



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Michael Kellogg
Pyxis Regulatory Consulting, Inc.
4110 136th Street NW,
Gig Harbor, WA, 98332

JAN 24 2007

Dear Mr. Kellogg:

SUBJECT: TM + CTN E-Pro 66.6 WDG Fungicide
EPA Registration Number 79676-27
Correction to December 7, 2006 Registration Notice

This letter serves to correct the error in the product name as stated in the December 7, 2006 registration notice. Enclosed is a corrected registration notice to replace the earlier document. Please note that the original date of issuance appears on the registration notice.


I apologize for the error. If you have any questions, you may contact Lisa Jones on my team at (703) 308-9424 or by e-mail at jones.lisa@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Mary L. Waller".

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

Enclosure: Corrected registration notice dated December 7, 2006

	U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505P) Ariel Rios Building 1200 Pennsylvania Ave., NW Washington, D.C. 20460	EPA Registration Number: 79676-27	Date of Issuance: DEC 7 2006
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NOTICE OF PESTICIDE:

Registration
 Reregistration
 (under FIFRA, as amended)

Term of Issuance:
Conditional

Name of Pesticide Product:
TM + CTN E-Pro 66.6 WDG Fungicide

Name and Address of Registrant (include ZIP Code):

Etigra
 501 Cascade Pointe LN, Suite 103
 Cary, NC 27513

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

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 sec. 3 (c) (7) (A) provided that you:

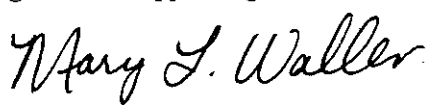
1. Submit/cite all data required for the registration/ reregistration of your product when the Agency requires all registrants of similar products to submit data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.

2. Make the following label changes:

Page 1: Change the EPA Registration Number to 79676-27

Page 1: Add the statement "See additional precautionary statements." to the first page of the label.

(Continued)

Signature of Approving Official:  Mary L. Waller, Product Manager 21 Fungicide Branch Registration Division (7505P)	Date: 12/7/2006
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2. Label changes (continued)

Page 2 – Personal Protective Equipment (PPE): Change “In addition, a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C), or a NIOSH-approved respirator with any R, P, N or HE filter must be worn by applicators and other handlers in enclosed areas, such as a greenhouse.” to “In addition, a NIOSH-approved respirator with any R, P, N or HE filter must be worn by applicators and other handlers in enclosed areas, such as a greenhouse.”

Page 4: General Information – Use Precautions:
Change the bullet: “Do not feed clippings to livestock.” to “Do not feed clippings to livestock or poultry.”

Page 4: Lawns and Ornamental Turf:
Delete the sentences: “Use of this product on home lawns is prohibited. Do not graze animals on treated turf. Do not feed clippings to livestock or poultry.”

Page 5: Wherever “pound” or “ounce” or their abbreviations occur in the tables, replace them with “lbs. product” or “oz. product”.

Page 6: Under “Ornamentals” change the sentence: “Do not use fruit or nuts from treated trees as food.” to “Do not use fruit or nuts from treated trees as food or feed.”

Page 6 and 7 – Warranty Language:

Change the sentence “The Directions for Use of this product should be followed carefully.” to “The Directions for Use of this product must be followed carefully.”

Change the sentence “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.” to “To the extent consistent with applicable law, 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.”

Change the sentence “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 “To the extent consistent with applicable law, Etigra makes no warranties of merchantability or of fitness for a particular purpose nor any other express or implied warranty except as stated above.”

Change the sentence “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.”
to “To the extent consistent with applicable law, 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.”

3. Provide the following studies and samples as conditions of registration:
 - a. OPPTS number 830.6316 - storage stability - due April 1, 2008
 - b. OPPTS number 830.6320 - corrosion characteristics - due April 1, 2008

4. Submit one (1) copy of the revised final printed label for the record before you release the product for shipment.

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

A stamped copy of the label is enclosed for your records. If you have any questions, contact Lisa Jones of my staff at (703) 308-9424 or at jones.lisa@epa.gov.

Sincerely,

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

Enclosures: Stamped copy of label
Product Chemistry review dated 12 October 2006
Acute Toxicity review dated 18 October 2006