

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCE

Christie Hitchcock Celsius Property B.B., Amsterdam (NL) c/o Makhteshim Agan of North America, Inc. 4515 Falls of Neuse Rd., Suite 300 Raleigh, NC 27609

SEP 29 2009

Subject: Notification(s) for Label Revisions under PRN 2007-4 and 98-10

- 1. Updated warranty statement
- 2. Added emergency responder phone number
- 3. Updated address

Dear Ms. Hitchcock:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-4 and 98-10 dated September 1, 2009 for:

EPA Registration 83558-28

Triclopyr TEA MC

EPA Registration 83558-29

Triclopyr Technical (Acid)

The Registration Division (RD) has conducted a review of the request(s) for applicability under 2007-4 and 98-10 and finds that the label changes requested fall within the scope of 2007-4 and 98-10. 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 identify 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 Nicole Williams of my staff at 703-308-5551.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs

Please read instructions on reverse before completed form. United States Environmental Protection Washington, DC 20460						Registra Amenda Other	tion	OPP Identifier Number
		Applicati	on for Pes	ticide - Se	ction	l		
1. Company/Product Number 83558-29			2. EPA Product Manager Linda Arrington				3. P	roposed Classification
4. Company/Product (Name) Triclopyr Technical (Acid)			1	PM# Registration Support Branch				
5. Name and Address of App Celsius Property BV, c/o Makhteshim Agar 4515 Falls of Neuse I	6. Expedited Reveiw. 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				•••	
Resubmission in resp Notification - Explain Explanation: Use addition Notification per PRN 98-10: have been made to the label false statements to EPA. I fur in violation of FIFRA and I may	below. nal page(s) if necessar This notification is consing or the confidential si	y. (For section is the section is notification in this notification is notification is notification.)	provisions of Ph rmula of this pro- n is not consiste	Agency I "Me Too" Other - E II.) R Notice 98-10 aduct. I understarnt with the terms	Applic Applic Applic Applic Applic Application	regulations aris a violation lotice 98-10 a	t 40 CFR 1	C. Sec. 1001 to willfully make
			Section	- 111				
1. Material This Product Will Child-Resistant Packaging Yes No * Certification must	Be Packaged In: Unit Packaging Yes √ No If "Yes" Unit Packaging wgt.	No. per container	Water Solu Yes ✓ No If "Yes" Package w	ble Packeging No. pe gt contain		2. Type of	Metal Plastic Glass Paper	r Specify)
3. Location of Net Contents	[/] [] 50 lbo c		or less; greater than 50 lbs			cation of Lal		
			graph Other Self-Adhesive					
			Section	- IV				·
1. Contact Point (Complete	items directly below f	or identificati	on of individual	to be contacte	d, if nec	essary, to pr	ocess this	s application.)
Name Christie Hitchcock			Title Regulatory Specialist				Telephon 919-256	ne No. (Include Area Code) -9342
I certify that the stater I acknowledge that an both under applicable i	y knowlinglly false or		d all attachmen					6. Date Application Received (Stamped)
2. Signature Christie Atthork			3. Title Regulatory Specialist				(((((((((((((((((((

09-01-09

5. Date

4. Typed Name Christie Hitchcock • • • • • •



Makhteshim Ayan of North America, Inc.

September 1, 2009

Re: Triclopyr Technical (Acid); EPA Reg. No. 83558-29 Page Two attachment to 8570-1 form

Notification of label change per PR Notice 2007-4: This notification is consistent with the guidance of PR Notice 2007-4 and requirements of EPA's regulations at 40 CFR §§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 statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§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.

Christie Hitchcock
Regulatory Specialist
Regulatory Affairs, MANA

on behalf of Celsius Property BV, Amsterdam (NL)



September 1, 2009

Document Processing Desk (NOTIF) Registration Division (7504P) OPP, USEPA Ariel Rios Building 1200 Pennsylvania Ave, NW Washington, DC 20460

Re:

Triclopyr Technical (Acid); EPA Reg. No. 83558-29

Notification per PRN 98-10 and 2007-4

To Whom It May Concern:

On behalf of Celsius Property, BV, Amsterdam (NL), Neuhausen a. Rhf Branch, Makhteshim Agan of North America, Inc. is notifying the Agency of several updates for the above mentioned label as allowed in PR Notices 98-10 and 2007-4. The changes are summarized below:

