

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Ms Jane M. Miller ProActive, LLC P.O.BOX 5068 Brookfield, CT 06804

APR 23 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated March 31, 2010 for:

EPA Registration 74468-9 Pre-Amine 65 MC

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader

Registration Division (7505P)

Office of Pesticide Programs

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Please read instructions on I	everse be	fore complet	ing form.			Form App	roved	. OMB No.	2070-006	O. Approval expires 2-28-9	
United States  Environmental Protection  Washington, DC 20				<u> </u>			<b>✓</b>	Registra Amenda Other		OPP Identifier Number	
			Applicatio	n for Pe	sticid	e - Sect	tion	İ			
1. Company/Product Number 74468-9				2. EPA Product Manager K. Montague					3. Proposed Classification  None Restricted		
4. Company/Product (Name) Pre-Amine 65 MC					PM# 23						
5. Name and Address of Applicant (Include ZIP Code)				6. Expedited Reveiw. In accordance with FIFRA Section 3(c)(3)							
ProActive, LLC P.O. Box 5068 Brookfield, CT 06804				(b)(i), my product is similar or identical in composition and labeling to:  EPA Reg. No.							
Check if this	is a new	address		Product Name							
				Section	n - II						
Amendment - Explain below.  Resubmission in response to Agency letter dated  Notification - Explain below.				Final printed labels in repsonse to Agency letter dated "Me Too" Application.  Other - Explain below.					NOTIFICATION  APR 2 3 2010		
Explanation: Use addition		) if pagagage	/For costing	a Land Sastis		<u> </u>			ALIL	7 3 7010	
regulations at 40 CFR 156.10 Formula for this product. I use amended label is not consist may be subject to enforcement.  1. Material This Product Wil	nderstand ent with th ent action a	that it is a viole requirement and penalties	lation of 18 U.S ts 40 CFR 156.	S.C. Sec. 100 <sup>-</sup> .10, 156.140,	1 to willfu 156.144 FIFRA.	ully make an , 156.146, ai	y false	e statement to	o ĒPA. I fu	rther understand that if the	
Child-Resistant Packaging	T	<u> </u>		Water Sal	ublo Po	okonina		2. Type of	Container		
Child-Resistant Packaging  Yes  ✓ No  Ves  ✓ No				Water Soluble Packaging 2. Typ  Yes  ✓ No				2. 1996 0.	Metal Plastic Glass		
rtification must be submitted	If "Yes" Unit Pa	ckaging wgt.	No. per container	If "Yes" Package v	wgt	No. per container			Paper Other (S	Specify) Poly bag	
3. Location of Net Contents Information 4. Size(  ✓ Label Container			4. Size(s) Ret	Retail Container  20 lbs.  5. Location of Label Directions					ons		
6. Manner in Which Label is Affixed to Product Litho			Lithog Paper Stenci								
				Section	n - IV	,					
1. Contact Point (Complete	items dir	ectly below f	or identificatio	n of individu	al to be	contacted,	if nec	essary, to p	rocess this	application.)	
Name Jane M. Miller				Title Agent					Telephone No. (Instade Area Code) (203) 740-1200		
I certify that the state I acknowledge that ar both under applicable	ıy knowlir	ave made on nglly false or	Certifica this form and misleading sta	all attachme	nts ther	reto are true shable by fil	ı, accı ne ori	urate and co imprisonmer	nt, or <sub>an and</sub>	6. Date Application Received (Stamped)	
2. Signature				3. Title Agent					, , , , , , , , , , , , , , , , , , ,	, ), , , , , , , , , , , , , , , , , ,	
4. Typed Name Jane M. Miller			5. Date March 31, 2010						) ) ) ) (200		



March 31, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
US Environmental Protection Agency
One Potomac Yard
2777 S. Crystal Drive
Room S-4900, 4<sup>th</sup> Floor
Arlington, VA 22202

Attention:

Ms. K. Montague (PM #23)

RE:

"Pre-Amine 65 MC"; EPA Reg. No. 74468-9

Notification to revise Storage and Disposal Statement

Dear Ms. Montague:

On behalf of ProActive LLC please find enclosed an Application for Pesticide Notification for the above mentioned product. The purpose of this notification is to update the Storage & Disposal section as per PR-Notice 2007-4 as stated below:

"Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA."

