







# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Mr. James L Kunstman, Ph.D PBI/Gordon Corporation Post Office Box 014090 Kansas City, Missouri 64101

MAY 7 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated April 14, 2010 for:

EPA Registration 2217-824 3-D Brush Killer

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on <u>nonrefillable</u> containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P) Office of Pesticide Programs

Please read instructions on re	everse before completing form.		Form Ap	proven. Oivi	B NO. 2070-	0060. Approval Expires 2-28-95
<b>⊕</b> EPA	United Sta Environmental Prot Washington, D0	ection A	gency		gistration nendment ner	ļ
	Application	on for Pe	esticide - Sec	tion I		
1. Company/Product Numb			2. EPA Product Ma		ıe	3. Proposed Classification
4. Company/Product (Nam 3-	ne) D Brush Killer		PM# Product Man			X None Restricted
<ol> <li>Name and Address of A PBI/Gordon Corporati Post Office Box 0140 Kansas City, Missouri</li> </ol>	90		•	s similar or	identical in	
Check if thi	s is a new address					<del></del>
		Secti	on – II	···		
Amendment - Explain Resubmission in respo	onse to Agency letter dated		Final printed Agency lette "Me Too" Al Other - Exp	pplication.	NOTI	FICATION - 7 2010
Explanation: Use additional page(s) if necessary. (For section I and Section II.)						
Labeling notification per Pesticide Registration Notice (PRN) 2007-4.  Please refer to cover letter for details and certification statement.						
		0		e-mail to jku	nstman@pb	<u>igordon.com</u> FAX: 816-421-2731
Material This Product Will	Po Bookaged In:	Section	on – III	<del></del>		
Child-Resistant Packaging	Unit Packaging	Water	ioluble Packaging	2. Tv	pe of Contai	ner
					Metal	
Yes*	Yes	Ye			Plastic	
No	No No	⊠ No	1		Glass	
* Certification must be submitted	If "Yes" No. per Unit Packaging wgt. container	If "Yes" Package	No. per e wgt. Container		Paper Other (Sp	ecify)
3. Location of Net Contents In	1 nint	etail Containe	and 1 gallon	5. Location	of Label Dir	
Label Conta	mier	, ., ,	<b></b>			npanying product
6. Manner in Which Label is Affixed to Product  Lithograph  Paper glued  Stenciled						
		Section	on – IV			
1. Contact Point (Complete ite	ems directly below for identification o	f individual to	be contacted, if nece	essary, to pro	cess this ap	plication.)
Name James L. K	(unstman, Ph.D.	Title Dire	ctor of Regulator	y Services		ohone No. (Include Area Code) 816-460-6292
I acknowledge that any k both under applicable lav	Certificants I have made on this form and all a consingly false or misleading statement.	attachments t				<del>~-</del>
2. Signature			or of Regulatory	Services	و د د د د د د د	e [
4. Typed Name		5. Date				6
	unstman, Ph.D.	1	April 20, 2010			



An Employee-Owned Company

1217 WEST 12TH STREET • P.O. BOX 014090 KANSAS CITY, MISSOURI 64101-0090 816-421-4070 • 1-800-821-7925 FAX: 816-474-0462

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April 20 2010

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

Attn: Kathyrn V. Montague, PM-23

Dear Ms. Montague:

Subject: Labeling notification according to Pesticide Registration Notices (PRN) 2007-4.
3-D Brush Killer (EPA Reg. No. 2217-824)

### I. Labeling notification per Pesticide Registration Notice (PRN) 2007-4:

 We ask to revise the disposal instructions and to adopt the exact language of Pesticide Registration Notice (PRN) 2007-4, Labeling Revisions Required by the Final Rule "Pesticide Management and Disposal: Standards for Pesticide Containers and Containment."

Please refer to page 9 of the draft labeling.

2. Certification: This notification is consistent with the guidance PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to the EPA. I further understand that if this amended labeling is not consistent with the terms of 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under Section 12 and 14 of FIFRA.

#### II. Enclosures:

- 1. Application for Pesticide Amendment (EPA Form 8570-1)
- 2. Certification with Respect to Label Integrity, and CD containing PDF copy of proposed label.
- 3. One (1) copy of the draft labeling with annotations
- 4. One (1) copy of the draft labeling without notations.

