

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

**Volume 2015-35
August 28, 2015**

**Department of Pesticide Regulation
Pesticide Registration Branch**

POST THROUGH SEPTEMBER 26, 2015

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 September 26, 2015 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

267957 - (5481 - 541)

AMVAC CHEMICAL CORPORATION

FRUITONE L

USE: GROWTH REGULATOR - FOR THINNING, RETURN BLOOM, AND STOP DROP IN APPLES AND PEARS

TYPE: SECTION 3 LABEL AMENDMENT - TO INCLUDE ADDITIONAL APPLE VARIETIES

ACTIVE INGREDIENT(S):

NAA, SODIUM SALT

CAS NUMBER(S): 61-31-4

271352 - (62719 - 442)

CALIFORNIA RICE COMMISSION

INTREPRID 2F

USE: INSECTICIDE - FOR USE ON CROPS SUCH AS CITRUS, GRASS FORAGE, AND PEANUT TO CONTROL ARMYWORMS, CUTWORMS, AND WEBWORMS

TYPE: SECTION 18 EMERGENCY EXEMPTION LABEL AMENDMENT - FOR USE ON RICE TO CONTROL ARMYWORM

ACTIVE INGREDIENT(S):

METHOXYFENOZIDE

CAS NUMBER(S): 161050-58-4

Notice of Proposed Decisions to Register (Continued)

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269055 - (5383 - 106)

TROY CHEMICAL CORPORATION

MERGAL K12N

USE: ANTIMICROBIAL - FOR USE AS AN INDUSTRIAL MICROBIOCIDAL IN ADHESIVES, PAINTS, AND COATINGS

TYPE: SECTION 3 LABEL AMENDMENT - TO ADD USE IN MATERIALS SUCH AS ADHESIVES, ASPHALT COATINGS, AND MINERAL SLURRIES

ACTIVE INGREDIENT(S):

2-METHYL-4-ISOTHIAZOLIN-3-ONE

5-CHLORO-2-METHYL-4-ISOTHIAZOLIN-3-ONE

BRONOPOL

CAS NUMBER(S): 2682-20-4, 26172-55-4, 52-51-7

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).

Notice of Proposed Decisions to Register (Continued)

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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 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.

Notice of Proposed Decisions to Register (Continued)

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Description of the Action – New Pesticide Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

268724 - (42750 - 273)

ALBAUGH, LLC

METALAXYL 2E AG

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS DOWNY MILDEW, PYTHIUM SPP., AND WHITE ROT ON CONIFERS, ORNAMENTALS, AND TURF; AND ON VARIOUS CROPS SUCH AS COTTON, CITRUS, AND SUGAR BEETS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

METALAXYL

CAS NUMBER(S): 57837-19-1

266800 - (62719 - 628) ††

DOW AGROSCIENCES LLC

GRAZONNEXT HL

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS WEEDS SUCH AS BULL THISTLE, COMMON VETCH, AND CHICORY IN VARIOUS SITES SUCH AS RANGELAND, PERMANENT GRASS PASTURES, CONSERVATION RESERVE PROGRAM ACRES, AND WILDLIFE MANAGEMENT AREAS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

2,4-D, DIMETHYLAMINE SALT

AMINOPYRALID, TRIISOPROPANOLAMINE SALT

CAS NUMBER(S): 2008-39-1, 566191-89-7

269459 - (10163 - 332)

GOWAN COMPANY

AFFIANCE

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS GRAY LEAF SPOT, COMMON RUST, AND EYE SPOT ON VARIOUS CROPS SUCH AS CORN, GRAPES, AND PEANUTS

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

AZOXYSTROBIN

TETRACONAZOLE

CAS NUMBER(S): 131860-33-8, 112281-77-3

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268855 - (4822 - 602)

S.C. JOHNSON & SON INC.

