U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Biopesticides and Pollution Prevention Division (7511P) 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460 NOTICE OF PESTICIDE: <u>X</u> Registration <u>Reregistration</u> (under FIFRA, as amended)	EPA Reg. Number: 95213-6	Date of Issuance: 5/19/2022		
	Term of Issuance: Unconditional			
	Name of Pesticide Product: INDIGO® 405 FP			
Name and Address of Registrant (include ZIP Code): Indigo Ag, Inc. 500 Rutherford Ave Charlestown, MA 02129				
Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Biopesticides and Pollution Prevention 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 under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA or the Act). Registration is in no way to be construed as an endorsement or recommendation of this product by the U.S. Environmental Protection Agency (EPA). In order to protect health and the environment, the Administrator, on his or her 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 the 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 unconditionally registered in accordance with FIFRA section 3(c)(5) provided that you: 1. Submit and/or cite all data required for registration or registration review of your product when the EPA requires all registrants of similar products to submit such data. 2. Submit storage stability and corrosion characteristics (Guidelines 830.6317 and 830.6320) data as these data requirements are not satisfied. A one-year study is required to satisfy these data requirements. You have 18 months from the date of this registration to provide these data to the EPA. 				
Signature of Approving Official: DANIEL Digitally signed by DANIEL DANIEL SCHOEFF SCHOEFF Date: 2022.05.19 07:56:31 - 04'00' Daniel Schoeff, Risk Manager Microbial Pesticides Branch Biopesticides and Pollution Prevention Division (7511M) Office of Pesticide Programs	Date: 5/19	9/2022		

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- 3. Make the following labeling change before you release this product for shipment:
 - Revise the EPA Registration Number to read, "EPA Reg. No. 95213-6."
- 4. Submit one (1) copy of the final printed labeling for the record before you release this product for shipment.

Should you wish to add/retain a reference to your company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the EPA. If the website is false or misleading, the product will be considered to be misbranded and sale or distribution of the product is unlawful under FIFRA section 12(a)(1)(E). 40 CFR § 156.10(a)(5) lists examples of statements the EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the EPA find or if it is brought to our attention that a website contains statements or claims substantially differing from statements or claims made in connection with obtaining a FIFRA section 3 registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.

Your release for shipment of this product constitutes acceptance of these terms. If these terms are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6. A stamped copy of the labeling is enclosed for your records. Please also note that the record for this product currently contains the following acceptable Confidential Statement of Formula (CSF):

• Basic CSF dated 5/12/2022

If you have any questions, please contact Susanne Cerrelli by phone at (202) 566-1516 via email at cerrelli.susanne@epa.gov.

Sincerely,



Daniel Schoeff, Risk Manager Microbial Pesticides Branch Biopesticides and Pollution Prevention Division (7511M) Office of Pesticide Programs



INDIGO[®] 405 FP

{Alternate Brand Names: biotrinsic Z15 FP, biotrinsic Z25 FP, biotrinsic Z35 FP, and biotrinsic Z45 FP}

Microbial Seed Treatment for the suppression of listed nematodes

ACTIVE INGREDIENT:

Streptomyces sp. strain SYM00257	
OTHER INGREDIENTS:	
TOTAL:	
*Contains a minimum of 1 x 10 ⁶ cfu/g	

EPA Reg. No. 95213-A

EPA Est. No.

KEEP OUT OF REACH OF CHILDREN CAUTION

First Aid			
IF IN EYES:	 Hold eyes 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. 		
HOTLINE NUMBER: Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may contact the Poison Help Line at 1-800-222-1222 for emergency medical treatment information.			
For general information on this product, contact the National Pesticides Information Center (NPIC) at 1-800- 858-7378, Monday through Friday, 8 AM to 12 PM PST, or at <u>http://npic.orst.edu</u> .			

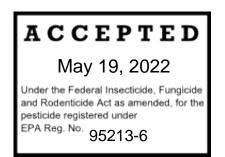
See additional precautionary statements and directions for use in booklet.

Net Weight:

Lot#:

Not for sale or use after: [Date stamped/placed on labeling will be 6 months after the date of manufacture.]

Indigo Ag, Inc. 500 Rutherford Avenue Charlestown, MA 02129 Ph. (901) 250-5737



PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Socks plus shoes
- Protective eyewear
- Waterproof gloves

Mixers/loaders and applicators must wear a minimum of a NIOSH-approved particulate filtering facepiece respirator with any R, or P filter; OR a NIOSH-approved elastomeric particulate respirator with any R, or P filter; OR a NIOSH-approved powered air- purifying respirator with an HE filter. (Repeated exposures to high concentrations of microbial proteins can cause allergic sensitization.

Follow the manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

- Users should remove clothing / PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

For terrestrial uses. Do not apply directly to water, or 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 washwater or rinsate. Do not apply when weather conditions favor drift or runoff from treated areas. Cover or collect treated seeds spilled during loading.

DIRECTIONS FOR USE

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

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

For any requirements specific to your State or Tribe, consult the State or Tribal agency responsible for pesticide regulation

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval (REI). The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

DO NOT enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 4 hours. **EXCEPTION**: If the product is soil-injected or soil incorporated, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated.

PPE required for early entry to treated areas (that is permitted under the Worker Protection Standard and that involves contact with treated seed is:

- Coveralls over long-sleeved shirt and long pants
- Socks plus shoes
- Protective eyewear
- Waterproof gloves

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses that are NOT within the scope of the Worker Protection Standard (WPS) for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries or greenhouses.

Keep unprotected persons out of treatment area until seeds have dried or been packaged

PRODUCT INFORMATION

Indigo[®] 405 FP is a microbial seed treatment to suppression listed nematodes.

This product is a mixture of a live microbe and inert powder. To maintain the performance of the live microbe, the product must be applied and stored as specified.

