

# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

March 25, 2016

Sherry B. Hutcheson Regulatory Affairs Manager United Phosphorus, Inc. 630 Freedom Business Center, Suite 402 King of Prussia, PA 19406

Subject: Label Amendment – Voluntary deletion of use on blackberries

Product Name: Ziram Manufacturing Use Product

EPA Registration Number: 70506-179 Application Date: January 15, 2016

Decision Number: 513238

Dear Ms. Hutcheson:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

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

Page 2 of 2 EPA Reg. No. 70506-179 Decision No. 513238

with FIFRA section 6. If you have any questions, please contact Aswathy Balan by phone at 703-347-0510, or via email at <a href="mailto:balan.aswathy@epa.gov">balan.aswathy@epa.gov</a>.

Shaja B. Joyner, Product Manager 20

Fungicide-Herbicide Branch Registration Division 7505P

# ACCEPTED 03/25/2016 Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 70506-179

Ziram Manufacturing Use Product Label amendment – voluntary cancellation of use clean copy March 17, 2016

## **ZIRAM**

# **Manufacturing Use Product**

ACTIVE INGREDIENT:  Ziram (Zinc dimethyldithiocarbamate). 98.0%  OTHER INGREDIENTS: 2.0%	
	TOTAL100.0%
KEEP OUT OF REACH OF CHILDREN	
<b>PELIGRO DANGER</b> Si usted no entiende la etiqueta, busque a alguien para que se la explique a used en detaile. (If you do not understand the label, find someone to explain it to you in detail.)	
FIRST AID	
IF IN EYES:	<ul> <li>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.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
IF INHALED:	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial</li> </ul>
	respiration, preferably mouth-to-mouth if possible.
IF SWALLOWED:	<ul> <li>Call a poison control center or doctor for further treatment advice.</li> <li>Call a poison control center or doctor immediately for treatment advice.</li> </ul>
IF SWALLOWED:	<ul> <li>Can a poison control center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> </ul>
	<ul> <li>Do not induce vomiting unless told to by a poison control center or</li> </ul>
	doctor.
	<ul> <li>Do not give anything to an unconscious person.</li> </ul>
IF ON SKIN OR CLOTHING:	<ul> <li>Take off contaminated clothing.</li> </ul>
	Rinse skin immediately with plenty of water for 15 – 20 minutes.
NOTE TO PHYSICIAN	<ul> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
Probable mucosal damage may contraindicate the use of gastric lavage.	
EMERGENCY TELEPHONE NUMBERS	
Have the product container or label with you when calling a poison control center, doctor, or	
going for treatment. For medical emergency treatment information, call 1-866-673-6671 (Rocky	
Mountain Poison Control). For chemical emergency: Spill, leak, fire, exposure, and accident	
call CHEMTREC 1-800-424-9300.	
EPA Reg. No. 70506-179	EPA Est. No
Net Weight:	

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#### FUNGICIDE FOR FORMULATING USE ONLY

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING. For use only by manufacturers in the formulation of fungicides. Only for formulation into a fungicide for the following uses(s): almonds, apples, apricots, blueberries, cherries, grapes, pears, peaches, nectarines, pecans, tomatoes, and ornamentals.

# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS DANGER

CORROSIVE. CAUSES IRREVERSIBLE EYE DAMAGE. WEAR PROTECTIVE EYEWEAR SUCH AS GOGGLES, FACE SHIELD OR SAFETY GLASSES. MAY BE FATAL IF INHALED. WEAR A DUST/MIST FILTERING RESPIRATOR (MSHA/NIOSH APPROVAL NUMBER PREFIX TC-21C) OR NIOSH APPROVED RESPIRATOR WITH ANY N,R,P OR HE FILTER. HARMFUL IF SWALLOWED OR ABSORBED THROUGH SKIN. WEAR CHEMICAL RESISTANT GLOVES MADE OF ANY WATERPROOF MATERIAL SUCH AS POLYETHYLENE OR POLYVINYL CHLORIDE. Do not breathe dust. Do not get in eyes, on skin, or on clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

#### **User Safety Recommendations:**

User should:

- Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing/PPE 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 pesticide is toxic to fish and aquatic invertebrates. 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. Do not contaminate water when disposing of equipment wash waters.

#### STORAGE AND DISPOSAL

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

**Pesticide Storage:** Store in the original container in a dry area. Keep away from sources of ignition (e.g. sparks and open flame). Close bag when not in use. Do not store in a manner where cross-contamination with other pesticides, fertilizers, food or feed could occur. If spilled during storage or handling, sweep up spillage and dispose of in accordance with the Pesticide Disposal instructions listed below.

**Pesticide Disposal:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

**Container Handling:** Nonrefillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Then offer for recycling if available or 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.

## IMPORTANT INFORMATION READ BEFORE USING PRODUCT

#### CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

**NOTICE**: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product reflect the opinion of experts based on field use and tests, and must be followed carefully. It is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of United Phosphorus, Inc. or Seller. Handling, storage, and use of the product by Buyer or User are beyond the control of United Phosphorus, Inc. and Seller. To the extent consistent with applicable law, all such risks shall be assumed by Buyer and User, and Buyer and User agree to hold United Phosphorus, Inc. and Seller harmless for any claims relating to such factors.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, UNITED PHOSPHORUS, INC. AND SELLER MAKE NO WARRANTIES OR MERCHANTABILITY OF OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ON THIS LABEL.

To the extent consistent with applicable law, United Phosphorus, Inc. or Seller shall not be liable for any incidental, consequential or special damages resulting from the use or handling of this product and THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF UNITED PHOSPHORUS, INC. AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING

Ziram Manufacturing Use Product Label amendment – voluntary cancellation of use clean copy March 17, 2016

FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF UNITED PHOSPHORUS, INC. OR SELLER, THE REPLACEMENT OF THE PRODUCT.

United Phosphorus, Inc. and Seller offer this product, and Buyer and User accept it, subject to the foregoing conditions of sale and limitations of warranty and of liability, which may not be modified except by written agreement signed by the duly authorized representative of United Phosphorus, Inc.

Rev.03/17/2016

Made in Belgium Printed in Belgium