

83520-16

7-23-2008

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg. Number:

83520-16

Date of Issuance:

JUL 23 2008

NOTICE OF PESTICIDE:

- Registration
 - Reregistration
- (under FIFRA, as amended)

Term of Issuance: **Conditional**

Name of Pesticide Product:

2,4-D Ester Manufacturing Concentrate

Name and Address of Registrant (include ZIP Code):

Axss USA, LLC
1100 Platte Falls Road
Platte City, MO 64079

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for the registration/reregistration review of this product when the Agency requires all registrants of similar products to submit data.
2. Submit the data listed below:

Submit the following data required for the registration of this pesticide product within 1 year from the date of this Notice of Registration:

<u>EPA Guideline Data Number</u>	<u>Guideline Descriptor</u>
830.6317	Storage Stability Study
830.6320	Corrosion Characteristics

Observations must be made at 0, 3, 6, 10 & 12 month intervals and submit the results electronically along with the hard copy.

COMMENTS CONTINUED ON PAGE 2 OF THIS NOTICE OF REGISTRATION.

Signature of Approving Official:

Joanne I. Miller
Product Manager 23
Herbicide Branch
Registration Division (7505P)

Date:

JUL 23 2008

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Comments Continued:

3. Make the following label changes:
 - A. Add the phrase "EPA Registration No. 83520-16" to the label and the Establishment Number before you release the product for shipment.
 - B. Add the "Net Contents" to the labeling prior to releasing this product for shipment.
4. Submit one (1) copy of the final printed labeling before you release this product for shipment.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product under the enclosed stamped copy of the label constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.

Enclosure

2,4-D Ester Manufacturing Concentrate

For Manufacturing Use Only

Active Ingredient: 2,4-dichlorophenoxyacetic acid, 2-ethylhexyl ester	95.3%
Inert ingredients	4.7%
Total	100.0%

Acid Equivalent: 2,4-Dichlorophenoxyacetic Acid: 63.8% or 6.0 lbs. per gallon

ACCEPTED
with COMMENTS
in EPA Letter Dated
JUL 23 2008
JUL 23 2008
Under the Federal Insecticide
Fungicide, and Rodenticide Ac.
as amended, for the pesticide
registered under EPA Reg. No.

83560-16

CAUTION

Precautionary Statements

Hazards to Humans and Domestic Animals

Harmful if absorbed through skin or swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

First Aid

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: 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 swallowed: Call a poison control center or doctor immediately for treatment advice. Help person sip a glass of water if able to swallow. Do not induce vomiting unless told to by a poison control center or doctor.

Have the product container or label with you when calling a poison control center or doctor or going for treatment.

Environmental Hazards

This product is toxic to 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 sewage treatment plant authority. For guidance, contact your state water board or regional office of the EPA.

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Directions for Use

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

Manufacturing Use Only

Only for Formulation Into A Herbicide for the Following Uses: corn, Sorghum (milo), small grains (wheat, oats, barley and rye), soybeans (preplant), grass pastures, rangeland, fallow cropland, areas in the conservation reserve program, grass seed crops, orchard floors (apple, pear, fruit, citrus, and nut); **And For The Following Non-Crop Uses:** turf (including lawns, golf courses, cemeteries, parks, airfields), roadsides, noncropland areas including rights-of-way, railroads, fence rows, tree injection treatments, forest site preparation, forest conifer release, and woody plant control in non-cropland areas.

Wettable powder formulations must be packaged in water-soluble packages.

This product may be used to formulate products for any additional use(s) not listed on this label if the formulator, user group, or grower has complied with the U.S. EPA submission requirements regarding support of such use(s).

Formulators using this product are responsible for obtaining EPA registration for their formulated products.

Note: Because of their properties and intended uses, formulations containing 2,4-D Ester Manufacturing Concentrate may require precautionary labeling differing from that given. Formulators should develop their own use and precautionary labeling, based on the properties and intended uses of their own finished formulations, and in accordance with all pertinent laws and regulations.

Do not contaminate water by cleaning of equipment or disposal of wastes. Do not contaminate water used for irrigation or domestic purposes. Do not store near fertilizers, seeds, insecticides or fungicides. Thoroughly clean equipment used with this product with a suitable chemical cleaner before use for other purposes. Vapors from this product may injure susceptible plants in the immediate vicinity.

Storage and Disposal

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

Storage: Keep container tightly closed when not in use. This product can be stored in an unheated building.

Pesticide Disposal: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law and may contaminate groundwater. 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 (Metal): Nonrefillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

General: Consult federal, state or local disposal authorities for approved alternative procedures.

Warranty and Disclaimer

BEFORE BUYING OR USING THIS PRODUCT, read the entire Directions for Use and the following Conditions of Sale and Limitation of Warranty and Liability. By buying or using this product, the buyer or user accepts the following Conditions of Sale and Limitation of Warranty and Liability, which no employee or agent of AXSS USA, LLC or the seller is authorized to vary in any way.

Follow the Directions for Use of this product carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop or other plant injury, ineffectiveness, or other unintended consequences may result from such risks as weather or crop conditions, mixture with other chemicals not specifically identified in this products label, or use of this product contrary to the label instructions, all of which are beyond the control of AXSS USA, LLC and the seller. To the extent allowed by applicable law, buyer or user of this product assumes all such inherent risks.

Subject to the foregoing inherent risks, AXSS USA, LLC warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use when the product is used in strict accordance with such Directions for Use under normal conditions of use. EXCEPT AS WARRANTED IN THIS LABEL, THIS PRODUCT IS SOLD AS IS TO THE EXTENT

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ALLOWED BY APPLICABLE LAW. AXSS USA, LLC MAKES NO OTHER WARRANTY, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR ELIGIBILITY OF THIS PRODUCT FOR ANY PARTICULAR TRADE USAGE.

TO THE EXTENT ALLOWED BY APPLICABLE LAW, THE BUYERS OR USERS EXCLUSIVE REMEDY FOR ANY INJURY, LOSS, OR DAMAGE RESULTING FROM THE HANDLING OR USE OF THIS PRODUCT, INCLUDING BUT NOT LIMITED TO CLAIMS OF BREACH OF WARRANTY OR CONTRACT, NEGLIGENCE, STRICT LIABILITY, OR OTHER TORTS, SHALL BE LIMITED TO ONE OF THE FOLLOWING, AT THE ELECTION OF AXSS USA, LLC OR THE SELLER: DIRECT DAMAGES NOT EXCEEDING THE PURCHASE PRICE OF THE PRODUCT OR REPLACEMENT OF THE PRODUCT. TO THE EXTENT ALLOWED BY APPLICABLE LAW, AXSS USA, LLC AND THE SELLER SHALL NOT BE LIABLE TO THE BUYER OR USER OF THIS PRODUCT FOR ANY CONSEQUENTIAL, SPECIAL, OR INDIRECT DAMAGES, OR DAMAGES IN THE NATURE OF A PENALTY.

EPA Reg. No. 83520-XX

EPA Est. XXXXX-XX-XXX

Manufactured by:
Axss USA, LLC
1100 Platte Falls Road
Platte City, MO 64079

Net Contents: