

# **Joint Exhibit 41**



May 10, 2017

Ms. Kathryn Montague  
Product Manager (PM 23)  
Document Processing Desk (AMEND)  
Office of Pesticide Programs (7505C)  
U.S. Environmental Protection Agency  
1921 Jefferson Davis Highway  
Arlington, VA 22202-4501

Subject: Technical Chlorthal Dimethyl (EPA Reg. No. 5481-495)  
Label Amendment to Terminate Uses per FR notice (FRL-7726-5, 27 Jul 05)

Dear Kathryn:

This is submitted in response to recent discussions with the Agency in which it was brought to our attention that AMVAC inadvertently missed label revisions requested in association with the above listed Federal Register Notice. The enclosed labeling includes the following revisions in accordance with the subject FR Notice:

- Deleted uses AMVAC requested per Sec. IV Use Termination Order.
- Revised use site descriptions to be consistent with currently approved tolerances.
- Added language to clarify restricted use sites.

In support of this application, please find the following documents enclosed:

- Application for Registration form (EPA Form 8570-1)
- Three copies of the proposed revised labeling (Ref. No. 495-20170510)
- One copy of proposed labeling highlighting changes to currently approved labeling (Ref. No. 495-20170510 REDLINE)

If you need additional information, please don't hesitate to contact me at 949-221-6109 or email [jonw@amvac-chemical.com](mailto:jonw@amvac-chemical.com). Thank you for your attention to this matter.

Best Regards,

A handwritten signature in cursive script that reads "Jon C. Wood".

Jon C. Wood  
Sr. Regulatory Manager  
AMVAC Chemical Corporation



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 5481-495		2. EPA Product Manager Kathryn Montague	3. Proposed Classification
1. Company/Product (Name) Technical Chlorthal Dimethyl		PM# 23	<input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
2. Name and Address of Applicant (Include Zip Code) Amvac Chemical Corporation 4695 MacArthur Court, Suite 1200 Newport Beach, CA 92660 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to:  EPA Reg. No. _____ Product Name _____	

**Section - II**

<input checked="" type="checkbox"/> Amendment - Explain below	<input type="checkbox"/> Final printed labels in response to Agency letter dated _
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application
<input type="checkbox"/> Notification - Explain below	<input type="checkbox"/> Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

- Revised Directions for Use to reflect Use Termination Order [FR 7726-5, 27 Jul 05]
- Updated Trademark representations

**Section - III**

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Unit Packaging wt.      No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Package wt.      No. per container	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) ____
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3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container <input type="checkbox"/> Lithographed <input type="checkbox"/> Paper glued	5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product
6. Manner in Which Label is Affixed to Product		<input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____

**Section - IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Jon C. Wood	Title Sr. Regulatory Manager	Telephone No. (Include Area Code) 949-221-6109
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Certification  
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

2. Signature 	3. Title Sr. Regulatory Manager	8. Date Application Received (Stamped)
4. Typed Name Jon C. Wood	5. Date 10-May-2017	

# Technical Chlorthal Dimethyl

For Formulating into Herbicides Only

Active Ingredient:

Dimethyl tetrachloroterephthalate (DCPA).....	98.8%
Other Ingredients:.....	1.2%
Total	100.0%

**Keep Out of Reach of Children**  
**CAUTION**

<b>FIRST AID</b>	
<b>If inhaled</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>If on skin or clothing</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If in eyes</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If swallowed</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>EMERGENCY INFORMATION</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. FOR THE FOLLOWING EMERGENCIES, PHONE 24 HOURS A DAY: For Medical Emergencies phone.....1-888-681-4261 For Transportation Emergencies, including spill, leak or fire, phone: CHEMTREC®.....1-800-424-9300 For Product Use Information phone: AMVAC®.....1-888-462-6822	

EPA Reg. No. 5481-495

EPA Est. No. 33965-JPN-02

NET CONTENTS: \_\_\_\_\_



AMVAC Chemical Corporation  
4100 E. Washington Blvd.  
Los Angeles, CA 90023 U.S.A  
1-888-462-6822

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## PRECAUTIONARY STATEMENTS

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### Hazards to Humans and Domestic Animals

**CAUTION:** Harmful if inhaled or absorbed through skin. Causes eye irritation. Avoid contact with eyes, skin or clothing. Avoid inhaling dust. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

### Environmental Hazards

Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when cleaning equipment or disposing of equipment washwaters. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

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## DIRECTIONS FOR USE

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It is a violation of Federal law to use this product in a manner inconsistent with the labeling.

