

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

**Volume 2016-21
May 27, 2016**

**Department of Pesticide Regulation
Pesticide Registration Branch**

POST THROUGH JUNE 26, 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 June 26, 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

274008 - (67071 - 46)

THOR GMBH

ACTICIDE MBL

USE: ANTIMICROBIAL, BACTERICIDE, DISINFECTANT - FOR THE CONTROL OF MICROORGANISMS IN AQUEOUS PRODUCTS LATICES, PAINTS, AND COATINGS

TYPE: SECTION 3 LABEL AMENDMENT - TO ADD USE IN HOUSEHOLD, CONSUMER, INSTITUTIONAL, AND JANITORIAL PRODUCTS

ACTIVE INGREDIENT(S):

1,2-BENZISOTHIAZOLIN-3-ONE

2-METHYL-4-ISOTHIAZOLIN-3-ONE

BRONOPOL

CAS NUMBER(S): 2634-33-5, 2682-20-4, 52-51-7

274072 - (67071 - 84)

THOR GMBH

ACTICIDE OTW 45

USE: BACTERICIDE, FUNGICIDE - FOR THE CONTROL OF MILDEW AND FUNGUS IN PRODUCTS SUCH AS PAINTS, WOOD COATINGS, AND ADHESIVES

TYPE: SECTION 3 LABEL AMENDMENT - TO ADD USE IN BUILDING MATERIALS SUCH AS SEALANTS, MASTICS, STUCCO, AND CONCRETE ADMIXTURES

ACTIVE INGREDIENT(S):

OCTHILINONE

CAS NUMBER(S): 26530-20-1

Notice of Proposed Decisions to Register (Continued)

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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 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.

Notice of Proposed Decisions to Register (Continued)

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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.

Description of the Action – New Pesticide Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

272992 - (432 - 1386)

BAYER ENVIRONMENTAL SCIENCE A DIVISION OF
PERMANONE 40 CONCENTRATE FOR MILITARY SPECS
USE: INSECTICIDE - FOR MANUFACTURING AND FORMULATING USE ONLY

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

PERMETHRIN

CAS NUMBER(S): 52645-53-1

Notice of Proposed Decisions to Register (Continued)

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274433 - (8329 - 105)

CLARKE MOSQUITO CONTROL PRODUCTS, INC.

DUET HD DUAL-ACTION ADULTICIDE

USE: INSECTICIDE - FOR THE CONTROL OF VARIOUS INSECTS SUCH AS ADULT MOSQUITOES, GNATS, AND BLACKFLIES IN OUTDOOR AREAS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

PHENOTHRIN

PIPERONYL BUTOXIDE

PRALLETHRIN

CAS NUMBER(S): 26002-80-2, 51-03-6, 23031-36-9

275265 - (60061 - 135)

KOP-COAT, INC.

WEST MARINE BOTTOMSHIELD ANTIFOULING PAINT EASY APPLICATION & CLEAN-UP TECHNOLOGY

USE: ANTI-FOULANT(MARINE) - FOR THE CONTROL OF FOULING ON STEEL HULLS, UNDERWATER METAL PARTS, AND KEELS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

COPPER OXIDE (OUS)

CAS NUMBER(S): 1317-39-1

272310 - (55146 - 152)

NUFARM AMERICAS INC. AGT DIVISION

SATIVA M2F RTU

USE: FUNGICIDE - FOR USE AS A SEED TREATMENT TO PROTECT BARLEY, OATS, TRITICALE, AND WHEAT SEEDLINGS FROM SOILBORNE DISEASES SUCH AS RHIZOCTONIA ROOT ROT, WHEAT LEAF RUST, AND FLAG SMUT

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

FLUDIOXONIL

METALAXYL

TEBUCONAZOLE

CAS NUMBER(S): 131341-86-1, 57837-19-1, 107534-96-3

Notice of Proposed Decisions to Register (Continued)

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272786 - (71368 - 115) ††

NUFARM, INC.

PANTHER D HERBICIDE

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS WEEDS SUCH AS COFFEE SENNA, COMMON RAGWEED, AND HAIRY INDIGO IN VARIOUS CROPS SUCH AS CORN, SOYBEANS, AND SUGARCANE

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

2,4-D

FLUMIOXAZIN

CAS NUMBER(S): 94-75-7, 103361-09-7, 141490-50-8

273051 - (71368 - 113)

NUFARM, INC.

