

79676-26

11/21/2006
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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460

EPA Reg. Number:

79676-26

Date of Issuance:

NOV 21 2006

NOTICE OF PESTICIDE:

☒ Registration
☐ Reregistration
(under FIFRA, as amended)

Term of Issuance:

Conditional

Name of Pesticide Product:

**Tebuconazole E-Pro 3.6F
Fungicide**

Name and Address of Registrant (include ZIP Code):

**Etigra
501 Cascade Point Lane, Suite 103
Cary, NC 27513**

Label: Example of label for the above named pesticide. The label must be submitted to the Agency for review and approval. The label must be submitted to the Agency for review and approval. The label must be submitted to the Agency for review and approval.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA section 3(c)(7)(A) provided that you:

- 1) Submit and/or cite all data required for registration of your product under FIFRA sec 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.

Page 1 of 2

Signature of Approving Official:

Mary L. Waller, Product Manager (21)
Fungicide Branch, Registration Division (7505P)


Date:

11/21/06

- 2) You must submit the following conditional data listed below, within 18 months of the date of this registration:
 - a) Storage Stability (830.6317) and Corrosion Characteristics (830.6320) studies.
- 3) Make the following changes to the label:
 - a) Change the product registration number to "EPA Reg. No. 79676-26"
 - b) At the bottom of the First Aid box, delete the sentence "Contact with the eyes may cause irritation."
 - c) In the section "CONDITION OF SALE AND LIMITATION OF WARRANTY AND LIABILITY"
 - i. In paragraph 2, change "The Directions for Use of this product should be followed carefully." to "The Directions for Use of this product must be followed carefully."
 - ii. In paragraph 2, change "All such risks shall be assumed...." to "To the extent consistent with applicable law, all such risks shall be assumed...."
 - iii. In paragraph 3, delete the phrase "or under abnormal conditions"
 - iv. In paragraph 3, change "...EXCEPT AS STATED ABOVE." to "...EXCEPT AS STATED ON THIS LABEL."
 - v. In the first sentence of paragraph 4, change "To the extent allowed by state law" to "To the extent consistent with applicable law"
 - vi. In the second sentence of paragraph 4, change "THE EXCLUSIVE REMEDY OF THE USER...." to "TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER...."
- 4) Submit one copy of the revised final printed label for the record before the product is released for shipment.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A copy of the label stamped "Accepted with Comments" is enclosed for your records.


Mary L. Waller
Product Manager (21)
Fungicide Branch
Registration Division (7505P)

Enclosure: Label stamped "Accepted with Comments"
Product Chemistry Review dated 9/12/06
Acute Toxicity Similarity Action dated 10/3/06

Tebuconazole E-Pro 3.6 F Fungicide

For control of specified diseases on peanuts and grasses grown for seed.

ACTIVE INGREDIENT:

Tebuconazole, alpha-[2-(4-chlorophenyl)ethyl]-alpha-(1,1-dimethylethyl)-1H-
1,2,4-triazole-1-ethanol.....38.7%
OTHER INGREDIENTS:61.3%
TOTAL:.....100.0%

Contains 3.6 pounds tebuconazole per gallon.

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID	
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 in eyes:	<ul style="list-style-type: none"> • 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 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 by 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 1-800-424-9300 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
<p>No specific antidote. Treat symptomatically.</p> <p>Symptoms of Poisoning: This compound does not cause any definite symptoms that would be diagnostic. Contact with the eyes may cause irritation.</p>	

See inside label booklet for additional PRECAUTIONARY STATEMENTS.

EPA Reg. No. 79676-

EPA Est. No.

Manufactured for:

Etigra™
501 Cascade Pointe Lane
Suite 103
Cary, NC 27513
www.etigra.com

Tebuconazole E-Pro 3.6 F Fungicide
contains tebuconazole, the active
ingredient used in Folicur® 3.6 F.

Net Contents:

**ACCEPTED
with COMMENTS
In EPA Letter Dated
NOV 21 2006**

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.

79676-26

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
CAUTION**

Harmful if swallowed, inhaled or absorbed through skin. Avoid contact with skin, eyes, and clothing. Avoid breathing vapor or spray mist.