APPLICATION INSTRUCTIONS

Seed Treatment Application

For suppression of listed pests. See Crop Application Table.

Seed Treatment Use

Indigo[®] 405 FP can be applied to seed following one of two methods:

- The product can be applied using commercial equipment designed to meter dry products onto seed as they are being transferred up a conveyor or auger either on the farm or at a seed treatment facility. Be sure the product is applied evenly over the seed as it enters the conveyor or auger.
- The product can be applied using a measuring cup as seed is being loaded into the central hopper of the planter/seeder or individual row unit. Make sure the product is evenly dispersed onto the seed as it fills the hopper or row unit. If applied at the individual row unit, a power drill with an auger bit can be used to evenly disperse the product onto the seed.

Crop Application Table

Pest	Application Rate	
Root Knot Nematode <i>Meloidogyne spp.</i> Cyst Nematode <i>Heterodera spp.</i>	0.28 – 1.14 ounces / cwt of seed [1 scoop filled to the line (1/8 cup)/cwt of seed] [0.18 – 0.72 g/kg of seed]	
Root Knot Nematode <i>Meloidogyne spp.</i>	0.28 – 1.14 ounces / cwt of seed [1 scoop filled to the line (1/8 cup)/cwt of seed] [0.18 – 0.72 g/kg of seed]	
Root Knot Nematode <i>Meloidogyne spp</i> Reniform Nematode Rotylenchulus reniformis	0.28 – 1.14 ounces / cwt of seed [1 scoop filled to the line (1/8 cup)/cwt of seed] [0.18 – 0.72 g/kg of seed]	
Root Knot Nematode <i>Meloidogyne spp.</i> Cyst Nematode <i>Heterodera spp.</i>	0.28 – 1.14 ounces / cwt of seed [1 scoop filled to the line (1/8 cup)/cwt of seed] [0.18 – 0.72 g/kg of seed]	
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Note: This product does not contain dye. All seed treated commercially with this product must be colored with an EPA-approved dye or colorant of a suitable color to prevent accidental use as food for humans or feed for animals. The Federal Seed Act requires that bags containing seed treated with this product shall be labeled with the

following information: "This seed has been treated with *Streptomyces* sp. strain SYM00257. DO NOT use for food, feed or oil purposes."

Do not use treated seed for food or feed purposes or process for oil. Treat only those seeds needed for immediate use, minimizing the interval between treatment and planting.

Seed Treatment Compatibility

Please consult with your Indigo Certified Agronomist if there are questions on compatibility of specific chemical seed treatments and corresponding planting windows. Contact Indigo Supply Chain at 901-250-5737. Indigo[®] products may not yet be registered in all states. Check with your Indigo representative for the registration status in your state.

Information about this lot of microbial seed treatment may be obtained by writing to Indigo Ag, Inc. 500 Rutherford Avenue, Charlestown, MA 02129 and giving the lot number which is found on the front panel of this label.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

Pesticide Storage

Store in a cool, dry place away from direct sunlight, heat sources, and below 75°F, until used. Do not allow product to freeze. Do not open package until it is ready to be used. Do not store this product near food or feed. If there is remaining product in the package, seal the package tightly with the desiccant pouch and store as described above.

Pesticide Disposal

To avoid wastes, use all material in this container by application according to label directions. If wastes cannot be avoided, offer remaining product to a waste disposal facility or pesticide disposal program (often such programs are run by state or local governments or by industry).

Container Handling

Nonrefillable Container. Do not reuse or refill this container. Completely empty bag into application equipment, then offer for recycling if available or dispose of empty bag in a sanitary landfill or by incineration. Do not burn, unless allowed by state and local ordinances. If burned, stay out of smoke. If outer box is contaminated, dispose of it in the same manner as required for the bag.

Limitations of Use

Any buyer or user (each a "Customer") agrees to handle and use this product in conformity with all limitations of use, including the prohibition of analyzing for content, reverse engineering, extracting, purifying, or otherwise obtaining any material, for any use whatsoever, from the product in any form.

This prohibition includes the growing or culturing of any material for further use of such material for any use whatsoever including research. Customer agrees that this product will only be used as instructed on the product label and only for the crop and purpose stated therein.

Conditions of Sale and Limitation of Warranty and Liability Notice

The directions for application and use of this product must be followed carefully and in accordance with applicable law. It is impossible to eliminate all risks inherently associated with the use, storage and disposal of this product. Crop loss, ineffectiveness or other unintended consequences may result because of such factors including improper application or use, weather, presence of other materials or other influencing factors in the use of the product, which are beyond the control of Indigo. To the extent consistent with applicable law, all such risks shall be assumed by the Customer, and the Customer agrees to hold Indigo harmless for any claims relating to such factors. Indigo warrants that this product conforms to the description on the corresponding label within reasonable tolerances. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, INDIGO MAKES NO OTHER WARRANTIES AND DISCLAIMS ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, WARRANTIES OF MERCHANTABILITY AND FITNESS FOR AN INTENDED PURPOSE.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE CUSTOMER, AND THE EXCLUSIVE LIABILITY OF INDIGO FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE LIMITED TO THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF INDIGO, THE REPLACEMENT OF THE PRODUCT. To the extent consistent with applicable law, customer acknowledges that this shall be the exclusive and sole remedy of the Customer and any third party for any such loss and that in no event shall Indigo be liable for any incidental, consequential or special damages resulting from the use of this product. Indigo offers this product, and by using this product Customer accepts it, subject to the foregoing Limitations of Use, Conditions of Sale and Limitation of Warranty and Liability, which may not be modified except by a written agreement signed by a duly authorized representative of Indigo.

Indigo Ag, Inc. 500 Rutherford Avenue Charlestown, MA 02129



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