- Updated the Warranty Statement that is now consistent with EPA's guidance document dated 10-17-06) (allowed per PRN 98-10 §II(J))
- Updated Emergency Responder phone number in First Aid section (allowed per PRN 2001-01 §III(I))
- Updated address on product-specific labeling (allowed per PRN 98-10 §IV(D))(note; official EPA records have already been updated; we're just correcting this label)
- Updated container disposal instructions per PRN 2007-4

In support of this submission, the following documents are attached:

- Application for Pesticide Registration (EPA Form 8570-1)
- One copy of final printed labeling

Atthork

Please contact me at 919-256-9342 or by email at chitchcock@manainc.com if you have any questions regarding this submission or would like a copy of the annotated label showing the changes for your files.

Sincerely.

Christie Hitchcock Regulatory Specialist

Enclosures

TRICLOPYR TECHNICAL (ACID)

FOR MANUFACTURING USE ONLY

ACTIVE INGREDIENT:	% BY W T.
*Triclopyr: (3, 5, 6-trichloro-2-pyridinyl)Oxyacetic acid	98.0%
INERT INGREDIENTS:	
	TOTAL 100.0%

KEEP OUT OF REACH OF CHILDREN CAUTION

Manufactured for:

Celsius Property, BV Amsterdam (NL)
Neuhausen a. Rhf Branch
c/o Makhteshim Agan of North America, Inc.
4515 Falls of Neuse Rd, Suite 300
Raleigh NC 27609

NET CONTENTS: LBS (KG)

EPA Reg. No. 83558-29

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FIRST AID					
IF,	Call a poison control center or doctor immediately for treatment advice.				
SWALLOWED:	Have a 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	Take off contaminated clothing.				
OR	Rinse skin immediately with plenty of water for 15-20 minutes.				
CLOTHING:	Call a poison control center or doctor for treatment advice.				
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.				
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.					
You may also contact 1-877-250-9291 for emergency medical treatment information.					

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Remove contaminated clothing and wash clothing before reuse.

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.

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

For Formulation into a Herbicide for the Following Use(s):

Aquatic Food Crop and Nonfood:

- Non-irrigation canals
- · Ditches, Non-irrigation ditch banks
- Lakes, ponds, reservoirs
- Rice
- Rights-of-Way
- Wildlife habitat areas
- Marshes and Wetland Sites

Forestry

Terrestrial Non-Food:

- · Christmas tree plantations
- Industrial areas
- Rangeland and pastures
- Rights-of-Way, fence rows
- Sites associated with wetlands
- Turf

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store above 28°F or agitate before 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 HANDLING: Nonrefillable Container (flexible-bag-all weights): Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available.

Nonrefillable Container (rigid-fifty lbs. or less): Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Then, offer for recycling or reconditioning, or puncture and dispose in a sanitary landfill, or by other procedures approved by state and local authorities.

Nonrefillable Container (rigid-greater than fifty lbs.): Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Then, offer for recycling or reconditioning, or puncture and dispose in a sanitary landfill, or by other procedures approved by state and local authorities.

LIMITATION OF WARRANTY AND LIABILITY

Read the entire directions for use, conditions of warranties and limitations of liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following **CONDITIONS**, **DISCLAIMER OF WARRANTIES**, and **LIMITATIONS OF LIABILITY**.

CONDITIONS: The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness, or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Celsius Procerty B.V., Amsterdam (NL), Neuhausen a. Rhf Branch. All such risks shall be assumed by the user of buyer.

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DISCLAIMER OF WARRANTIES: To the extent consistent with applicable law, Celsius Property B.V., Amsterdam (NL), Neuhausen a. Rhf Branch makes no other warranties, express or implied, of merchantability or of fitness for a particular purpose or otherwise, that extend beyond the statements made on this label. No agent of Celsius Property B.V., Amsterdam (NL), Neuhausen a. Rhf Branch is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. To the extent consistent with applicable law, Celsius Property B.V., Amsterdam (NL), Neuhausen a. Rhf Branch disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product. LIMITATIONS OF LIABILITY: To the extent consistent with applicable law, the exclusive remedy of the user or buyer for any and all losses, injuries or damages resulting from the use or handling of this product, whether in contract, warranty, tort, negligence, strict liability or otherwise, shall not exceed the purchase price paid or at Celsius Property B.V., Amsterdam (NL), Neuhausen a. Rhf Branch's election, the replacement of product.

Triclopyr Technical (Acid)(83558-29)(notif to EPA 09-01-09)

