

**Notice of Proposed and Final Decisions
and Public Reports**

**Volume 2013-6
February 8, 2013**

**Department of Pesticide Regulation
Pesticide Registration Branch**

POST THROUGH MARCH 10, 2013

NOTICE OF PROPOSED DECISIONS TO REGISTER PESTICIDE PRODUCTS AND PUBLIC REPORTS

The Director of the Department of Pesticide Regulation (DPR) proposes to register the products listed below under Chapter 2 of Division 7 (beginning with Section 12751 of the Food and Agriculture Code) after **March 10, 2013** and issues this notice and these public reports in accordance with Title 3, California Code of Regulations sections 6253 and 6254. Comments concerning these proposed decisions may be directed to the Pesticide Registration Branch, Department of Pesticide Regulation, P.O. Box 4015, Sacramento, California 95812-4015 until the above date. Contacts regarding this notice should be made to the Pesticide Registration Branch at (916) 445-4400.

Description of the Action – Label Amendments

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

256714 - (80990 - 1)

AGROSOURCE, INC.

FIRELINE 17 WP FUNGICIDE/ BACTERICIDE AGRICULTURAL OXYTETRACYCLINE
USE: BACTERICIDE, FUNGICIDE - FOR THE CONTROL OF FIRE BLIGHT AND
BACTERIAL SPOT ON PEACHES, NECTARINES, PEARS, AND APPLES

TYPE: SECTION 3 LABEL AMENDMENT - TO REMOVE ALL RESPIRATOR USES

ACTIVE INGREDIENT(S):

OXYTETRACYCLINE HYDROCHLORIDE

CAS NUMBER(S): 2058-46-0

254748 - (51578 - 1)

AMTECO, INC.

TWP TOTAL WOOD PRESERVATIVE

USE: FUNGICIDE - FOR THE CONTROL OF FUNGI AND MILDEW ON ROUGH SAWN
CEDAR, WOOD SIDING, AND FENCES

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE STORAGE AND DISPOSAL
SECTION AND DIRECTIONS FOR USE THAT INCLUDE SURFACE PREPARATION
PRIOR TO APPLICATION

ACTIVE INGREDIENT(S):

3-IODO-2-PROPYNYL BUTYLCARBAMATE

CAS NUMBER(S): 55406-53-6

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255994 - (65331 - 7)

MERIAL LIMITED

CERTIFECT FOR DOGS

USE: INSECTICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH TICKS, FLEAS,
AND LICE ON DOGS

TYPE: SECTION 3 LABEL AMENDMENT - TO ADD PREVENTION OF TICK
ATTACHMENT

ACTIVE INGREDIENT(S):

AMITRAZ

FIPRONIL

S-METHOPRENE

CAS NUMBER(S): 33089-61-1, 120068-37-3, 65733-16-6

257117 - (46923 - 4)

ROTO-ROOTER CORPORATION

ROTO-ROOTER ROOT DESTROYER

USE: HERBICIDE - FOR THE CONTROL OF ROOT GROWTH IN RESIDENTIAL AND
HOUSEHOLD SEWER SYSTEMS

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE PRECAUTIONARY
STATEMENTS

ACTIVE INGREDIENT(S):

COPPER SULFATE (PENTAHYDRATE)

CAS NUMBER(S): 7758-99-8

255630 - (4822 - 278)

S.C. JOHNSON & SON INC.

RAID FUMIGATOR FUMIGATING FOGGER

USE: INSECTICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS ROACHES,
PALMETTO BUGS, AND MOSQUITOS IN AREAS SUCH AS KITCHENS, GARAGES,
AND ATTICS

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE SIGNAL WORD FROM
“WARNING” TO “CAUTION” AND THE DIRECTIONS FOR USE

ACTIVE INGREDIENT(S):

PERMETHRIN

CAS NUMBER(S): 52645-53-1

255429 - (67071 - 31)

THOR GMBH

ACTICIDE OTW

USE: FUNGICIDE - FOR THE CONTROL OF FUNGI IN SITES SUCH AS LATICES,
PAINTS, AND BUILDING MATERIALS

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE USE RATES FOR PAINTS
AND ADHESIVES

ACTIVE INGREDIENT(S):

OCTHILINONE

CAS NUMBER(S): 26530-20-1

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254877 - (2382 - 187)

VIRBAC AH, INC.

