



Department of Pesticide Regulation

Aschbrenner / Bayer CropScience



Mary-Ann Warmerdam
Director

Arnold Schwarzenegger
Governor

November 29, 2005

PLEASE NOTE:
THIS REVISED, AMENDED LABEL REPLACES THE PREVIOUS LABEL.

ALL USERS SHOULD BE NOTIFIED AND GIVEN A COPY OF THIS LATEST LABEL.

TO: BUTTE, CONTRA COSTA, COLUSA, FRESNO, GLENN, MADERA, MERCED, SACRAMENTO, SAN JOAQUIN, SHASTA, SUTTER, TEHAMA, AND YUBA COUNTY AGRICULTURAL COMMISSIONER(S)

AMENDMENT TO SLN REGISTRATION #CA-970013, ALIETTE WDG FUNGICIDE (EPA REG. NO. 264-516)/ ALMONDS, KIWIS, PEACHES, PLUM, PRUNES, WALNUTS/ CROWN ROT, PHYTOPHTHORA; AMENDED BY REFLECTING NEW REGISTRATION NUMBER AND COMPANY NAME.

The above amended first-party special local need label was amended effective **November 29, 2005** and is on file as the "latest" registered label.

This registration will be valid until withdrawn, suspended, or canceled by the United States Environmental Protection Agency (USEPA), the manufacturer, the 24(c) registrant or the Department of Pesticide Regulation.

A copy of the amended SLN, (Section 24C) label is enclosed.

Sincerely,

John E. Inouye
Senior Pesticide Use Specialist
Registration Branch
(916) 324-3538

Enclosure

cc: SLN Processing Desk, USEPA (w/enclosure)
Ms. Linda Aschbrenner, Bayer CropScience (w/enclosure)

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SLN #CA-970013

REGISTRATION FOR SPECIAL LOCAL NEED
FOR DISTRIBUTION AND USE ONLY WITHIN CALIFORNIA

This Special Local Need Registration can only be used in situations here unusually heavy rains or flooding due to natural causes have created standing water in the listed orchard crops or created an environment that favors the development of phytophthora spp.

Trade Name: Aliette WDG Fungicide

EPA Reg. No.: 264-516

Firm Name: Bayer CropScience
Research Triangle Park
P.O. Box 12014
Research Triangle Park, NC 27709

DIRECTIONS FOR USE

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

Location: Butte, Contra Costa, Colusa, Fresno, Glenn, Madera, Merced, Sacramento, San Joaquin, Shasta, Sutter, Tehama, and Yuba.

Crop/Site/Commodity: Almonds, Kiwis, Peaches, Plums, Prunes, and Walnuts

Target Pest/Problems: Crown Rot/Aerial Phytophthora (*Phytophthora spp.*)

Dosage: Apply a foliar application rate of 2.5 to 5 pounds of product (2 to 4 pounds of a.i.) per acre. **Do not exceed 20 pounds of product (16 pounds of a.i.) per acre per year.**

Dilution Rate: Air: Apply in a minimum of 10 gallons of water/acre.
Ground: Apply in a minimum of 20 gallons of water/acre.

Method of Application: Air or Ground



Frequency/Timing of Application: Apply when disease symptoms appear, when conditions favor disease development. A total of four applications is permitted with 30 to 60 days between applications and a maximum application rate of 20 pounds of product (16 pounds of a.i.) per acre per year.

Restricted Entry Interval: 12 hours

Preharvest Interval: All fruit and nuts from treated trees must not be harvested for food or feed for one year following the date of the last application.

Other Requirements:

1. The agricultural commissioner, in the county where the crop to be treated is grown, must sign this SLN.

(Agricultural Commissioner) (Date)

2. Growers must inform their processor(s) of the intent to treat all or part of their affected crop(s) under this exemption. Processor(s) may require a buffer zone between treatment and harvest areas. Proof that the processor(s) have been notified in writing must be provided to the County Agricultural commissioner (CAC) prior to the use of this SLN.
3. All treated trees or blocks must be marked prior to treatment. The markings must remain identifiable through harvest of the untreated crop. A map must be submitted to the CAC's office identifying the treated trees or orchard blocks to be treated with Aliette WDG Fungicide.
4. Growers are required to notify the commissioner at least 24 hours before application. No pesticide application shall be made or continued when there is a reasonable possibility of drift onto harvest areas.
5. Growers are required to notify the CAC at least 24 hours prior to the start of harvest. This notification will allow the CAC to verify that treated crops are not harvested.
6. Growers must notify the CAC on the amount and location of their purchase of Aliette WDG Fungicide.

7. Treated fruits and nuts may be left on the trees/vines, left on the ground beneath the treated trees/vines, disced into the ground, buried on the property operator's property or taken to a disposal facility. The CAC shall be notified which method of disposal the grower intends to use when the permit is issued. Before fruit or nuts are moved from the treatment site to a burial site or for transport to a disposal facility the CAC shall be notified. The grower shall provide a receipt of disposition from the disposal facility to the CAC. The grower must maintain the receipts for 3 years.
8. If orchards that are to be treated are in standing water, the following criteria **must** be followed:
 - a. Growers shall be responsible for determining which orchards meet these criteria.
 - b. Water is standing and will not flow into lakes, streams, and ponds where fish and wildlife are likely to be affected. **Applications are not allowed if water is flowing off the intended application site.**
 - c. Standing water will not be pumped from the orchard after the application of Aliette WDG.
 - d. The CAC is to assure, insofar as possible, that the required conditions are met. The CAC shall use enforcement discretion in these situations.

Valid until withdrawn, suspended or cancelled by the United States Environmental Protection Agency (USEPA), the manufacturer, the 24(c) registrant, or the Department of Pesticide Regulation.

All applicable directions, restrictions, and precautions on the USEPA-registered label for Aliette WDG Fungicide (EPA Reg. No. 264-516) and this labeling are to be followed.

This labeling must be in the possession of the user at the time of pesticide application.

This does not constitute a recommendation of the Department of Pesticide Regulation and will not prevent quarantine action if illegal residues are found on or in the crop.

November 29, 2005

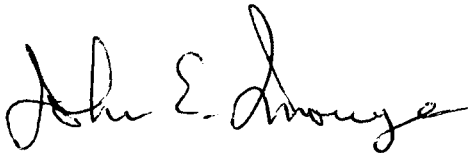
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Neither the Department nor the county agricultural commissioner, the manufacturer or formulator makes any warranty of merchantability, fitness of purpose, or otherwise, expressed or implied, concerning the use of a pesticide in accordance with these provisions. The user and/or grower acknowledge the preceding disclaimer and accept liability for any possible damage resulting from this use. Do not use in mixture with other pesticides unless provided for in labeling.

Trial on a small area to check out unanticipated problems is suggested.

24(c) Registrant: Sutter County
142 Garden Highway
Yuba City, California 95991
(530) 822-7503

USEPA SLN No.: CA-970013

A handwritten signature in black ink, appearing to read "John E. Inouye". The signature is written in a cursive style with a large initial "J" and "I".

John E. Inouye
Senior Pesticide Use Specialist
Registration Branch
(916) 324-3538