PERSONAL PROTECTIVE EQUIPMENT

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category C on an EPA chemical-resistance category selection chart.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves, such as barrier laminate, or butyl rubber or nitrile rubber or neoprene rubber or polyvinyl chloride or viton.
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

ENGINEERING CONTROLS STATEMENTS

When handlers use closed systems, closed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170/240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

USER SAFETY RECOMMENDATIONS

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to estuarine and marine invertebrates. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Runoff may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwater or rinsate.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls

- Chemical-resistant gloves, such as barrier laminate or butyl rubber or nitrile rubber or neoprene rubber or polyvinyl chloride or viton
- Shoes plus socks.

USE PRECAUTIONS

- Do NOT apply this product through any type of irrigation system.
- Tebuconazole E-Pro 3.6 F Fungicide is a sterol demethylation inhibitor (DMI) fungicide and mixing or alternating this product with other DMI fungicides may lead to resistance.

OBSERVE THE FOLLOWING PRECAUTIONS WHEN SPRAYING IN THE VICINITY OF AQUATIC AREAS SUCH AS LAKES, RESERVOIRS, RIVERS, PERMANENT STREAMS AND MARSHES OR NATURAL PONDS, AND ESTUARIES.

- Apply only during alternate years in fields adjacent to the aquatic areas listed above.
- Do NOT apply by ground or air within 100 feet of aquatic areas listed above.
- Do NOT cultivate within 10 feet of an aquatic area to allow growth of a vegetative filter strip.

SPRAY DRIFT MANAGEMENT

- For aerial applications, the spray boom should be mounted on the aircraft so as to minimize drift caused by wing tip vortices. The minimum practical boom length should be used, and must not exceed 75% of the wing span or rotor diameter.
- Use the largest droplet size consistent with pest control. Formation of very small droplets may be minimized by appropriate nozzle selection, by orienting nozzles away from the air stream as much as possible and by avoiding excessive spray boom pressure. Apply in a minimum of 5 gallons of spray solution per acre by aircraft spray equipment.
- Spray should be released at the lowest possible height consistent with good pest control and flight safety. Applications more than 10 feet above the crop canopy should be avoided.
- Make aerial or ground applications when wind velocity favors on-target product deposition (approximately 3 to 10 mph). Do not apply when wind velocity exceeds 15 mph. Avoid applications when wind gusts approach 15 mph.
- Risk of exposure to sensitive aquatic areas can be reduced by avoiding applications when wind direction is toward the aquatic area.
- Low humidity and high temperatures increase the evaporation rate of spray droplets and therefore the likelihood of spray drift to aquatic areas. Avoid spraying during conditions of low humidity and/or high temperature.
- Do not make aerial or ground applications during temperature inversions. Inversions are characterized by stable air and increasing temperatures with height above the ground. Mist or fog may indicate the presence of an inversion in humid areas. The applicator may detect the presence of an inversion by producing smoke and observing a smoke layer near the ground surface.

ROTATIONAL CROPS

Replant treated areas with any crop specified on this label at any time after application. For crops not specified on this label, allow at least 120 days after the last application of this product before replanting in treated areas.

APPLICATION INSTRUCTIONS

Add the amount of Tebuconazole E-Pro 3.6 F Fungicide recommended below while filling the spray tank with the desired amount of water, agitating continuously while mixing. When adding other products to the mix, be sure that the Tebuconazole E-Pro 3.6 F Fungicide is thoroughly dispersed prior to the addition of other materials.

Prior to tank mixing with other products, determine the compatibility of Tebuconazole E-Pro 3.6 F Fungicide with the other products by performing the following procedure:

- Pour the recommended proportions of the products into a suitable container of water and mix thoroughly.
- Allow to stand for at least five minutes.
- If the combination remains mixed or can be readily re-mixed, the mixture may be used.

For additional information regarding tank mixes, contact your local Gro-Pro representative.

Apply Tebuconazole E-Pro 3.6 F Fungicide in a minimum of 10 gallons of spray solution per acre by ground sprayer or in a minimum of 5 gallons of spray solution per acre by aircraft spray equipment. Because complete coverage and uniform application are necessary for maximum efficacy (especially when lower spray volumes are applied), be sure to check spray calibration frequently. If necessary for complete crop coverage, increase the spray volume per acre as appropriate.