If you have any questions, please call me at 816-460-6292 or contact me at jkunstman@pbigordon.com.

Sincerely,

James L. Kunstman, Ph.D.

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Director of Regulatory Services

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# **3-D BRUSH KILLER**

### NOTIFICATION

# EPA Reg. No. 2217-824

MAY - 7 2010

### ACTIVE INGREDIENT:

2,4-D, 2-ethylhexyl ester	9.74%
2,4-DP-p, 2-ethylhexyl ester	4.78%
Dicamba	
INERT INGREDIENTS:	83.83%
TOTAL	

#### THIS PRODUCT CONTAINS:

0.49 lb 2,4-dichlorophenoxyacetic acid equivalent per gallon or 6.46%

0.24 lb (+)-R-2-(2,4-dichlorophenoxy) propionic acid equivalent per gallon or 3.23%

0.12 lb 3,6-dichloro-o-anisic acid equivalent per gallon or 1.65%

Contains petroleum distillates.

Isomer Specific by AOAC Method

#### KEEP OUT OF REACH OF CHILDREN

## **WARNING - AVISO**

STOP! READ THE ENTIRE LABEL FIRST. OBSERVE ALL PRECAUTIONS AND FOLLOW DIRECTIONS CAREFULLY.

## PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

**WARNING:** Causes substantial but temporary eye injury. Causes skin irritation. Harmful if swallowed or if absorbed through the skin. Do not get in eyes or on clothing. Avoid contact with skin.

#### Personal Protective Equipment (PPE)

Some materials that are chemical resistant to this product are barrier laminate, nitrile rubber, neoprene rubber, or Viton. If you want more options, follow the instructions for category E on an EPA chemical resistance category selection chart.

All mixers, loaders, applicators, and other handlers must wear:

- · coveralls over short-sleeved shirt and short pants,
- · chemical-resistant gloves,
- · chemical-resistant footwear plus socks,
- · chemical-resistant apron for when mixing, loading, or cleaning equipment,
- chemical-resistant headgear for overhead exposure, and
- · goggles or faceshield.

#### **User Safety Requirements**

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables cause, use detergent and hot water. Keep and wash PPE separately from other laundry.



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#### **User Safety Recommendations**

- Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. If pesticide gets on skin, wash immediately with soap and water.
- Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

First Aid	
If in eyes:	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
If on skin or clothing:	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15 - 20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
if swallowed:	<ul> <li>Immediately call a poison control center or doctor.</li> <li>Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>Do not give any liquid to the person. Do not give anything by mouth to an unconscious person.</li> </ul>
If inhaled:	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-877-800-5556 for emergency medical treatment advice.

Note to Physician: Contains petroleum distillates - vomiting may cause aspiration pneumonia.

#### **Environmental Hazards**

This pesticide is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark except as noted on appropriate labels. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash waters or rinsate.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater.

#### **Physical or Chemical Hazards**

Combustible. Do not use or store near heat or open flame.

## **DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

#### **GENERAL PRECAUTIONS AND RESTRICTIONS:**

- . Do not enter or allow people (or pets) to enter the treated area until sprays have dried.
- Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

#### **GENERAL INFORMATION:**

This herbicide is intended for spot treatments for the control of broadleaf weeds, vines, and woody plants in noncropland areas. Spot treatments include foliar applications and cut surface-stump applications. This product controls or suppresses the following brush along fencelines, along walkways, on vacant lots, on parking areas, and on farm premises, around rocks and fringe areas, and around outbuildings, patios, houses, mobile homes, and areas associated with household or home life.

