on the product's label.]

-3 IN 1

- Controls a wide range of fungal diseases and pests.
- Controls insects and diseases on listed fruit, vegetables and ornamentals
- Controls diseases, insects and mites
- Insecticide/Fungicide/Miticide
- Rose Fungicide, Insecticide and Miticide
- Protective rose spray
- Controls rose black spot
- Controls black spot, powdery mildew and rust
- Controls black spot, powdery mildew, rust, aphids and mites
- Controls a wide range of rose diseases
- Controls aphids and mites
- Controls rose and ornamental diseases
- Prevents leaf loss caused by black spot and rust
- Fungicide and Insecticide
- Contact killer for both insect and mite pests
- Controls Aphids, Mites, Caterpillars and other insect pests
- Kills Fungus, Insects & Mites
- Insect Killer
- Fungus Killer
- (Spider) Mite Killer
- For use on: roses, flowers, houseplants, ornamental trees and shrubs, fruits, nuts and vegetables
- For roses, vegetables & ornamentals.
- For use on plants- indoors & outdoors.
- For household home garden use.
- Use up to day before harvest
- Ideal for controlling rose diseases.
- Sulfur fungicides are widely regarded as providing effective control of several major diseases.
- SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU can be used on inside plants.
- Proper plant nutrition, and removing dead or damaged leaves will also reduce disease and insect problems.
- Wet weather promotes plant diseases.
- SATISFACTION GUARANTEED.
- Can be used in vegetable gardens.
- Can be used on roses, vegetables, fruits and ornamentals.
- Read Entire Container Label Before Using This Product.
- Convenient. Easy-to-use. Requires no mixing.

[The registrant may use one or both of these two optional statements, either]:

NOTICE TO BUYER

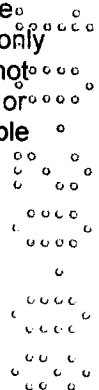
To the extent consistent with applicable law, seller warrants that this product conforms to the chemical description on this label and is reasonably fit for the purposes stated on this label only when used in accordance with directions under normal use conditions. This warranty does not extend to use of this product contrary to label directions, or under abnormal use conditions, or under conditions not reasonably foreseeable to seller. To the extent consistent with applicable law, seller makes no other warranties, either express or implied.

OR

Buyer assumes all responsibility for safety and use not in accordance with directions.

Registrant: W. Neudorff GmbH KG, An der Mühle 3, D-31860 Emmerthal, Germany

Optional Statements:



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[Supplemental distributors will use one of these two statements, either:]

-Sold under a license of "W. Neudorff GmbH KG, Germany"

OR

-Manufactured under a license of "W. Neudorff GmbH KG, Germany"

