

83028-13

3/19/2010

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Rusty Millar
NCA Biotech, Inc
3406 Pomona Blvd,
Pomona , CA 91768

MAR 19 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 February 23, 2010 for:

EPA Registration 83028-13 Mepiquat Chloride

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,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

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Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0080

| | | | |
|--|---|---|-----------------------|
| | United States Environmental Protection Agency Washington, DC 20460 | <input type="checkbox"/> Registration | OPP Identifier Number |
| | | <input checked="" type="checkbox"/> Amendment | |
| | | <input type="checkbox"/> Other | |

Application for Pesticide - Section I

| | | |
|--|--|--|
| 1. Company/Product Number NCA Biotech 83028-13 | 2. EPA Product Manager Tony Kish | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) NCA Biotech Mepiquat Chloride | PM# 22 | |
| 5. Name and Address of Applicant (Include ZIP Code) NCA Biotech, Inc. 3406 Pomona Blvd, Pomona, CA 91768 <input type="checkbox"/> Check if this is a new address | 6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____ | |

Section - II

| | | |
|--|--|---|
| <input type="checkbox"/> Amendment - Explain below. | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ | NOTIFICATION MAR 19 2010 |
| <input type="checkbox"/> Resubmission in response to Agency letter dated _____ | <input type="checkbox"/> "Me Too" Application. | |
| <input checked="" type="checkbox"/> Notification - Explain below. | <input type="checkbox"/> Other - Explain below. | |

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Updated label pursuant to PRN 2007-04

Section - III

| | | | | | |
|--|--|---|--|--|---|
| 1. Material This Product Will Be Packaged In: | | | | 2. Type of Container | |
| Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No | Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | <input type="checkbox"/> Metal | <input type="checkbox"/> Plastic |
| * Certification must be submitted | | | | <input type="checkbox"/> Glass | <input checked="" type="checkbox"/> Paper |
| | If "Yes" Unit Packaging wgt. No. per container | If "Yes" Package wgt. No. per container | | <input type="checkbox"/> Other (Specify) _____ | |
| 3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container | | 4. Size(s) Retail Container 20 kg | 5. Location of Label Directions <input type="checkbox"/> On Label <input checked="" type="checkbox"/> On Labeling accompanying product | | |
| 6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued <input type="checkbox"/> Stenciled | | | | <input type="checkbox"/> Other _____ | |

Section - IV

| | | |
|---|------------------------------|---|
| 1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.) | | |
| Name Rusty Millar | Title Mgr | Telephone No. (Include Area Code) 909.348.5133 |
| 2. Signature | | 6. Date Application Received (Stamped) |
| 3. Title Mgr. | | |
| 4. Typed Name Rusty Millar | 5. Date February 23, 2010 | |
| Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law. | | |

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NCA Biotech, INC.

February 23, 2010

Mr. Tony Kish, Product Mgr. Team 22
Fungicide Branch
Registration Division (7505P)
US Environmental Protection Agency
Ariel Rios Bldg
1200 Pennsylvania Ave. NW
Washington, D. C. 20460-0001

Subject: Mepiquat Chloride, EPA Reg. No. 83028-13, Updated Label per PRN 2007-04

Dear Mr. Kish:

Enclosed are four copies of the subject label with updated container disposal language pursuant to EPA PRN 2007-04. No other changes have been made to the label. Please advise us when the label has been approved for use. If you have any questions, please contact me. Thank you.

Sincerely,

Rusty Millar
Mgr. Regulatory Affairs

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Mepiquat Chloride Technical

(For Formulation Purposes Only)

NOTIFICATION

MAR 19 2010

ACTIVE INGREDIENT:

Mepiquat Chloride: N, N-dimethylpiperidinium Chloride..... 99.15%

OTHER INGREDIENTS:..... 0.85%

TOTAL 100.00%

EPA Reg. No. 83028-13

EPA Est. No. 72639-CA-1

KEEP OUT OF REACH OF CHILDREN

WARNING/AVISO

| 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 the 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 15-20 minutes. • 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. |
| 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. |
| HOT LINE NUMBER | |
| <p>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.</p> | |

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

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

Manufactured for:

NCA Biotech, Inc.
3406 Pomona Blvd.
Pomona, California 91768, USA

Net Weight:

Batch No.

5060

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.

For Formulation Purposes Only: This product is intended for use only by formulators in preparing end-use plant growth regulator products for: 1) use on cotton and grapes; 2) 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; and 3) uses for experimental purposes that are in compliance with U.S. EPA requirements for their formulated products.

Each formulator is responsible for obtaining EPA registration for his end-use product.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

PESTICIDE STORAGE: Store in original container only, in a cool, dry area. Keep container tightly closed when not in use. Avoid cross contamination with other pesticides.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide 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 DISPOSAL: Non-refillable container. Do not 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 those uses set forth above. The manufacturer has not developed scientific data to support, nor has it explicitly or implicitly approved, any uses other than those above.

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 Directions, and other 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

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EPA 20071203
Rev 2-10