BRUSH CONTROLL	ED:		
Alder	Buckbrush	Hackberry	Shortleaf pine
Ash	Cedar	Honey locust	Spruce
Aspen	Cherry	Honeysuckle	Sumac
Birch	Common sassafras	Kudzu	Sycamore
Blackberry	Cottonwood	Multiflora rose	Trumpetcreeper
Black cherry	Dogwood	Oak	Wild plum
Black locust	Elm	Pine	Willow
Boxelder	Gooseberry	Poplar	
WEEDS CONTROLL	ED:		
Bedstraw	Healall	Oxalis	Speedwell
Bindweed	Henbit	Peppergrass	Spurge
Black medic	Jimsonweed	Pigweed	Sunflower
Buckhorn	Knotweed	Plantain	Thistles
Burdock	Kochia	Poison ivy	Trumpet vine
Chicory	Lambsquarters	Poison oak	Velvetleaf
Chickweed	Lespedeza	Purslane	Wild carrot
Clover	Mallow	Ragweed	Wild garlic
Cocklebur	Morningglory	Sheep sorrel	Wild lettuce
Dandelion	Mustard	Shepherdspurse	Wild onion
Dock	Nettle	Smartweed	Yarrow
Ground ivy			

### **Spray Drift Management**

A variety of factors including weather conditions (e.g., wind direction, wind speed, temperature, relative humidity) and method of ground application can influence pesticide drift. The applicator must evaluate all factors and make appropriate adjustments when applying this product.

#### **Droplet Size**

When applying sprays that contain 2,4-D as the sole active ingredient, or when applying sprays that contain 2,4-D mixed with active ingredients that require a Coarse or coarser spray, apply only as a Coarse or coarser spray (ASAE standard 572) or a volume mean diameter of 385 microns or greater for spinning atomizer nozzles.

When applying sprays that contain 2,4-D mixed with other active ingredients that require a Medium or more fine spray, apply only as a Medium or coarser spray (ASAE standard 572) or a volume mean coarser spray diameter of 300 microns or greater for spinning atomizer nozzles.

#### Wind Speed

Do not apply at wind speeds greater than 10 mph. Only apply this product if the wind direction favors ontarget deposition and there are not sensitive areas (including, but not limited to, residential areas, bodies of water, known habitat for nontarget species, nontarget crops) within 250 feet downwinde disapplying a composition of the treated field.

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#### Temperature Inversions

If applying at wind speeds less than 3 mph, the applicator must determine if: a) conditions of temperature inversion exist, or b) stable atmospheric conditions exist at or below nozzle height. Do not make applications into areas of temperature inversions or stable atmospheric conditions.

#### Susceptible Plants

Do not apply under circumstances where spray drift may occur to food, forage, or other plantings that might be damaged or crops thereof rendered unfit for sale, use or consumption. Susceptible crops include, but are not limited to, cotton, okra, flowers, grapes (in growing stage), fruit trees (foliage), soybeans (vegetative stage), ornamentals, sunflowers, tomatoes, beans, and other vegetables, or tobacco. Small amounts of spray drift that might not be visible may injure susceptible broadleaf plants.

#### Other State and Local Requirements

Applicators must follow all state and local pesticide drift requirements regarding application of 2,4-D herbicides. Where states have more stringent regulations, they must be observed.

2,4-D esters may volatilize during conditions of low humidity and high temperatures. Do not apply during conditions of low humidity and high temperatures.

#### Equipment

All ground application equipment must be properly maintained and calibrated using appropriate carriers or surrogates. Additional requirements for ground boom application: Do not apply with a nozzle height greater than 4 feet above the crop canopy. Aerial application is prohibited.

#### **FOLIAR TREATMENTS:**

Foliar applications for mixed brush are effective from full leaf stage in the spring until leaf drop in the fall. For the best results, make applications during warm weather when the brush and broadleaf weeds are actively growing. Reduced performance may result with fall treatments following a frost.

#### DIRECTIONS, RESTRICTIONS AND LIMITATIONS FOR USE IN NON-CROPLAND

Applications to non-cropland areas are not applicable to treatment of commercial timber or other plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes.

**Broadcast applications to annual and perennial weeds:** Apply to emerged weeds. For best results, treat when weeds are young and actively growing.

The maximum application rate to general noncropland sites is 4.0 gallons of product (2.0 lb 2,4-D ae) per acre per application per site. When multiple applications of up to 4.0 gallons of product (2.0 lb 2,4-D ae) per acre are utilized to reach the maximum seasonal use rate, do not make a repeat application within 30 days of the previous application.

