

83220-1

05-03-2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

MAY 3 2011

Ms. Kim Davis
RegWest Company, LLC
8203 West 20th St. Suite A
Greeley, CO 80634-4696

Subject: Notification per PR Notice 98-10 – Minor Label Revisions
EZ-Ject Selective Injection Herbicide Capsules
EPA Reg. No. 83220-1
Application Dated – April 15, 2011

Dear Ms. Davis:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the subject product.

The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10. The label submitted with the application has been date-stamped "Notification" and will be placed in our records.

If you have any questions regarding this letter, please contact Maggie Rudick at (703) 347-0257 or rudick.maggie@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Kable Bo Davis".

Kable Bo Davis, Product Manager 25
Herbicide Branch
Registration Division (7505P)

United States Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Washington, DC 20460-0001	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number <h2 style="text-align: center;">Notification</h2>
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Application for Pesticide – Section I

1. Company/Product Number <p style="text-align: center;">83220-1</p>	2. EPA Product Manager <p style="text-align: center;">James Tompkins</p>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/ Product (Name) <p style="text-align: center;">E-Z-Ject Selective Injection Herbicide Capsules</p>	PM # <p style="text-align: center;">25</p>	
5. Name and Address of Applicant (Include ZIP Code) EZ-Ject, Inc. c/o RegWest Company, LLC 8203 West 20th St., Suite A Greeley, CO 80634-4696 <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"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification – Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other – Explain below.
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NOTIFICATION

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

MAY - 3 2011

**Submit Label Revision Notification to add an additional brand name.
Refer to Reference Label for an illustration of all label revisions.**

Notification of label change per PR Notice 98-10. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46. No other changes have been made to the labeling or the Confidential Statement of Formula of 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 this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, 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.

Section – III

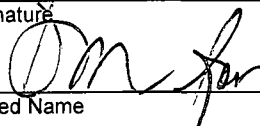
1. Material This Product Will Be Packaged In:			
Child Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input checked="" type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input type="checkbox"/> Other (Specify): _____
*Certification must be submitted	If "Yes" Unit Packaging Wt. 0.03 oz.	No. Per Container 1200	If "Yes" Packaging Wt.
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container <p style="text-align: center;">1200 casings (Total Net Weight: 2.25 lbs.)</p>	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling Accompanying Product
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Stenciled <input checked="" type="checkbox"/> Paper glued <input checked="" type="checkbox"/> Other Self-Adhesive			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application).		
Name <p style="text-align: center;">Kim Davis</p>	Title <p style="text-align: center;">Consultant/Agent</p>	Telephone No. (Include Area Code) <p style="text-align: center;">970.353.0611 kim@regwest.com</p>

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.

2. Signature 	3. Title <p style="text-align: center;">Consultant/Agent</p>
4. Typed Name <p style="text-align: center;">Kim Davis</p>	5. Date <p style="text-align: center;">April 15, 2011</p>

6. Date Application Received
(Stamped)

Non-PRIA Label Revision Notification



April 15, 2011

Mr. James Tompkins, Product Manager 25
Document Processing Desk – **NOTIF**
Office of Pesticide Programs – **7504P**
U.S. Environmental Protection Agency
2777 South Crystal Drive
One Potomac Yard (South Building), Room S-4900
Arlington, VA 22202

Dear Mr. Tompkins:

Subject: EZ-Ject, Inc.
E-Z-Ject Selective Injection Herbicide Capsules
EPA Reg. No. 83220-1

On behalf of **EZ-Ject, Inc.**, RegWest Company, LLC is submitting the attached documents in support of a non-PRIA label revision notification. RegWest Company will act as sole agent in this endeavor.

Attached are the following:

- 1. Application for Pesticide: **Notification**
- 2. One **Reference Label** (illustrating the label revisions)
- 3. Two **New Labels** (incorporating the label revisions)

We are revising the label as illustrated on the **Reference Label**.

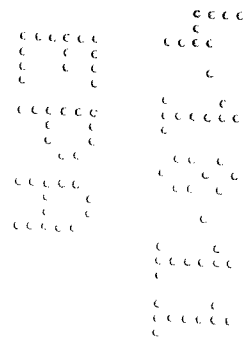
Please contact me or Dean Moser at 970.353.0611 or dean@regwest.com if you have any questions or comments concerning this submission.

