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PESTICIDES Fax:904-488-8497 Aug 29 '96 11:11 P.02/03

31/OPP #34134 File Nemacur

Florida Department of Agriculture & Consumer Services
BOB CRAWFORD, Commissioner
The Capitol • Tallahassee, FL 32399-0800

FAX TO R. Kendall SERD. 8/29/96 DFH

3PP

Please Respond to:

August 20, 1996

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Ms. Karen S. Cain
Bayer Corporation
8400 Hawthorn Road
P.O. Box 4913
Kansas City, MO 64120-0013

SUBJECT: Nemacur® Mitigation Proposal

Dear Ms. Cain:

This letter will summarize the Department of Agriculture and Consumer Services' (DACS) position regarding Bayer's mitigation proposal for Nemacur®. I have added completion dates based on discussions at the June 10th meeting, our follow-up conference call, and comments received from other state agencies. If you note any discrepancies, or if the identified time frames are not practical, please contact me. By copy of this letter, I am asking that the Departments of Environmental Protection (DEP) and Health and Rehabilitative Services (HRS) do the same.

1. Bayer will amend the federal label for Nemacur® to read:

   "For use on citrus only in the counties of Brevard, Broward, Charlotte, Citrus, Collier, DeSoto, Glades, Hardee, Hendry, Hernando, Hillsborough, Indian River, Lee, Manatee, Marion, Martin, Okeechobee, Palm Beach, Pasco, Pinellas, Putnam, St, Lucie, Sarasota, Seminole, and Volusia."

2. Bayer will develop a process to "sticker" products that are currently in the channels of trade.

**Bayer will provide DACS with a implementation plan for items 1 and 2, including dates for completion, by September 20, 1996.**

3. Bayer will provide DACS with use information, by county, for different use patterns by August 30, 1996.



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4. Florida will complete its review of the remaining ground water data, including those from DEP that were not available in June (technical difficulties) by December 31, 1996. We (DACS) will discuss with Bayer any unresolved issues or data needs by January 31, 1997.

During our conference call, and again in our last phone conversation DACS discussed the possibility of Bayer providing modeling information to assist in addressing the leaching potential for fenamiphos on turf. Please let me know if you wish to pursue this, so that it may included in our review.

Again, I thank you for the timely response. Please contact me if you have any questions.

Sincerely,

Marion H. Fuller, DVM
Chief, Bureau of Pesticides

cc: Rich Budell
Dennis Howard
Charlie Clark
Windy Riotte
Dale Dubberly
Mary Williams, DEP
Roger Inman, DHRS
Estella Waldman, USEPA

Florida Department of Agriculture & Consumer Services
BOB CRAWFORD, Commissioner
The Capitol • Tallahassee, FL 32399-0800

Please Respond to:

# FAX TRANSMITTAL MEMO

DATE: August 28, 1996

TO: Mr. Ron Kendall

FAX #: 703/308-8773

PHONE #: 703/308-8068

FROM: Dennis F. Howard, Ph.D.
Scientific Evaluation Section
Bureau of Pesticides
3125 Conner Blvd.
Tallahassee, Florida 32399-1650

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# OF PAGES (INCLUDING COVER PAGE): 3

COMMENTS: