

70051-46

3/23/2010

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

March 23, 2010

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Christine A. Dively
Director of Regulatory Affairs
CERTIS USA, LLC
9145 Guilford Road, Suite 175
Columbia, MD 21046

RE: Product Name: Spod-X LC
EPA Reg. No: 70051-46
Application for Notification dated November 20, 2009, to add container reuse statement to the Storage and Disposal section as permitted by PR Notices 2007-4 and 2008-1.

Dear Ms. Dively,

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticides Registration Notice (PRN) 98-10 dated above. A preliminary screen of this request has been conducted for its applicability under PRN 98-10 and it has been determined that the action(s) requested falls within the scope of PRN 98-10. Our records have been duly noted, and the letter submitted with this application has been stamped "Notification, received and accepted" and will be placed accordingly in our records.

Questions concerning this action should be directed to Mary Paden (703) 308-0411 or email at paden.mary@epa.gov.

Sincerely,

Sheryl K. Reilly

Sheryl K. Reilly, Ph.D., Chief
Microbial Pesticides Branch
Biopesticides and Pollution Prevention
Division (7511P)

CONCURRENCES

SYMBOL	7511P						
SURNAME	M. Paden						
DATE	3-18-10						

2055

Please read instructions on reverse before completing form.

Form Approved

MB No. 2070-0060

Print Form



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 70051-46	2. EPA Product Manager Microbial Pesticides Branch	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Spod-X LC	PM# 92	
5. Name and Address of Applicant (Include ZIP Code) Certis U.S.A., L.L.C. 9145 Guilford Road, Suite 175 Columbia, MD 21046 <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: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name <u>NOTIFICATION</u>	

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.

Date Reviewed: 12-18-10
Reviewed By: *m jordan*

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, 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 checked="" type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container Quart		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 Christine Dively	Title Director, Reg. Affairs	Telephone No. (Include Area Code)
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 <i>Christine A. Dively</i>	3. Title Director, Reg. Affairs	
4. Typed Name Christine Dively	5. Date Nov. 23, 2009	

4025

Spod-X[®] LC

INSECTICIDAL VIRUS

A Liquid Concentrate Biological Insecticide For Control of Beet Armyworm

FOR ORGANIC PRODUCTION

NOTIFICATION *Accepted*
OMRI
Listed
Organic Materials Review Institute

Date Reviewed: *03-18-10*

Reviewed By: *M. J. ...*

NET CONTENTS 1 QUART
EPA Reg. No. 70051-46
EPA Est. No. 70051-CA-001
Lot Number:

Active Ingredient:	
Polyhedral occlusion bodies (OBs) of the nuclear polyhedrosis virus of <i>Spodoptera exigua</i>	0.64%
Other Ingredients:	99.36%
Total:	100.00%

*This lot contains at least 2 billion OBs/ml.

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

Manufactured by
Certis USA, L.L.C.
9145 Guilford Road
Suite 175
Columbia, MD 21046

CERTIS

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

SPOD-X LC is an Insecticidal Virus for control of the caterpillars of the beet armyworm on field and greenhouse crops and ornamentals. Read this label carefully.

PRECAUTIONARY STATEMENTS:

HAZARDS TO HUMANS (AND DOMESTIC ANIMALS):

CAUTION: Causes moderate eye irritation. Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Harmful if inhaled. Avoid breathing spray mist. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

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.

If on skin or clothing: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes.

If inhaled: 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 treatment advice. Have the product container or label with you when calling a poison control center or doctor, or going for treatment. Hot Line Number: 1-800-255-3924.

PERSONAL PROTECTIVE EQUIPMENT:

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Shoes plus socks.

Follow manufacturer's instructions for cleaning and maintaining PPE. If no such instructions for washables exist, 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 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

IMPORTANT: When reduced PPE is worn because a closed system is being used, handlers must be provided all PPE specified above for "applicators and other handlers" and have such PPE immediately available for use in an emergency, such as a spill or equipment break-down.