Minimum spray volume: Use 2 or more gallons of spray solution per acre. Number of applications: Limited to 2 applications per year.

Broadcast applications to woody plants: Apply to trees and brush when foliage is fully expanded and plants are actively growing.

Up to 8.0 gallons of product per acre (4.0 lb 2,4-D ae per acre) may be applied in a single application to rights-of-way, including electrical power lines, communication lines, pipelines, highways and railroads that intersect wooded areas or stands of trees, brush and woody plants. The maximum noncropland especial application rate for tree, brush and woody plant control is 8.0 gallons of product per acre per application per site.

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Target species	Application schedule	Maximum application rate, Gallons of product per acre	Maximum application rate, Pounds of acid equivalent per acre per application	Maximum number of applications per year	Minimum days between applications	Minimum spray volume, gallons per acre
Annual and perennial weeds	Broadcast	4.0 gal/A	2.0 #/A	2	30 days	2
Woody plants	Broadcast and high volume foliar	8.0 gal/A	4.0 #/A	1	NA	See Tables 1-2.

#### High volume foliar applications (100 to 400 gallons per acre):

Apply 2.0 to 8.0 gallons of product per acre with adequate water or apply a 2.0 to 8.0% vol/vol spray solution as a full cover spray with high volume equipment. Use the lower spray concentrations in the range for susceptible species and use the higher spray concentrations within the range for hard-to-control species, for mature plants during the late summer or under adverse environmental conditions (e.g. drought).

Spray broadleaf weeds, woody plants or mixed brush uniformly and thoroughly by wetting all leaves, stems, bark and root collars. The total volume of spray solution required for adequate coverage of solid stands of mixed brush can range from 100 to 400 gallons of spray solution per treated acre. The spray preparation chart for applications on a spray-to-wet basis is shown below in Table 1.

Spray solution per acre, Gallons  Amount of Product Needed for Spray Concentration of				
	2.0%	2.7%	4.0%	8.0%
100	2.0 gal.	2.66 gal.	4.0 gal.	8.0 gal.
200	4.0 gal.	5.34 gal.	8.0 gal.	
300	6.0 gal.	8.0 gal.		
400	8.0 gal.			

The maximum seasonal application rate for trees, brush and woody plant control is 8.0 gallons of product (4.0 lb. 2,4-D ae) per acre per application per site.

For Backpack Sprayers, Knapsack Sprayers, And Hand-pressurized Pump Sprayers

Gallons Of Water	Amour	nt Of Product Needed for	Spray Concentration	of :
	2.0%	2.7 %	4.0 %	8.0 %
1	5 tablespoons	7 tablespoons	5 fl.oz.	10 fl.oz.
2	5 fl.oz.	7 fl.oz.	10 fl.oz.	20 fl.qz <sup>c, c, c</sup>
3	8 fl.oz.	10 fl.oz.	15 fl.oz.	30 fl.oz. 000

# Individual Plant Treatments: CUT SURFACE-STUMP TREATMENTS:

The cut surface treatment is appropriate for tree stumps with diameters larger than 3 to 4 inches. Cut surface treatments are effective throughout the year except when snow, ice, or water prevents complete spray coverage.

The whole stump should be sprayed with this product soon after the trees are cut. Apply this product to the fresh cut stumps. Spray thoroughly the cut surfaces, bark, and the exposed roots. Treat the entire circumference of the tree stump. Backpack, knapsack, and hand operated sprayers are suitable equipment.

Mix 20 fl.oz. of product with 1 gallon of mineral oil, kerosene, diesel oil (No. 1 or No. 2 fuel oil), or modified vegetable oil, or water. Results may vary if water is used. Refer to Table 3 below for additional instructions for spray preparations.

Spray solution,	<i>A</i>	Amounts of product require	d:
Gallons	fl.oz.	pints	cups
1.0	20	1.25	2.5
1.6	32	2	4

# DIRECTIONS FOR ORNAMENTAL LAWNS AND TURF: WHERE TO USE:

3-D Brush Killer controls broadleaf weeds commonly found in cool season and warm season turfgrass in residential/domestic areas. Established turf of bermudagrass, Kentucky bluegrass, fescue spp., perennial ryegrass, and zoysiagrass may be treated. Residential/domestic areas include turfgrass established around residences, apartment complexes, condominiums, vacant lots, or areas associated with households.

