



70231-2

02/25/2005

1/10

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 70231-2	2. EPA Product Manager Dr. Sheryl Reilly	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Toagosei Co., Ltd. \ ACARITOUCH	PM# 99	
5. Name and Address of Applicant (Include ZIP Code) Toagosei Co., Ltd. 1-14-1 Nishi Shimbashi Minato-Ku, Tokyo 105-8419 Japan <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
<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: 2/25/05

Reviewed By: [Signature]

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

To add "not registered for use in California" after certain crops as per PRN 98-10 Section II N. This notification is consistent with the provisions of PRN 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to wilfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PRN 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				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		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"/>		
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 Iain Weatherston	Title Senior Regulatory Consultant	Telephone No. (Include Area Code) 623-535-4060
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 <u>[Signature]</u>	3. Title Senior Regulatory Consultant	
4. Typed Name Iain Weatherston	5. Date November 2, 2004	

Technology Sciences Group Inc.
Arizona: Regulatory Division
4061 North 156th Drive
Goodyear, AZ 85338
Phone: (623) 535-4060
FAX (623) 535-4061
E-Mail: jazkatz@qwest.net



Iain Weatherston, Ph.D.
Senior Regulatory Consultant
Pesticide Division

Dr. Carol Frazer,
U.S. EPA - OPP - BPPD - BB
Crystal Mall #2, Room 910W6
1801 South Bell Street
Arlington, VA 22202

November 2, 2004

SUBJECT: Notification of label verbiage change.

COMPANY: Toagosei Co., Ltd.
1-14-1, Nishi Shimbashi
Minato-Ku, Tokyo 105-8419
Japan.

CONTACT: Iain Weatherston, Ph.D.
Technology Sciences Group Inc.
[contact information as per letterhead]

PRODUCT: ACARITOUCH [EPARN: 70231-2]

Dear Dr. Frazer:

As agent for, and on behalf of Toagosei Ltd., I wish to submit this letter of notification to change label verbiage, as described below, for the subject product.

With this letter, I am notifying the Agency that as allowed by PR Notice 98-10 Section II N, the following designated changes are consistent with 40 CFR 156 and involve no change in the ingredients statement, signal word, use classification, precautionary statements, first aid, physical/chemical/biological properties, storage and disposal statements or directions for use.

The changes being made in the crop listing where after certain crops (highlighted on the amended label) have the following statement ["not registered for use in California"] is added after the following crops.

- Hops
- Tuberous and Corm Vegetables. Such as Potatoes, Artichokes, Sweet Potatoes and Yams.
- Cereal Grains. Such as Corn, Millet, Popcorn and Sorghum.
- Citrus. Such as Grapefruit, Lemon, Lime and Oranges.
- Cotton.
- Ornamentals - Field and Greenhouse. Such as bare root, container, bedding and flowering stock, field grown cut flowers, vegetable transplants, nursery and landscape, potted flowering, shade and flowering trees, and wood ornamentals.

The reason for this change is that Toagosei wishes to avoid expenditure of resources of printing, using and policing two labels for the same product. Once California has completed product performance reviews for these product groupings, another notification will be filed to remove the exception verbiage.

This notification, in addition to this letter, contains a fully executed Application for Pesticide Registration

Form [8570-1], a copy of the October 12, 2004 stamped approved label and two copies of the amended label, on one of which the changes have been highlighted.

If you have any questions, or require further information, please do not hesitate to contact me by e-mail at jazkatz@gwest.net or by telephone at 623-535-4060.

Sincerely,



Iain Weatherston

enclosures:\ EPA Form 8570-1
Current SAL dated October 12, 2004
Two copies of the amended label

cc: Oleta Melnicoe [Technology Sciences Group Inc.]
Randy Dodds [Arysta LifeScience Corporation]
Toyokazu Matsumoto [Agrivert, Inc.]

ACARITOUCH[®]

**A novel contact miticide for the suppression and control of
tetranychid mites and other mites on fruits, vegetables and
ornamental plants**

ACTIVE INGREDIENT:

Propyleneglycol monolaurate.....	70.81%
OTHER INGREDIENTS.....	29.19%
TOTAL:	100.00%

KEEP OUT OF REACH OF CHILDREN

CAUTION

See First Aid Statements on Back Panel

Net Contents:

Manufactured by:
TOAGOSEI CO., LTD
1-14-1, Nishi Shimbashi
Minato-Ku, Tokyo 105-8419
Japan

EPA Reg. No.: 70231-E
EPA Establishment No. 70231-JP-1
U.S. Patent No. 6,294,578

PRECAUTIONARY STATEMENTS
HAZARD TO HUMANS AND DOMESTIC ANIMALS

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

FIRST AID	
If swallowed	<ul style="list-style-type: none"> · Call a poison control center or doctor immediately for treatment advice. · Have person sip a glass of water if able to swallow. · Do not induce vomiting unless told to do so by the poison control center or doctor. · Do not give anything to an unconscious person.
If in eyes	<ul style="list-style-type: none"> · 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	<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.
If inhaled	<ul style="list-style-type: none"> · Move person to fresh air. · If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. · Call a poison control center or doctor for further treatment advice.
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Pesticide Information Center at 1-800-858-7378 for emergency medical advice.</p>	

PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers who may be exposed to the dilution through application or other tasks must wear long-sleeved shirt and long pants, waterproof gloves and shoes plus socks. Discard clothing and other absorbent materials that have been drenched or heavily contaminated with the product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instruction for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is highly toxic to aquatic invertebrates, toxic to fish and aquatic plants. 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 by cleaning of equipment, washwaters or rinsate. 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 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.

