

69526-13

09-23-2010

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

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332/1300

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

SEP 23 2010

Ms. Juli Mann
Paralegal Specialist
Steptoe & Johnson LLP
1330 Connecticut Avenue, NW.
Washington, DC 20036-1795

Subject: CIVITAS™
EPA Registration No. 69526-13
Notification Submitted on August 24, 2010

Dear Ms. Mann:

On August 24, 2010, the Agency received your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the product Civitas™, EPA Reg. No. 69526-13. The Registration Division (RD) finds that the application falls within the scope of PRN 98-10.

The label submitted on August 24, 2010, has been stamped "Notification" and placed in our records.

If you have any questions regarding this letter, you may reach me by telephone at 703-305-6406, by FAX at 703-308-0029, or via e-mail at jacobs.bill@epa.gov.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "William W. Jacobs".

William W. Jacobs
Insecticide-Rodenticide Branch
Registration Division (7505P)

Please read instructions on reverse before completing form

Form Approved, OMB No. 2070-0060, Approval expires 5-31-98



United States
Environmental Protection Agency
Washington, DC 20460

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

Application for Pesticide - Section I

1. Company/Product Number 69526-13	2. EPA Product Manager Venus Eagle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Civitas™	PM # 1	
5. Name and Address of Applicant (Include ZIP Code) Petro Canada Lubricants, Inc., a Suncor Energy Business 2310 Lakeshore Road W. Mississauga, Ontario L5J 1K2 Canada <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 SEP 23 2010
<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 Labeling Change per PR Notice 98-10. All changes are highlighted on the enclosed label (pages 1, 2 and 8).

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 U.S.C. 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 product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

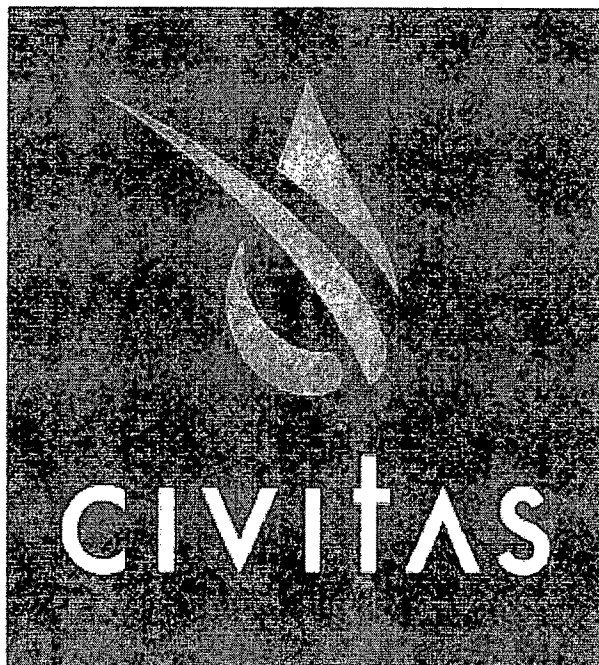
Section III

1. Material This Product Will be Packaged in:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input 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
				<input type="checkbox"/> Paper	<input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of label directions <input type="checkbox"/> On Label <input type="checkbox"/> On Label accompanying product	
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 Person (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Juli Mann	Title Steptoe & Johnson, LLP Authorized agent	Telephone No. (Include Area Code) 202-429-3095
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 Steptoe & Johnson, LLP Authorized Agent	
4. Typed Name Juli Mann	5. Date August 24, 2010	

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NOTIFICATION

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NOTIFICATION

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Fungicide and insecticide for Turf and for Ornamentals

ACTIVE INGREDIENT:	By Weight
Mineral Oil*	98.00%
OTHER INGREDIENTS:	2.00%
TOTAL	100.00%

*Contains petroleum distillates

Patent Pending

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

See inside for additional Precautionary Statements

NET [CONTENTS] xx U.S. GAL (xx L)

Edit date: 8/24/10

Note: Brackets indicate optional text.



FIRST AID	
If swallowed:	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor. • Do not induce vomiting unless told to by a poison control center or doctor. • Do not give any liquid to the person. • 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 15-20 minutes. • Call a poison control center or doctor for treatment advice.
HOTLINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor or going for treatment. To reach a U.S. POISON CONTROL CENTER, call 1-800-222-1222. You may also contact PETRO-CANADA LUBRICANTS INC., A SUNCOR ENERGY BUSINESS 403-296-3000, or CANUTEC Canadian Transport Emergency Centre: 613-996-6666.</p>	
<p>NOTE TO PHYSICIAN: Contains petroleum distillate. Do not induce vomiting since vomiting may induce aspiration pneumonia.</p>	

**EPA REG. NO. 69526-13
EPA EST. NO. 79693-CAN-001**

Precautionary Statements

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Harmful if absorbed through skin. Avoid contact with eyes, skin, or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.

