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**To:** Laura Speare <ls@rb2.swrcb.ca.gov>  
**Date:** 1/4/05 10:21AM  
**Subject:** UPC: Diazinon Buy-back program--a few details

For the UPC,

Diazinon urban products should not be available for sale any more. As mentioned in previous UPC e-mails, the manufacturer buy-back program appears to be the best way for retailers to dispose of unsold product.

Our U.S. EPA contacts have confirmed that manufacturers have promised to reimburse retailers and distributors that still have unsold products for both the price they paid for the product \*and\* the cost of shipping it back to the manufacturer.

Information about the buy-back program is supposed to be distributed from manufacturers to retailers via their pesticide distributors.

Please encourage retailers with questions to hold onto their unsold diazinon inventory and to contact their distributors. I've attached a few key points from U.S. EPA on the buy-back program below.

Kelly Moran  
TDC Environmental

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The Product Recovery Program (Buy-Back program) applies only to outdoor non-ag manufactured use products.

The Registrant will pay for the price of the product plus the cost to ship the product to a location designated by the Registrant.

Each Registrant must arrange to take delivery of "Diazinon Inventory" as soon as commercially practicable after December 31, 2004.

The Registrant must take delivery of the "Diazinon Inventory" within 45 days after notification from any retailer or formulator holding Diazinon Inventory.

Each Registrant has the obligation in perpetuity to repurchase any DI not already repurchased by March 31, 2005.

Each Registrant shall provide at the time of each purchase notification of the relevant terms and dates of the Product Recovery Program...to anyone who directly purchases its New Outdoor Non-Ag MUP, each registrant must require purchaser's distributors and or retail establishments as applicable, notice of the terms and dates of the Product Recovery Program.

Responsibility for ensuring (enforcing) the conditions of the program is not known (it is not specified in the U.S. EPA-manufacturer memorandum of agreement).

