

### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

December 29, 2021

Katy DeGroot Agent for ChemStarr, LLC c/o Pyxis Regulatory Consulting Inc. 4110 136<sup>th</sup> St. Ct. NW Gig Harbor, WA 98332

Subject: Label Amendment – To voluntarily delete the wood treatment uses from the label

Product Name: Tebuconazole Technical Fungicide

EPA Registration Number: 81964-12 Application Date: January 20, 2020

Decision Number: 559859

Dear Ms. DeGroot:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the 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 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 the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements 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 Agency 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.

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

Page 2 of 2 EPA Reg. No. 81964-12 Decision No. 559859

with FIFRA section 6. If you have any questions, you may contact Jamie Harrington by email at <a href="https://harrington.jamie@epa.gov">harrington.jamie@epa.gov</a>.

Sincerely,

Kable Bo Davis Senior Regulatory Specialist

Registration Division (7505P) Office of Pesticide Programs

Enclosure

[Note to reviewer: [Text] in brackets indicates optional text].

### **Tebuconazole Technical Fungicide**

Used exclusively for the manufacture of fungicides

ACCEPTED

12/29/2021

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 04004 400

81964-12

#### **ACTIVE INGREDIENT:**

## KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID		
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 if possible.	
	• Call a poison control center or doctor for further treatment advice.	
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 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 or doctor for treatment advice.	
If on skin or	Take off contaminated clothing.	
clothing:	• Rinse skin immediately with plenty of water for 15-20 minutes.	
	• Call a poison control center or doctor for 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 CHEMTREC at 1-800-424-9300 for emergency medical treatment information.

Note to Physician: No specific antidote is available. Treat symptomatically.

[See inside label booklet for First Aid, additional Precautionary Statements and Directions for Use.]

[See inside label booklet for additional Precautionary Statements and Directions for Use.]

[See back panel for additional Precautionary Statements.]

[See label booklet for additional Precautionary Statements and Directions for Use.]

EPA Reg. No. 81964-12

EPA Est. No.

Manufactured in China Manufactured for: ChemStarr, LLC 21 Hubble

Irvine, CA 92618 USA

Net Weight: 55.12 lbs/drum; 110.23 lbs/drum; 826 lbs/bag 881.85 lbs/drum

#### Batch No.:

# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if swallowed, absorbed through the skin or inhaled. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

#### ENVIRONMENTAL HAZARDS

This product is toxic to mammals, fish, and aquatic invertebrates. 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 EPA.

#### **DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Use only as directed on this label.

Review the physical and chemical properties and the formulation advice before formulating products from Tebuconazole Technical Fungicide. Detailed physical and chemical proprietary information as well as recommendations on formulating products containing Tebuconazole Technical Fungicide can be made available on request from ChemStarr, LLC.

This product is intended only for the formulation of other Tebuconazole fungicide products. Products formulated using Tebuconazole Technical Fungicide will require registration with the U.S. Environmental Protection Agency. Labeling for products formulated from this product must conform to that which is currently registered with the U.S. Environmental Protection Agency. Any variance from federally registered labeling for products containing tebuconazole will have to be supported by data provided by the formulator.

Tebuconazole Technical Fungicide is intended for formulation into end-use products for the following:

#### **Terrestrial food/feed crops:**

Asparagus	Fruiting Vegetables crop group 8-10	Pistachio
Bananas and Plantains	Garden Beets	Pome Fruit crop group 11
Barley (Seed Treatment & Foliar)	Grasses Grown for Seed	Soybean
Beans	Grapes	Stone Fruit crop group 12
Brassica leafy greens subgroup 5B	Hops	Sunflower
Bulb vegetables crop group 3	Lychee	Tree Nuts crop group 14
Corn (sweet, field, seed, popcorn)	Mango (post harvest)	Turnip
Corn (Seed Treatment)	Oats (seed treatment)	Wheat (Seed treatment and foliar)
Cotton	Okra	
Cucurbit Vegetables crop group 9	Peanuts	

**Terrestrial non-food uses:** Golf Course Turf, Flowers, Ground Covers, House Plants, Ornamental Trees, Ornamental Shrubs, Roses, Vines.

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 data submission requirements regarding the support of such use.

**Restrictions:** Do not package end use products in metal containers.

#### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Keep product in original container. Store in a cool, dry secure place. Protect from excessive heat. Do not contaminate food or foodstuffs. Do not store or transport near food or feed.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law. 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 HANDLING:**

**Fiber drums with liner:** Nonrefillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into manufacturing equipment. Then dispose of inner liner in a sanitary landfill or by other procedures approved by State and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner, or offer drum for recycling, if available.

**Supersack with liner**: Nonrefillable Container: Do not reuse or refill this container. Completely empty bag into formulation equipment. Then offer for recycling if available or dispose of in a sanitary landfill or by incineration or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

#### Conditions of Sale - Limited Warranty And Limitations of Liability and Remedies

Seller warrants that this product conforms to its chemical description and is reasonably fit for the purposes stated on the label when used in accordance with the directions and instructions specified on the label, but to the extent consistent with applicable law neither this warranty nor any other warranty of merchantability or fitness for a particular purpose, express or implied, extends to the use of this product, contrary to label instructions, or under conditions not reasonable foreseeable to seller, and buyer assumes the risk of any such use.

[EPA approval date]