

69592-14

09/22/2005

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Biopesticides and Pollution Prevention Division (7511C)
1200 Pennsylvania Avenue NW
Washington, DC 20460

EPA Reg. Number:

69592-14

Date of Issuance:

9/22/05

Term of Issuance:

Conditional

Name of Pesticide Product:

QST 20799 Technical®

NOTICE OF PESTICIDE:

Registration
 Reregistration
(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

Mr. Gary N. Clark
Director, Regulatory Affairs
AgraQuest, Inc.
1530 Drew Avenue
Davis, CA 95616

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Biopesticides and Pollution Prevention Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

The registration application referred to above, submitted in connection with registration under § 3(c)(7)(C) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable provided that you do the following terms and conditions.

1. Submit/cite all data required for registration of your product under FIFRA § 3(c)(5) when the Agency requires all registrants of similar products to submit such data.
2. Submit production information for this product to the Registration Division (7505C) for the fiscal year in which this product is conditionally registered, in accordance with FIFRA § 29. The fiscal year begins October 1 and ends September 30. Production information will be submitted to the Agency no later than November 15, following the end of the preceding fiscal year.
3. This registration is registered under FIFRA § 3(c)(7)(C) because of outstanding data as discussed in the Biopesticide Registration Action Document for the active ingredient *Muscodor albus* QST 20799. Submit the following data within the specified timeframes:
 - a) analysis of 5 production batches to include identification and enumeration of bacterial and fungal contaminants, unintentional ingredients, certification of limits, and viability to confirm

Signature of Approving Official:

(See second page for signature)

Date:

9/22/05

the proposed Quality Assurance and Quality Control techniques maintain regulatory standards. You may submit these analyses as batches are produced.

All batches containing metabolites or unintentional ingredients of toxicological concern, or human pathogens above regulatory levels, must be appropriately destroyed.

- b) data supporting the claim for storage stability in submissions made to the Agency claiming that the End-use Product (EP) is stable for one (1) year. You must submit these data within eighteen (18) months of the date of this registration notice.
 - c) an acute inhalation toxicity test in rats to demonstrate that the volatiles produced on rehydration of the EP do not pose a worker inhalation exposure risk. The rodents are to be exposed through the nose to a mixture of all the volatiles, in the ratios produced on rehydration, at 1000 times the concentration of the expected exposure level. You must submit these data within eighteen (18) months of the date of this registration notice.
5. Submit five (5) copies of the revised final printed labeling before you release the product for shipment.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.

Sincerely,



Janet L. Andersen, Ph.D., Director
Biopesticides and Pollution Prevention Division (7511C)

encl: label

QST 20799® Technical

For Manufacturing Use Only

ACTIVE INGREDIENT:

Muscodor albus Strain QST 20799* (consists of fungal cell mass and residual fermentation media).....2.10%

OTHER INGREDIENTS:97.90%

TOTAL:.....100.00%

*Contains a minimum of 2 x 10⁶ cfu/g

EPA Registration No. 69592-14

EPA Establishment No. 69592-MEX-1

Net Contents: [1.0, 2.5, 3.0, 5.0, 30 gallons] or [110 gallons larger mini-bulk containers or bulk tankers]

KEEP OUT OF REACH OF CHILDREN CAUTION

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: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for further treatment advice if irritation persists.

Have the product container or label with you when calling a poison control center or doctor, or giving treatment.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS

CAUTION: Harmful if absorbed through the skin. Avoid contact with eye, skin or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

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. For guidance contact your State Water Board or Regional Office of the EPA.

DIRECTIONS FOR USE

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

FOR MANUFACTURING USE ONLY: For incorporation into end-use products. Not for direct treatment of pests. Do not use form damaged, punctured or unsealed containers. End-use products formulated from this product must be registered by the US EPA.

Workers handling this product must wear long sleeve shirts, long pants, shoes, socks, and a dust mist filtering respirator or dust/mist-filtering respirator meeting NIOSH standards of at least N-95, R-95, or P-95.

STORAGE & DISPOSAL

PESTICIDE STORAGE: Do not contaminate water, food, or feed by storage and disposal. Store in a cool dry area until ready for use. Store in original containers only. Keep container closed when not in use.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. Do not contaminate water when disposing of equipment rinsate.

CONTAINER DISPOSAL: For 1.0-gallon to 30-gallon plastic containers triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. For 110-gallon or larger mini-bulk containers or or bulk tankers --Return empty container for reuse.

For emergencies such as leaks or spills, call 24-hour toll-free CHEMTREC hotline at 1.800.424.9300.

CONDITIONS FOR SALE AND WARRANTY

AgraQuest warrants to those persons lawfully purchasing this product that at the time of the first sale of this product by Seller that this product conformed to its description and was reasonably fit for the purposes stated on the label when used in accordance with Seller's directions. Buyers and users of this product assume the risk of any use contrary to such directions. EXCEPT AS PROVIDED ELSEWHERE IN WRITING CONTAINING AN EXPRESS REFERENCE TO THIS WARRANTY AND LIMITATION OF DAMAGES, SELLER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OR GUARANTY, INCLUDING ANY OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY AND NO AGENT OF SELLER IS AUTHORIZED TO DO SO. To the extent permitted by state law, the Seller's liability for any breach of warranty shall not exceed the purchase price of the material as to which a claim is made. To the extent permitted by state law, Buyers and users of this product are responsible for all loss or damage from use or handling of this product which results from conditions beyond the control of Seller, or without the fault or negligence of the Seller, or from failure to follow the label.

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