The best control of weeds will be obtained from spring or fall applications when the weeds are actively growing. However, this product is effective anytime during the growing season. Refer to the partial list of broadleaf weeds controlled by 3-D Brush Killer.

WEEDS CONTROL	LED		
Bedstraw	Dollarweed	Pepperweed	Speedwell
Black medic	Ground ivy	Pigweed	Spurge
Buckhorn	Healall	Plantain	Wild carrot
Burdock	Henbit	Poison ivy	Wild garlic
Chicory	Knotweed	Poison oak	Wild lettuce
Chickweed	Lambsquarters	Purslane	Wild onion
Clover	Lespedeza	Ragweed	Yarrow and other broadleaf
Dandelion	Mallow	Sheep sorrel	weeds in lawns and turf.
Dock	Morningglory	Shepherdspurse	

#### **HOW TO USE:**

Broadcast Treatments For Bermudagrass, Kentucky Bluegrass, Fescue spp., Perennial Ryegrass, and Zoysiagrass:

Hose end sprayers, backpack sprayers, tank sprayers, and hand operated sprayers are suitable for broadcast applications. Spray when the broadleaf weeds are small and actively growing.

Do not apply during periods of stress from drought, insects, or other herbicides. Avoid applications when temperatures are below 55°F and above 85°F. Do not apply this product to warm season turfgrass during spring green-up which is the transition period between dormancy and active growth. Treated areas gray be reseeded 3 to 4 weeks after application.

The rate directions are presented as follows:

	Treated Area (Square Feet) for:			
Turfgrass	3-D Brush Killer	1 quart	2 quarts	1 gallon
Kentucky bluegrass, fescue spp., perennial ryegrass, bermudagrass, and zoysiagrass	3 to 4 fl.ozs./1000 sq.ft.	8,000 to 10,700 sq.ft.	16,000 to 21,300 sq.ft.	32,000 to 42,700 sq.ft.

Use the higher rates for applications to dormant warm season turfgrass to control perennials such as wild onion and wild garlic.

#### Limitations on broadcast treatments for ornamental turfgrass:

The maximum application rate is 4.0 fl.oz. of product per 1,000 sq.ft, per application (0.67 lb 2,4-D ae, 0.33 lb 2.4-DP-p ae, and 0.16 lb dicamba ae per acre per application). The maximum number of broadcast applications is limited to 2 per year with a minimum of 30 days between applications. The maximum seasonal rate is 8.0 fl.oz. of product per 1,000 sq.ft. (1.34 lb 2,4-D ae, 0.66 lb 2,4-DP-p ae, and 0.32 lb dicamba ae per acre per year).

For Backpack Sprayers, Knapsack Sprayers, Hand Operated Sprayers, And Other Tank Sprayers: Use 3.0 to 4.0 fluid ounces (6 to 8 tablespoons) of product per 1,000 square feet of lawn. Spray volumes of 2.0 gallons per 1,000 square feet are recommended. Adjust the sprayer nozzle to deliver a coarse spray and apply uniformly.

#### For Hose End Sprayers Without Dilution or Premixing:

Measure 3.0 to 4.0 fluid ounces (6 to 8 tablespoons) of product per 1,000 square feet into the sprayer jar. Do not add water. Attach the sprayer head to the jar and refer to the dilution rate presented in the instructions for the sprayer. Set the metering dial or pointer to the recommended setting of tablespoons per gallon. Attach the garden hose and apply uniformly.

#### For Hose End Sprayers With Dilution or Premixing:

Measure 3.0 to 4.0 fluid ounces (6 to 8 tablespoons) of product per 1,000 square feet into the sprayer jar. Add (Fill with) water to the appropriate gallon mark on the jar. Attach the sprayer head to the jar. Attach the garden hose and apply uniformly.

