

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

**Volume 2015-49
December 4, 2015**

**Department of Pesticide Regulation
Pesticide Registration Branch**

POST THROUGH JANUARY 2, 2016

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 January 2, 2016 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

269190 - (67760 - 120)

CHEMINOVA, INC.

RHYME FUNGICIDE

USE: FUNGICIDE - FOR THE CONTROL OF POWDERY MILDEW AND BLACK ROT ON GRAPES

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE ENVIRONMENTAL HAZARDS STATEMENT, AND TO REVISE THE CROP ROTATION DIRECTIONS

ACTIVE INGREDIENT(S):

FLUTRIAFOL

CAS NUMBER(S): 76674-21-0

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.

Notice of Proposed Decisions to Register (Continued)

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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 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.

Notice of Proposed Decisions to Register (Continued)

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†† 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

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

270169 - (42750 - 281)

ALBAUGH, LLC

NU-COP 30 HB

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS BACTERIAL CANCER, FIREBLIGHT, AND POWDERY MILDEW ON VARIOUS CROPS SUCH AS ALMONDS, GRAPES, AND PEPPERS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

COPPER HYDROXIDE

CAS NUMBER(S): 20427-59-2

269294 - (67760 - 131)

CHEMINOVA, INC.

TEMITRY INSECTICIDE

USE: INSECTICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS ARMYWORMS, CORN EARWORMS, AND ADULT VEGETABLE WEEVILS ON FRUIT, NUT, AND VEGETABLE CROPS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

GAMMA-CYHALOTHRIN

MALATHION

CAS NUMBER(S): 76703-62-3, 121-75-5

Notice of Proposed Decisions to Register (Continued)

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271150 - (63838 - 20)

ENVIRO TECH CHEMICAL SERVICES, INC.

PERASAN OG

USE: ALGAECIDE, ANTIMICROBIAL, BACTERICIDE, SLIMICIDE - FOR THE CONTROL OF BACTERIA, FUNGI, ALGAE, AND SLIME IN VARIOUS SITES SUCH AS PULP AND PAPER MILL SYSTEMS, FRUIT AND VEGETABLE PROCESS WATER SYSTEMS, OIL AND GASFIELD WATER SYSTEMS; AND RECIRCULATING, AGRICULTURAL, AND WASTEWATER TREATMENT SYSTEMS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

HYDROGEN PEROXIDE

PEROXYACETIC ACID

CAS NUMBER(S): 7722-84-1, 79-21-0

270896 - (777 - 66)

RECKITT BENCKISER, LLC D/B/A RECKITT BENCKISER

LYSOL BRAND DISINFECTANT DIRECT MULTI-PURPOSE CLEANER

USE: DISINFECTANT - FOR THE CONTROL OF VARIOUS ORGANISMS SUCH AS SALMONELLA ENTERICA, ESCHERICHIA COLI, AND STAPHYLOCOCCUS AUREUS ON HARD, NONPOROUS SURFACES SUCH AS COUNTERS, SINKS, AND WALLS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

ALKYL (50%C14, 40%C12, 10%C16) DIMETHYLBENZYL AMMONIUM CHLORIDE

ALKYL (67%C12, 25%C14, 7%C16, 1%C8,C10,C18) DIMETHYLBENZYL AMMONIUM CHLORIDE

CAS NUMBER(S): 63449-41-2, 63449-41-2, 68424-85-1

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.

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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, 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 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 Containing
New Active Ingredients*

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

None to report this issue Volume 2015-49.

Description of the Action – California Only Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

272300 - (1050984 - 50011)

CHEMORSE, LTD.

CHEM SPRAY CROP OIL CONCENTRATE

USE: ADJUVANT - FOR USE AS AN ADJUVANT

TYPE: CALIFORNIA ONLY REGISTRATION –

270108 - (9349 - 50014)

PRECISION LABORATORIES, LLC

VERTEX

USE: ADJUVANT - FOR USE AS AN ADJUVANT

TYPE: CALIFORNIA ONLY REGISTRATION –

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.