GRASSES GROWN FOR SEED

- Do NOT apply more than one pint (16 fl. oz.) of Tebuconazole E-Pro 3.6 F Fungicide per acre per crop season.
- Do NOT apply within four days of harvest.
- Do NOT forage, cut green crop, or use seed for feed purposes. Chaff, screenings and straw from treated areas may be used for feed purposes, and regrowth may be grazed starting 17 days after the last application.

Apply the recommended rate in a minimum of 20 gallons of water per acre when using ground sprayers or in a minimum of 10 gallons per acre when applying using aircraft. For best results, ensure thorough coverage when applying and use the lowest recommended rate of a spray surfactant in the tank mix.

Disease	Application Rate	Specific Instructions
Rusts (<i>Puccinia</i> spp.)	4 – 8 fl. oz. / Acre	Apply as soon as weather conditions favor development of rust or when the first rust pustules are present. Reapply every 14 – 16 days as required. For severe disease pressure use 6 - 8 fl. oz. / Acre and the shorter spray intervals.
Powdery Mildew	4 – 8 fl. oz. / Acre	Apply when powdery mildew first appears on leaves and reapply every 14 – 16 days as required. For severe disease pressure use 6 – 8 fl. oz. / Acre and the shorter spray intervals.

PEANUTS

- Do NOT apply more than 28.8 fl. oz. of Tebuconazole E-Pro 3.6 F Fungicide per acre per crop season.
- Do NOT apply within 14 days of harvest.
- Do NOT feed hay or threshings or allow livestock to graze in treated areas.

Disease	Application Rate	Specific Instructions
Sclerotium Stem and Pod Rot (white mold, southern blight, southern stem rot) Rhizoctonia Limb Rot Rhizoctonia Pod Rot (VA and NC Only)	7.2 fl. oz. / Acre	Apply using a four application preventative spray schedule with the first application in July and 14 days between each application. To discourage development of resistant strains of fungi, Chlorothalonil applications should be made prior to and following applications of this product and applications made after August 15 th should be tank mixed with Chlorothalonil.

		<p>When controlling root and pod rots caused by <i>Sclerotium rolfsii</i> and / or <i>Rhizoctonia solani</i>, rainfall or irrigation must be used to carry Tebuconazole E-Pro 3.6 F Fungicide into the root and pod zone.</p> <p>For best results when controlling White Mold and / or <i>Rhizoctonia Limb Rot</i>, use the following seven-application spray program:</p> <p>Tebuconazole E-Pro 3.6 F Fungicide: Applications 3,4,5,6</p> <p>Chlorothalonil: Applications 1,2,7</p>
<p>Early Leaf Spot</p> <p>Late Leaf Spot</p> <p>Leaf Rust</p> <p>Web Blotch (Phoma)</p> <p>Pepper Spot (Leptosphaerulina)</p>	7.2 fl. oz. / Acre	<p>As part of a Leaf Spot resistance management strategy, tank mix the recommended rate of this product with 12 ounces of Chlorothalonil (active ingredient).</p> <p>For best results when treating for foliar diseases, add the lowest label recommended rate of a spray surfactant to the tank mix; however, a spray surfactant is not necessary when tank mixing with Chlorothalonil.</p>

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food and feed. Store in original container and out of the reach of children, preferably in a locked storage area.

Handle and open container in a manner as to prevent spillage. If container is leaking, invert to prevent leakage. If the container is leaking or material is spilled for any reason or cause, carefully dam up spilled material to prevent runoff. Refer to the Precautionary Statements section on this label for hazards associated with the handling of this material. Do not walk through spill or leak incidents, keep unauthorized people away.

PESTICIDE 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 incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

CONDITION 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 should be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, presence of other materials or other influencing factors in the use of the product, which are beyond the control of Etigra or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold Etigra and Seller harmless for any claims relating to such factors.

Etigra warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or Etigra, and Buyer and User assume the risk of any such use. ETIGRA MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

To the extent allowed by state law, neither Etigra nor Seller shall be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF ETIGRA 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 FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF ETIGRA OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

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