

83220-2

09/06/2011

1/6



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

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

SEP 6 2011

Kim Davis, Agent
EZ-Ject, Inc.
c/o RegWest Company, LLC
8203 West 20th Street, Suite A
Greeley, CO 80634-4696

Subject: Notification per PR Notice 98-10 (pesticide storage)
Imazapyr-EZ-Ject
EPA Reg. No. 83220-2
Application Dated August 19, 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 finds that the action 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, please contact Mindy Ondish at (703)605-0723 or at ondish.mindy@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)

2/6

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 Notification
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Application for Pesticide – Section I

1. Company/Product Number <p style="text-align: center;">83220-2</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;">Imazapyr – EZ-Ject™</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

SEP 06 2011

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

This label notification is to clarify language in the Pesticide Storage statements for subject product. Refer to Reference Label for an illustration of all label revisions.

Notification of label change per PR Notices 98-10 and 2007-4. This notification is consistent with the guidance of PR Notices 98-10 and 2007-4 and the requirements of EPA's regulations at 40 CFR § § 152.46, 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 the EPA. I further understand that if this notification is not consistent with the 40 CFR § § 152.46, 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.

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. <p style="text-align: center;">0.03 oz.</p>	No. Per Container <p style="text-align: center;">1200</p>	If "Yes" Packaging Wt. No. Per Container
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 shells (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>
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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.

6. Date Application Received
(Stamped)

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;">August 19, 2011</p>	

Label Revision Notification



August 19, 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.
Imazapyr - EZ-Ject
EPA Reg. No. 83220-2

On behalf of **EZ-Ject, Inc.**, RegWest Company, LLC is submitting the attached documents in support of a label revision notification. RegWest 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)

This notification is primarily to standardize language in the Pesticide Storage statements ("casings" replaced by "shells"), amongst other changes. Please refer to the **Reference Label** for an illustration of label changes.

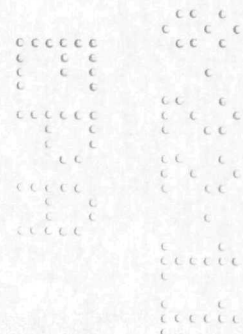
Please contact me or Dean Moser at 970.353.0611 or dean@regwest.com if you have any questions or comments concerning this submission.

Regards,
RegWest Company, LLC

Kim Davis,
Consultant/Agent

Attachments

cc: EZJ - Doolittle, C.



4/6

Imazapyr - EZ-Ject™

Water-Soluble Herbicide in Shells for Stem Injection
Controls Undesirable Woody Brush, Trees and Vines – Roots and All – on Forestry Sites,
Roadsides, Rights-of-Way, Industrial Sites, Fencerows, Railroads, Standing Water and Wetlands

Active Ingredient:

Isopropylamine salt of Imazapyr (2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-
5-oxo-1H-imidazol-2-yl]-3-pyridinecarboxylic acid)* 83.5%

Other Ingredients 16.5%

Total 100.0%

* Equivalent to 0.008 ounces (0.23 grams) per shell of Isopropylamine salt of Imazapyr or
0.006 ounces (0.18 grams) of Imazapyr Acid.

**Keep Out of Reach of Children
CAUTION**

NOTIFICATION

See below for First Aid and additional Precautionary Statements.

SEP 06 2011

Net Contents: 1200 Shells
Shell Net Weight: 0.03 ounce (0.95 g)
Total Net Weight: 2.25 lbs. (1 kg)

EPA Reg. No. 83220-2 • EPA Est. 69117-NE-1

Sold by

EZ-Ject™, Inc.

P.O. Box 34645 • Omaha, NE 68134

Toll Free: 1-888-395-6732

First Aid

If Swallowed:	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor 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 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.
If on Skin or Clothing:	<ul style="list-style-type: none"> • Take off contaminated clothing. • Immediately rinse skin with plenty of water for 15-20 minutes. • 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.	

Personal Protective Equipment (PPE)

Applicators and other handlers must wear long-sleeved shirt and long pants, shoes plus socks. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables are given, use detergent and hot water. Keep and wash PPE separately from other laundry.

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 thoroughly wash and put on clean clothing.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if swallowed. Causes eye irritation. Avoid contact with eyes, skin or clothing.

Environmental Hazards

For terrestrial uses, 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 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.

Woody vegetation may be controlled by injection of EZ-Ject™ selective injection herbicide shells. This product is recommended for woody brush, tree and vine control in the following sites: forestry, roadsides, rights-of-way, industrial, residential, fencerows, railroads and standing water and wetlands. For trees and brush in standing water or wetlands this product may be injected only into stems above the water level. Do not apply directly to water or inject into stems below the water level.

This product moves throughout the tree from the point of injection to all roots and shoots. Symptoms appear gradually (normally within 2 to 4 weeks) beginning with wilting, yellowing and browning of the foliage. This is followed by deterioration of all roots and shoots.