Personal Protective Equipment (PPE)

Some materials that are chemical resistant to this product are listed below. If you want more options, follow the instructions for category E on an EPA chemical resistance category selection chart.

Applicators and other handlers must wear:

- Long sleeved shirt and long pants;
- Chemical-resistant gloves, such as: barrier laminate or Nitrile rubber, Neoprene rubber or Viton;
- Shoes plus socks

Follow manufacturer's instructions for cleaning and maintaining PPE. If there are no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

Discard clothing and other absorbent materials that have been drenched or heavily damaged by this product's concentrate. Do not reuse them.

Users Safety Recommendations

Users should:

- wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet;
- remove clothing and/or PPE immediately if pesticide gets inside and then wash thoroughly and change into clean clothing;
- remove PPE immediately after handling this product. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment wash waters or rinsate. Apply this product only as specified on the label.

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 through any type of irrigation system. 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. Aerial application of this product is prohibited.

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses. Keep children and pets out of the treated area until sprays have dried.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Keep out of reach of children and animals. Store in original containers only. Store in a cool, dry place and avoid excess heat. Carefully open containers. After partial use, replace lids and close tightly. Do not put concentrate or dilute material into food or drink containers. Keep drums closed to prevent entry of water. Do not freeze. Roll drum before use if stored longer than 3 months.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills. To confine spill: If liquid, dike surrounding area or absorb with sand, cat litter or commercial clay. If dry material, cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

PESTICIDE DISPOSAL: Dispose of wastes resulting from use of this product on site or at an approved waste disposal facility.

CONTAINER DISPOSAL:

[275 Gallon Polyethylene Bladder in Steel Cage: Do not reuse or refill this container. Return bladder and steel cage to your CIVITAS™ dealer.]

[55 Gallon Polyethylene Drums: Do not reuse or refill this container. Return drum to your CIVITAS™ dealer.]

[30 Gallon Polyethylene Drums: Do not reuse or refill this container. Return drum to your CIVITAS™ dealer.]

[5 Gallon Polyethylene Pail: Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. If recycling is unavailable, puncture and dispose of in sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.]

USE RESTRICTIONS

CIVITAS™ is a broad spectrum, fungicide and insecticide registered for use on turf and the landscape ornamentals listed on this label. CIVITAS™ may be used to control powdery mildew, adelgids and webworms on landscape ornamentals.

CIVITAS™ may be applied as part of an alternating spray program or in tank mixes with other registered, turf and ornamental protection products. Read all label directions for proper use of other turf and ornamental protection products.

CIVITAS™ may be used as a preventative treatment for the control of many diseases on turf.

For turf applications, CIVITAS™ must only be used in conjunction with Petro-Canada's CIVITAS™ HARMONIZER.

Do not use CIVITAS™ HARMONIZER for ornamental applications.

CIVITAS™ may be applied with spray equipment commonly used for ground applications. Ensure sufficient agitation is provided either through the use of mechanical mixing or thorough circulation.

Note: This product has not been tested on all species or varieties. Before treating a large area, treat a small area and observe prior to full scale applications.

For ground applications, apply CIVITAS™ in sufficient water volume for adequate coverage and canopy penetration. All applications must be made according to the use directions that follow.

Note: Turf may show a luster after having been sprayed with this product.

SPRAY DRIFT MANAGEMENT

A variety of factors including weather conditions (e.g., wind direction, wind speed, temperature, and relative humidity) and method of application (e.g. ground or airblast) can influence pesticide drift. The applicator and grower must evaluate all factors and make appropriate adjustments when applying this product.

Wind Speed

Do not apply at wind speeds greater than 15 mph at the application site.

Temperature Inversions

If applying at wind speeds less than 3 mph, the applicator must determine if (a) conditions of temperature inversion exist, or (b) stable atmospheric conditions exist at or below nozzle height. Do not make applications into areas of temperature inversions or stable atmospheric conditions.

Release Height

Apply using a nozzle height of no more than 4 feet above the ground or crop canopy.

Droplet Size:

Apply as a medium or coarser spray (ASAE standard 572), and the minimum volume mean diameter (VMD) for spinning atomizer nozzles.

For airblast applications, turn off outward-pointing nozzles at row ends and when spraying outer row. To minimize spray loss over the top in orchard applications, spray must be directed into the canopy.

INTEGRATED PEST MANAGEMENT (IPM)

Pests are not known to develop resistance to CIVITAS™. This product can be used in resistance management strategies or in integrated pest management (IPM) programs. Consult with your local Cooperative Extension Specialist on using this product for resistance management and using it in an IPM program.

