

83558-32

3/9/2009

10F4



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

MAR 9 2009

Jane Rothwell
Agent for Celsius Property,
BV (Neuhasen A RHF Branch)
C/o Makhteshim Agan of North America, Inc.
4515 Falls of Neuse Road, Suite 300
Raleigh, NC 27609

SUBJECT: Applications for Pesticide Notification per PR Notice 98-10
Nations Ag II Thidiazuron Technical EPA Reg. No. 83558-25
- Updated Warranty, Change of Ownership EPA No.,
and Primary Name Change to "Thidiazuron Technical"
Application Dated October 27, 2008
Trinexapac-Ethyl Technical EPA Reg. No. 83558-31
Dithiopyr Technical EPA Reg. No. 83558-32
- Updated Warranty and Change of Ownership EPA No.
Applications Dated October 20, 2008

Dear Ms. Rothwell:

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above products. The Registration Division (RD) has conducted a review of these requests for their applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The labels submitted with the applications have been date-stamped "Notification" and will be placed in our records.

If you have any questions, please contact me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

Sincerely,

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



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 83558-32	2. EPA Product Manager Linda Arrington	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dithiopyr Technical	PM# 23 Registration Support Branch	
5. Name and Address of Applicant (Include ZIP Code) MANA, Inc. c/o Celsius Property, BV (Neuhasen A RHF Branch), 4515 Falls of Neuse Rd., Suite 300 Raleigh, NC 27609 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

NOTIFICATION
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Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<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.)

NOTIFICATION OF: UPDATED WARRANTY STATEMENT. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40CFR 152.46, and 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 USC 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:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container	
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/>		
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph Paper glued 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 Jane Rothwell	Title Registration Specialist	Telephone No. (Include Area Code) 861-4400
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 Registration Specialist	
4. Typed Name Jane Rothwell	5. Date 10-20-08	



M A N A

October 20, 2008

Document Processing Desk (NOTIF)
Registration Division (7504P)
Office of Pesticide Programs
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Ave, NW
Washington DC 20460

Re: Notification of updated Warranty Statement
Dithiopyr Technical: EPA Reg. No. 83558-32

To Whom It May Concern:

Makhteshim Agan of North America, Inc. as agent for Celsius Property, BV (Neuhasen A RHF Branch) is notifying the Agency that the Warranty Statement has been updated in accordance with EPA's guidance document dated 10-17-06 (allowed per PRN 98-10 §II (J)).

Enclosed with this application are the following documents:

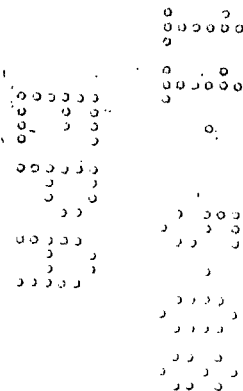
- Application for Registration (EPA Form 8570-1)
- One copy of final printed labeling

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40CFR 152.46, and 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 USC 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.

Please contact me at 901-861-4400 or by email at janer@manainc.com should you have any questions.

Sincerely,

Jane Rothwell
Enclosures



NOTIFICATION
MAR 9 2009

DITHIOPYR TECHNICAL

ACTIVE INGREDIENT:

S, S'-dimethyl 2-(difluoromethyl)-4-(2-methylpropyl)-6-(trifluoromethyl)-3,5-pyridinedicarbothioate*97.0%

OTHER INGREDIENTS: 3.0%

TOTAL:100.0%

* CAS No. 97886-45-8

EPA Reg. No. 83558-32

~~EPA Est. No. 62000-5001-004~~

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

In case of an emergency involving this product call: 1-800-308-5391

ENVIRONMENTAL HAZARDS

Toxic to fish. 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 in sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or the Regional Office of the U.S. EPA.

DIRECTIONS FOR USE

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

Do not use this product to formulate into end-use products in any type of equipment made of metal or metal ions (this restriction excludes stainless steel).

For manufacturing and formulation into herbicides only.

For use on established ornamental turf and lawn grasses (including golf course fairways, roughs, and tee boxes), sod farms, non-cropland and industrial sites, established landscape ornamentals, field and container ornamentals.

CELSIUS PROPERTY, BV
(NEUHASEN A RHF BRANCH)
4515 FALLS OF NEUSE RD, SUITE 300
RALEIGH, NC 27609

Net Weight: 55.1 Lbs (25 Kg)

625-0-05

EPA 062907/Trans 082808/Rev A

DITHIOPYR TECHNICAL

STORAGE AND DISPOSAL
Do not contaminate water, food, or feed by storage, disposal, or cleaning of equipment.
Pesticide Storage: Store in original container.
Pesticide Disposal: Pesticide wastes are toxic. If these wastes cannot be disposed of by use or according to label instructions, they must be disposed of according to federal, state, and local procedures. Contact your State Pesticide or Environmental Control Agency or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.
Container Disposal: Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into manufacturing equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. Triple rinse (or equivalent) the drum; 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 Property, BV. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: To the extent consistent with applicable law, Celsius Property, BV 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, BV 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, BV 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, BV's election, the replacement of product.

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