### Spot Treatments For Bermudagrass, Kentucky Bluegrass, Fescue spp., Perennial Ryegrass, and Zoysiagrass:

Spot treatments may be appropriate for sparse weed infestations or as a follow-up treatment for dense weed infestations. Mix 2.0 to 3.0 fluid ounces of product per 1.0 gallon of water. Use for backpack sprayers, knapsack sprayers, hand operated sprayers, and other tank sprayers. Do not use a hose end sprayer for spot treatments.

#### Limitations on spot treatments for ornamental turforass:

Spot treatment is defined as a treatment area no greater than 1,000 sq.ft. per acre. The maximum application rate is 3.0 fl.oz. per 1,000 sq.ft. per application (0.25 lb 2,4-DP-p acid equivalent per acre). The maximum number of spot treatments is limited to 2 per year with a minimum of 30 days between applications. 6666

#### **APPLICATION DIRECTIONS AND ADVISORIES:**

1. Do not apply this product to carpetgrass, dichondra, ornamentals, St. Augustinegrass, centipedegrass, buffalograss, or bentgrass lawns containing desirable clovers.

Do not apply this product immediately before rainfall or irrigation. Also, rainfall or irrigation within 24 hours after application may reduce the effectiveness. Do not irrigate or water the turfgrass within c 24 hours after application. 000000

3. Treated areas of common bermudagrass, Kentucky bluegrass, perennial ryegrass, and fescue sce. may be reseeded 3 to 4 weeks after application.

Do not spray roots of trees and ornamentals.

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Use of this product in certain portions of California, Oregon, and Washington is subject to the January 22, 2004 Order for injunctive relief in *Washington Toxics Coalition*, et. al. v, EPA, C01-0132C, (W.D. WA). For further information, please refer to http://www.epa.gov/espp/.

#### STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

PESTICIDE STORAGE: Store in original container in a storage area inaccessible to children.

**PESTICIDE DISPOSAL:** Securely wrap original container in several layers of newspaper and discard in trash. Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

[Plastic Containers – Nonrefillable with capacities equal to or less than 5 gallon:] CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Triple rinse [or pressure rinse] container (or equivalent) promptly after emptying.

Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

OR

Pressure rinse as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Then offer for recycling, if available, or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning If burned, stay out of smoke.

## LIMITED WARRANTY AND DISCLAIMER

FOR USE ONLY AS DIRECTED. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE HEREBY EXPRESSLY DISCLAIMED. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO CASE SHALL THE MANUFACTURER BE LIABLE FOR INCIDENTIAL, CONSEQUENTIAL, OR SPECIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. If these terms are not acceptable, return this product unopened immediately to the point of purchase, and the purchase price will be refunded in full. The terms of this LIMITED WARRANTY AND DISCLAIMER cannot be varied by any written or verbal statements or agreements at the point of sale, or elsewhere.

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## **APPENDIX**

- 1. Statements which may appear on different label components depending on packaging configuration.
  - See next panel for additional Precautionary Statements and First Aid
  - Net Contents: \_\_\_\_EPA Est. No. \_\_\_\_
- 2. Advertising claims that may be presented on container labeling, advertisements, brochures, and other marketing/sales promotional materials:
  - A Brush and Broadleaf Herbicide for Noncropland and Turf
  - Controls Ash, Aspen, Kudzu, Oak, Willows, Dandelion, Chickweed, Knotweed, Plantains, Henbit, Spurge and many other species of brush and broadleaf weeds.
  - Controls Multiflora Rose, Cedars, Locusts, Poison Oak and Poison Ivy, Honeysuckle, Thistles, Kochia, Kudzu, and many other trees, vines and broadleaf weeds.
  - · This product is fast acting.
  - Contains Trimec® herbicide.
  - · Kills the roots
  - · Kills woody plants
  - · Kills wild onions and wild garlic
  - Controls (Number) weeds! (Listing of weeds may include the following) See next page.

