


70506-102

07/21/2005

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Please read instructions on reverse before completing form

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

	United States	<input type="checkbox"/> Registration	OPP Identifier Number <b>274880</b>
	Environmental Protection Agency	<input type="checkbox"/> Amendment	
	Washington, DC 20460	<input checked="" type="checkbox"/> Other	

**Application for Pesticide - Section I**

1. Company/Product Number 70506-102	2. EPA Product Manager J. Tompkins	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) United Phosphorus, Inc./Metribuzin Technical	PM # 25	
5. Name and Address of Applicant (Include ZIP Code) United Phosphorus, Inc. 423 Riverview Plaza Trenton, NJ 08611  <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**

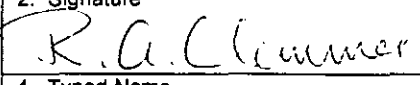
<input type="checkbox"/> Amendment - Explain below	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____	<b>NOTIFICATION</b>  JUL 21 2005
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application	
<input 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 changes to label and CSF related to change in company ownership.  
 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
<b>*Certification must be submitted</b>		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<input type="checkbox"/> Glass	<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"/> Other _____	
		<input type="checkbox"/> Stenciled			

**Section IV**

1. Contact Person (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Rebecca A. Clemmer	Title Regulatory Affairs Manager	Telephone No. (Include Area Code) 609-392-8200
<b>Certification</b> 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       <b>(Stamped)</b>
2. Signature 	3. Title Regulatory Affairs Manager	
4. Typed Name Rebecca A. Clemmer	5. Date July 7, 2005	

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NOTIFICATION

JUL 21 2005

# AgValue Metribuzin Technical

FOR MANUFACTURING PURPOSES ONLY

**ACTIVE INGREDIENT:**

4-Amino-6-(1,1-dimethyl)-3-(methylthio)-1,2,4-triazin-5(4H)-one ..... 97.5%

**OTHER INGREDIENTS:** ..... 2.5%

**TOTAL** ..... 100.0%

**KEEP OUT OF REACH OF CHILDREN**

## WARNING

<b>FIRST AID</b>	
<b>If swallowed:</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If inhaled:</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>HOT LINE NUMBER</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. <del>You may also contact</del> For chemical emergency: spill, leak, fire, exposure or accident, call CHEMTREC at 1-800-424-9300. <del>for emergency medical treatment information.</del>	
<b>NOTE TO PHYSICIAN</b>	
This compound does not cause any definite symptoms that would be diagnostic. Poisoning is accompanied by breathing difficulties and sedation. In case of intoxication, treat the patient symptomatically.	

Net Contents:

Manufactured for:

United Phosphorus, Inc.

423 Riverview Plaza

Trenton, NJ 08611

1-800-247-1557 • www.upi-usa.com

EPA Reg. No. 70506-102

EPA Est. No.

**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS AND DOMESTIC ANIMALS  
WARNING**

May be fatal if swallowed. Harmful if inhaled. Avoid breathing dust. Wash hands thoroughly with soap and water after handling and before eating, drinking or using tobacco. Remove contaminated clothing and wash 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.

**Manufactured For:** \_\_\_\_\_ **EPA Reg. No. 79604-1**  
AgValue Metri, LLC \_\_\_\_\_ **EPA Est. No.**  
1124 N Chinowth St. \_\_\_\_\_  
Visalia, CA 93291 \_\_\_\_\_ **Net Weight:** \_\_\_\_\_

**DIRECTIONS FOR USE**

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

**Only for formulation into herbicide products intended for the following uses:**

**Terrestrial food and feed crop uses:** Alfalfa, mixed stands of alfalfa and forage grasses, asparagus, barley, carrots, corn, fallow, garbanzo beans (chickpeas), forage grasses, grasses grown for seed, lentils, peas, potatoes, sainfoin, soybeans, sugarcane, timothy, tomatoes, and wheat;

**Terrestrial non-food, non-domestic uses:** Established bermudagrass turf, ornamental lawns and turf (not residential), nonagricultural uncultivated areas/soils, recreational areas;

Uses for experimental purposes that are in compliance with USEPA requirements.

