

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

**Volume 2014-33  
August 15, 2014**

**Department of Pesticide Regulation  
Pesticide Registration Branch**

POST THROUGH SEPTEMBER 13, 2014

**NOTICE OF PROPOSED DECISIONS TO REGISTER PESTICIDE PRODUCTS  
AND PUBLIC REPORTS**

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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 September 13, 2014 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*

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

**None to report this issue Volume 2014-33.**

*Description of the Action – New Pesticide Products*

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

**None to report this issue Volume 2014-33.**

## Notice of Proposed Decisions to Register (Continued)

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

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*Tracking Number – (EPA Registration Number)*

*Applicant / Brand Name*

247810 - (71711 - 37)

NICHINO AMERICA, INC.

PYRIFLUQUINAZON 20% SC INSECTICIDE

USE: INSECTICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS APHIDS,  
WHITEFLIES, AND MEALYBUGS ON ORNAMENTAL PLANTS IN GREENHOUSES

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

PYRIFLUQUINAZON

CAS NUMBER(S): 337458-27-2

This is a proposed decision to register certain pesticide products that contain a new active ingredient not found in any currently registered product in California (project). These products have already been registered by U. S. EPA or have a federal registration pending under the specific labels that are now submitted for registration in California. 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 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 and their new active ingredient 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 certain pesticide products containing a new active ingredient, has determined that use of these products in a manner consistent with its 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

## Notice of Proposed Decisions to Register (Continued)

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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 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 – California Only Products*

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*Tracking Number – (EPA Registration Number)*

*Applicant / Brand Name*

263939 - (9349 - 50007)

PRECISION LABORATORIES, LLC

GUNDOWN MAX

USE: ADJUVANT - FOR USE AS AN ADJUVANT

TYPE: CALIFORNIA ONLY REGISTRATION -

This is a proposed decision to register certain products defined by California law as being a pesticide requiring California registration, but are not considered to be pesticides under federal law or required to be registered with U.S. EPA (project). The products listed above are the subject of this registration action and either meet the definition of a spray adjuvant as defined in Food & Agricultural Code section 12758; meet the definition of a structural pest control device as defined in Food & Agricultural Code section 15300; or have been designated minimum risk pesticides that do not require federal registration under Title 7, United States Code, section 136w(b)(2) and 40 Code of Federal Regulations, section 152.25(f). The registrants of these products have now applied to register these products in California.

## Notice of Proposed Decisions to Register (Continued)

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### 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 has determined that use of these products in a manner that does not conflict with their labels 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 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.

### *Continuous Evaluation*

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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.

*August 15, 2014*

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Dated

*Original Signed by Liz Pelham for*

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Ann M. Prichard, Branch Chief  
Pesticide Registration Branch

POST THROUGH SEPTEMBER 13, 2014

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

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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*

262307 - (8959 - 9)

APPLIED BIOCHEMISTS  
WEEDTRINE-D

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS WEEDS SUCH AS WATER  
LETTUCE, ELODEA, AND BLADDERWORT IN AND AROUND SITES SUCH AS STILL  
LAKES, PONDS, AND DITCHES

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE PERSONAL PROTECTIVE  
EQUIPMENT AND STORAGE AND DISPOSAL SECTIONS

ACTIVE INGREDIENT(S):

DIQUAT DIBROMIDE

CAS NUMBER(S): 85-00-7

264278 - (7754 - 44)

ARI

ARI BEE BOPPER II WASP AND HORNET KILLER

USE: INSECTICIDE - FOR THE CONTROL OF WASP AND HORNETS

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE ENVIRONMENTAL HAZARDS  
SECTION AND PRECAUTIONARY STATEMENT, AND ADD CONTROL OF SCORPIONS  
AND NEW CONFIDENTIAL STATEMENTS OF FORMULA

ACTIVE INGREDIENT(S):

PHENOTHRIN

TETRAMETHRIN

CAS NUMBER(S): 26002-80-2, 7696-12-0

**Notice of Final Decisions to Register (Continued)**

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262449 - (70060 - 19)