EFFITIX TOPICAL SOLUTION FOR DOGS

USE: INSECTICIDE, MITICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS FLEAS, TICKS, AND MOSQUITOES ON DOGS

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE USE DIRECTIONS FOR PUPPIES AND SMALL DOGS BETWEEN 4 AND 10.9 LBS IN WEIGHT, AND THE STATEMENT FROM "PUPPIES 12 WEEKS OLD AND OLDER" TO "PUPPIES 8 WEEKS OLD AND OLDER"

ACTIVE INGREDIENT(S):

FIPRONIL

PERMETHRIN

CAS NUMBER(S): 120068-37-3, 52645-53-1

This is a proposed decision to approve amended labels for certain pesticide products already registered for use in California (project). The amended labels submitted to replace the labels for currently registered products have already been reviewed and accepted by the United States Environmental Protection Agency (U.S. EPA). By law, before these labels can be approved for placement on currently registered products in California to control use, the labels must first be reviewed and accepted by U.S. EPA. The label under which a product is registered in California is controlled by, and must be essentially the same as, the label approved by U.S. EPA. DPR cannot give its final approval for the amended labels until such labels are officially accepted by U.S. EPA.

The products listed and described above are the subject of this registration action and are currently registered in California under labels that allow each product's use only for specific pests and/or at particular types of sites, and only in the manner consistent with the label requirements and instructions. The registrants of these products have now applied to amend the labels for their respective products in California by adding additional uses or types of sites, and/or setting forth additional or different conditions or instructions for use.

Mitigation and Alternatives

DPR evaluated the new labels for their potential to create adverse environmental effects to human health, water, air, and non-target species (checklist). After review of the new labels for the above-identified registered products, DPR has determined that use of each product in a manner consistent with its new label will have no direct or indirect significant adverse environmental impact, and therefore no alternatives or mitigation measures are proposed to avoid or reduce any significant effects on the environment. Cal. Code of Regs., tit. 14, § 15252(a)(2)(B).

If DPR determines that the use of any of the registered products in a manner consistent with the amended label submitted for approval is anticipated to have a significant adverse environmental impact, the only alternative or mitigation to the project of accepting the amended label is to deny approval and maintain the registration of the product under the existing label. However, even if an adverse impact is identified, the registration project can be approved if the Director makes a

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written determination that the benefit of accepting the amended label in providing an additional pest control option outweighs the risk of a significant adverse environmental impact from allowing use of the product consistent with its requirements (overriding considerations determination). Cal. Code of Regs., tit. 3, § 6158.

In an overriding considerations determination, a discussion of the lack of feasible pest control options, including product alternatives, for one or more of the pest problems for which the product can be used under the amended label may be appropriate to support approval. However, that determination is not being made here as no significant adverse environmental impacts have been identified. Outside an overriding consideration determination, a discussion of product alternatives is irrelevant to a registration project.

If the proposed registration of these products under amended labels is denied (no project alternative), there will be no significant adverse environmental impact anticipated from the lack of additional pest control options. The benefit of accepting amended labels for these currently registered products is that such action may provide additional pest control options for specific pests or use sites allowing the selection of the optimal pest tool for each unique situation; or such action may result in new control measures or requirements on use that decrease the risk of adverse impact on human health and the environment.

** This product is designated as a California restricted material based upon the increased hazard the active ingredient may pose to human health or the environment. Although the labels submitted for registration include mitigation measures and restrictions that significantly reduce the potential for a significant adverse environmental impact, restricted material products also require a permit to be issued by the local county agricultural commissioner before they can be applied. The local county agricultural commissioner is required to conduct an evaluation before issuing a permit for the use of restricted material products to determine if the specific use at a specific time and location will result in a significant adverse environmental impact. If the evaluation finds that there is a likelihood of a substantial adverse environmental impact, and there is a mitigation measure which will significantly reduce that impact, the permit shall be conditioned on the use of that measure. If, however, no mitigation is possible and there is a feasible alternative that will substantially reduce the environmental impact while still achieving the intended pest management purpose, the permit will be denied.