TUSCANY SC HERBICIDE

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS WEEDS SUCH AS HENBIT, DANDELION, AND CARPETWEED IN VARIOUS CROPS SUCH AS ALFALFA, ALMONDS, AND COTTON

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

FLUMIOXAZIN

CAS NUMBER(S): 103361-09-7

273386 - (89118 - 3)

VIVE CROP PROTECTION INC.

AZTEROID 1.65 SC

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS RING SPOT, WHITE RUST, AND DOWNY MILDEW IN VARIOUS CROPS SUCH AS BROCCOLI, CARROTS, AND CELERY

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

AZOXYSTROBIN

CAS NUMBER(S): 131860-33-8

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.

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, 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.

Notice of Proposed Decisions to Register (Continued)

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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 2016-21.

Description of the Action – California Only Products

Tracking Number – (EPA Registration Number)

Applicant / Brand Name

None to report this issue Volume 2016-21.

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.

May 27, 2016

Original Signed by

Dated

Ann M. Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH JUNE 26, 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*

272011 - (42750 - 34)

ALBAUGH, LLC

TRIFLURALIN 10G

USE: HERBICIDE - FOR THE CONTROL OF VARIOUS ANNUAL GRASSES AND WEEDS SUCH AS CARPETWEED, HENBIT, AND KNOTWEED ON VARIOUS CROPS SUCH AS BARLEY, FIELD CORN, AND ALFALFA

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

TRIFLURALIN

CAS NUMBER(S): 1582-09-8

272041 - (8155 - 24)

AUSTRALIAN GOLD, LLC

AUSTRALIAN GOLD PH NEUTRAL DISINFECTANT CLEANER

USE: DISINFECTANT - FOR THE CONTROL OF VARIOUS ORGANISMS SUCH AS STAPHYLOCOCCUS AUREUS, PROTEUS VULGARIS, AND HIV-1 ON HARD, NONPOROUS SURFACES

TYPE: SECTION 3 LABEL AMENDMENT - TO ADD DISINFECTANT DIRECTIONS FOR USE IN SALONS, HEALTH CLUBS, AND SPAS; TO REMOVE CLAIM AGAINST PSEUDOMONAS AERUGINOSA, AND TO REMOVE HOSPITALS, NURSING HOMES, AND HEALTH RELATED FACILITIES FROM THE LABEL

ACTIVE INGREDIENT(S):

DIDECYL DIMETHYL AMMONIUM CHLORIDE

CAS NUMBER(S): 126851-24-9

Notice of Final Decisions to Register (Continued)

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273206 - (86174 - 3)

BIO-FERM GMBH

DECCOFERM

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS BLUE MOLD AND GREEN MOLD ON VARIOUS CROPS SUCH AS LEMONS, MANDARINS, AND GRAPEFRUITS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

AUREOBASIDIUM PULLULANS STRAIN DSM 14940

AUREOBASIDIUM PULLULANS STRAIN DSM 14941

CAS NUMBER(S): 67891-88-7, 67891-88-7

272808 - (89459 - 4)

CENTRAL GARDEN & PET COMPANY

RF2186 CCSO PLUS

USE: INSECT GROWTH REGULATOR, INSECTICIDE - FOR THE CONTROL OF FLEAS, FLEA EGGS, AND DEER TICKS ON CATS AND KITTENS

TYPE: SECTION 3 REGISTRATION - CONDITIONAL

ACTIVE INGREDIENT(S):

ETOFENPROX

S-METHOPRENE

CAS NUMBER(S): 80844-07-1, 65733-16-6

273463 - (62719 - 652)

DOW AGROSCIENCES LLC

RECRUIT AG FLEXPACK

USE: INSECT GROWTH REGULATOR, INSECTICIDE - FOR THE CONTROL OF TERMITES ON CRAWL SPACES, FENCES, AND UTILITY POLES

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

NOVIFLUMURON

CAS NUMBER(S): 121451-02-3

Notice of Final Decisions to Register (Continued)

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272840 - (63838 - 13)

ENVIRO TECH CHEMICAL SERVICES, INC.