BASF CORPORATION

ASEPTROL S10-TAB

USE: ANTIMICROBIAL, BACTERICIDE, DISINFECTANT, VIRUCIDE - FOR THE CONTROL OF VARIOUS ORGANISMS SUCH AS HUMAN INFLUENZA A VIRUS, VACCINIA VIRUS, AND CANINE PARVOVIRUS IN SITES SUCH AS HOSPITALS, MANUFACTURING AND INSTITUTIONAL FACILITIES, AND DENTAL OFFICES  
TYPE: SECTION 3 LABEL AMENDMENT - CONDITIONAL - TO REVISE THE PRECAUTIONARY STATEMENTS AND ADD CLAIMS AGAINST ORGANISMS SUCH AS FELINE PANLEUKOPENIA VIRUS, INFLUENZA A VIRUS (HONG KONG), AND SWINE INFLUENZA A VIRUS

ACTIVE INGREDIENT(S):

SODIUM CHLORITE

SODIUM DICHLORO-S-TRIAZINETRIONE DIHYDRATE

CAS NUMBER(S): 7758-19-2, 51580-86-0

261985 - (75341 - 17)

OSMOSE UTILITIES SERVICES, INC

POLE WRAP CB

USE: FUNGICIDE - FOR PROTECTION AGAINST DECAY ON WOOD POLES

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

BORIC ACID

COPPER CARBONATE, BASIC

CAS NUMBER(S): 10043-35-3, 1184-64-1, 12069-69-1

258141 - (9349 - 50006)

PRECISION LABORATORIES, LLC.

KIXYT

USE: ADJUVANT - FOR USE AS AN ADJUVANT

TYPE: CALIFORNIA ONLY REGISTRATION -

260210 - (88050 - 2)

SMART VET USA, INC.

AIM-L CAPSULES

USE: INSECTICIDE - FOR THE CONTROL OF HORN FLIES, FACE FLIES, BITING LICE, AND SUCKING LICE ON BEEF CATTLE

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

LAMBDA-CYHALOTHRIN

PIPERONYL BUTOXIDE

CAS NUMBER(S): 91465-08-6, 51-03-6

**Notice of Final Decisions to Register (Continued)**

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263277 - (9688 - 319 - 8845)

SPECTRUM GROUP, DIV. OF UNITED INDUSTRIES CORP.

GARDEN SAFE BRAND GARDEN INSECT FOGGER

USE: INSECTICIDE - FOR THE CONTROL OF INSECTS SUCH AS FIREBRATS, SPIDER MITES, AND STINK BUGS ON CROPS SUCH AS APRICOTS, BASIL, AND LENTILS

TYPE: SECTION 3 SUBREGISTRATION -

ACTIVE INGREDIENT(S):

PIPERONYL BUTOXIDE

PYRETHRINS

CAS NUMBER(S): 51-03-6, 121-21-1

251334 - (59639 - 161)

VALENT U.S.A. CORPORATION

CLIPPER HERBICIDE

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS WEEDS SUCH AS DUCKWEED, FANWORT, AND WATER FERN IN SITES SUCH AS BAYOUS, CANALS, AND LAKES

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

FLUMIOXAZIN

CAS NUMBER(S): 103361-09-7

*Written Evaluation*

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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.**

*August 15, 2014*

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Dated

*Original Signed by Liz Pelham for*

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Ann Prichard, Branch Chief  
Pesticide Registration Branch

POST THROUGH SEPTEMBER 13, 2014

**NOTICE OF PROPOSED DECISIONS TO DENY PESTICIDE PRODUCTS**

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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*

**None to report this issue Volume 2014-33.**

*August 15, 2014*

*Original Signed by Liz Pelham for*

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Dated

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Ann Prichard, Branch Chief  
Pesticide Registration Branch

POST THROUGH SEPTEMBER 13, 2014

**NOTICE OF FINAL DECISIONS TO DENY PESTICIDE PRODUCTS**

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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 2014-33.**

*August 15, 2014*

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Dated

*Original Signed by Liz Pelham for*

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Ann Prichard, Branch Chief  
Pesticide Registration Branch