December 4, 2015

Original Signed by Ann Prichard

Dated

Ann M. Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH JANUARY 2, 2016

**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

271248 - (9688 - 321)

CHEMSICO, A DIVISION OF UNITED INDUSTRIES CORPORATION
BLACK FLAG FLEA & TICK AEROSOL FOR UPHOLSTERY & PET BEDDING PLUS
GROWTH REGULATOR HOME TREATMENT
USE: INSECTICIDE, MITICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS
FLEAS, TICKS, AND DUST MITES ON UPHOLSTERY, CARPETS, AND PET BEDDING
TYPE: SECTION 3 REGISTRATION -
ACTIVE INGREDIENT(S):
GAMMA-CYHALOTHRIN
PYRIPROXYFEN
CAS NUMBER(S): 76703-62-3, 95737-68-1

270396 - (9688 - 322)

CHEMSICO, A DIVISION OF UNITED INDUSTRIES CORPORATION
BLACK FLAG FLEA & TICK FOAM FOR CARPETS PLUS GROWTH REGULATOR
HOME TREATMENT
USE: INSECTICIDE - FOR THE CONTROL OF FLEAS, FLEA LARVAE, FLEA EGGS,
AND TICKS ON CARPETS
TYPE: SECTION 3 REGISTRATION -
ACTIVE INGREDIENT(S):
GAMMA-CYHALOTHRIN
PYRIPROXYFEN
CAS NUMBER(S): 76703-62-3, 95737-68-1

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268835 - (6836 - 326)

LONZA, INC.

ISOCIL WT

USE: FUNGICIDE - FOR USE AS AN INDUSTRIAL MILDEWCIDE IN MATERIALS SUCH AS COATINGS, PAINTS, AND POLYMER EMULSIONS

TYPE: SECTION 3 LABEL AMENDMENT - TO REMOVE THE NOT FOR USE IN CALIFORNIA DISCLAIMER FROM THE BUILDING MATERIALS, ADHESIVES, AND TACKIFIERS USE DIRECTIONS

ACTIVE INGREDIENT(S):

OCTHILINONE

CAS NUMBER(S): 26530-20-1

269268 - (6836 - 78)

LONZA, INC.

LONZA FORMULATION R-82

USE: DISINFECTANT - FOR THE CONTROL OF VARIOUS ORGANISMS SUCH AS STAPHYLOCOCCUS AUREUS, LEGIONELLA PNEUMOPHILIA, AND PSEUDOMONAS AERUGINOSA ON HARD, NONPOROUS SURFACES IN VARIOUS SITES SUCH AS POULTRY HATCHERIES, HOSPITALS, AND LOCKER ROOMS

TYPE: SECTION 3 LABEL AMENDMENT - TO ADD SOFT SURFACE SANITIZING CLAIMS, AND ADD CLAIMS AGAINST ORGANISMS SUCH AS ADENOVIRUS TYPE 5, FELINE PANKLEUKOPENIA VIRUS, AND ASPERGILLUS FUMIGATUS

ACTIVE INGREDIENT(S):

ALKYL (50%C14, 40%C12, 10%C16) DIMETHYLBENZYL AMMONIUM CHLORIDE

DIDECYL DIMETHYL AMMONIUM CHLORIDE

DIOCTYL DIMETHYL AMMONIUM CHLORIDE

OCTYL DECYL DIMETHYL AMMONIUM CHLORIDE

CAS NUMBER(S): 63449-41-2, 126851-24-9, 154765-32-9, 7173-51-5, 5538-94-3, 32426-11-2

269698 - (9688 - 327 - 8845)

SPECTRUM GROUP, DIV. OF UNITED INDUSTRIES CORP.

HOT SHOT BED BUG KILLER WITH EGG KILL

USE: INSECTICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS BED BUGS, CARPET BEETLES, AND FLEAS ON MATTRESSES, RUGS, AND PET BEDS

TYPE: SECTION 3 SUBREGISTRATION -

ACTIVE INGREDIENT(S):

CYPERMETHRIN

CAS NUMBER(S): 52315-07-8

Notice of Final Decisions to Register (Continued)

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265697 - (73049 - 58)

VALENT BIOSCIENCES CORPORATION

RETAIN PLANT GROWTH REGULATOR FOR CALIFORNIA SOLUBLE POWDER

USE: GROWTH REGULATOR - FOR USE AS A PLANT GROWTH REGULATOR ON
VARIOUS CROPS SUCH AS APPLE, PEAR, AND CUCUMBER

TYPE: SECTION 3 LABEL AMENDMENT - CONDITIONAL - TO ALLOW USE ON
ALMONDS FOR INCREASED NUT SET

ACTIVE INGREDIENT(S):

AMINO ETHOXY VINYL GLYCINE HYDROCHLORIDE

CAS NUMBER(S): 55720-26-8

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.

December 4, 2015

Dated

Original Signed by Ann Prichard

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH JANUARY 2, 2016

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

None to report this issue Volume 2015-49.

December 4, 2015

Original Signed by Ann Prichard

Dated

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH JANUARY 2, 2016

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 2015-49.

December 4, 2015

Dated

Original Signed by Ann Prichard

Ann Prichard, Branch Chief
Pesticide Registration Branch