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Document Processing Desk **(PETN) REG-FEE)(E-SUB)**
Office of Pesticide Programs **(7504P)**
U.S. Environmental Protection Agency
2777 South Crystal Drive
Room S-4900, One Potomac Yard
Arlington, VA 22202-4501

Attention: Ms. Hope Johnson / Heather Garvie, Team 21

Subject: Petition Proposing a Cyprodinil Tolerance in or on Tree Nuts Crop Group 14-12; except almond, except pistachios

Inspire Super (EPA Reg. No. 100-1317)
Cyprodinil Technical (EPA Reg. No. 100-811)
Proposed PRIA Category R170: Additional Food Uses
Proposed PRIA Category M008: Request to Grant Exclusive Use

Dear Ms. Johnson / Ms. Garvie:

Syngenta Crop Protection, LLC herein submits a petition to propose a new tolerance for cyprodinil in or on Tree Nuts Crop Group 14-12, except almond, except pistachios as a result of a proposed new use for Inspire Super (EPA Reg. 100-1317) at a 14 day pre-harvest interval (PHI).

Minor Use Exclusive Use Qualification

“Under FIFRA § 3 (c)(1)(F)(vi), Syngenta respectfully requests EPA that the data submitted in support of the minor use registrations contained in this application are entitled to exclusive use protection for the period of 10 years from the date of submission. The exclusive use period for the pesticide cyprodinil has expired and the data pertaining to the minor use registration is eligible under FIFRA § 3 (c)(1)(F)(vi). Specifically, Syngenta considers the following minor crops to qualify under this Section: African nut-tree; beechnut; Brazil nut; Brazilian pine; bunya; bur oak; butternut; Cajou nut; candlenut; cashew; chestnut; chinquapin; coconut; coquito nut; dika nut; ginkgo; Guiana chestnut; hazelnut (filbert); heartnut; hickory nut; Japanese horse-chestnut; macadamia nut; mongongo nut; monkey-pot; monkey puzzle nut; Okari nut; Pachira nut; peach palm nut; pequi; Pili nut; pine nut; Sapucaia nut; tropical almond; walnut, black; walnut, English; and yellowhorn.

Under the provisions of FIFRA § 3 (c)(1)(F)(vi), Syngenta states, to the best of our knowledge that the exclusive use period for cyprodinil has expired. The original registration of cyprodinil was April 10, 1998, which is more than 10 years ago.”



The following representative data pertaining solely to the above minor use is eligible for the provisions of this paragraph:

Cyprodinil - Difenconazole/Cyprodinil EW (A16001A) – Magnitude of the Residues of Cyprodinil in or on Almonds and Pecans as Representative Commodities of Tree Nuts, Group 14, USA 2012, Final Report; MRID 49470603.

Fees for Services

In compliance with the Pesticide Registration Improvement Act III, Syngenta will pay the required pesticide registration fees for this action. Syngenta believes that this submission fits the following registration fee categories: R170 (additional new food use); and M008 (request to grant exclusive use of data) with the applicable fees of \$62,975.00 and \$1,575.00, respectively.

Enclosed are the following documents to support the application which is being filed as an electronic submission:

- Cover letter
- Transmittal Document
- Two (2) PRIA Prepayment Receipts
- Tolerance Petition for the active ingredient cyprodinil
- Notice of Filing for cyprodinil
- Three (3) Residue Chemistry Data Volumes: MRIDs 49470601-49470603
- Two (2) EPA Form 8570-1: Application for Pesticide Registration for Inspire Super (EPA Reg. No. 100-1317) and Cyprodinil Technical (EPA Reg. No. 100-811)
- PDF version of the label for the proposed end-use product: Inspire Super and Cyprodinil Technical
- Two (2) Form 8570-34: Certification with respect to Data Citation
- Two (2) sets of EPA Form 8570-35: Data Matrices Private and Public
 - One (1) technical active ingredient and one (1) for the proposed End-Use Product

If you have any questions or comments regarding this submission, please contact me at 336-632-2257 or by e-mail teresa.cox@syngenta.com or Stephanie Rutledge at 336-632-5970.

Sincerely,

Teresa S. Cox
Regulatory Product Manager
Regulatory Affairs Department
Syngenta Crop Protection, LLC

Enclosures