

AMVAC

Reply Exhibit A

Data Requirement Reference Table

To assist the EAB with its review under a properly applied summary judgment standard, AMVAC provides the following reference table showing where facts concerning each data requirement are discussed in OPP’s June 13, 2022, Motion for Accelerated Decision (“MAD”), AMVAC’s Opposition thereto (“MAD Opp.”) and in the appeal briefing. The cited pages refer in turn to the relevant exhibits from the prehearing exchange and verified written witness statements. This table is presented as an aid to review of the data requirements and is not intended to provide a comprehensive summary of the briefing.

OSCPP Guideline	Study Name (test material)	AMVAC’s Citations		OPP’s Citations		ALJ’s Order ¹
		MAD Opp.	App. Br. ²	MAD	Resp. Br.	
835.4200	Anaerobic soil metabolism (TPA)	19-22; 23-24	<i>See n.2</i>	12-13	33-34	Not evaluated <i>See n. 1</i>
835.4300	Aerobic aquatic metabolism (TPA)	19-23; 23-24	<i>See n.2</i>	13-15; 46	24-27	Not evaluated <i>See n. 1</i>
835.4400	Anaerobic aquatic metabolism (TPA)	19-22	<i>See n.2</i>	15-16	33-34	Not evaluated <i>See n. 1</i>
850.1350	Chronic tox. Mysid (DCPA)	35-36	24-25; E-3	16-17	33	10-11; 25-26
850.1350	Chronic tox. Mysid (TPA)	19-22, 24	E-3	17-18	32-33	10, 11-12; 26-28
850.1400	Fish ELS (bluegill sunfish) (DCPA)	30-31	E-2	18; 39; 45	22-24	8-9; 24-25
850.1400	Fish ELS (sheeps-head minnow) (DCPA)	30-31	E-2	18-19; 39; 45	22-24	8-9; 24-25
850.1400	Fish ELS (rainbow trout) (TPA)	19-22, 24	E-1, 2	19-20	32-33	8, 9-10; 25

¹ The ALJ’s discussion of why the Order did not evaluate all data requirements is presented at pp. 17 and 30-31 of the Order. All data requirements must be evaluated against the “appropriate steps” standard by the ALJ or EAB *even if* a single data requirement can support suspension. *See* AMVAC’s App. Br. Section IV.C, pp. 38-39. OPP’s appeal brief does not address this issue.

² AMVAC’s data requirement specific arguments in its Appeal Brief focused on the sub-set of data requirements addressed in the ALJ’s Order. AMVAC directs the EAB to its prior discussion of the data requirements in its Opposition to the MAD; OPP also refers to its arguments in the MAD for several data requirements.

OSCPP Guideline	Study Name (test material)	AMVAC's Citations		OPP's Citations		ALJ's Order ¹
		MAD Opp.	App. Br. ²	MAD	Resp. Br.	
850.1400	Fish ELS (bluegill sunfish) (TPA)	19-22, 24	E-1, 2	20-21	32-33	8, 9-10; 25
850.1400	Fish ELS (sheeps-head minnow) (TPA)	19-22, 24	E-1, 2	21-22	32-33	8, 9-10; 25
850.2100	Acute avian oral tox. (passerine) (DCPA)	32-34	36	22-23; 43	34-35	Not evaluated <i>See n. 1</i>
850.4100	Seedling Emergence [lettuce only]. (DCPA)	31-32	<i>See n.2</i>	23	35-36	Not evaluated <i>See n. 1</i>
850.5400	Algal tox. test, Tier I/II [marine diatom] (TPA)	19-22, 24	E-4	23-24	32-33	12-13; 28
SS-1069	Chronic Sediment tox. - <i>Chironomus</i> (DCPA)	34-35	<i>See n.2</i>	24	36	Not evaluated <i>See n. 1</i>
SS-1072	Chronic Sediment tox. - <i>Leptocheirus</i> (DCPA)	36-38	E-5, 6	25-26; 47	19-22	13-17; 28-30
860.1300	Nature of the residue: poultry	28-30	<i>See n.2</i>	26-27	27-32	Not evaluated <i>See n. 1</i>
860.1340	Residue analysis: livestock comm.	28-30	<i>See n.2</i>	27-29	27-32	Not evaluated <i>See n. 1</i>
860.1480	Meat/milk/poultry/eggs	28-30	<i>See n.2</i>	29-30	27-32	Not evaluated <i>See n. 1</i>
860.1900	Field accumulation in rotational crops.	28-30	<i>See n.2</i>	30-32	27-32	Not evaluated <i>See n. 1</i>
SS-thyroid	Comparative thyroid study (DCPA)	26-28	3 n.2; 27 n.29; 28-29	32-37; 39; 46	13-15; 36	Not evaluated <i>See n. 1</i>
Existing Stocks		38-41	<i>See Growers' App. Br.</i>	9; 45; 47-51	37-41	31-34