OFF! MOSQUITO COIL IV

USE: INSECTICIDE - FOR THE CONTROL OF MOSQUITOES IN OUTDOOR, SEMI-
CONFINED AREAS SUCH AS PORCHES, PATIOS, AND YARDS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

METOFLUTHRIN

CAS NUMBER(S): 240494-70-6

271059 - (90150 - 2)

TOMI ENVIRONMENTAL SOLUTIONS, INC.

BINARY IONIZATION TECHNOLOGY (BIT) SOLUTION

USE: ANTIMICROBIAL, DISINFECTANT - FOR THE CONTROL OF
STAPHYLOCOCCUS AUREUS AND PSEUDOMONAS AERUGINOSA ON HARD,
NONPOROUS SURFACES IN SITES SUCH AS FOOD WAREHOUSES, HEALTH CARE
SETTINGS, AND PUBLIC RESTROOMS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

HYDROGEN PEROXIDE

CAS NUMBER(S): 7722-84-1

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 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).

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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 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 2015-35.

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Description of the Action – California Only Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

None to report this issue Volume 2015-35.

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.

August 28, 2015

Dated

Original Signed by Liz Pelham for

Ann M. Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH SEPTEMBER 26, 2015

**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

268959 - (42750 - 255)

ALBAUGH, LLC

NIVALES

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS AERIAL
BLIGHT, BOTRYTIS BLIGHT, AND BLACK ROOT ROT ON GOLF COURSE
TURFGRASS, COMMERCIAL AND RESIDENTIAL LAWNS, AND SOD FARMS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

FLUDIOXONIL

CAS NUMBER(S): 131341-86-1

257813 - (5481 - 571)

AMVAC CHEMICAL CORPORATION

SMARTBLOCK

USE: GROWTH REGULATOR - FOR USE AS A POTATO SPROUT INHIBITOR

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

3-DECEN-2-ONE

CAS NUMBER(S): 10519-33-2

Notice of Final Decisions to Register (Continued)

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267918 - (NO NUMBER ASSIGNED)

ECOLAB INC.

XHC-IA

USE: ANTIMICROBIAL, BACTERICIDE, DISINFECTANT, FUNGICIDE, VIRUCIDE -
FOR THE CONTROL OF VARIOUS ORGANISMS SUCH AS HERPES SIMPLEX TYPE 1,
INFLUENZA A HONG KONG H3N2, AND RHINOVIRUS TYPE 37 ON HARD,
NONPOROUS SURFACES

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

ISOPROPYL ALCOHOL

CAS NUMBER(S): 67-63-0

268755 - (83515 - 1)

JAMES HARDIE BUILDING PRODUCTS, INC.

A4

USE: FUNGICIDE - FOR INDUSTRIAL USE ONLY

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

COPPER 8-QUINOLINOLEATE

CAS NUMBER(S): 10380-28-6

268729 - (228 - 727)

NUFARM AMERICAS INC.

TERMINATE COTTON HARVEST AID

USE: DEFOLIANT, GROWTH REGULATOR - FOR USE ON COTTON TO AID COTTON
BOLL OPENING AND TO PROMOTE DEFOLIATION OF FOLIAGE

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

CYCLANILIDE

ETHEPHON

CAS NUMBER(S): 113136-77-9, 16672-87-0

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.

August 28, 2015

Original Signed by Liz Pelham for

Dated

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH SEPTEMBER 26, 2015

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

267738 - (5383 - 150)
TROY CHEMICAL CORPORATION
POLYPHASE S99
USE: ANTIMICROBIAL - FOR USE IN PAINT, STAINS, MASONRY COATINGS, AND
CAULKS AND SEALANTS
TYPE: SECTION 3 REGISTRATION -
ACTIVE INGREDIENT(S):
3-IODO-2-PROPYNYL BUTYLCARBAMATE
CARBENDAZIM
TERBUTRYN
CAS NUMBER(S): 55406-53-6, 10605-21-7, 886-50-0

August 28, 2015

Original Signed by Liz Pelham for

Dated

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH SEPTEMBER 26, 2015

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 2015-35.

August 28, 2015

Dated

Original Signed by Liz Pelham for

Ann Prichard, Branch Chief
Pesticide Registration Branch