MIXING DIRECTIONS

DIRECTIONS

Use only in equipment with sufficient agitation to keep spray thoroughly mixed. Provide sufficient agitation during mixing and application to maintain a uniform emulsion. Be sure tank is clean.

DO NOT USE THIS MATERIAL IF IT DOES NOT EMULSIFY.

Note: Use efficient equipment of the proper type. Avoid spraying during or immediately prior to hot or freezing weather, rain or other unsuitable conditions; avoid over spraying or double spraying. Plants should be sprayed only when in vigorous condition and when their moisture condition is suitable. Before using, make certain spray tank is free of sulfur residues.

For Ornamental Applications:

With agitator running, start filling tank with water; add CIVITAS™ when tank is about 1/2 full. If this mixture turns white, it indicates good emulsification. Fill the tank with water, adding other desired materials as tank is filling.

For Turf Applications:

CIVITAS™ must only be used in conjunction with Petro-Canada's CIVITAS™ HARMONIZER. CIVITAS™ HARMONIZER enhances the color of treated turf while minimizing the impact of stresses.

Carefully calculate the quantity of CIVITAS™ and CIVITAS™ HARMONIZER needed before mixing. Shake or agitate CIVITAS™ HARMONIZER immediately prior to use. With agitator running, start filling tank with water; add CIVITAS™ when tank is about 1/2 full. If this mixture turns white, it indicates good emulsification. Fill the tank with water, adding CIVITAS™ HARMONIZER as tank is filling. Spray mix should have a uniform opaque dark green color. Keep agitation during application. Prepare only enough spray mix for the current day's use, do not store spray mix.

Tank Mixes

DO NOT combine CIVITAS™ in the spray tank with pesticides, surfactants, or fertilizers, unless your prior use has shown the combination to be physically compatible and non-injurious under your conditions. **DO NOT** combine CIVITAS™ with chlorothalonil as phytotoxicity may result from the combination when applied to turf.

Edit date: 8/24/10

Note: Brackets indicate optional text.

TURF ON GOLF COURSES*

* The product should be tested on small area prior to broad application.

TARGET DISEASE	APPLICATION RATE - (Ounces CIVITAS™ per 1,000 sq. ft.)	Ounces CIVITAS™ HARMONIZER per 1,000 sq. ft.	Total Application Volume with water (gal per 1,000 sq. ft.)	APPLICATION INTERVAL (Days)	COMMENTS
Anthracnose (<i>Colletotrichum graminicola</i>) Brown Patch (<i>Rhizoctonia solani</i>) Spring Leaf Spot Grey Leaf Spot (<i>Pyricularia grisea</i>) Fusarium patch Dollar Spot (<i>Sclerotinia homoeocarpa</i>) Necrotic Ring (<i>Leptosphaeria korrae</i>) Red Thread (<i>Laetisaria fuciformis</i>) Leaf Spot / Melting-out (<i>Drechslera spp.</i> and/or <i>Biopolaris spp.</i>) Powdery Mildew (<i>Erysiphe graminis</i>)	8 oz to 16 oz	1/2 oz to 1 oz.	1 gal to 5 gal	7 to 21	<p>Only use in conjunction with Petro-Canada's CIVITAS™ HARMONIZER.</p> <p>Add Petro-Canada CIVITAS™ HARMONIZER in a ratio of 16 parts by volume CIVITAS™ to 1 part CIVITAS™ HARMONIZER by volume.</p> <p>Apply as a preventative treatment or when conditions are favorable for disease development.</p>
Grey Snow Mold (<i>Typhula ishikariensis</i> , <i>Typhula incarnate</i>) **Pink Snow Mold (<i>Microdochium nivale</i>)	8 oz. to 16 oz.	1/2 oz to 1 oz.	1 gal to 5 gal	7 to 14	<p>For Grey Snow Mold and Pink Snow Mold: Make 2 or more applications spaced 7-14 days apart in late fall before snow cover.</p> <p>Add Petro-Canada CIVITAS™ HARMONIZER in a ratio of 16 parts by volume CIVITAS™ to 1 part CIVITAS™ HARMONIZER by volume.</p>

TARGET PEST	APPLICATION RATE (Ounces CIVITAS™ per 1,000 sq. ft.)	Ounces CIVITAS™ HARMONIZER per 1,000 sq. ft.	Total Application Volume with water (gal per 1,000 sq. ft.)	APPLICATION INTERVAL (Days)	COMMENTS
Annual Blue Grass Weevils Banks Grass Mites Mealybugs Mites Cutworm Sod Webworm Fall Armyworm	8 oz. to 16 oz.	1/2 oz. to 1 oz	1 gal to 5 gal	7 to 21	<p>Only use in conjunction with Petro-Canada's CIVITAS™ HARMONIZER</p> <p>Add Petro-Canada CIVITAS™ HARMONIZER in a ratio of 16 parts by volume CIVITAS™ to 1 part CIVITAS™ HARMONIZER by volume.</p> <p>Do not make spot applications. Treat the entire area where exposure (or infestation) occurs.</p>

