



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

Petition for Quinoxifen

July 2, 2008



308/ZE
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Attention: Cynthia Giles-Parker (7505P)
Mary Waller /PM-21 (7505P)

QUINTEC (AI: QUINOXYFEN)
EPA REGISTRATION NUMBER: 62719-375
EXCLUSIVE USE PROTECTION FOR MINOR CROP RESIDUE STUDIES FOR QUINTEC FUNGICIDE
REGISTRATIONS

Dow AgroSciences has submitted residue studies to the United States Environmental Protection Agency (USEPA) to support the establishment of quinoxifen tolerances on several minor crops for Quintec® (62719-375) registrations. With this letter, we are requesting exclusive use of residue data for minor crops submitted after the enactment of the Food Quality Protection Act of August 3, 1996. Under FQPA, **Title II – Minor Use Crop Protection**...., Subtitle A – Minor Use Crop Protection, Sec. 210 (b) Exclusive Use of Minor Use Pesticides (2) (ii) stating " *The period of exclusive data use provided under clause (i) shall be extended 1 additional year for each 3 minor uses registered after the date of enactment of this clause and within 7 years of the commencement of the exclusive use period, up to a total of 3 additional years for all minor uses registered by the administrator....*". As required by this section of FIFRA, we are also notifying the Administrator that the residue data cited in this letter pertains solely to the minor use tolerances that have been requested.

In addition, with this letter, we are requesting 10 years of exclusive use of residue data submitted after the enactment of the Food Quality Protection Act of August 3, 1996, as allowed under FIFRA 3(c) (1)(F)(vi). As required by this section of FIFRA, we are also notifying the Administrator that the residue data cited in this letter pertain solely to the minor use tolerances that have been requested.

According to FIFRA 3(c)(1)(F)(vi): " *With respect to data submitted after the date of enactment of this clause by an applicant or registrant to support an amendment adding a new use to an existing registration that does not retain any period of exclusive use, if such data relates solely to a minor use of a pesticide, such data shall not, without the written permission of the original data submitter, be considered by the Administrator to support an application for a minor use by another person during the period of 10 years following the date of submission of such data.*"

Therefore, Dow AgroSciences is requesting the additional protection for the 10 years of exclusive use protection for minor use studies which were developed solely to support an amendment to add new uses to the following existing quinoxifen registration:

Quintec – 62719-375

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The studies for which we request exclusive use were submitted to EPA, as follows:

45383001 D277466	Quinoxifen: Magnitude of the Residue on Hops - Petition 1E6302 (2001)
45383002 D285768	Quinoxifen: Magnitude of the Residue on Grape (Vol 3 of 3) - Petition 1E6302 (2001)
45703001 D285768	Quinoxifen: Magnitude of the Residue on Cherry (Vol 2 of 3) - Petition 1E6302 (2002)
45703002 D285768	Quinoxifen: Magnitude of the Residue on Cherry (Vol 3) - Petition 1E6302 (2002)
46053101	Quinoxifen: Magnitude of the Residue on Peppers (Bell & Non-Bell) - Petition 3E6755 (2005)
46611501	Quinoxifen: Magnitude of the Residue on Lettuce - Petition 5E6970 (2005)
46611502	Quinoxifen: Magnitude of the Residue on Strawberry - Petition 5E6970 (2005)
46612001	Quinoxifen: Magnitude of the Residue on Cantaloupe - Petition 5E6969 (2005)
47340601	Quinoxifen: Magnitude of the Residue on Plum - Petition 8E7325 (2007)
47340602	Quinoxifen: Magnitude of the Residue on Peach - Petition 8E7325 (2007)
47340603	Quinoxifen: Magnitude of the Residue on Winter Squash - Petition 8E7325 (2007)
47340604	Quinoxifen: Magnitude of the Residue on Artichoke - Petition 8E7325 (2007)