#### 3. Trademark acknowledgements

• TRIMEC® is a registered trademark of PBI/Gordon Corporation

(Listing of weeds may include the following)

WEEDS				
Annual yellow sweetclover	Cockle	Musk thistle	Spiny amaranth	
Aster	Cocklebur	Mustard	Spiny cocklebur	
Austrian fieldcress	Common mullein	Narrowleaf plantain	Spiny sowthistle	
Bedstraw	Creeping jenny	Narrowleaf vetch	Spotted catsear	
Beggarticks	Cudweed	Nettle	Spotted spurge	
Betony, Florida	Curly dock	Orange hawkweed	Spurweed	
Bindweed, field	Daisy, English	Oriental cocklebur	Stinging nettle	
Bird vetch	Daisy fleabane	Oxalis	Strawberry, India mock	
Bitter wintercress	Daisy, oxeye	Parsley-piert	Tall nettle	
Bittercress, hairy	Dandelion	Parsnip	Tall vervain	
Bitterweed	Dichondra	Pearlwort	Tansy ragwort	
Black-eyed Susan	Dogbane	Pennycress	Tansy mustard	
Black medic	Dogfennel	Pennywort	Tanweed	
Black mustard	Dollarweed	Peppergrass	Thistle	
Blackseed plantain	Elderberry	Pepperweed	Trailing crownvetch	
Blessed thistle	False dandelion	Pigweed	Tumble mustard	
Bloodflower milkweed	False flax	Pineywoods bedstraw	Tumble pigweed	
Blue lettuce	False sunflower	Plains coreopsis (tickseed)	Velvetleaf	
Blue vervain	Fiddleneck	Plantain	Venice mallow	
Bracted plantain	Florida pusley	Poison ivy	Virginia buttonweed	
Brassbuttons	Frenchweed	Poison oak	Virginia creeper	
Bristly oxtongue	Galinsoga	Pokeweed	Virginia pepperweed	
Broadleaf dock	Goathead	Poorjoe	Water pennywort c	
Broadleaf plantain	Goldenrod	Prairie sunflower	Wavyleaf bullthistle	
Broomweed	Ground ivy	Prickly lettuce	Westeหูาซิเล็กเลิtis <sup>c</sup>	
Buckhorn	Gumweed	Prickly sida	Western salsify % %	
Buckhorn plantain	Hairy fleabane	Prostrate knotweed	White mustard	
Bulbous buttercup	Hawkweed	Prostrate pigweed	Wild aster of Ecotor	
Bull thistle	Healall	Prostrate spurge	į vvild bucktymeat 🧸 👢	
Bullnettle	Heartleaf drymary	Prostrate vervain	Wild carrouse	

WEEDS			
Burclover	Heathaster	Puncturevine	Wild four-o'clock
Burdock	Hedge bindweed	Purslane, common	Wild garlic
Burning nettle	Hedge mustard	Ragweed	Wild geranium
Burweed	Hemp	Red sorrel	Wild lettuce
Buttercup	Henbit	Redroot pigweed	Wild marigold
Buttonweed	Hoary cress	Redstem filaree	Wild mustard
Canada thistle	Hoary plantain	Rough cinquefoil	Wild onion
Carolina geranium	Hoary vervain	Rough fleabane	Wild parsnip
Carpetweed	Horsenettle	Russian pigweed	Wild radish
Catchweed bedstraw	Jimsonweed	Russian thistle	Wild rape
Catnip	Knawel	Scarlet pimpernel	Wild strawberry
Catsear	Knotweed	Scotch thistle	Wild sweet potato
Chickweed, common	Kochia	Sheep sorrel	Wild vetch
Chickweed, mouseear	Lambsquarters	Shepherdspurse	Woodsorrel
Chicory	Lespedeza	Slender plantain	Woolly croton
Cinquefoil	Mallow	Smallflower galinsoga	Woolly morningglory
Clover, crimson	Matchweed	Smooth dock	Woolly plantain
Clover, hop	Mexicanweed	Smooth pigweed	Wormseed
Clover, red	Milk vetch	Sorrel	Yarrow
Clover, strawberry	Morningglory	Sowthistle	Yellow rocket
Clover, sweet	Mouseear hawkweed	Spanishneedles	Yellowflower pepperweed
Clover, white	Mugwort	Speedwell	and other broadleaf weeds

# **DOCUMENT CONTROL INFORMATION**

1. Unique Label Identifier: 002217-00824.20100420.notif-proposed-clean.doc

2. Reason for Issue: PRN 2007-4