

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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

October 5, 2015

Mr. Gordon Sargent Product Registration Manager BASF Corporation 26 Davis Drive Research Triangle Park, NC 27709

 Subject: Non-PRIA (Pesticide Registration Improvement Act) Labeling and Formulation Amendment – To update the active ingredient name to *Bacillus amyloliquefaciens* Strain MBI 600 on the label and confidential statement of formula (CSF), update the company name and address on the label and CSF, revise label warranty statements and make other minor changes Product Name: *Bacillus amyloliquefaciens* Strain MBI 600 Technical EPA Registration Number: 71840-9 Application Date: March 16, 2015 OPP Decision Number: 502507

Dear Mr. Sargent:

The amended labeling and CSF referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, are acceptable.

This approval does not affect any terms or conditions that were previously imposed on this registration. You continue to be subject to existing terms or conditions on your registration and any deadlines connected with them.

Please note that the record for this product currently contains the following acceptable CSF:

• Basic CSF dated 03/16/2015

Any CSFs other than those listed above are superseded/no longer valid.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one (1) copy of the final printed labeling before you release this 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

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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 your company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the U.S. Environmental Protection Agency (EPA). If the website is false or misleading, the product will be considered to be misbranded and sale or distribution of the product is unlawful under FIFRA section 12(a)(1)(E). 40 CFR § 156.10(a)(5) lists examples of statements the 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 EPA 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 Assurance.

Your release for shipment of this product constitutes acceptance of these terms. If these terms are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6.

If you have any questions, please contact Ann Sibold of my team by phone at (703) 305-6502 or via email at sibold.ann@epa.gov.

Sincerely,

Shannon Borges, Team Leader Microbial Pesticides Branch Biopesticides and Pollution Prevention Division (7511P) Office of Pesticide Programs

Enclosure



We create chemistry

## *Bacillus amyloliquefaciens* Strain MBI 600 Technical

#### FOR MANUFACTURING OR FORMULATING USE ONLY

#### Active Ingredient:

Bacillus amyloliquefaciens strain MBI 600*†	90.0%
Other Ingredients:	<u>10.0%</u>
Total:	

\*Bacillus amyloliquefaciens Strain MBI 600 Technical contains not less than 5.0 x 10<sup>11</sup> viable spores per gram.

<sup>†</sup> Antecedent *Bacillus subtilis* strain MBI 600

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EPA Est. No.: 090646-JPN-001

# KEEP OUT OF REACH OF CHILDREN CAUTION/PRECAUCION

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.)

#### Precautionary Statements Hazards to Humans and Domestic Animals

Individuals handling this material must wear a dust/mist filtering respirator meeting NIOSH standards of at least N-95, R-95, or P-95. Repeated exposure to high concentrations of microbial proteins can cause allergic sensitization.

#### **FIRST AID**

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-832-HELP (4357) for emergency medical treatment information.

#### **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 the 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.

#### **Directions For Use**

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

**FOR MANUFACTURING OR FORMULATING USE ONLY.** This product may be used only for formulating end-use pesticide products for the control of specific fungal plant pathogens. Not for direct treatment of pests. **DO NOT** use from damaged, punctured or unsealed containers. End-use products formulated from this product must be in compliance with the Federal Insecticide, Fungicide, Insecticide, and Rodenticide Act.

#### **Storage and Disposal**

DO NOT contaminate water, food, or feed by storage and disposal.

**Pesticide Storage:** Store in a cool, dry place until used. **DO NOT** store this product near other pesticides.

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

**Container Handling:** Nonrefillable container. **DO NOT** reuse or refill this container. Completely empty liner by shaking and tapping sides to loosen clinging particles. Empty residue into manufacturing equipment. Offer for recycling if available or dispose of liner in a sanitary landfill or by incineration. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.

#### **Conditions of Sale and Warranty**

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**. **TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, EXEMPLARY, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.** BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

**Net Contents:** 

**Batch Code:** 

Product of Japan

#### **BASF** Corporation

26 Davis Drive Research Triangle Park, NC 27709 ACCEPTED 10/05/2015 Under the Federal Insecticide, Fungicide and Rodenticide Act as amended for the

and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 71840-9

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