

US EPA ARCHIVE DOCUMENT

APR 28 1988

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Ms. Karen Shearer  
Associate Registration Manager  
Rhone Poulenc AG Company  
P.O. Box 12014, 2 T.W. Alexander Drive  
Research Triangle Park, NC 27709

Dear Ms. Shearer:

We have received correspondence from Rhone-Poulenc dated February 8, March 1, and March 14, 1988 in response to the Acifluorfen Data Call-In Notice dated August 25, 1987. You stated that there is an agreement in effect between Rhone-Poulenc Ag. Co. and BASF Corporation to jointly generate the small scale prospective study and the small scale retrospective study required by the August 25, 1987 Notice.

We agree that testing performed on either Tackle® or Blazer® will be applicable to other such products.

Your letter also states that the progress reports and the final reports will be submitted by Rhone-Poulenc. If the progress reports or the final reports are not submitted on time, you will be subject to a Notice of Intent to Suspend your products containing acifluorfen.

We have also received your letter of March 14, 1988 with which you submitted a revised protocol for a small scale prospective study. The letter contained a request for a time extension for the small scale retrospective study. The prospective study protocols are under review and we will inform you of the results of that review.

#### Small Scale Retrospective Study

The Agency has reviewed the protocol for the small scale retrospective study submitted by you on February 8, 1988. As discussed with you at that time, there is disagreement between the Agency and Rhone-Poulenc as to the frequency of ground-water monitoring samples, the number and locations of the sites to be used for the study and the duration of the study. Also, it will be necessary for you to submit sales and usage information

to the Agency for review. The Agency will review the data and, in conjunction with the registrant, make a careful and thoughtful selection of the sites for the study. The registrant should not select any sites nor begin the study until the Agency and the registrant agree on the number and location of sites to be used. Once general areas are selected for the study sites, based on usage information, actual sites can be selected within the chosen usage areas. Sites selected should adhere to the site selection criteria in the small scale retrospective groundwater monitoring study that is, sites with zero percent slopes, homogenous soil profiles without confining layers and water tables within 30 feet of the soil surface.

Monthly ground-water samples will be taken during the study. Sites selected should not be isolated research sites, but part of an active acifluorfen use area and the study duration will depend on the monitoring results. These concerns must be addressed in the revised retrospective study protocol to be submitted to the Agency. When it is received it will be reviewed and you will be notified of the results of the review. If we do not receive the revised protocol for the small scale retrospective study by May 30, 1988, you will be subject to receipt of a Notice of Intent to Suspend.

Because selections of the test locations need to be initiated in late February or early March, the Agency will extend the due date for the final report for the small scale retrospective study until April 1991.

#### Progress Reports

Progress reports on the prospective study and the retrospective study should be submitted to the Agency beginning in September 1988 and then every six months thereafter until the studies are submitted. A form to assist you in submitting your progress reports is included with this letter.

Rhone Poulenc is in compliance with the Acifluorfen Data Call In Notice and will continue to be as long as all progress reports and final reports are submitted on time.

Enclosed is a listing showing the status of all registered products containing acifluorfen.

The Office of Compliance Monitoring (OCM) of the Office of Pesticides and Toxic Substances (OPTS), EPA will be monitoring the data being generated in response to this letter.

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Therefore, if you respond to this letter by:

- committing to develop and/or submitting data;
- requesting a minor chemical exemption;
- presenting arguments that a data requirement is not applicable;
- submitting protocols or modifications to them; or
- requesting extensions in the due date for submitting final reports,

you must send the original of your response and supporting information (not copies of actual data) to:

Laboratory Data Integrity Program  
Office of Compliance Monitoring (EN-342)  
U.S. Environmental Protection Agency  
401 M Street, SW  
Washington, D.C. 20460

A copy of your response and the final reports on the studies should be sent to:

Geraldine W. Werdig, Chief  
Data Call-In Program  
Registration Division (TS-767)  
U.S. Environmental Protection Agency  
401 M Street, SW  
Washington, D.C. 20460

If you have any questions regarding this letter, please contact Betty Crompton (703-557-2558) or Geraldine Werdig (703-557-7436).

~~Sincerely yours,~~

Edwin F. Tinsworth, Director  
Registration Division

Enclosures: 90-Day Summary  
Progress Report Form

TS-767:B.Crompton:bc:3/3/88:557-2558:RM:728:disk:Bettyl  
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SUMMARY OF EPA'S DECISION ON RESPONSES FROM  
REGISTRANTS TO THE DATA CALL IN LETTER

Pesticide Chemical: ACIFLUOREN

Date of the Data Call In Letter: August 25, 1987

Company Name & Registration Numbers	End Use Exemption granted by EPA	Voluntary Cancellation received and being processed	Comments & Decisions
Chevron Chemical Co. Agricultural Chemical Div. 239-2509	x		
Rhone-Poulenc Inc. 359-708			Committed to generate data
AR87000300			" "
LA87000100			" "
MS87000300			" "
Rohm & Haas Co. 707-149 707-150 AL81002400			Transferred to 7969-79. " " 7969-80. Transferred to 7969 along with the above two pro- ducts.
AR80000900			" "
AR81000800			" "
AR81004603			" "
DE82000200			" "
MD80002700			" "
MD82000400			" "
MS81003200			" "
NC82001901			" "
NC83002201			" "
OK82000900			" "
TN81002100			" "
VA82002000			" "

FOOTNOTES used in this Summary.

1/ Voluntary termination by registrant of all uses of their product(s). Characteristically, this category represents decisions previously made by the registrant and this action represents a formal updating of the Agency's file on the products to reflect past decisions.

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Company Name & Registration Numbers	End Use Exemption granted by EPA	Voluntary Cancellation received and being processed	Comments & Decisions
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BASF Corp  
7969-076

Offered to share  
in the burden of  
generating the  
data.

- 7969-077
- 7969-079
- 7969-080
- AL81002400
- AR80000900
- AR81000800
- AR81004603
- DE82000200
- MD80002700
- MD82000400
- MS81003200
- NC82001901
- NC82002201
- TN81002100
- VA82002000

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FBC Chemicals Inc.

- AL81001703
- AR81004203
- NC82001403

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