### For Formulation Purposes Only

This product is only for formulating into herbicides for the following uses:

**Terrestrial Food Crops:** *broccoli, Brussels sprouts, cabbage, cauliflower, cole crops, collards, cress (garden), eggplant, kale, muskmelons, mustards, onion, radish, squash (all or unspecified), strawberry, sweet potato, tomato, turnip and watermelon.*

**Terrestrial Food and Feed Crops:** *eggplant, mustard, tomato, and turnip*

**Terrestrial Non-Food and Outdoor Non-Residential Sites:** *ornamental and/or shade trees, ornamental herbaceous plants, ornamental lawns and turf, ornamental non-flowering plants, and ornamental woody shrubs and vines.*

This product may not be used for formulating into herbicides for residential sites. Use on the following sites is prohibited: alfalfa, beans, beets, chestnuts, crabapples, citron melon, cucumber, squash (including pumpkin), peas, pepper, potatoes, walnut and yams.

## STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

**Storage:** Store product in its original container in a cool, dry, locked place out of reach of children.

**Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of at an approved waste disposal facility.

**Container Disposal:** Nonrefillable container. Do not reuse or refill this container.

Completely empty bag into application equipment. When completely empty, offer for recycling or dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

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## LIMITED WARRANTY AND DISCLAIMER

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The manufacturer warrants (a) that this product conform to the chemical description on the label; (b) that this product is reasonably fit for the purposes set forth in the directions for use, subject to the inherent risks referred to herein, when it is used in accordance with such directions; and (c) that the directions,

warnings, and other statements on this label are based upon responsible experts' evaluations of reasonable tests of effectiveness, of toxicity to laboratory animals and to plants and residues on food crops, and upon reports of field experience. Tests have not been made on all varieties of food crops and plants, or in all states or under all conditions.

**THERE ARE NO EXPRESS WARRANTIES OTHER THAN THOSE SET FORTH HEREIN. THE MANUFACTURER NEITHER MAKES NOR INTENDS, NOR DOES IT AUTHORIZE ANY AGENT OR REPRESENTATIVE, TO MAKE ANY OTHER WARRANTIES, EXPRESS OR IMPLIED, AND IT EXPRESSLY EXCLUDES AND DISCLAIMS ALL IMPLIED WARRANTIES OF MERCHANTABILITY OF FITNESS FOR A PARTICULAR PURPOSE, OR ANY WARRANTY OF QUALITY OR PERFORMANCE. THIS WARRANTY DOES NOT EXTEND TO, AND THE BUYER SHALL BE SOLELY RESPONSIBLE FOR, ANY AND ALL LOSS OR DAMAGE WHICH RESULTS FROM THE USE OF THIS PRODUCT IN ANY MANNER WHICH IS INCONSISTENT WITH THE LABEL DIRECTIONS, WARNINGS OR CAUTIONS.**

**BUYER'S EXCLUSIVE REMEDY AND MANUFACTURER'S OR SELLER'S EXCLUSIVE LIABILITY FOR ANY AND ALL CLAIMS, LOSSES, DAMAGES, OR INJURIES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER OR NOT BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY IN TORT OR OTHERWISE, SHALL BE LIMITED, AT THE MANUFACTURER'S OPTION, TO REPLACEMENT OF, OR THE REPAYMENT OF THE PURCHASE PRICE FOR, THE QUANTITY OF PRODUCT WITH RESPECT TO WHICH DAMAGES ARE CLAIMED. IN NO EVENT, SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INDIRECT OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.**

AMVAC offers this product, and Buyer accepts it, subject to the foregoing Limited Warranty which may be varied only by agreement in writing signed by an authorized representative of AMVAC.