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Description of the Action – New Pesticide Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

254663 - (NO NUMBER ASSIGNED)

CLOROX PROFESSIONAL PRODUCTS COMPANY

GNR

USE: ANTIMICROBIAL, BACTERICIDE, FUNGICIDE, VIRUCIDE - FOR THE CONTROL OF ORGANISMS SUCH AS STAPHYLOCOCCUS AUREUS, ESCHERICHIA COLI, AND SALMONELLA ENTERICA ON HARD, NONPOROUS SURFACES IN SITES SUCH AS ANIMAL QUARTERS, HOSPITALS, AND PATIENT ROOMS

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

SODIUM HYPOCHLORITE

CAS NUMBER(S): 7681-52-9

254540 - (85678 - 9 -82917)

FINE AMERICAS, INC.

MOTIVATE

USE: GROWTH REGULATOR - FOR USE TO PROMOTE LOOSENING OF FRUIT, UNIFORM RIPENING, AND INCREASING FLOWER BUDDING ON CROPS SUCH AS APPLES, BLUEBERRIES, BLACKBERRIES, AND CANTALOUPE

TYPE: SECTION 3 SUBREGISTRATION -

ACTIVE INGREDIENT(S):

ETHEPHON

CAS NUMBER(S): 16672-87-0

254231 - (9150 - 13)

INTERNATIONAL DIOXIDE, INC.

ADOX 1875

USE: ALGAECIDE, ANTIMICROBIAL, BACTERICIDE, DISINFECTANT - FOR THE CONTROL OF BACTERIA, ALGAE, AND SLIME IN SITES SUCH AS POULTRY PROCESSING CHILLER WATER AND POTABLE AND IRRIGATION WATER SYSTEMS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

SODIUM CHLORITE

CAS NUMBER(S): 7758-19-2

This is a proposed decision to register certain pesticide products that already have been registered by U.S. EPA or for which federal registration is pending, under the specific labels that are now submitted for registration in California (project). The products listed and described above are the subject of this registration action and contain active ingredients already found in currently registered products, but may have different combinations and/or percentages of total ingredients, and/or be for different pests and/or types of sites. By law, all of these products must first be registered under a label approved by U.S. EPA before they can be registered for use in

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California. The label under which the product is registered in California is controlled by, and must be essentially the same as, the label approved by U.S. EPA. DPR cannot give its final approval for registration in California until the products are officially registered by U.S. EPA.

Mitigation and Alternatives

DPR evaluated these proposed products for their potential to create adverse environmental effects to human health, water, air, and non-target species (checklist). DPR's review of this project, the registration of the above-identified products, has determined that use of each of these products in a manner consistent with its U. S. EPA-approved labeling will have no direct or indirect significant adverse environmental impact, and therefore no alternatives or mitigation measures are proposed to avoid or reduce any significant effects on the environment. Cal. Code of Regs., tit. 14, § 15252(a)(2)(B).

If DPR determines that the use of any product proposed for registration in a manner consistent with its U.S. EPA-approved label is anticipated to have a significant adverse environmental impact, the only alternative or mitigation to the project of registering the product under the label presented is to deny registration. However, even if an adverse impact is identified, the registration project can be approved if the Director makes a written determination that the benefit of registering the product in providing an additional pest control option outweighs the risk of a significant adverse environmental impact from its use (overriding considerations determination). Cal. Code of Regs., tit. 3, §6158.

In an overriding considerations determination, a discussion of the lack of feasible pest control options, including product alternatives, for one or more of the pest problems targeted by a particular product, may be appropriate to support registration. However, that determination is not being made here as no significant adverse environmental impacts have been identified. Outside an overriding consideration determination, a discussion of product alternatives is irrelevant to a registration project.

If the proposed registration of any of these products is denied (no project alternative), there will be no significant adverse environmental impact anticipated from the lack of additional pest control options. The benefit of registering these products is that they provide additional pest control options for each specific proposed use, allowing the selection of the optimal pest tool for each unique situation.

** This product is designated as a California restricted material based upon the increased hazard the active ingredient may pose to human health or the environment. Although the labels submitted for registration include mitigation measures and restrictions that significantly reduce the potential for a significant adverse environmental impact, restricted material products also require a permit to be issued by the local county agricultural commissioner before they can be applied. The local county agricultural commissioner is required to conduct an evaluation before issuing a permit for the use of restricted material products to determine if the specific use at a specific time and location will result in a significant adverse environmental impact. If the evaluation finds that there is a likelihood of a substantial adverse environmental impact, and there is a mitigation measure which will significantly reduce that impact, the permit shall be conditioned on the use of that measure. If, however, no mitigation is possible and there is a

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feasible alternative that will substantially reduce the environmental impact while still achieving the intended pest management purpose, the permit will be denied.

