

Message

From: Schmid, Emily [Schmid.Emily@epa.gov]
Sent: 10/29/2020 6:50:31 PM
To: Garrison, Scott [Garrison.Scott@epa.gov]
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

Thanks Scott! I can't think of what that would be. I'll do a comparison of all three to see what shakes out.

From: Garrison, Scott <Garrison.Scott@epa.gov>
Sent: Thursday, October 29, 2020 1:14 PM
To: Schmid, Emily <Schmid.Emily@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

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Fyi, on the regions/HQ certification call just now, Region 4 noted that one of the registrations has different training requirements than the others. It was off topic, so I didn't follow up, but unless there was an intentional difference, you might want to look into that.

Scott Garrison
Pesticides and Toxic Substances Law Office (2333A)
Office of General Counsel
U.S. Environmental Protection Agency
202-564-4047
garrison.scott@epa.gov

From: Schmid, Emily <Schmid.Emily@epa.gov>
Sent: Thursday, October 29, 2020 12:32 PM
To: Garrison, Scott <Garrison.Scott@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

You should be really proud of the work you did. I don't know how you and Michele managed to get through all of the documents you did, especially with the level of scrutiny that was needed. I imagine you'll be trying to catch up on sleep for a long time!

Thanks again. It was a punch in the gut to find out I made that mistake but this made me feel a lot better.

From: Garrison, Scott <Garrison.Scott@epa.gov>
Sent: Wednesday, October 28, 2020 3:19 PM
To: Schmid, Emily <Schmid.Emily@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

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Under the circumstances, none of us should feel bad about the errors. We did what we could – indeed, more than we should. We asked for more time and were refused, so they get what they get.

I'm sure there will be things that will embarrass me later. Case in point, I think the HRM really raised the bar for future HRMs and I'm proud to have been a part of it. But even while reviewing it, I knew I'd also be embarrassed by the wording and organization of it. When the time comes to use that as the template for another HRM, I'd really like to rewrite that. But the odds are that will be some other PTSLO attorney, who will look at it and say what kind of lawyer agreed to this? Oh well...

Scott Garrison
Pesticides and Toxic Substances Law Office (2333A)
Office of General Counsel
U.S. Environmental Protection Agency
202-564-4047
garrison.scott@epa.gov

From: Schmid, Emily <Schmid.Emily@epa.gov>
Sent: Wednesday, October 28, 2020 3:04 PM
To: Garrison, Scott <Garrison.Scott@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

Thank you, Scott! This made me feel better about making an error.

From: Garrison, Scott <Garrison.Scott@epa.gov>
Sent: Wednesday, October 28, 2020 2:59 PM
To: Schmid, Emily <Schmid.Emily@epa.gov>; Knorr, Michele <knorr.michele@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>
Cc: Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

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That works. But one thing: Given the rush, there probably are other errors. Do you want to give them a few days to look at it closely and then send one correction notice, rather than possibly sending a series?

Scott Garrison
Pesticides and Toxic Substances Law Office (2333A)
Office of General Counsel
U.S. Environmental Protection Agency
202-564-4047
garrison.scott@epa.gov

From: Schmid, Emily <Schmid.Emily@epa.gov>
Sent: Wednesday, October 28, 2020 2:39 PM
To: Garrison, Scott <Garrison.Scott@epa.gov>; Knorr, Michele <knorr.michele@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>
Cc: Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

Thank you, Scott and Michele. I'm sorry for the error!

I put a quick letter together to see if this is what you were thinking.

From: Garrison, Scott <Garrison.Scott@epa.gov>
Sent: Wednesday, October 28, 2020 2:25 PM
To: Knorr, Michele <knorr.michele@epa.gov>; Schmid, Emily <Schmid.Emily@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>
Cc: Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

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Still the same problem and solution: Need a cover sheet identifying the change and a new registration notice, with copies to the registrant and in the docket.

