

70596-7

3/6/2014

1/9



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

SAFETY
PREVENTION

OFFICE OF CHEMICAL
AND POLLUTION

MAR - 6 2014

Nathan P. Ehresman
Nufram Americas Inc SJM Division
c/o Nufarm Americas Inc.
4020 Aerial Center Parkway
Morrisville, NC 27560

Subject: Notification per PR Notice 98-10 –Warranty Disclaimer Statement Etc.
Mecoprop-P Technical
Application Dated – January 30, 2014
EPA Reg. No. 70596-7
Decision No. 487490

Dear Mr. Ehresman:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the subject product.

The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of both PRN 98-10. The label submitted with the application has been date-stamped "Notification" and will be placed in our records.

If you have any questions regarding this letter, please feel free to contact Shanta Adeeb at (703) 347-0502 or adeeb.shanta@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathryn V. Montague".

Kathryn Montague, Product Manager 23
Herbicide Branch
Registration Division (7505P)

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98

 EPA United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other: NOTIF	OPP Identifier Number
	Application for Pesticide - Section I	

1. Company/Product Number Nufarm Americas Inc SJM Division/ 70596-7	2. EPA Product Manager Kathryn Montague	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Nufarm Americas Inc SJM Division/ MECOPROP-P TECHNICAL	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Nufarm Americas Inc SJM Division C/O Nufarm Americas Inc. 4020 Aerial Center Parkway Morrisville, NC 27560 <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: _____	

NOTIFICATION
MAR 06 2014

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

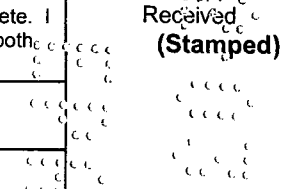

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

NOTIFICATION OF LABEL CHANGE Per PR Notice 98-10
See Attached

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
*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 25KG, 1000 KG		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 type="checkbox"/> Lithograph <input type="checkbox"/> Other <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Nathan P. Ehresman	Title Director, Regulatory Affairs	Telephone No. (Include Area Code) 919-379-2515
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 Director, Regulatory Affairs	
4. Typed Name Nathan P. Ehresman	4. Date January 30, 2014	

3/9



NUFARM AMERICAS INC.
4020 Aerial Center Parkway
Morrisville, NC 27560
Phone: 919-379-2515

January 30, 2014

Attn: Kathryn Montague / PM 23
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U. S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Subject: **Nufarm Americas Inc SJM Division (Company # 070596) – C/O Nufarm Americas Inc.
MECOPROP-P TECHNICAL (EPA Reg. No. 70596-7)
NOTIFICATION OF LABEL CHANGE**

Dear Ms. Montague:

Nufarm Americas Inc SJM Division is submitting the enclosed notification of label change according to PR Notice 98-10 to make minor revisions to the EPA Master label for 70596-7. Nufarm has made a change to the previous heading

“Manufacturer’s Concentrate For the preparation of Mecoprop-P-containing herbicide formulations (end-use products) for acceptable use patterns.”

To

“FOR MANUFACTURING USE ONLY”

We have revised how the measure of contents is expressed to comply with 40 CFR 156.10(d)(2)

Nufarm has updated the Warranty statement to a new version.

In support of this action, please find enclosed:

- Application for Pesticide Registration (8570-1)
- 2 copies of the label containing the revised wording (1 highlighted and 1 clean copy)
- 1 CD containing an electronic copy of the proposed label with the revised wording.

Please contact me at 919-379-2515 (or nathan.ehresman@us.nufarm.com) if you have any questions regarding this action.

Kind regards,

Nathan P. Ehresman
Director, Regulatory Affairs
Nufarm Americas Inc

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4/9

MECOPROP-P TECHNICAL

FOR MANUFACTURING USE ONLY

ACTIVE INGREDIENT:

(+)-R-2-(2-methyl-4-chlorophenoxy) propionic acid..... 90.5%

OTHER INGREDIENTS: 9.5%

TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN

DANGER / PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.
(If you do not understand the label, find someone to explain it to you in detail.)

SEE BELOW FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

**For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300
For Medical Emergencies Only, Call (877) 325-1840**

NOTIFICATION

MAR 06 2014

EPA REG. NO. 70596-7

EPA EST. NO. _____

NET WEIGHT: _____ LBS (_____ KG)

Manufactured For
NUFARM AMERICAS INC
SJM Division
4020 Aerial Center Parkway
Morrisville, NC 27560



**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
DANGER / PELIGRO**

Corrosive. Causes irreversible eye damage. Harmful if swallowed, inhaled or absorbed through the skin. Do not get in eyes, on skin or on clothing. Avoid breathing dust. Wear goggles, face shield or safety glasses. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before re-use.

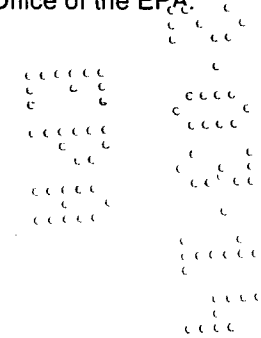
FIRST AID	
IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
IF SWALLOWED	<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 a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 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 mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
HOT LINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-877-325-1840 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
For eye irritation, examination by an ophthalmologist may be indicated. If swallowed, probable mucosal damage may contraindicate the use of gastric lavage. Product contains a phenoxy herbicide chemical. There is no specific antidote.	

ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or public 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.

PHYSICAL OR CHEMICAL HAZARDS

This product is not compatible with strong oxidizers.



DIRECTIONS FOR USE

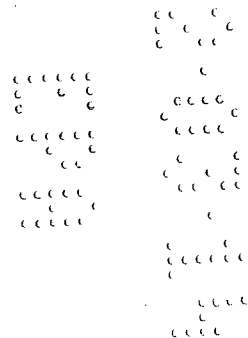
It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

Only for formulation into a herbicide for: 1) The following uses: nonfood terrestrial, including residential lawns, sod farms, ornamental turf, golf courses, parks and playgrounds, cemetery, and rights of way; 2) Uses for which USEPA has accepted the required data 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.

This product may be used to formulate products for any additional uses not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such uses.

Only for formulation into end-products with directions for use that prohibit aerial application. Only for formulation into end-products with directions for use that prohibit broadcast applications greater than 0.75 lb ae MCPP-p/A. Only for formulation into end-products with directions for use that prohibit spot treatment applications greater than 1.2 lbs ae MCPP-p/A.

Do not allow this chemical or dilutions of it to come into contact with sensitive crop plants, trees, or ornamentals.



7/9

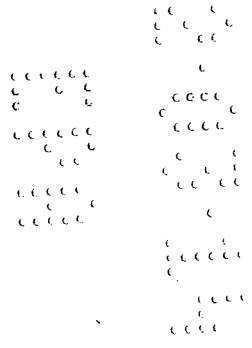
STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store only in original container—unless an emergency requires that a different container replace a damaged container. In such case, clearly label contents. Store in a secured warehouse, storage building or fenced storage yard, preferably in a location that is cool and dry. Do not store in close proximity to seeds, fertilizers, insecticides or fungicides. Containers should be opened in well ventilated areas. Keep container sealed when not in use.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal Law and may contaminate ground water. 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 DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into the formulation equipment. Then offer for recycling if available or dispose of the 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.



WARRANTY DISCLAIMER AND LIMITATION OF LIABILITY

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS-IS" BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

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