PERASAN C-5

USE: ALGAECIDE, BACTERICIDE, DISINFECTANT, SLIMICIDE - FOR USE AS A SANITIZER ON HARD, NONPOROUS SURFACES IN SITES SUCH AS DAIRIES, BREWERIES, AND WINERIES; AND FOR BACTERIA, ALGAE, AND SLIME CONTROL IN AIR WASHERS, REVERSE OSMOSIS AND OTHER MEMBRANE FILTRATION SYSTEMS

TYPE: SECTION 3 LABEL AMENDMENT - TO REVISE THE FIRST AID SECTION, STORAGE AND DISPOSAL SECTION, AND PRECAUTIONARY STATEMENTS; AND TO CLARIFY THE DOSING UNDER THE AIR WASHER DIRECTIONS FOR USE

ACTIVE INGREDIENT(S):

HYDROGEN PEROXIDE

PEROXYACETIC ACID

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

271080 - (100 - 1550)

SYNGENTA CROP PROTECTION, LLC

HERITAGE ACTION

USE: FUNGICIDE - FOR THE CONTROL OF VARIOUS DISEASES SUCH AS GRAY SNOW MOLD, LEAF RUST, AND MELTING OUT ON TURFGRASS IN SITES SUCH AS GOLF COURSES, SOD FARMS, AND COLLEGIATE AND PROFESSIONAL ATHLETIC FIELDS

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

ACIBENZOLAR-S-METHYL

AZOXYSTROBIN

CAS NUMBER(S): 135158-54-2, 131860-33-8

274112 - (67071 - 29)

THOR GMBH

ACTICIDE MBS

USE: BACTERICIDE, FUNGICIDE - FOR THE CONTROL OF BACTERIA AND FUNGI IN VARIOUS PRODUCTS SUCH AS LATICES, WOOD COATINGS, AND PAINTS

TYPE: SECTION 3 LABEL AMENDMENT - TO ALLOW USE IN INK AND INK COMPONENTS

ACTIVE INGREDIENT(S):

1,2-BENZISOTHIAZOLIN-3-ONE

2-METHYL-4-ISOTHIAZOLIN-3-ONE

CAS NUMBER(S): 2634-33-5, 2682-20-4

Notice of Final Decisions to Register (Continued)

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274009 - (67071 - 56)

THOR GMBH

ACTICIDE MBS 2550

USE: FUNGICIDE - FOR USE AS AN INDUSTRIAL MICROBIOCIDE IN PRODUCTS SUCH AS POLYMER LATICES, PAINTS, AND BUILDING MATERIALS

TYPE: SECTION 3 LABEL AMENDMENT - CONDITIONAL - TO ALLOW USE IN ADHESIVES AND TACKIFIERS

ACTIVE INGREDIENT(S):

1,2-BENZISOTHIAZOLIN-3-ONE

2-METHYL-4-ISOTHIAZOLIN-3-ONE

CAS NUMBER(S): 2634-33-5, 2682-20-4

273756 - (88847 - 2)

VESTARON CORPORATION

SPEAR T

USE: INSECTICIDE - FOR THE CONTROL OF THRIPS IN GREENHOUSES

TYPE: SECTION 3 REGISTRATION -

ACTIVE INGREDIENT(S):

GS-OMEGA/KAPPA-HXTX-HV1A (VERSITUDE PEPTIDE)

CAS NUMBER(S): (NO CAS NUMBER)

274216 - (51517 - 50004)

WESTBRIDGE AGRICULTURAL PRODUCTS

BIOLINK ACIDIFIER

USE: ADJUVANT - FOR USE AS AN ADJUVANT

TYPE: CALIFORNIA ONLY REGISTRATION -

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.

May 27, 2016

Dated

Original Signed by

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH JUNE 26, 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 2016-21.

May 27, 2016

Dated

Original Signed by

Ann Prichard, Branch Chief
Pesticide Registration Branch

POST THROUGH JUNE 26, 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 2016-21.

May 27, 2016

Dated

Original Signed by

Ann Prichard, Branch Chief
Pesticide Registration Branch