



**US Environmental Protection Agency
Office of Pesticide Programs**

Petition for Fluazinam

October 15, 2010



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SUBJECT: ATTENTION: MINOR USE – EXCLUSIVE USE REQUEST
 FLUAZINAM TECHNICAL (EPA REGISTRATION NUMBER 71512-8)
 OMEGA 500F (EPA REGISTRATION NUMBER 71512-1)

Dear Ms. Williams, Mr. Perlis, and Ms. Cimino,

ISK Biosciences Corporation (ISKBC, EPA Company Number 71512) is submitting this petition for the extension of the exclusive use period for Fluazinam under FIFRA section 3(c)(1)(F)(ii), and requests that EPA grant a 3 year extension for the Fluazinam data. Please find enclosed with this letter three (3) copies of the following:

- Petition: Application for Extension of the Exclusive Use Period for Fluazinam; and
- Compact Disc containing copies of all references reviewed for and cited in the above petition.

FIFRA section 3(c)(1)(F)(ii) provides for up to a 3 year extension of the exclusive use period for an active ingredient if it meets the qualifying criteria for 9 minor use crop registrations, obtained within the specified 7 year period following the initial registration. Omega 500F end use product (EPA Reg. No. 71512-1) containing fluazinam was registered on August 10, 2001, and Technical Fluazinam (EPA Reg. No. 71512-8) on March 5, 2003. On March 27, 2008, EPA amended the Omega 500F registration to add the following uses: Brassica (Cole) Leafy Vegetables (Crop Group 5), including Turnip Greens (Crop Group 2); Edible-podded legume vegetables subgroup (Crop Subgroup 6A except peas); Succulent shelled pea and bean subgroup (Crop Subgroup 6B

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except peas); Dried shelled pea and bean (except soybean) subgroup (Crop Subgroup 6C except peas); Bushberry subgroup (Crop Subgroup 13-07B); and Ginseng.

With this petition, ISKBC provides justification and evidence for more than 60 minor use crops in the above crop groups, approved during the 7 year period following the initial registration, and meeting at least one of the FIFRA criteria. The available data on these crops and crop groups were reviewed and analyzed and the eligibility of many more than 9 minor use crops were determined. The evidence and justification are detailed in the enclosed petition, and ISKBC believes that Fluazinam fully meets the statutory criteria to qualify for a 3 year exclusive use extension. The current exclusive use period for Fluazinam expires August 10, 2011. If EPA grants the requested extension, the new exclusive use period will expire August 10, 2014.

We appreciate EPA's efforts to implement this provision of FIFRA, and hope that the information provided in this petition is helpful to EPA's evaluation of the extension request. We look forward to working with the agency.

Please let us know if we can provide any further information and if you have any questions. I can be contacted by phone at (440)-357-4653, by fax at (440)-357-4661, or by e-mail at peplowskim@iskbc.com.

Sincerely,

ISK BIOSCIENCES CORPORATION



Michael A. Peplowski
Manager, Product Registrations
Enclosures

Cc: Lois Rossi, Director, Registration Division
Rick Tinsworth, Exponent