



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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

AUG 2 0 2009

Ms. Christie Hitchcock Regulatory Specialist Makhteshim Agan of North America, Inc. 4515 Falls of Neuse Road, Suite 300 Raleigh, NC 27609

Subject: Label Notification for Pesticide Registration Notice 2007-4 (EPA Registration Number 83558-32)

Dear Ms. Hitchcock,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated May 8, 2009 for the product Dithiopyr Technical (EPA Registration Number 83558-32). The Registration Division (RD) has conducted its review of this request for its applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 2007-4. The label submitted with the application has been 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 identifying 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 call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

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

Please read instructions o	n reverse before comple	ting form.		Form Ap	proved	. OMB N	lo. 207	0-0060	Approval e	xpires 2-28-9	
United States Environmental Protection Washington, DC 20-			<u> </u>		✓	Registration Amendment Other			OPP Identifier Number		
		Application	n for Pestici	de - Sec	tion	1					
1. Company/Product Number 83558-32			2. EPA Product Manager Linda Arrington					3. Proposed Classification ✓ None Restricted			
4. Company/Product (Name) Dithiopyr Technical			PM# ン> Registration Support Branch								
5. Name and Address of Applicant (Include ZIP Code) Celsius Property B.V., Amsterdam (NL) c/o Makhteshim Agan of North America, Inc. 4515 Falls of Neuse Rd., Suite 300, Raleigh,NC Check if this is a new address			7609 (b)(i), r to: EPA I	EPA Reg. No.							
			Section -	ll .					·		
Resubmission in re Notification - Expla Explanation: Use addit Notification of label change at 40 CFR §§156.10, 156. this product. I understand label is not consistent with be subject to enforcement	sponse to Agency letter in below. ional page(s) if necessar e per PR Notice 2007-4. T 140, 156.144, 156.146, ar that it is a violation of 18 t the requirements of 40 C	ry. (For section This notification is nd 156.156. No o J.S.C. Sec. 1001 FR §§156.10, 15	s consistent with the other changes have to willfully make a 56.140, 156.144, 19	been made ny false state	ter date Applica blain be f PR Note to the la	ed ation. slow. otice 2007 abeling or to EPA. I	7-4 and the Co	requirer nfidentia understa	al Statement o and that if the	f Formula for amended	
			Section - I	11							
1. Material This Product V	Vill Be Packaged In:										
Child-Resistant Packaging Yes No * Certification must be submitted Unit Packaging Yes No. per Unit Packaging wgt.			Water Soluble Packaging Yes No If "Yes" No. per Package wgt Container			F	Type of Container Metal Plastic Glass Paper Other (Specify)				
3. Location of Net Contents Information 4. Size(s) Re			etail Container 5. Location of Label Directions								
6. Manner in Which Lebel is Affixed to Product		50 lbs or Lithogr Paper of Stencil	or less; greater than 50 lbs on labe graph r glued Self-adhesive								
		Stellen	Section - I	V						·····	
1. Contact Point (Comple	te items directly below t	for identification			if nec	essary, t	o proce	ss this	application.l		
Name Christie Hitchcock			Title Regulatory Specialist				Te	Telephone No. (linclude Area Code) 919-256-9342			
I acknowledge that both under applicab	tements I have made on any knowlinglly false or e law.	misleading stat	all attachments th ement may be pu					,	6. Ďota Agal Received {		
2. Signature Christie Btohook			Regulatory Specialist						((((((((((((((((((((
4. Typed Name		5	. Date					1			

Christie Hitchcock

05-08-09





May 8, 2009

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

Re:

Dithiopyr Technical, EPA Reg. No. 83558-32

Notification per PRN 2007-4

To Whom It May Concern:

Makhteshim Agan of North America, Inc., as agent for Celsius Property, B.V., Amsterdam (NL), is notifying the Agency of a label update as allowed in PR Notice 2007-4. The change is summarized below:

Updated container handling 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

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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,

Regulatory Specialist

Enclosures

DITHIOPYR TECHNICAL

ACTIVE INGREDIENT:

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

97.0%
OTHER INGREDIENTS:

100.0%

*CAS No. 97886-45-8

CAUTION

Manufactured for:

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

EPA Reg. No. 83558-32

NET CONTENTS: Ib. (kg.)

EPA Est. No.

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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, noncropland and industrial sites, established landscape ornamentals, field and container ornamentals.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in original container.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. If these wastes cannot be disposed of by use of 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 near EPA Regional Office for guidance.

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Completely empty container into formulation equipment. Then dispose of empty container in a sanitary landfill or by incineration, or if allowed by state and local authorities, by burning, If burned, stay out of smoke. Offer for recycling if available FOR 24-HOUR EMERGENCY ASSISTANCE (SPILL, LEAK, OR FIRE), CALL INFOTRAC AT 1-800-535-5053.



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 B.V., Amsterdam (NL) Neuhausen a. Rhf Branch. All such risks shall be assumed by the user or buyer.

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.

Dithiopyr Technical (83558-32)(notif to EPA 05-08-09)

NOTIFICATION AUG 2 0 2009

