



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

A. Sterett Robertson
Regulatory Leader
Dow AgroSciences LLC
9330 Zionsville Road
Indianapolis, IN 46268-1054

Subject: Petition for Extension of the Exclusive Use Data Protection
Period for Spinosad, Tracer (EPA Reg. No. 62719-267)

Dear Mr. Sterett,

Dow AgroSciences LLC petitioned the Agency to extend the exclusive use period for spinosad for three years on September 19, 2003 under the minor use provisions of FIFRA section 3(c)(1)(F)(ii). Spinosad was first registered on February 14, 1997 for the pesticide Tracer (EPA Reg. No. 62719-267) which contained the new active ingredient spinosad. The original exclusive use period for spinosad expired on February 14, 2007. A three year extension of the exclusion use period would have set a new exclusive use expiration date for spinosad of February 14, 2010.

We apologize for the late response to your request and have determined that your petition to extend the exclusive use period for spinosad by three years would have qualified under the criteria set forth by FIFRA section 3(c)(1)(F)(ii), extending the exclusive use period to February 14, 2010.

Sincerely,
Lois Rossi, Director Registration Division

cc: Meredith Laws
Michele Knorr
Venus Eagle
Barbara Madden
Susan Lewis