*Description of the Action – New Pesticide Products Containing
New Active Ingredients*

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

None to report this issue Volume 2013-6.

Description of the Action – California Only Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

None to report this issue Volume 2013-6.

Continuous Evaluation

All products proposed for registration here are subject a continuous evaluation under Food and Agricultural Code section 12824 to identify and evaluate any potential significant adverse environmental impact that may be indicated after the initial registration. Following the process outlined in Title 3, California Code of Regulations sections 6220 through 6224, action may be taken to cancel the registration under Food and Agricultural Code section 12825.

February 8, 2013

Original Signed by Ann Prichard

Dated

Ann M. Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH MARCH 10, 2013

**NOTICE OF FINAL DECISIONS TO REGISTER PESTICIDE PRODUCTS
AND WRITTEN EVALUATION**

Pursuant to Title 3, California Code of Regulations section 6255, the Director of the Department of Pesticide Regulation (DPR), files this Notice of Final Decisions to Register Pesticide Products with the Secretary of the Resources Agency for posting. For products conditionally registered pending the submission of specific data, the Director found that the use of the products during the time period(s) while the data are being developed is not expected to cause any significant adverse effect on the environment; there is a clear need for the products in California while the data are being developed; and that the benefits of using the products outweigh risks to human health and the environment. Conditional registration cannot be granted unless all the data required by Title 3, California Code of Regulations section 6200 and the other requirements of that section are satisfied. This Notice must remain posted for a period of 30 days for public inspection. Contacts regarding this notice should be made to the Department of Pesticide Regulation's Pesticide Registration Branch at (916) 445-4400.

Tracking Number – (EPA Registration Number)
Applicant / Brand Name

246603 - (7969 - 301)

BASF CORPORATION

ORVEGO FUNGICIDE

USE: FUNGICIDE - FOR THE CONTROL OF DOWNY MILDEW AND PHYTOPHTHORA DISEASES ON ORNAMENTALS AND FLOWER BULBS GROWN IN SITES SUCH AS OUTDOOR NURSERIES, RESIDENTIAL LANDSCAPES, AND GREENHOUSES

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

AMETOCTRADIN

DIMETHOMORPH

CAS NUMBER(S): 865318-97-4, 110488-70-5

245064 - (7969 - 302)

BASF CORPORATION

ZAMPRO FUNGICIDE

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS DOWNY MILDEW, CROWN ROT, AND LATE BLIGHT IN CROPS SUCH AS CUCURBIT VEGETABLES, GRAPES, AND HOPS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

AMETOCTRADIN

DIMETHOMORPH

CAS NUMBER(S): 865318-97-4, 110488-70-5

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254061 - (264 - 1106)

BAYER CROPSCIENCE LP

ALION HERBICIDE

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS WEEDS SUCH AS CARPETWEED, CHICKWEED, AND DANDELIONS IN CROPS SUCH AS APPLES, APRICOTS, AND ALMONDS

TYPE: SECTION 3 LABEL AMENDMENT – CONDITIONAL - TO ADD CONTROL OF WEEDS SUCH AS WILD OATS, RED CLOVER, AND JUNGLERICE AND TO REVISE APPLICATION DIRECTIONS IN GRAPES

ACTIVE INGREDIENT(S):

INDAZIFLAM

CAS NUMBER(S): 950782-86-2

254101 - (62719 - 519)

DOW AGROSCIENCES LLC

MILESTONE

USE: HERBICIDE - TO CONTROL WOODY WEEDS IN RANGELANDS AND NON-CROP AREAS

TYPE: SECTION 24(C) FIRST PARTY REGISTRATION - TO CONTROL HERBACEOUS BROADLEAF WEEDS AND WOODY PLANTS IN FORESTS AND GRAZED AREAS IN AND AROUND THESE SITES

ACTIVE INGREDIENT(S):

AMINOPYRALID, TRIISOPROPANOLAMINE SALT

CAS NUMBER(S): 566191-89-7

236750 - (352 - 835)

E.I. DU PONT DE NEMOURS & COMPANY, DUPONT CROP PROTECTION

DUPONT VELISTA FUNGICIDE

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS ANTHRACNOSE, POWDERY MILDEW, AND DOLLAR SPOT ON TURF

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

PENTHIOPYRAD

CAS NUMBER(S): 183675-82-3

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253436 - (34810 - 25)

WEXFORD LABS, INC.

