

March 15, 2002

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Bayer Corporation
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Phone: 816 242-2000

Attention: Lois Rossi
Special Review and Re-registration Division

Subject: Fenamiphos
EPA Chemical No. 100601
Nemacur Technical Nematicide-Insecticide, EPA Reg. No. 3125-269
Nemacur Concentrate Nematicide-Insecticide, EPA Reg. No. 3125-333
Nemacur 3, EPA Reg. No. 3125-283
Nemacur 15% Granular, EPA Reg. No. 3125-236
Nemacur 10% Turf and Ornamental Nematicide, EPA Reg. No. 3125-236

Dear Ms. Rossi:

Due to the escalating costs of defending fenamiphos relative to its limited use, Bayer requests voluntary cancellation of all uses of fenamiphos effective May 31, 2005. In addition, Bayer agrees that the FIFRA 6(f) provisions for a 180-day comment period can be waived.

This request for voluntary cancellation is based upon the following understanding:

1. This voluntary cancellation of all domestic uses of fenamiphos will be effective May 31, 2005 and is irrevocable.
2. The cancellation date will be the last date that Bayer can manufacture/sell/distribute fenamiphos. However, dealers will be able to continue to sell and users use the respective Nemacur products as long as they remain in the channels of trade, without limitation.
3. During this three-year phase out period, Bayer will continue to manufacture and sell Nemacur.
4. The Agency will calculate a cap for Nemacur production based on an average of Bayer's last five years of production data. These data will be submitted to the Agency soon.
5. All existing tolerances will be converted to import tolerances.
6. There will be no additional data requirements for fenamiphos except a developmental neurotoxicity (DNT) study to support import tolerances.
7. Bayer agrees to make the following label changes:
 - a. Changes proposed in our February 17, 2000 label amendments for Nemacur 3 and Nemacur 3 Turf (EPA Reg. No. 3125-283), Nemacur 15% Granular

Ms. Lois Rossi
March 15, 2002
Page 2

(EPA Reg. No. 3125-236), and Nema-cur 10% Turf and Ornamental Nematicide (EPA Reg. No. 2125-237).

- b. Changes to the Nema-cur 10% Turf and Ornamental Nematicide label for use on protea as stated in our October 29, 2001 e-mail to Tawanda Spears.

If you have any questions or need additional information, please contact Melvin Tolliver at (816) 242-2150.

Sincerely,
Bayer Corporation
Agriculture Division

Melvin H. Tolliver
for

Wayne C. Carlson
Vice-President Regulatory Affairs
Research and Development
WCC:MKT:gb