LANDSCAPE ORNAMENTALS

SHADE TREES** AND SHRUBS INCLUDING CONIFERS, DECIDUOUS BROADLEAF EVERGREENS & WOODY ORNAMENTALS, ORNAMENTAL TREES**, ALONG CITY STREETS, OTHER RIGHTS-OF-WAY, AND IN LANDSCAPES			
TARGET PEST	APPLICATION RATE (Ounces CIVITAS™ per gallon of water)	APPLICATION INTERVAL (Days)	COMMENTS
Powdery Mildew	1 to 2.5 Use enough spray solution to completely penetrate the leaf canopy and cover both top and bottom of all of the leaves and stems until wet but without significant runoff.	14	<p>Do not use with Petro-Canada's CIVITAS™ HARMONIZER.</p> <p>Apply when conditions are favorable for disease development.</p> <p>CAUTION: Do not spray when there is obvious moisture deficit in leaves, or the plant is under stress.</p>
Adelgids, Webworms	For Spring and Summer Use Only 1 to 2.5 Use enough spray solution to completely penetrate the leaf canopy and cover both top and bottom of all of the leaves and stems until wet but without significant runoff.	14	<p>Do not use with Petro-Canada's CIVITAS™ HARMONIZER.</p> <p>CAUTION: Do not spray when there is obvious moisture deficit in leaves, or the plant is under stress.</p> <p>NOTE: May cause discoloration of Blue Spruce. Do not use on conifers or ferns not tolerant to CIVITAS™ spray solution.</p> <p>Use a lower concentration for more sensitive plants.</p> <p>** This product removes the glaucous (blue) bloom from such evergreens as Colorado Blue Spruce and Koster Spruce. Always use lower dosage or test sensitive plants such as Cryptomeria, Smoke Tree, Chamaecypris, Juniper, Japanese Holly and Spruce. Tendency toward sensitivity: Red Cedar and Douglas Fir.</p>

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FOLIAGE ORNAMENTALS AND BEDDING PLANTS

INCLUDING AGERATUM, AGLAONEMA, ASTER, AZALEAS, BEGONIAS, BROWALLIA, CAMELLIAS, CELOSIA, CHRYSANTHEMUM, COLEUS, COSMOS, CROWN OF THORNS, DIEFFENBACHIA, DUSTY MILLER, FERNS, FICUS, GARDENIAS, GERBERA, HELLICHRYSUM, HIBISCUS FOLIAGE, HYDRANGEA, LISIANTHUS, MARIGOLD, NEW GUINEA IMPATIENS, NICOTONIA, PALMS, PETUNIA, PHILODENDRON, PORTULACA, REIGER BEGONIAS, SCHEFFLERA, SNAPDRAGON, SUNFLOWER, ZINNIAS

Some plants are more sensitive to CIVITAS™ if any of the following conditions are present when application is made: High humidity (74%), an overcast or cloudy day, and/or inadequate air flow.

TARGET PEST	APPLICATION RATE (Ounces CIVITAS™ per gallon of water)	APPLICATION INTERVAL (Days)	COMMENTS
Powdery Mildew	0.5 to 1.5 Use enough spray solution to completely penetrate the leaf canopy and cover both top and bottom of all of the leaves and stems until wet but without significant runoff.	7	Do not use with Petro-Canada's CIVITAS™ HARMONIZER. Apply when conditions are favorable for disease development. Due to varietal differences in response to a treatment of this product at the recommended rate, we recommend conducting a small test on 1 or 2 plants of the specific variety to be treated.

CONDITIONS OF SALE AND LIMITATIONS OF WARRANTY AND LIABILITY

It is impossible to eliminate all risks inherently associated with the 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 Petro-Canada, the manufacturer or seller. To the extent consistent with applicable law neither Petro-Canada, the manufacturer or seller shall 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. Except as warranted by this label, Petro-Canada, the manufacturer or seller makes no warranties, guarantees, or representations of any kind, either express 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. To the extent consistent with applicable law, buyer's or user's exclusive remedy, and Petro-Canada's, the manufacturer's or seller's total liability, shall be for damages not exceeding the cost of the product.

Manufactured in Canada for:
PETRO-CANADA LUBRICANTS, INC., A SUNCOR ENERGY BUSINESS
2310 LAKESHORE ROAD W., MISSISSAUGA, ONTARIO L5J 1K2 CANADA
www.petro-canada.ca/

[Batch Code/Lot Number]