



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460-0001

JUL 23 2007

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

New York State Department of Environmental Conservation
Division of Solid & Hazardous Materials
Bureau of Pesticides Management
625 Broadway
Albany, New York 12233-7257

Attn: Cynthia Crowley

DATE AMENDED: July 23, 2007
DATE ISSUED: July 31, 2006
EXPIRATION: May 31, 2009
FILE SYMBOL: 05-NY-10

***** AMENDMENT *****

The U.S. Environmental Protection Agency (EPA) hereby amends a quarantine exemption previously granted under the provisions of section 18 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended, to the New York State Department of Environmental Conservation for the use of myclobutanil on legume vegetable crop groups 6 and 7, excluding soybeans to control Asian soybean rust.

This quarantine exemption is amended by revising the product identification numbers for the registered products Rally® 40W (EPA Reg. No. 62719-411) and Nova® 40W (EPA Reg. No. 62719-411 in item #2 to read as follows:

- 2. The product, Rally® 40 WSP (EPA Reg. No. 62719-410) manufactured by Dow AgroSciences, may be applied. All applicable directions, restrictions and precautions on the submitted section 18 use directions as well as the EPA-registered product label must be followed.

All other conditions and restrictions as stated in the July 31, 2006 authorization letter still apply.

Daniel J. Rosenblatt, Chief
Risk Integration, Minor Use and Emergency
Response Branch, Registration Division

Date: 7/23/2007

cc: EPA Region #2
Adrian Enache/R2/USEPA/US



Dow AgroSciences LLC

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Rally® 40WSP

EPA Reg. No. 62719-410

Section 18 Quarantine Exemption for Control of Rust (*Phakopsora pachyrhizi*) in Beans and Peas (Crop Groups 6, 7)[†]

(For Use and Distribution Only in the State of New York)

ATTENTION

- **Section 18 Quarantine Exemption:** This use is authorized under EPA quarantine exemption pursuant to Section 18 of the Federal Insecticide Fungicide and Rodenticide Act as amended.
- **This quarantine exemption is effective upon USDA confirmation that soybean rust is present in the continental U.S. and expires May 31, 2009.**
- It is a violation of Federal law to use this product in a manner inconsistent with its labeling.
- This labeling must be in the possession of the user at the time of application.
- Read the label affixed to the container for Rally® 40WSP fungicide before applying. Carefully follow all precautionary statements and applicable use directions.
- Use of Rally 40WSP according to this Section 18 labeling is subject to all use precautions and limitations imposed by the label affixed to the product container for Rally 40WSP.

Directions for Use

[†]Including, but not limited to: asparagus bean, bean, blackeyed pea, broad bean (succulent), Chinese longbean, cowpea, dwarf pea, edible-pod pea, English pea, field pea, garden pea, green pea, jackbean, lima bean (green), moth bean, pea, pigeon pea, runner bean, snap bean, snow pea, southern pea, soybean (immature seed), sugar snap pea, sword bean, wax bean, yardlong bean, and plant parts of any legume vegetable that will be used as animal feed

Apply 4 to 5 oz of Rally 40WSP (EPA Reg. No. 62719-410) (1.6 to 2 oz ai myclobutanil) per acre, using ground or aerial equipment, in an adequate spray volume to achieve good coverage and canopy penetration. For aerial application, apply Rally 40WSP in a minimum spray volume of 10 gallons per acre. Begin applications when rust is first observed. Make subsequent applications at 7- to 10-day intervals if conditions remain favorable for disease development.

Environmental Hazards

Groundwater: This chemical demonstrates the properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

Surface water: This chemical can contaminate surface water through spray drift. Under some conditions, this chemical may also have a high potential for runoff into surface water (primarily via dissolution in runoff water) for several months post-application. These include poorly draining or wet soils with readily visible slopes toward adjacent surface waters, frequently flooded areas, areas overlaying extremely shallow groundwater, areas with in-field canals or ditches that drain to surface water, areas not separated from adjacent surface waters with vegetated filter strips, and areas overlaying tile drainage systems that drain to surface water.

Specific Use Restrictions:

- Do not allow worker entry into treated areas during the restricted-entry interval (REI) of 24 hours.
- Do not feed bean and pea forage and hay to livestock.

ACCEPTED

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NEW YORK STATE DEPARTMENT
OF ENVIRONMENTAL CONSERVATION
DIVISION OF SOLID & HAZARDOUS MATERIALS
PESTICIDE PRODUCT REGISTRATION

- **Preharvest Interval:** Do not apply within 28 days of harvest.
- **Do not** make more than two applications of myclobutanil-containing products to beans and peas per season.
- **Do not** apply more than 0.625 lb of Rally 40WSP (0.25 lb ai myclobutanil) per acre per crop.
- **Rotation Crops** – Fields treated with myclobutanil (Laredo[®], Nova[®] and Rally) can be rotated at any time to crops that are listed on a registered myclobutanil label immediately after the last treatment. Do not plant other crops within 30 days after the last application of a product containing myclobutanil.

Any adverse effects resulting from the use of Rally 40WSP under this quarantine exemption must be immediately reported to the New York State Department of Environmental Conservation.

[®]Trademark of Dow AgroSciences LLC

R182-017

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Accepted: 07/23/07

Replaces R182-007.