USER SAFETY RECOMMENDATION

Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

ENVIRONMENTAL HAZARDS: For Terrestrial Uses: 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 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 exemptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted entry interval (REI). 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 4 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is:

- Coveralls
- Waterproof gloves
- Shoes plus socks

GENERAL INFORMATION
 SPOD-X LC is a highly selective insecticide for use against the insects and on the crops listed on this label. Always follow these directions:
 Treat when larvae are young (early instars) and are actively feeding. Apply before extensive damage has occurred. When insect infestations are heavy, use the higher label rates. Thorough spray coverage is essential for good insect control. Apply SPOD-X LC by conventional ground or aerial application equipment with quantities of water to provide thorough coverage of infested plants without runoff. The amount of water needed per acre will depend on weather, spray equipment, and local experience. Use the application amount of SPOD-X LC in 20-100 gallons of water per acre for ground application and in at least 5 gallons of water for aerial application. Use of a spreader/sticker and ultraviolet screening agent can enhance the performance of this product. Fill the mix tank with desired quantity of water. Use agitation during mixing. If spreader/sticker or ultraviolet screen is used, add prior to the addition of SPOD-X LC. Mixing time can be reduced by premixing SPOD-X LC with a small amount of water and vigorously agitating before adding to the tank. Mix final formulation for 10-30 minutes.

APPLICATION RATES

CROP	RATE		
	Billions Obs Per Acre	Mls Per Acre	Fl. Oz Per Acre
Vegetables: Tomatoes, lettuce, cabbage, beans, peppers, celery, escarole, sweet corn, peas, asparagus, beets, cauliflower, cucumber, broccoli, onion	100 - 200	50 - 100	1.7 - 3.4
Other Crops: Cotton, alfalfa, soybeans, peanuts, potatoes, corn, wheat, sweetpotatoes, tobacco, sunflower, sugarbeets	100 - 200	50 - 100	1.7 - 3.4

CROP	RATE		
	Billions Obs Per Acre	Mls Per Acre	Fl. Oz Per Acre
FLORICULTURE: Chrysanthemum, gysophila, gerbera, rose, carnation, azalea, gladiolus, cyclamen, saintpaulia, geranium, Bouvardia	100 - 200	50 - 100	1.7 - 3.4

MAKE APPLICATION WHEN LARVAE ARE IN THE FIRST AND SECOND INSTAR. LARVAE MUST INGEST OBS TO BE INFECTED, WHICH IS THE CASE WHEN THEY CONSUME SPRAYED PLANT MATERIAL.

This product is for use on both field and greenhouse crops and ornamentals. USE NONCHLORINATED WATER AT A pH NEAR 7.0 IN THE SPRAY-TANK MIX. SPOD-X LC can be applied up to and including the day of harvest and storage. Shake well before using.

STORAGE AND DISPOSAL
 Do not contaminate water, food, or feed by storage or disposal.
STORAGE: Store this product in original sealed container in a cool, dry place inaccessible to children and pets. Store at temperatures below 90°F. Bioactivity may be impaired by storage above 90°F. Storing the product in a freezer or refrigerator will extend its shelf-life.
PESTICIDE DISPOSAL: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.
CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) 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 1/4 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. Then offer for recycling, if available or puncture and dispose of in a sanitary landfill, or by incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

WARRANTY
 Certis USA, L.L.C. warrants that the material contained herein conforms to the description on the label and is reasonably fit for the purposes referred to in the directions for use. Timing and method of application, weather, watering practices, nature of soil, the insect problem, condition of the crop, incompatibility with other chemicals not specifically recommended, and other influencing factors in the use of this product are beyond the control of the seller. Buyer assumes all risks of use, storage or handling of this material not in strict accordance with directions given herein. NO OTHER EXPRESS OR IMPLIED WARRANTY OF THE FITNESS OR MERCHANTABILITY IS MADE.

SHAKE WELL BEFORE USING