

83028-4



10/16/2009 1/5  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

October 16, 2009

Rusty Millar  
Manager, Regulatory Affairs  
NCA Biotech, Inc.  
3406 Pomona Blvd  
Pomona, CA 91768

Subject: Notification for Labeling Revision Per PR Notice 07-04  
Product Name: Kinetin Technical  
EPA Reg. No: 83028-4  
Your Submission Dated September 16, 2009

Dear Mr. Millar:

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticide Registration Notice (PRN) 07-4 dated above. A screen of the labeling revision request has been conducted for its applicability under PRN 07-04, and it has been determined that the action request falls within the scope of PRN 07-04. Our records have been duly noted, and the printed label submitted with this application has been stamped "Notification, received and reviewed" and will be placed in our records as current and updated. Should you have any questions regarding this action, you may contact Gina Casciano at (703) 605-0513 or via email at [casciano.gina@epa.gov](mailto:casciano.gina@epa.gov).

Sincerely,

*Linda Hollis*

Linda A. Hollis, Chief  
Biochemical Pesticides Branch  
Biopesticides and Pollution  
Prevention Division (7511P)



# NCA Biotech, INC.

2/5

September 16, 2009

Ms. Linda Hollis, Chief PM 91  
BPPD (7511P), Room S4900  
US Environmental Protection Agency  
One Potomac Yard  
2777 S Crystal Drive  
Arlington, VA 22202

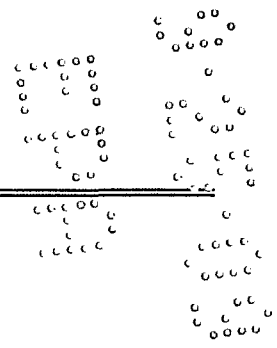
Subject: Kinetin Technical, EPA Reg. No. 83028-4, Container Disposal per PRN 2007-4,  
Notification under PRN 98-10

Dear Ms. Hollis:

On August 5 we submitted an amendment to the container disposal language required per PR Notice 2007-4. At that time we mistakenly removed previously approved container disposal language. The label is being resubmitted restoring this language. Changes are highlighted in red for your convenience. The document dated September 16, 2009 for this action was submitted in error the corrected language has been for the container disposal. Please advise us when the label is approved. If you have any questions, please contact me. Thank you.

Sincerely,

Rusty Millar  
Mgr. Regulatory Affairs

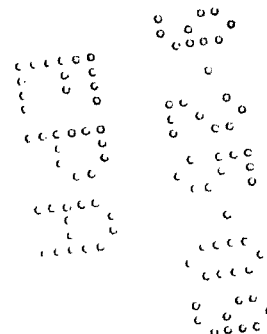


Notification of label change per PRN 2007-4. This notification is consistent with the guidance in PRN 2007-4 and the requirements of EPA's regulations at 40 CFR SS 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula 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 of 40 CFR SS 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.



Rusty Millar  
Mgr Regulatory Affairs  
LT Biosyn, Inc.

Date September 8, 2009



# KINETIN TECHNICAL

## A PLANT GROWTH REGULATOR FOR MANUFACTURING, REFORMULATING OR COMPOUNDING USE ONLY

FORMULATORS USING THIS PRODUCT ARE RESPONSIBLE  
FOR OBTAINING EPA REGISTRATION FOR THEIR FORMULATED PRODUCTS

<b>ACTIVE INGREDIENT:</b>		
Cytokinin, as Kinetin.....	98.5%	
<b>OTHER INGREDIENTS:</b> .....	1.5%	
	<b>TOTAL</b>	<b>100.0%</b>

EPA Reg. No. 83028-4

EPA Est. No. 72639-CHN-1

### KEEP OUT OF REACH OF CHILDREN CAUTION

<b>FIRST AID</b>	
<b>If in eyes:</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>HOT LINE NUMBER</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For general product information, call NCA Biotech, Inc. at (909)-348-5133 between the hours of 9 a.m. – 4 p.m. Pacific Time.	

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

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling.

### 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 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.  
Instructions For Formulation: This product is for reformulating into products intended as plant growth regulators on ornamental plants and food crops and only for those uses which are duly registered with the USEPA. Formulators using this product are responsible for obtaining their own registrations.

### NOTIFICATION

**Manufactured for:**  
NCA Biotech, Inc.  
3406 Pomona Blvd.  
Pomona, CA 91768

**Date Reviewed:** 10/16/09  
**Reviewed By:** G. Casciano

  
**Net Weight: 2.2 lbs**  
 Batch No.

**STORAGE AND DISPOSAL**

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

**PESTICIDE STORAGE:** Keep containers tightly closed when not in use.

**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:** Non refillable container. Do no reuse or refill this container. Offer for recycling, if available. Completely empty bag into manufacturing equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

**DISCLAIMER AND INDEMNITY FOR FORMULATORS' USES**

To the extent consistent with applicable law, the manufacturer expressly disclaims all liability for claims and actions (whether based on contract, tort, strict liability, or breach of warranty) arising out of, resulting from or connected with a formulation containing this product when used for any purpose other than for those uses set forth in the Directions for Use above. The manufacturer has not developed scientific data to support, nor has it explicitly or implicitly approved, any uses other than those described in the Directions for Use.

Any formulator or buyer who uses this product in formulations for any other than those stated above assumes all liability for claims and actions arising out of, connected with or resulting from such use and agrees by so using this product to indemnify and hold harmless the manufacturer from such claims and actions.

This disclaimer and indemnity is in addition to, not in lieu of, the below disclaimer and limitations.

**LIMITED WARRANTY AND DISCLAIMER**

The manufacturer warrants that this product conforms to the chemical description on the label; that this product is reasonably fit for the purposes set forth in the Directions for Use when it is used in accordance with such Directions; and that the statements on this label are based upon responsible experts' evaluation of reasonable tests of effectiveness, of toxicity to laboratory animals and to plants, and of residues on food crops and upon reports of field experience. Tests have not been made on all varieties or in all states or under all conditions. THE MANUFACTURER NEITHER MAKES NOR INTENDS, NOR DOES IT AUTHORIZE ANY AGENT OR REPRESENTATIVE TO MAKE, ANY OTHER WARRANTIES, EXPRESS OR IMPLIED, AND IT EXPRESSLY EXCLUDES AND DISCLAIMS ALL IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.

THIS WARRANTY DOES NOT EXTEND TO, AND THE BUYER SHALL BE SOLELY RESPONSIBLE FOR, ANY AND ALL LOSS OR DAMAGE WHICH RESULTS FROM THE USE OF THIS PRODUCT IN ANY MANNER WHICH IS INCONSISTENT WITH THE LABEL DIRECTIONS.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND MANUFACTURER'S OR SELLER'S EXCLUSIVE LIABILITY FOR ANY AND ALL CLAIMS, LOSSES, DAMAGES OR INJURIES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER OR NOT BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY IN TORT OR OTHERWISE SHALL BE LIMITED, AT THE MANUFACTURER'S OPTION TO REPLACEMENT OF, OR THE REPAYMENT OF THE PURCHASE PRICE FOR, THE QUANTITY OF PRODUCT WITH RESPECT TO WHICH DAMAGES ARE CLAIMED. IN NO EVENT SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INDIRECT OR INCONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

**NOTICE TO BUYER**

Purchase of this material does not confer any rights under patents governing this product or the use thereof in countries outside of the United States. Seller's guarantee shall be limited to the terms set out on the label and subject thereto, the buyer assumes the risk to persons or property arising from the use or handling of this product on that condition.

Revised 8-5-09