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AMVAC Chemical Corporation  
4100 E. Washington Boulevard  
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1-888-462-6822

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EPA Reg. No. 5481-495

EPA Est. No. 33965-JPN-02

NET CONTENTS: \_\_\_\_\_



AMVAC Chemical Corporation  
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Los Angeles, CA 90023 U.S.A

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**Terrestrial Food and Feed Crops:** ~~beans, beans (dried type), bean (mung), beans (succulent, lima), beans (succulent, snap), beets, eggplant, mustard, peas (southern), pepper, potato (white/irish), tomato, and turnip and yam.~~

**Terrestrial Feed Crops:** ~~alfalfa~~

**Terrestrial Non-Food and Outdoor Non-Residential Sites:** ~~ornamental and/or shade trees, ornamental herbaceous plants, ornamental lawns and turf, ornamental non-flowering plants, and ornamental woody shrubs and vines.~~

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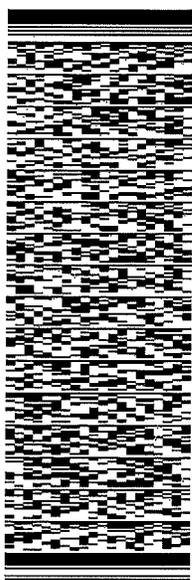
ORIGIN ID: JORA (949) 260-1212  
KATLA MORAN  
AMVAC CHEMICAL  
4695 MACARTHUR CT. #1250  
SUITE 1200  
NEWPORT BEACH, CA 92653  
UNITED STATES US

SHIP DATE: 15MAY17  
ACT WGT: 1.00 LB  
CAD: 5349144/NET 3850  
BILL SENDER

TO  
KATHRYN MONTAGUE - US EPA HQ 7505C  
OPP-DOC PROC DESK (AMEND)  
2777 CRYSTAL DR

ROOM S4900, ONE POTOMAC YARD  
ARLINGTON VA 22202

(949) 221-6104 REF: 20170510JCM DOPA TECH LABEL  
INV: DEPT:

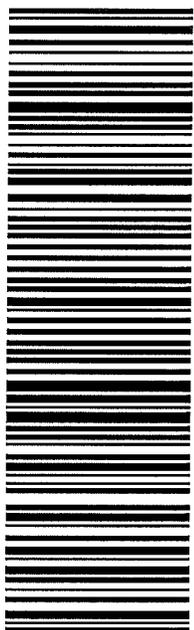


3171157821401uv

546J1873463C1

TRK# 7791 4465 5122  
0201  
TUE - 16 MAY 3:00P  
STANDARD OVERNIGHT

XC WASA  
22202  
VA-US IAD



**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

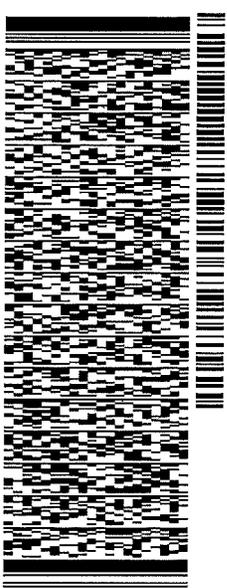
Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

ORIGIN ID: JORA (949) 280-1212  
KALIA MORAN  
AMVAC CHEMICAL  
4695 MACARTHUR CT. #1250  
SUITE 1200  
NEWPORT BEACH, CA 92653  
UNITED STATES US

SHIP DATE: 15MAY17  
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TO KATHRYN MONTAGUE - US EPA HQ 7505C  
OPP-DOC PROC DESK (AMEND)  
2777 CRYSTAL DR  
ROOM S4900, ONE POTOMAC YARD  
ARLINGTON VA 22202

(949) 221-6104 REF: 20170510JGW DCPA TECH LABEL  
INV: DEPT:



J171157021401uv

546J1873463C1

TRK# 7791 4465 5122  
0201  
TUE - 16 MAY 3:00P  
STANDARD OVERNIGHT

XC WASA  
VA-US IAD 22202



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