Scott Garrison
Pesticides and Toxic Substances Law Office (2333A)
Office of General Counsel
U.S. Environmental Protection Agency
202-564-4047
garrison.scott@epa.gov

From: Knorr, Michele <knorr.michele@epa.gov>
Sent: Wednesday, October 28, 2020 2:23 PM
To: Schmid, Emily <Schmid.Emily@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>; Garrison, Scott <Garrison.Scott@epa.gov>
Cc: Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

But, the notice was signed yesterday and the new notice or letter will have today's date on it. So, let's figure out whether you need just a letter noting the mistake with today's date and yesterday's registration notice.

Michele L. Knorr, Attorney
Pesticides and Toxic Substances Law Office
Office of General Counsel
202-564-5631

From: Schmid, Emily <Schmid.Emily@epa.gov>
Sent: Wednesday, October 28, 2020 2:21 PM
To: Knorr, Michele <knorr.michele@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>; Garrison, Scott <Garrison.Scott@epa.gov>
Cc: Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

The label isn't up on PPLS yet so the problem is the copy in the docket.

From: Knorr, Michele <knorr.michele@epa.gov>
Sent: Wednesday, October 28, 2020 2:19 PM
To: Kenny, Daniel <Kenny.Dan@epa.gov>; Garrison, Scott <Garrison.Scott@epa.gov>

Cc: Schmid, Emily <Schmid.Emily@epa.gov>; Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: RE: XtendiMax (264-1210) Terms & Conditions Typo

I believe we had an issue last time with something similar. I think Ruben created a cover sheet to the correct revised notice and acknowledged the typo and that was put in PPLS and the docket.

Scott – you good with this?

Michele L. Knorr, Attorney
Pesticides and Toxic Substances Law Office
Office of General Counsel
202-564-5631

From: Kenny, Daniel <Kenny.Dan@epa.gov>
Sent: Wednesday, October 28, 2020 2:11 PM
To: Knorr, Michele <knorr.michele@epa.gov>; Garrison, Scott <Garrison.Scott@epa.gov>
Cc: Schmid, Emily <Schmid.Emily@epa.gov>; Echeverria, Marietta <Echeverria.Marietta@epa.gov>
Subject: FW: XtendiMax (264-1210) Terms & Conditions Typo

Well, this is unfortunate. Despite our best efforts to beat the clock and get everything perfect at the same time, we've got a typo in the expiration date for Bayer's registration notice. It probably happened when multiple copies were being passed around at the very end. Do you all have any advice as to the best way to correct it? A replacement Notice that acknowledges that it supersedes the previous due to a typo? A letter? Any suggestions would be welcome.

Thanks,
Dan

From: Steven Callen <steven.callen@bayer.com>
Sent: Wednesday, October 28, 2020 1:03 PM
To: Schmid, Emily <Schmid.Emily@epa.gov>
Cc: George Sabbagh <george.sabbagh@bayer.com>; Kenny, Daniel <Kenny.Dan@epa.gov>; BCSReg_Archive <esepamailbox@bayer.com>
Subject: XtendiMax (264-1210) Terms & Conditions Typo

Hi Emily,

Thanks to you and all the EPA team for your work on these dicamba registrations.

We noticed that on page 2 of the new Terms and Conditions for XtendiMax (264-1210) that there is a typo regarding the registration expiration. It indicates the expiration is December 20, 2020 rather than in 2025. Is it possible for this to be corrected? I highlighted the text in the attached file.

Thanks!

Sincerely,
Steven

Steven T. Callen, Ph.D.
Crop Protection Regulatory Manager
Broad Acre and Trait Uses

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Bayer U.S. – Crop Science
North America Crop Protection Regulatory Affairs
700 Chesterfield Parkway West
Mail Zone: FF4B
Chesterfield, MO 63017, USA
Tel: +1 (636) 737-1133
Cell: +1 (314) 302-9391
E-mail: steven.callen@bayer.com
Web: <http://www.bayer.com>

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