



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

Paula Bodey
Director, Regulatory Affairs
Cheminova, Inc.
1600 Wilson Blvd., Suite 700
Arlington, VA 22209

JUN - 4 2014


Subject: TopGuard Fungicide
EPA Reg. No. 67760-75
Your amendment dated April 1, 2014 revising the corn PHI from 80
days to 0 day
Decision Number: 489806
Related to Petition #3F8156; Decision Number 475694

Dear Ms. Bodey:

The supplemental labeling referred to above, submitted in connection with registration under the Federal, Insecticide, Fungicide, and Rodenticide Act as amended is acceptable. A stamped copy of your label is enclosed for your records. The supplemental label expires on February 1, 2016.

You must submit one (1) copy of the final printed label before you release the product for shipment. At your next label printing, or within eighteen months of the date of this letter, whichever comes first, you must incorporate this supplemental labeling into the main product labeling. Products released for shipment after eighteen (18) months from the date of this letter must bear the new revised label. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA §6(e). Your release for shipment of the product constitutes acceptance of these conditions. If you have any questions, please contact Tamue L. Gibson by phone at (703) 305-9096 or via email at gibson.tamue@epa.gov.

Sincerely,



Hope A. Johnson
Product Manager (21)
Fungicide Branch
Registration Division (7504P)

Enclosure: Label stamped "Accepted"

TOPGUARD® Fungicide

EPA Reg. No. 67760-75

Group 3 Fungicide

This Supplemental Label changes the Preharvest Interval for Corn

THIS SUPPLEMENTAL LABEL EXPIRES ON February 1, 2016
AND MUST NOT BE USED OR DISTRIBUTED AFTER THIS DATE

DIRECTIONS FOR USE

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

Read the entire label. This label must be in the possession of the user at the time of application. Read the label affixed to the container for TOPGUARD Fungicide before applying. Use of TOPGUARD Fungicide according to this labeling is subject to the use precautions and limitations imposed by the label affixed to the TOPGUARD Fungicide container.

Crop Rotation: Crops treated with TOPGUARD® Fungicide may be rotated to a labeled crop (soybean, field corn, field corn grown for seed, popcorn, sugar beets, peanuts, pome fruit, stone fruit or grapes) at any time, or may be rotated to cotton or sweet corn 180 days after application. Rotation to any other crop is prohibited.

Use Directions for Corn (Field Corn, Field Corn Grown for Seed, and Popcorn)

Diseases	Product Rate (fl. oz./A)	Application Directions	Application Interval (Days)
Gray Leaf Spot (<i>Cercospora zeae-maydis</i>)	7 - 14	Apply preventatively or when conditions are favorable for disease development. One repeat application may be made.	7
Southern Corn Leaf Blight (<i>Cochlibolus heterostrophus</i>)			
Northern Corn Leaf Blight (<i>Setosphaeria turcica</i>)		Apply no later than growth stage R4 (early dough stage)	
Rust, Common (<i>Puccinia sorghi</i>)		Apply TOPGUARD® Fungicide as a broadcast foliar spray. Use the high rate when disease pressure is high and conditions are favorable for disease development.	
Southern Rust (<i>Puccinia polysora</i>)			
Eyespot (<i>Aureobasidium zeae</i>)			
Anthracnose Leaf Blight (<i>Colletotrichum graminicola</i>)		TOPGUARD® Fungicide may be tank-mixed with other approved corn fungicides, herbicides or	
Northern Corn Leaf Spot			

SUPPLEMENTAL LABELING

(Cochliobolus carbonum)		<p>insecticides unless prohibited on the label.</p> <p>Because of the wide variety of possible combinations which can be encountered, observe all cautions and limitations on the label of all products used in mixtures. Spray to provide thorough coverage of all existing foliage using the appropriate application equipment.</p> <p>Apply TOPGUARD® Fungicide in a minimum of 10 gallons of spray solution per acre by ground sprayer or in a minimum of 5 gallons of spray solution per acre by aircraft spray equipment.</p>	
<p>Restrictions:</p> <ul style="list-style-type: none"> • No single application may exceed 14 fl. oz. of product./A • Do not apply more than 2 applications per year. • Do not apply more than 28 fl. oz. of product/A per year. • An adjuvant may be used with TOPGUARD Fungicide prior to the V8 corn growth stage and after the VT corn growth stage • Restricted Entry Interval (REI): The REI for detasselling field corn and popcorn grown for seed is 5 days. The REI for all other activities is 12 hours. • Preharvest Interval: Zero (0) day of harvest for forage, and 7 days for stover and grain of field corn and popcorn 			

For product information, call toll free, 1-800-548-6113.

WARRANTY DISCLAIMER

Cheminova warrants that this 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. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, CHEMINOVA 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. Crop 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 Cheminova or the Seller. All such risks shall be assumed by Buyer and User. Buyer and User agree to hold Cheminova and the Seller harmless for any claims related to such factors.

LIMITATION OF REMEDIES

To the extent consistent with applicable law, the exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to one of the following, at Cheminova's election,:

- (1) Refund of purchase price paid by buyer or user for product bought, or
- (2) Replacement of amount of product used.

To the extent consistent with applicable law, Cheminova shall not be liable for consequential, incidental, or special 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 Cheminova or the Seller is authorized to vary or exceed the terms of the Warranty Disclaimer or this Limitation of Remedies in any manner.

TOPGUARD is a registered trademark of Cheminova

6-4-14

EPA Reg. No. 67760-75
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Research Triangle Park, NC 27709

