

FOCUS on South Plains Agriculture

Texas AgriLife Research and Extension Center at Lubbock
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Special Edition
Aldicarb new registration?
Comments needed by April 29th

Ag Logic LLC Seeking to Obtain Permanent Registration of Aldicarb: EPA Seeking Comment by April 29th.

The EPA has announced that Ag Logic LLC has submitted an application to register the active ingredient aldicarb (active ingredient in Temik) as a 15% pesticide in cotton, dry beans, peanuts, soybeans, sugar beets.

Currently, Temik was slated for a gradual discontinuation with sales ending in 2014 and use of all product in 2018. However, recent legal actions filed against Bayer to close the plant that manufactures the raw material to produce Temik resulted in a recent cessation, and permanent halt of Temik production.

The fact that Ag Logic has come forth in attempt to register an aldicarb product is good news for Texas cotton growers who rely heavily on aldicarb for control of nematodes and thrips. The EPA is requesting comments concerning support or opposition to the new registration. I strongly encourage you to visit the web site and submit your opinion regarding the value of aldicarb to our cotton production system. DLK

The EPA announcement is reprinted below.



EPA Document on aldicarb from the Federal Register (Released 4.6.2011)

A nicely formatted web version is available at

<http://www.federalregister.gov/articles/2011/03/30/2011-6978/pesticide-products-registration-applications#p-29>

[Federal Register: March 30, 2011 (Volume 76, Number 61)]

[Notices]

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From the Federal Register Online via GPO Access [wais.access.gpo.gov]

[DOCID:fr30mr11-52]

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2010-1021; FRL-8866-7]

Pesticide Products; Registration Applications

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has received an application to register a pesticide product containing the active ingredient aldicarb. Pursuant to the provisions of section 3(c)(4) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is hereby providing notice of receipt and opportunity to comment on this application.

DATES: Comments must be received on or before April 29, 2011.

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2010-1021, by one of the following methods:

Federal eRulemaking Portal: <http://www.regulations.gov>.

Follow the on-line instructions for submitting comments.

Mail: Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

Delivery: OPP Regulatory Public Docket (7502P), Environmental Protection Agency, Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. Deliveries are only accepted during the Docket Facility's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays).

Special arrangements should be made for deliveries of boxed information. The Docket Facility telephone number is (703) 305-5805.

Instructions: Direct your comments to docket ID number EPA-HQ-OPP-

2010-1021. EPA's policy is that all comments received will be included in the docket without change and may be made available on-line at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through regulations.gov or e-mail. The regulations.gov Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly

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to EPA without going through regulations.gov, your e-mail address will be automatically captured and included as part of the comment that is placed in the docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

Docket: All documents in the docket are listed in the docket index available at <http://www.regulations.gov>. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the OPP Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. The hours of operation of this Docket Facility are from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket Facility's telephone number is (703) 305-5805.

FOR FURTHER INFORMATION CONTACT: Kimberly Nesci, Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8059; e-mail address: nesci.kimberly@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

You may be potentially affected by this action if you are an

agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under FOR FURTHER INFORMATION CONTACT.

B. What should I consider as I prepare my comments for EPA?

1. Submitting CBI. Do not submit this information to EPA through [regulations.gov](https://www.regulations.gov) or e-mail. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. Tips for preparing your comments. When submitting comments, remember to:

- i. Identify the document by docket ID number and other identifying information (subject heading, Federal Register date and page number).
- ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- iv. Describe any assumptions and provide any technical information and/or data that you used.
- v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- vi. Provide specific examples to illustrate your concerns and suggest alternatives.
- vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- viii. Make sure to submit your comments by the comment period deadline identified.

II. Registration Applications

EPA has received an application to register a pesticide product containing the active ingredient aldicarb. On August 16, 2010, shortly before this application for registration was filed, EPA and Bayer, the only current registrant of aldicarb, concluded a Memorandum of Agreement in which all uses of aldicarb would be cancelled. Pursuant to the provisions of section 3(c) (4) of FIFRA, EPA is hereby providing notice of receipt of the application to reinstate registrations of aldicarb, and an opportunity to comment on this application. Notice of receipt of this application does not imply a decision by the Agency on this application.

File Symbol: 87895-R. Applicant: Ag Logic LLC, 121 S. Estes Drive, Suite 101, Chapel Hill, NC 27514. Product name: Memik 15G. Active ingredient: Insecticide aldicarb at 15.0%. Proposed classification/Use: Food uses on the following use sites: Cotton, dry beans, peanuts, soybeans, sugar beets, and sweet potatoes. Additional information: The proposed application rate for cotton grown in California for side dress and split application is higher than the currently approved use rate on cotton. The proposed rate is 2.1 lbs. aldicarb/acre while the currently approved rate is 1.05 lbs. aldicarb/acre. Further, in contrast to the terms and conditions of the current time-limited aldicarb registration held by Bayer Corporation, Ag Logic LLC is seeking to obtain permanent registration for the uses cited in this unit.

List of Subjects

Environmental protection, Pesticides and pest.

Dated: March 15, 2011.

Lois Rossi,
Director, Registration Division, Office of Pesticide Programs.
[FR Doc. 2011-6978 Filed 3-29-11; 8:45 am]
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