Inject the shells using only the EZ-Ject™ shell injection equipment. The shells must penetrate through the outer bark into living xylem/phloem tissue to provide effective results. For trees with less than 2.5 inches of trunk diameter measured at the base of the plant, inject one shell per stem below all major branches. For trees greater than 2.5 inches of trunk diameter, measured at the base of the plant, inject one shell every 2-4 inches of trunk circumference, evenly spaced 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. For woody brush with a minimum of 3/4" diameter, inject one shell at the base of the plant.

Note: Injury may occur to non-target or woody plants if they extend from the same root system, or their root systems are grafted to those of the treated tree.

The species of woody brush, trees and vines controlled by this product include:

Woody Brush and Trees

- | | |
|--|--|
| Alder (<i>Alnus</i> spp.) | Chinquapin (<i>Castanopsis chrysophylla</i>) |
| American beech (<i>Fagus grandifolia</i>) | Cottonwood (<i>Populus trichocarpa</i> and <i>P. deltoids</i>) |
| Ash (<i>Fraxinus</i> spp.) | Cypress (<i>Taxodium</i> spp.) |
| Aspen (<i>Populus</i> spp.) | Dogwood (<i>Cornus</i> spp.) |
| Autumn olive (<i>Elaeagnus umbellata</i>) | Eucalyptus (<i>Eucalyptus</i> spp.) |
| Black oak (<i>Quercus kelloggii</i>) | Hawthorn (<i>Crataegus</i> spp.) |
| Blackgum (<i>Nyssa sylvatica</i>) | Hickory (<i>Carya</i> spp.) |
| Boxelder (<i>Acer negundo</i>) | Huckleberry (<i>Gaylussacia</i> spp.) |
| Brazilian peppertree (<i>Schinus terebinthifolius</i>) | <i>Lyonia</i> spp. including: |
| Ceanothis (<i>Ceanothis</i> spp.) | Fetterbrush (<i>Lyonia lucida</i>) |
| Cherry (<i>Prunus</i> spp.) | Staggerbrush (<i>Lyonia mariana</i>) |
| Chinaberry (<i>Melia azedarach</i>) | Madrone (<i>Arbutus menziesii</i>) |
| Chinese tallow-tree (<i>Sapium sebiferum</i>) | Maple (<i>Acer</i> spp.) |

Melaleuca (*Melaleuca quinquenervia*)
Mulberry (*Morus* spp.)
Oak (*Quercus* spp.)
Persimmon (*Diospyros virginiana*)
Poison oak (*Rhus diversiloba*)
Popcorn-tree (*Sapium sebiferum*)
Poplar (*Populus* spp.)
Privet (*Ligustrum vulgare*)
Red alder (*Alnus rubra*)
Red maple (*Acer rubrum*)
Saltcedar (*Tamarix pentandra*)
Sassafras (*Sassafras albidum*)

Sourwood (*Oxydendrum arboretum*)
Sumac (*Rhus* spp.)
Sweetgum (*Liquidambar styraciflua*)
Sycamore (*Platanus occidentalis*)
Tanoak (*Lithocarpus densiflorus*)
TiTi (*Crylla racemiflora*) [suppression]
Tree of heaven (*Ailanthus altissima*)
Vaccinium spp. including:
 Blueberry (*Vaccinium* spp.)
 Sparkleberry (*Vaccinium arboretum*)
Willow (*Salix* spp.)
Yellow poplar (*Linodendron tulipifera*)

Vines

Honeysuckle (*Lonicera* spp.)
Redvine (*Brunnichia cirrhosa*)
Virginia creeper (*Parthenocissus quinquefolia*)
Wild buckwheat (*Polygonum convolvulus*)

Wild grape (*Vitis* spp.)
Wild rose (*Rosa* spp. including:
 Multiflora rose (*Rosa multiflora*)
 Macartney rose (*Rosa bracteata*)

Storage and Disposal

Do not contaminate water, food, 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 casings from the EZ-Ject™ injection system. Replace unused shells casings in original container and re-seal. Always store the product with the open end of the capsule facing UP. **Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of onsite by using according to "Directions for Use" on this label, or at an approved waste disposal facility. **Container Disposal:** Non-refillable container; do not reuse or refill container. Offer for recycling if available; alternatively, dispose of in a sanitary landfill or by other procedures approved by state and local authorities.

{Batch Code/Lot Number will appear either on the label or the container per PR Notice 2007-4.}

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

Notice of Warranty

EZ-Ject™, Inc. warrants that this product conforms to the chemical description on the label and is reasonably fit for use under average conditions when used in accordance with the directions on the labeling. EZ-Ject™, Inc. does not make or authorize any agent or representative to make any other warranty, guarantee or representation, expressed or implied, concerning this product.

EZ-Ject™ is a trademark of EZ-Ject, Inc.

[] Denotes optional/alternative language

{ } Denotes language that does not appear on the market label

