

Message

From: Daguillard, Robert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=BBE9682B940C4F2C90732E4D37355DD4-DAGUILLARD,]
Sent: 5/25/2018 5:45:54 PM
To: John Bray [Ex. 6]
CC: Press [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b293283291dc44e0b5d1c36be9281d8a-Press]
Subject: RE: John:,Your questions for EPA

John, thanks again. Still on background: We'll be referring you to the District of Columbia government for comment, as they'll best be able to explain their reasons for seeking the exemption.

Have a great holiday week-end.

Cheers, R.

Robert Daguillard
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Ex. 6

From: John Bray [mailto:Ex. 6]
Sent: Friday, May 25, 2018 1:10 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: Re: John:,Your questions for EPA

R,

Was there anything in your file where DC explained its reason for seeking the exception? Wouldn't the application need to explain in some detail the motivation? Or can they just say, we think ginkgo smells bad. Thanks. John

On Fri, May 25, 2018 at 11:51 AM, Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

Hullo John,

I just heard your voicemail just now. Let me know what you need. Email is probably easiest.

Cheers, R.

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Ex. 6

From: Daguillard, Robert
Sent: Friday, May 25, 2018 10:50 AM
To: 'John Bray' [mailto:] **Ex. 6**
Cc: Press <Press@epa.gov>
Subject: RE: John:,Your questions for EPA

John, again on background – meaning for attribution to U.S. EPA, please:

For EPA to provide a copy of DC's 24(c) registration application, the requestor would need to submit a request under the Freedom of Information Act. An alternative approach would be to ask DC's Department of Energy & Environment for a copy of their 24 (c) registration. Using the following link, the requestor can obtain a copy of the label for chlorpropham's use on ginkgo in DC.

Cheers, R.

Robert Daguillard

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Ex. 6

From: John Bray [mailto:] **Ex. 6**
Sent: Tuesday, May 22, 2018 7:03 AM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: Re: John:,Your questions for EPA

Hi Robert,

Thanks for the information. What do you mean by "background." Do have a link to the original application from D.C.?
Thanks. John

On Mon, May 21, 2018 at 1:48 PM, Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

John, on background, please:

1. What prompted the exception?

Chlorpropham is a pesticide registered with EPA under FIFRA section 3 as plant growth regulator to inhibit sprouting in stored potatoes. In addition, chlorpropham is registered under section 24(c) of FIFRA for use in Washington, DC, on ginkgo trees, to prevent fruiting that produces an unpleasant odor, and in California for use on field-grown Easter lilies to remove floral buds that are susceptible to *Botrytis* fungal infection. Section 24(c) of FIFRA provides that states (or the District of Columbia) can register a new pesticide product, or add a new use to an already-registered product (as is the case here), as long as there is a demonstrated "special local need." Washington, DC, demonstrated a special local need to use chlorpropham on ginkgo trees, and EPA concluded that the use did not pose a risk concern.

2. Who initiated the request for the use?

DC's Department of Energy & Environment submitted the 24 (c) registration.

3. How unusual are such exceptions?

24 (c) registrations are not unusual. More information on this type of registration is available at www.epa.gov/pesticide-registration/guidance-fifra-24c-registrations.

4. Why is it only Washington, D.C.?

As stated above, Washington, DC, demonstrated a special local need to use chlorpropham on ginkgo trees. According to FIFRA, "special local need" means an existing or imminent pest problem within a state for which the state lead agency has determined that an appropriate federally registered pesticide product is not sufficiently available.

5. Has any other city or region sought the exception?

No other state has submitted a 24 (c) registration for chlorpropham's use on ginkgo trees. However, as stated above, California has a 24(c) registration for the use of chlorpropham on field grown Easter lilies. Oregon also has an active 24(c) label for the same use. In addition, Idaho has an active 24(c) label for chlorpropham use in stored potatoes to inhibit sprouting.

6. Who has been monitoring the use of the agent in D.C. and its impact on the environment and effectiveness for the purpose intended, and what have been the results?

DC's Department of Energy & Environment and Department of Transportation are the best sources for this information. See <https://ddot.dc.gov/page/female-ginkgo-tree-removal-policy>. EPA conducted an ecological risk assessment for chlorpropham's registration review.

7. Is there any concern about impact on other trees from the spraying, such as impact on fruit trees in nearby gardens?

When used according to the label (see https://ddot.dc.gov/sites/default/files/dc/sites/ddot/publication/attachments/shield_ginkgo_fruit_spray_information.pdf), there are no risks of concern to other fruiting trees.

8. Can you send the link to the September 2017 risk assessment and the most recent documents about the status of review of the use?

All documents related to the chlorpropham registration review case can be found at www.regulations.gov/docket?D=EPA-HQ-OPP-2010-0923

Robert Daguillard

U.S. EPA

Office of Media Relations

Washington D.C.

Ex. 6

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