


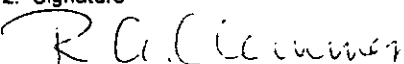
70506-105

07/01/2005

1/4

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 <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number 274884
Application for Pesticide - Section I			
1. Company/Product Number 70506-105		2. EPA Product Manager J. Miller	
4. Company/Product (Name) United Phosphorus, Inc/Etho Technical		3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted	
5. Name and Address of Applicant (Include ZIP Code) United Phosphorus, Inc. 423 Riverview Plaza Trenton, NJ 08611		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) <input checked="" type="checkbox"/> my product is similar or identical in composition and labeling to EPA Reg No. _____ Product Name _____	
<input type="checkbox"/> Check if this is a new address			
Section - II			
<input type="checkbox"/> Amendment - Explain below		<input type="checkbox"/> Final printed labels in response to	
<input type="checkbox"/> Resubmission in response to Agency letter dated _____		Agency letter dated _____	
<input checked="" type="checkbox"/> Notification - Explain below		<input type="checkbox"/> "Me Too" Application	
		<input type="checkbox"/> Other - Explain below	
NOTIFICATION JUL 21 2005			
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:			
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	2. Type of Container <input 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 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"/> Other _____ <input type="checkbox"/> Paper glued <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	
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 Regulatory Affairs Manager	
4. Typed Name Rebecca A. Clemmer		5. Date July 7, 2005	

IMPORTANT: READ BEFORE USE

Read the entire ~~Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability Conditions of Sale and Limitation of Warranty and Liability~~ before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following ~~Conditions, Disclaimer of Warranties and Limitations of Liability Conditions of Sale and Limitation of Warranty and 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 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.

CONDITIONS

~~The directions for use of this product are believed to be adequate and should be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of AgValue-Etho, LLC. All such risks shall be assumed by the user or buyer.~~

DISCLAIMER OF WARRANTIES

~~AGVALUE ETHO, LLC MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A~~

~~PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of AgValue-Etho, LLC is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. AGVALUE-ETHO, LLC DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.~~

LIMITATIONS OF LIABILITY

~~THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT AGVALUE-ETHO, LLC ELECTION, THE REPLACEMENT OF PRODUCT.~~

NOTIFICATION

JUL 21 2005

Etho Tech

FOR USE IN FORMULATING HERBICIDES ONLY

ACTIVE INGREDIENT: Ethofumesate (2-ethoxy-2,3-dihydro-3,3-dimethyl-5-benzofuranyl methanesulfonate) 98.0%
INERT INGREDIENTS: 2.0%
Total 100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

For **MEDICAL** and **TRANSPORTATION**
Emergencies **ONLY** call 24 Hours a Day

1-800-424-9300 (CHEMTREC)

FIRST AID

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have a person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.

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 eyes. Call a poison control center or doctor for treatment advice.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of soap and water for 15-20 minutes. 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.

Manufactured For:
AgValue-Etho, LLC United Phosphorus, Inc.
1124 N. Chinoweth Ave.
Visalia, CA 93291-423 Riverview Plaza
Trenton, NJ 08611

EPA Reg. No. 70506-10575522-1 EPA Est. No. 74280-IND-004

Net Weight: 88 lb 3 ounces (40 KG)

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed. Avoid inhalation of dust. Do not get in eyes, on skin or on clothing. Wear rubber gloves when handling. Wash thoroughly before eating, drinking or smoking and at the end of each day's operation.

ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product directly into lakes, streams, ponds, estuaries, oceans or public waters unless this product is specifically identified and addressed in a NPDES permit. Do not

2/4

discharge effluent containing this product to sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the Environmental Protection Agency.

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 an herbicide for:

- 1) The following uses: sugar beets, grass seed, commercial sod, and ornamental turf;
- 2) Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and,
- 3) Uses for experimental purposes that are in compliance with USEPA requirements.

Formulation Information

Each formulator is responsible for obtaining EPA registration for his own end use products. Technical information on formulations of this product as well as its physical and chemical characteristics may be obtained from AgValue-Etho, LLC/United Phosphorus, Inc.

STORAGE AND DISPOSAL

STORAGE: Store in original container tightly closed and in a safe place.

PESTICIDE DISPOSAL: Do not contaminate water, food, or feed by storage or 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 by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke. Do not reuse empty container.





United Phosphorus, Inc.

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

Joanne Miller (PM 23)
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. Environmental Protections Agency
1801 Bell Street
Arlington, VA 22202

Re: Submission of Revised Labeling and Confidential Statements of Formula for
Clopyralid Technical (EPA Reg. No. 70506-93)
Oryzalin Technical (EPA Reg. No. 70506-95)
Etho Tech (EPA Reg. No. 70506-105)

Dear Ms. Miller:

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 already in Agency files, with the only changes being the company name and EPA Registration Number.

*no CSF
included*

Please contact me if you have any questions.

Very truly yours,

Rebecca A. Clemmer
rclemmer@upi-usa.com