READY TO USE THYMO-CIDE

USE: ANTIMICROBIAL, DISINFECTANT, FUNGICIDE, VIRUCIDE - FOR CONTROL OF VARIOUS ORGANISMS SUCH AS PSEUDOMONAS AERUGINOSA, STAPHYLOCOCCUS AUREUS, AND SALMONELLA ENTERICA ON HARD, NONPOROUS SURFACES SUCH AS METAL, FLOORS, AND GARBAGE CANS IN SITES SUCH AS OPERATING ROOMS, EMERGENCY AREAS, AND DENTAL OFFICES

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

THYMOL

CAS NUMBER(S): 89-83-8

Written Evaluation

Pursuant to Title 3, California Code of Regulations section 6254, this Notice includes a written evaluation of significant environmental points raised in comments submitted during the review and comment period required by Title 3, California Code of Regulations section 6253 for any of the products listed above.

DPR received no comments on the above listed products.

February 8, 2013

Original Signed by Ann Prichard

Dated

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH MARCH 10, 2013

NOTICE OF PROPOSED DECISIONS TO DENY PESTICIDE PRODUCTS

Pursuant to Title 3, California Code of Regulations section 6253, the Director of the Department of Pesticide Regulation (DPR), notices the Department's proposed decisions to deny the registration of the following pesticide products. Unless specified, the reason for denial is that the required data was not submitted, was determined to be inadequate, or there was a likelihood of a significant adverse environmental effect anticipated from the use of these products in a manner consistent with its label. This action will not have a significant adverse impact on the environment. Interested persons may comment on these proposed decisions up to and including the date shown on the top line of this Notice to the Pesticide Registration Branch, Department of Pesticide Regulation, P.O. Box 4015, Sacramento, California 95812-4015. Contacts regarding this notice should be made to the Pesticide Registration Branch at (916) 445-4400.

Tracking Number – (EPA Registration Number)
Applicant / Brand Name

252293 - (70060 - 32 - 32258)
FLORALIFE, INC.
FLORALIFE TRANSPORTCARE PAPER
USE: FUNGICIDE - FOR THE CONTROL OF GREY MOLD AND PLANT PATHOGENS
SUCH AS BOTRYTIS CINEREA DURING THE TRANSPORT OF FLOWERS
TYPE: SECTION 3 SUBREGISTRATION -
ACTIVE INGREDIENT(S):
SODIUM CHLORITE
CAS NUMBER(S): 7758-19-2

254981 - (9386 - 50002)
KEMIRA CHEMICALS, INC.
FENNOSURF 300
USE: ADJUVANT - FOR USE AN ADJUVANT
TYPE: CALIFORNIA ONLY REGISTRATION -

February 8, 2013

Original Signed by Ann Prichard

Dated

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH MARCH 10, 2013

NOTICE OF FINAL DECISIONS TO DENY PESTICIDE PRODUCTS

Pursuant to Title 3, California Code of Regulations section 6255, the Director of the Department of Pesticide Regulation (DPR) files this Notice of Final Decisions to Deny Pesticide Products with the Secretary of the Resources Agency for posting. Unless specified, the reason for denial is that the required data was not submitted, was determined to be inadequate, or there was a likelihood of a significant adverse environmental effect anticipated from the use of these products in a manner consistent with its label. This action will not have a significant adverse impact on the environment. This Notice must remain posted for a period of 30 days for public inspection. Contacts regarding this notice should be made to the Department of Pesticide Regulation's Pesticide Registration Branch at (916) 445-4400.

Tracking Number – (EPA Registration Number)
Applicant / Brand Name

None to report this issue Volume 2013-6.

February 8, 2013

Original Signed by Ann Prichard

Dated

Ann Prichard, Branch Chief
Pesticide Registration Branch