PHYSICAL OR CHEMICAL HAZARD

Combustible. Do not 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. 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 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 exceptions pertaining to the statements on this label about personal protective equipment (PPE), notification to workers, and restricted-entry intervals. 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 or until sprays have dried, whichever is longer.

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:

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks

GENERAL INFORMATION

ACARITOUCH is a novel miticide for the suppression and control of tetranychid and other phytophagous mites including Two-spotted spider mites, Pacific spider mites, Citrus red mites, Strawberry spider mite, Brown almond mite and European red mite. ACARITOUCH is a miticide with a non-toxic mode of action blocking the spiracles and de-waxing the cuticle causing death by suffocation and desiccation. This product may be used alone, tank-mixed with or in rotation with other miticides. ACARITOUCH is intended for use in an integrated pest management (IPM) program to control mites.

READ ALL DIRECTIONS FOR USE BEFORE APPLYING THIS PRODUCT

COMPATIBILITY

ACARITOUCH has been found to be compatible with most commonly used pesticides and

fertilizers. However, a compatibility test is recommended before using this product in a tank mix with other products. To test for compatibility mix a small amount of each product, in the recommended proportion, in a small jar to ensure that the mixture will be suitable.

ACARITOUCH has been evaluated for phytotoxicity on a variety of trees and plants under normal field conditions. However, since testing on all varieties of all trees and field crops is not feasible, testing a small portion of the area to be treated for phytotoxicity is recommended prior to treating the entire area. Further, all possible combinations or sequences of pesticide sprays, including fertilizers, adjuvants and other pesticides have not been tested, thus testing for phytotoxicity of spray mixtures is also recommended.

MIXING

Fill spray tank with half the recommended water, add ACARITOUCH. Agitate the mixture thoroughly and then fill the tank with the remaining water. Thorough mixing is necessary for uniform coverage. For tank mixes, add the other products to the tank mix according the directions for use on those product labels. Typically, the least soluble products will be added first followed by the most soluble products. Agitate mixture thoroughly and use immediately. Use within 24 hours.

Do not apply this product through any type of irrigation system.

APPLICATION INSTRUCTIONS

Apply ACARITOUCH as soon as mites are identified on the plants, or when environmental conditions favor mite outbreaks. Thorough spray coverage of foliage and fruit/vegetables and complete coverage of mites is necessary to achieve the maximum level of control.

At first sign of mite infestation, apply ACARITOUCH in sufficient water to thoroughly cover plant with spray. Make two applications 7 days apart to suppress and control mites present on the plants and those newly emerged. If temperatures are such that mite egg hatch is accelerated, make the inter-treatment interval 3-5 days. When applied in rotation with other miticides, apply ACARITOUCH up to 8 times during the season. Apply ACARITOUCH up to the day before harvest.

APPLICATION RATES

Mix 12 to 25 ounces of ACARITOUCH per 100 gallons of water. Apply sufficient spray volume to ensure thorough coverage of crop. In general, adequate coverage requires a minimum of 50 gallons of total spray volume per acre depending on the crop. For additional information on crop coverage and sprayer settings, contact your local ACARITOUCH representative.

CROPS

Cucurbits. Such as Acorn Squash, Butternut Squash, Cantaloupe, Casaba Melon, Crenshaw Melon, Crookneck Squash, Cucumbers, Gherkin, Honeydew Melon, Pumpkin, Scallop Squash, Watermelon, and Zucchini.

Pome Fruits. Such as Apples, Pears, and Quince

Stone Fruits. Such as Apricots, Cherries, Nectarines, Peaches, and Plums

Grapes (wine, fresh market, raisin)

Nut Crops. Such as Almonds, Walnuts, and Pistachios,

Hops [not registered for use in California]

Small Fruits and Berries. Such as Blackberry, Blueberry, Currant, Loganberry, Raspberry, and Strawberry

Fruiting Vegetables. Such as Eggplant, Peppers, and Tomatoes

Tuberous and Corm Vegetables. Such as Potatoes, Artichokes, Sweet Potatoes, and Yams. [not registered for use in California]

Cereal Grains. Such as Corn, Millet, Popcorn, and Sorghum. [not registered for use in California]

Citrus. Such as Grapefruit, Lemon, Lime, and Oranges [not registered for use in California]

Cotton. [not registered for use in California]

Ornamentals – Field and Greenhouse. Such as bare root, container, bedding, and flowering stock, field grown cut flowers, vegetable transplants, nursery and landscape, potted flowering, shade and flowering trees, and woody ornamentals. [not registered for use in California]

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in a cool, dry area until used. Store in original container only.

Pesticide Disposal: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Disposal: 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.

WARRANTY STATEMENT

TOAGOSEI warrants that this product conforms to the description on this label and is reasonably fit for the purposes stated on this label when used in accordance with the directions on this label under normal conditions of use.

TOAGOSEI MAKES NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

If this product is defective, buyer's exclusive remedy shall be the replacement of the product, or if replacement is impractical, refund of the purchase price. In no case will TOAGOSEI be liable for incidental, consequential or special damages resulting from handling, storage or use of this product.