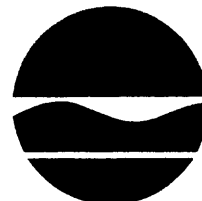


Chlorothalonil

**New York State Department of Environmental Conservation**

Division of Solid & Hazardous Materials  
Bureau of Pesticides Management  
Pesticide Product Registration Section  
50 Wolf Road, Albany, New York 12233-7257  
Phone 518-457-7446 FAX 518-485-8990  
<http://www.dec.state.ny.us/website/dshmp/pesticide/pesticide.htm>



John P. Cahill  
Commissioner

October 20, 1999

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Thomas L. Woods, Ph.D.  
Regulatory Product Manager  
Zeneca Ag Products  
P.O. Box 15458  
Wilmington, DE 19850-5458

Dear Dr. Woods:

**Re: Application for Special Local Need Registration for Bravo Weather Stik  
(EPA Reg. No. 50534-188-10182)**

The Department has reviewed your application, received July 20, 1999, to register the above-mentioned special local need product in New York State. Chlorothalonil, the active ingredient in Bravo Weather Stik, is currently registered for use on potatoes for control of late blight, early blight and Botrytis vine rot.

The special local need labeling specifies a variation in the rate and frequency at which the product is used on potatoes. The following summarizes the differences between the Federal and Special Local Need labeling:

<b><u>FEDERAL LABEL</u></b>		<b><u>SPECIAL LOCAL NEED LABELING</u></b>		
<b>Rate per Acre</b>	<b>Application Directions</b>	<b>Rate per Acre</b>	<b>Application Interval</b>	<b>Application Directions</b>
0.75 pint	repeat applications at 7 to 10 day intervals	0.5 to 0.75 pint	3 to 5 days	use the high rate and corresponding shortest spray interval when conditions are favorable for disease
1.0 to 1.5 pints	apply higher rates at 5 to 10 day interval when conditions are favorable for disease	1.0 to 1.5 pints	7 to 10 days	

The total amount of chlorothalonil applied (16 pints) and the pre-harvest interval (7 days) is the same as the Federal label.

There are currently two Special Local Need labels, Bravo 720 (EPA Reg. No. 50534-188) (SLN NY-950005) and Bravo Weather Stik (EPA Reg. No. 50534-188) (SLN NY-950005), registered in New York State in the discontinued status which are identical to the "Special Local Need" requested at this time. The only difference is that this "Special Local Need" is being requested for a distributor label.

The Department believes that the rates and frequencies specified on the Special Local Need labeling should be incorporated in the Federal label for Bravo Weather Stik (EPA Reg. No. 50534-188).

The Department, in a telephone conversation on September 7, 1999, inquired as to why this "Special Local Need" wording cannot be incorporated into the Federal label for Bravo Weather Stik (EPA Reg. No. 50534-188). To date, the Department has not received a reply.

Title 40 of the Code of Federal Regulations (40 CFR) §162.151 (i) states: "*Special local need* means an existing or imminent pest problem within a State for which the State lead agency, based upon satisfactory supporting information, has determined that an appropriate federally registered pesticide product is not sufficiently available."


The Department has determined that inadequate justification exists for the registration of Bravo Weather Stik (EPA Reg. No. 50534-188-10182), an additional distributor label of a currently registered label, as a "Special Local Need" in New York State.

Therefore, the application for registration of the product as Special Local Need in New York State has been **denied** effective **thirty (30)** calendar days from the receipt of this letter. During this thirty day period, you may submit an explanation as to why this must be a Special Local Need and cannot be incorporated into the Federal label for this product or pursue the options available under Article 33-0711 of the New York State Environmental Conservation Law.

Please be aware that any unregistered product may not be sold, offered for sale, distributed, or used in New York State.

Please contact Ms. Jeanine Broughel, of my staff, at (518) 457-7446, if you have any questions.

Sincerely,



Maureen P. Serafini  
Chief  
Pesticide Product Registration Section