This product may be used to formulate products for specific use(s) not listed on the label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).

**STORAGE AND DISPOSAL**

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

**Pesticide Storage:** Store in original container in a cool, dry area and out of reach of children, preferably in a locked storage area.

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

*[Note to reviewer: Only applicable "Container Disposal" language will appear on final product label. [Bracketed] text will not appear on final label.*

**[Fiber drum with plastic liner] Container Disposal:** Completely empty liner by chacking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner.

[Woven bag with plastic liner] Container Disposal: Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

**~~TERMS AND CONDITIONS OF USE~~**

~~If terms of the following Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer, Inherent Risks of Use and Limitation of Remedies.~~

**~~WARRANTY DISCLAIMER~~**

~~AgValue Metri, LLC 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. AgValue Metri, LLC 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. Plant 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 AgValue Metri, LLC or the seller. All such risks shall be assumed by buyer.~~

**~~LIMITATION OF REMEDIES~~**

~~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, at AgValue Metri, LLC's election, one of the following:~~

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

~~AgValue Metri, LLC shall not be liable for losses or damages resulting from handling or use of this product unless AgValue Metri, LLC is promptly notified of such loss or damage in writing. In no case shall AgValue Metri, LLC be liable for consequential, incidental or special damages or losses.~~

~~Any formulator or buyer who uses this product in formulations for other than those listed in the Directions for Use, assumes all liability for claims and actions arising out of, connected with or resulting from such use.~~

~~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 AgValue Metri, LLC or the seller is authorized to vary or exceed the terms of the Warranty Disclaimer or this Limitation of Remedies in any manner. Buyer accepts this product subject to the foregoing limitations of warranty and of liability.~~

**-CONDITIONS OF SALE**

**AND LIMITATION OF WARRANTY AND LIABILITY**

United Phosphorus, Inc. warrants that at the time of delivery, this product will conform to its chemical description on the label, that it will pass without objection in the trade under the contract description, that the seller will convey title hereto, and that such product will be delivered free from any lawful security interest, lien or encumbrance.

This is the only warranty made on this product. UNITED PHOSPHORUS, INC. EXPRESSLY DISCLAIMS ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE AND, EXCEPT AS SET FORTH IN THE ABOVE PARAGRAPH, ANY

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OTHER EXPRESS OR IMPLIED WARRANTIES. BUYER ACKNOWLEDGES THE USE OF ITS OWN INDEPENDENT SKILL AND EXPERTISE IN THE SELECTION AND USE OF THE PRODUCT AND DOES NOT RELY ON ANY ORAL OR WRITTEN STATEMENTS OR REPRESENTATIONS.

Rev. 6/05



United Phosphorus, Inc.

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423 Riverview Plaza  
Trenton, NJ 08611  
(609) 392-8200 x 18 (phone)  
(609) 392-0808 (fax)

Rebecca A. Clemmer  
Regulatory Affairs Manager

July 7, 2005

Jim Tompkins (PM 25)  
Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504C)  
U.S. Environmental Protection Agency  
1801 Bell Street  
Arlington, VA 22202

Re: Submission of Revised Labeling and Confidential Statements of Formula for  
Phenmedipham Technical (EPA Reg. No. 70506-85)  
Metribuzin Technical (EPA Reg. No. 70506-102)  
Desmedipham Technical (EPA Reg. No. 70506-86)

Dear Mr. Tompkins:

In connection with the recent transfer of registrations from AgValue to United Phosphorus, UPI is submitting the attached Notifications to accomplish these actions for the subject products:

- remove "AgValue" from the product names;
- add CHEMTREC contact information to the main panel;
- update all AgValue information to United Phosphorus; and
- add warranty language.

In support of the changes, enclosed please find:

- one copy of each label, marked to show changes, and
- EPA form 8570-1 for each product.

Also enclosed for your files is a copy of a Confidential Statement of Formula for each of the products. These CSFs are the most recently approved versions, with the only changes being the company name and EPA Registration Number.

*no CSF enclosed*

Please contact me if you have any questions.

Very truly yours,

Rebecca A. Clemmer  
[rclemmer@upi-usa.com](mailto:rclemmer@upi-usa.com)