The following documents are enclosed to process this Notification:

- 1. Application for Pesticide Notification (8570-1)
- 2. One (1) copy of the draft label with the additional language underlined and the deleted text lined out.
- 3. One (1) copy of clean draft labeling.

Should you have any questions, or wish to reach me, please feel free to contact our office at 203-740-1200.

Sincerely,

Jane Miller

Agent to ProActive, LLC

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### PRE-AMINE 65 MC

# For the Manufacture of Non-Food Use Granular Herbicides Only

NOTIFICATION APR 2 3 2010

Active Ingredient:	
Prodiamine (CAS No. 29091-21-2)	65.0%
Other Ingredients:	
TOTAL	100.0%

## KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID		
If Swallowed:	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	Take off contaminated clothing. Rinse skin immediately with plenty of water	
Clothing:	for 15-20 minutes. Call a poison control center or doctor for treatment advice.	
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 eye. Call a poison control center for treatment advice.	
If Inhaled:	Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, is possible. Call a poison control center or doctor for further treatment advice.	
EMERGENCY TELEPHONE NUMBERS: Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact:  FOR 24- HOUR EMERGENY MEDICAL ASSISTANCE CALL: 1-800-222-1222  FOR CHEMICAL EMERGENCY: Spill, leak, fire, exposure, or accident call CHEMTREC 1-		

EPA Reg. No. 74468-9

800-424-9300

EPA Est. No. 62171-MS-1

Net Weight: 20 lbs.

Manufactured by: ProActive, LLC P.O. Box 5068 Brookfield, CT 06804



#### PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

#### **ENVIRONMENTAL HAZARDS**

This product has a low solubility in water. At the limit of solubility, this product is not toxic to fish. However, at concentrations above the level of water solubility, it may be toxic to fish.

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 Environmental Protection Agency.

#### **DIRECTIONS FOR USE**

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

This product is to be used ONLY FOR FORMULATION INTO GRANULAR HERBICIDES for the following use(s):

1.

- Established turfgrasses, lawns and sod nurseries;
- · Container, field grown and landscape ornamentals;
- Established perennials and wildflower plantings;
- Plants grown for cut foliage production;
- Conifer and hardwood tree seedling nurseries;
- · Christmas tree farms;
- Managed transportation and utility rights-of-way (including rail and equipment yards), and public utility facilities (substations, tank farms, pumping stations, parking/storage areas, ungrazed fencerows).
- 2. Other uses for which the U.S. EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration;
- 3. Uses for experimental purposes that are in compliance with U.S. EPA regulations.

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

This product is a manufacturing use product intended to be used only in the manufacture of registered non-crop end-use products. Each formulator is responsible for obtaining the EPA registration for their formulated product(s).



#### STORAGE AND DISPOSAL

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

**Storage:** Store in original container away from fertilizer, feed, or food stuffs and separate from other pesticides.

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

Container Disposal: Non-refillable containers. Do not reuse or refill this container. Plastic Bags – Completely empty bag into formulation equipment. Then offer for recycling, if available, or dispose of empty bag in a sanitary landfill or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

#### CONDITIONS OF SALE AND LIMITATION OF WARRANTY

PROACTIVE, LLC warrants that this product conforms to the chemical description and is reasonably fit for the purposes stated on the label when used in accordance with the directions under normal conditions of use. To the extent consistent with applicable law, this warranty does not extend to the use of the product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or PROACTIVE, and Buyer and User assume the risk of any such use. PROACTIVE, LLC MAKES NO WARRANTIES OR MERCHANTABILITY OR FITNESS FOR ANY PARTICULAR PURPOSE NOR ANY OTHER EXPRESSED OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

To the extent consistent with applicable law, in no case shall PROACTIVE, LLC be liable for incidental, consequential, or special damages resulting from the use or handling of this product. The exclusive remedy of any Buyer or User of this product and any and all losses, injuries, or damages resulting from or in any way arising from the use, handling, or application of this product, whether in contract, warranty, tort negligence, strict liability, or otherwise, shall not exceed the purchase price of this product. Buyer assumes all risks of use, storage, or handling of this material not in strict accordance with directions given herewith.