

33955-454

09/14/2006

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms. Sherry Movassaghi, Ph.D.
PBI/Gordon Corporation
1217 West 12th Street
P.O. Box 014090
Kansas City, Missouri 64101-0090

SEP 14 2006

Subject: Acme Vegetation Killer
EPA Registration No. 33955-454
Label Amendment: Precautionary Statement Amendment
Submission Dated: August 15, 2006

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable provided you make the following revision:

1. On page 4, under the heading Limited Warranty and Disclaimer, add the following statement.

To the extent permitted by law.

2. Submit two copies of your final printed labeling. This labeling supersedes all previously accepted labeling for this product (except supplemental labeling. A stamped copy of the labeling is enclosed for your records.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Tompkins".

Jim Tompkins
Product Manager (25)
Registration Division (7505P)

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ACME® VEGETATION KILLER

for driveways, patios, fence lines and other waste places

ONE QUART COVERS 266 SQUARE FEET.

ACTIVE INGREDIENTS:	
Prometon: 2,4-bis(isopropyl-amino)-6-methoxy-s-triazine.....	3.6%
2,4-dichlorophenoxyacetic acid.....	1.0%
INERT INGREDIENTS:	<u>95.4%</u>
TOTAL	100.0%


Contains petroleum distillates.

KEEP OUT OF REACH OF CHILDREN

WARNING

See back panel for additional Precautionary Statements and First Aid.

NET CONTENTS: 32 FL. OZ. (1 QUART), ONE GALLON

918/ AP-----
 EPA REG. NO. 33955-454
 EPA EST. NO. 2217-KS-1
 MANUFACTURED BY:

 An Employee-Owned Company
 1217 West 12th Street
 Kansas City, Missouri 64101
 Telephone: 1-800-821-7925

ACCEPTED
with COMMENTS
In EPA Letter Dated:
SEP 14 2006

**Under the Federal Insecticide,
 Fungicide, and Rodenticide Act,
 as amended, for the pesticide
 registered under EPA Reg. No.**

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

PRECAUTIONARY STATEMENTS

Hazards to Human and Domestic Animals

WARNING: Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear protective eyewear. When using this product, wear long-sleeved shirt, long pants, socks, shoes, chemical resistant gloves and protective eyewear. Harmful if swallowed or inhaled. Avoid breathing spray or Avoid contact with skin.

After using this product, rinse gloves before removing, remove clothing and launder separately before reuse. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco. Remove saturated clothing as soon as possible and shower.

First Aid

If in eyes:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
If swallowed	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor. • Do not induce vomiting unless told to do so by the poison control center or doctor. • Do not give any liquid to the person. • Do not give anything by mouth to an unconscious person.
If inhaled:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for treatment advice.
If on skin or clothing:	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 - 20 minutes. • Call a poison control center or doctor for treatment advice.

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 product is toxic to fish. Drift or runoff may adversely affect nontarget plants. Do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater or rinsate. Apply this product only as specified on this label.

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.

Do not allow people (other than applicator) or pets on treatment area during application. Do not enter treatment area until spray has dried or dust has settled.

STORAGE & DISPOSAL

PESTICIDE STORAGE: Store in original container in a locked storage area inaccessible to children and pets. Do not store near food or feedstuffs. To prevent cross-contamination, do not store near fertilizers, insecticides, fungicides, or near seeds. Do not contaminate feed or foodstuffs.

PESTICIDE DISPOSAL: Wastes resulting from use of this product may be disposed of on site or at an approved waste disposal facility

CONTAINER DISPOSAL:

If empty: Do not reuse this container. Place in trash or offer for recycling if available.

If partially filled: Call your local solid waste agency or toll free number (1-800-CLEANUP) for disposal instructions. Never place unused product down any indoor or outdoor drain.

USE PRECAUTIONS:

Care must be taken that none of this material falls on flower beds or edges of lawns. Do not spray roots of desirable trees, shrubs or grape vines. Never use a weed killer sprayer or equipment to apply insecticides or fungicides. Do not use same spray equipment to apply insecticides or fungicides. Do not use same spray equipment for other purposes. Avoid spray drift to vegetables, flowers, ornamentals or other desirable plants. Do not use fine mist sprays. Coarse sprays are less likely to drift from target area. Do not apply this product in a way that will contact other persons, either directly or by drift.

Do not allow spray to drift from the application site and contact people, structures people occupy at any time and the associated property, parks and recreation areas, nontarget crops, aquatic and wetland areas, woodlands, pastures, rangelands, or animals. Apply only when wind speed is not more than 10 mph. For sprays, apply largest size droplets possible.

NOT FOR USE ON LAWNS KILLS GRASS

READ USE PRECAUTIONS FIRST!

1. Mix ¾ to 1 pint per gallon of water in sprayer or sprinkler applicator. Apply one gallon of spray mixture per 100 square feet.
2. If sprayer is used, work at lowest possible pressure and use large nozzle orifices to give large droplets. On scattered weeds wet all foliage to the soil. Full wetting is essential for good control. New shoots from deep rooted perennials such as Canada thistle and milkweed may require retreatments.
3. Make application when weeds are young and actively growing. Action is slow if soil is dry or plants wilted.
4. Apply along fence lines, gravel drives, patio blocks, and around buildings where no growth or complete control is desired. Kills grass and broadleaf weeds. Do not use on lawns. Some species such as oxalis may not be completely killed. Annual weeds may sprout from seed 3 to 4 months following treatment. Tall weeds should be cut first as the dead foliage is a fire hazard.
5. Activity is apparent on plants in a few days but root absorption may take 2 or 3 weeks. The spray mixture is white and any skips are noticeable so that complete coverage is easy to obtain.

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LIMITED WARRANTY AND DISCLAIMER.

The manufacturer warrants only that the chemical composition of this product conforms to the ingredient statement given on the label, and that the product is reasonably suited for the labeled use when applied according to the Directions for Use.

THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY OTHER EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE EXPRESSLY DISCLAIMED. This limited warranty does not extend to the use of the product inconsistent with label instructions, warnings or cautions, or to use of the product under abnormal conditions such as drought, excessive rainfall, tornadoes, hurricanes, etc. These factors are beyond the control of the manufacturer or the seller. Any damages arising from a breach of the manufacturer's warranty shall be limited to direct damages, and shall not include indirect or consequential damages such as loss of profits or values, except as otherwise provided by law.

The terms of this Limited Warranty and Disclaimer cannot be varied by any written or verbal statements or agreements. No employee or agent of the seller is authorized to vary or exceed the terms of this Limited Warranty and Disclaimer in any manner.

APPENDIX

I. Advertising claims that may be presented on container labeling:

- For outdoor use
- For driveways, fencelines and other areas where no weed or grass are desired
- For driveways, parking areas, fence rows, and around buildings where no vegetation is desired.
- Season-long vegetation control
- One Gallon covers up to 1,064 sq. ft.