Regards,
RegWest Company, LLC

Kim Davis,
Consultant/Agent

Attachments

cc: EZJ – Doolittle, C.



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E-Z-Ject Selective Injection Herbicide Capsules

NOTIFICATION

(ABN: EZ- Ject™ Diamondback Herbicide Shells)

MAY - 3 2011

**Water-Soluble Herbicide in Shells for Trunk and Stem Injection
Controls Undesirable Woody Brush, Trees and Vines – Roots and All**

Active Ingredient:

Glyphosate, N-(phosphonomethyl) glycine,
in the form of its isopropylamine salt (CAS No. 38641-94-0) 83.5%

Other Ingredients 16.5%

Total 100.0%

Keep Out of Reach of Children

CAUTION

See below for First Aid and additional Precautionary Statements.

EPA Reg. No. 83220-1

EPA Est. 69117-NE-1

Net Contents: 1200 Shells [redacted]

[redacted] Shell Net Wt: 0.03 oz. (0.95 g)

Total Net Wt: 2.25 lbs. (1 kg)

{Back Panel}

First Aid

If Swallowed:	<ul style="list-style-type: none"> • 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:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. • Remove contact, if present, after the first 5 minutes then continue rinsing eye.
Call a poison control center or doctor for treatment advice.	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	

{Note: The First Aid statements' grid format will be used if label space permits; otherwise a paragraph format will be used.}

PRECAUTIONARY STATEMENTS

Hazards to Humans [redacted] & Domestic Animals

CAUTION: Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes or clothing. Wear long-sleeved shirt and long pants, socks and shoes.

Environmental Hazards

Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when cleaning equipment or disposing of equipment washwaters.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

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.

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Product Information

This product is recommended for woody brush, tree and vine control in all non-cropland sites including forestry, roadsides, rights-of-way, industrial, residential, fencerows, railroads and aquatic sites. Woody vegetation may be controlled by injection of E-Z-Ject selective injection herbicide shells.

This product moves throughout the tree from the point of injection to all roots and shoots. Symptoms appear gradually (normally within 4 to 8 weeks) beginning with wilting, yellowing and browning of the foliage. This is followed by deterioration of all roots and shoots.

For aquatic sites, this product may be injected into stems of trees and brush standing in water or wetlands. Do not apply directly to water or inject into stems below the water level.

Application Instructions

Inject the shells using only E-Z Ject shell injection equipment. The shells must penetrate through the outer bark into living phloem tissue to provide effective results.

For trees with less than 2.5 inch DBH (diameter at breast height), inject one shell per stem. Inject one shell every 4 inches, evenly around the trunk of the tree, below all major branches. Tree may be injected at any time of the year except when wood is frozen.

Weedy Brush, Trees and Vines Controlled

This product will control the following species:

Alder	Eucalyptus	Poison oak
Ash	Hackberry	Ponderosa pine
Aspen, quaking	Hawthorn	Poplar
Big-leaf maple	Hazel	Poplar, yellow
Birch	Hemlock	Redbud
Black cherry	Hickory	Sagebrush
Cascara	Locust, honey	Sassafras
Ceanothus	Lodgepole pine	Sourwood
Chamise	Madron	Sumac
Cherry	Manzanita	Sweet gum
Cottonwood	Maple	Tan oak
Dogwood	Mountain maple	Vine maple
Douglas fir	Oak	Waxmyrtle
Elderberry	Persimmon	Western red cedar
Elm	Pin cherry	Willow
	Poison ivy	

Storage and Disposal

Do not contaminate water, foodstuffs, feed or seed by storage or disposal.

Pesticide Storage: Keep container closed to prevent spills and contamination. At the end of each use period, remove unused shells from EZ-Ject shell injection system. Replace unused shells in original container and re-seal. Store with the open end of the shell [redacted] pointing up. **Pesticide Disposal:** Wastes resulting from the use of this product that cannot be used or chemically reprocessed should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable Federal, state and local procedures. **Container Disposal:** Non-refillable container; do not reuse or refill this container. Triple rinse (or equivalent) then offer for recycling, if available; otherwise, discard in trash.

{Per PR Notice 2007-4 the batch code/lot number will appear on the label or container.}

For additional product information call 1-888-395-6732

