

# **Exhibit 3**

5481-495

12/7/2012

11/6



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

DEC - 7 2012

Kaila Moran  
Amvac Chemical Corporation  
4695 MacArthur Court, Suite 1250  
Newport Beach, CA 92660

Subject: Notification: Per PR-Notice 2007-4  
Technical Chlorthal Dimethyl  
EPA Reg. No. 5481-495

Dear Ms. Moran:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and (PRN) 2007-4 dated August 22, 2012 for the product referenced above. The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions regarding this letter, please contact Jasmine Branch at (703) 347-0351 or [branch.jasmine@epa.gov](mailto:branch.jasmine@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Kathryn V. Montague".

Kathryn Montague  
Product Manager 23  
Herbicide Branch  
Registration Division (7505P)



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 <input type="checkbox"/> None <input checked="" type="checkbox"/> Restricted
4. Company/Product (Name) Technical Chlorthal Dimethyl	PM#	
5. Name and Address of Applicant (Include Zip Code) Amvac Chemical Corporation 4695 MacArthur Court, Suite 1250 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. <u>NOTIFICATION</u>  Product Name <u>DEC 07 2012</u>	

**Section - II**

- Amendment - Explain below  
 Resubmission in response to Agency letter dated \_\_\_\_\_  
 Notification - Explain below
- Final printed labels in response to Agency letter dated \_\_\_\_\_  
 "Me Too" Application  
 Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.) Notification of minor Label revisions.  
 Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA. The Limited Warranty Statements has also been updated.

**Section - III**

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No  * Certification must be submitted	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes" Unit Packaging wt. No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" 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 checked="" type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input type="checkbox"/> Label <input checked="" type="checkbox"/> Container	4. Size(s) Retail Container 25 Pound Bags	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithographed <input type="checkbox"/> Stenciled <input type="checkbox"/> Paper glued <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 Kaila Moran	Title Regulatory Consultant	Telephone No. (Include Area Code) (562) 807-2146
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.		8. Date Application Received (Stamped) 
2. Signature 	3. Title Regulatory Consultant	
4. Typed Name Kaila Moran	5. Date 22 Aug 2012	



August 22, 2012

Ms. Sherada Hobgood  
Document Processing Desk  
Office of Pesticide Programs (Notif)  
U.S. Environmental Protection Agency  
One Potomac Yard  
2777 S. Crystal Drive  
Arlington, VA 22202

**Subject: Notification of Storage and Disposal Statements per PR Notice 2007-4  
90% Dimethyl-T (EPA Reg. No. 5481-485)  
Dacthal 1.92F (EPA Reg. No. 5481-486)  
Dacthal W-75 Turf (EPA Reg. No. 5481-490)  
Technical Chlorthal Dimethyl (EPA Reg. No. 5481-495)**

Dear Sherada:

Please find enclosed the notification to revise labeling for the above listed product. We have revised the label to remove the web address and to update the Storage and Disposal Statement.

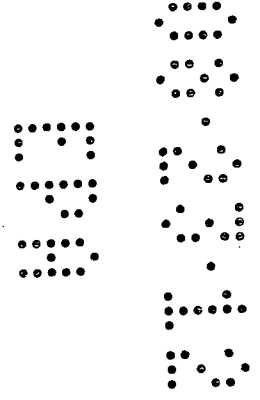
In support of this request, enclosed please find the following:

1. Application for Pesticide Registration (EPA Form 8570-1).
2. ~~Three~~ <sup>One</sup> copies of the label (Ref. No. 495-20120820r2; 491-20120820r3; 486-20120820r4; 485-20120820r5).
3. One copy label with changes highlighted.

It is my understanding that this satisfies the requirements of the Agency's PR Notice. If you have any questions or require additional information, please do not hesitate to contact me at 949-221-6123 or email [joyp@amvac-chemical.com](mailto:joyp@amvac-chemical.com). Thank you for your attention to this matter.

Best regards,

Kaila Moran  
Regulatory Consultant  
Amvac Chemical Corporation



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# Technical Chlorthal Dimethyl

For Formulating into Herbicides Only

Active Ingredient:

Dimethyl tetrachloroterephthalate (DCPA)..... 98.8%

Other Ingredients:..... 1.2%

Total 100.0%

EPA Reg. No. 5481-495

EPA Est. No. 33965-JPN-02

NOTIFICATION

DEC 07 2012

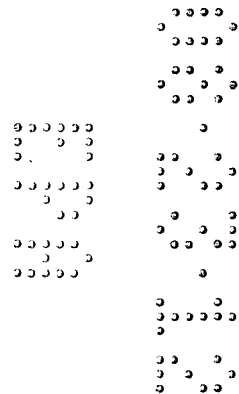
**Keep Out of Reach of Children**

**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 Telephone Number</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. Questions? Call 1-323-264-3910.	



4100 E. Washington Boulevard  
Los Angeles, CA 90023 U.S.A.



**PRECAUTIONARY STATEMENTS**

**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.

**DIRECTIONS FOR USE**

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: beans, beans (succulent, snap), beets, broccoli, Brussels sprouts, cabbage, cauliflower, cole crops, collards, cress (garden), cucumber, eggplant, garlic, kale, melons (cantaloupe, honeydew, watermelon), mustards, onion, peas (southern), pepper, radish, squash (all or unspecified), strawberry, sweet potato, tomato, turnip and yam.*

*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, turnip and yam.*

*Terrestrial Feed Crops: alfalfa*

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

**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.

**LIMITED WARRANTY AND DISCLAIMER**

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.

Questions? Call 1-800-482-6822

