

4-446

10/2/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Nicole Russell
Pesticide Compliance Specialist
Bonide Products, Inc.
6301 Sutliff Road
Oriskany, NY 13424

OCT 2 2009

Subject: Label Notification(s) for Pesticide Registration Notice 98-10 and 2008-1
1. Other minor changes

Dear Ms. Russell:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2008-1 dated September 9, 2009 for:

EPA Registration 4-446 Bonide Total Vegetation Killer Concentrate

The Registration Division (RD) has conducted a review of this request for applicability under PR Notices 98-10 and 2008-1 and finds that the label changes requested falls within the scope of PR Notices 98-10 and 2008-1. 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 nonrefillable 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 Nicole Williams of my staff at 703-308-5551.

Sincerely,


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

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Bonide Products, Inc.

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Oriskany, NY 13424

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September 9, 2009

FedEx: 8685 1623 2870

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
US Environmental Protection Agency
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

RE: Bonide Total Vegetation Killer Concentrate
EPA Reg. No. 4-446
Notification – Made revisions to the Environmental Hazards section per PR Notice 2008-1.

To Whom It May Concern:

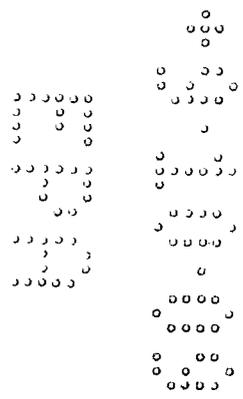
Enclosed, please find a completed form 8570-1, Notification and labeling for the above mentioned registration. Changes are in red text with yellow highlight. I trust you will find everything in order for approval.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and 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 EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

This notification is consistent with the guidance in PR Notice 2008-1 and the requirements of EPA's regulations at 40 CFR 156.10, 40 CFR 156.80 and 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. Bonide Products, Inc. understands that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. Bonide Products, Inc. further understands that if this notification is not consistent with the guidance of PR Notice 2008-1 and the requirements of 40 CFR 156.10, 40 CFR 156.80 and 40 CFR 152.46, this product may be in violation of FIFRA and Bonide Products, Inc. may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Should you have any questions or require additional information, please do not hesitate to contact me.

Sincerely,
Nicole Russell
Nicole Russell
Pesticide Compliance Specialist
Enclosure





NOTIFICATION

OCT - 2 2009

Total Vegetation Killer Concentrate

[Additional Brand Names: Total Vegetation Killer; Orchard™ Est. 1931 Vegetation Control Concentrate; Vegetation Control Concentrate]

Optional Marketing Statements

- Kills grass & weeds
- Prevents plant growth for up to 1 year
- Covers _____ sq. ft.
- Kills the root
- For total vegetation control of weeds in noncrop areas
- **SHAKE WELL BEFORE USING**
- Kills all vegetation
- For use on driveways, brick walls, paths, patios, parking areas and play areas
- Prevents regrowth for up to 1 year
- Read and use according to applications directions

ACTIVE INGREDIENT:

Prometon (CAS No. 1610-18-0) 2.2%

OTHER INGREDIENTS:..... 97.8%

TOTAL:.....100.0%

Keep Out Of Reach Of Children

CAUTION

(See back/side/other panel(s) (back booklet) for additional Precautionary Statements and First Aid)

NET CONTENTS 1 QT/40 FL OZ/½ GAL/1 GAL

FIRST AID

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

If swallowed	Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by the poison control center or doctor. Do not give anything by mouth to an unconscious person.
If in eyes	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 on skin or clothing	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.
If inhaled	Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals

CAUTION: Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling.

Environmental Hazards

Do not contaminate water used for irrigation or domestic purposes. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems. Apply this product only as specified on this label.

DIRECTIONS FOR USE

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

Bonide® Total Vegetation Killer Concentrate is a nonselective herbicide product intended for use after dilution with water. [It will kill] [Kills:] almost all vegetation down to the roots and prevent plant regrowth for up to one year. [Use around the home, business or workplace for bare ground vegetation control (where no plant growth is desired) in] [For use on] driveways, sidewalks, brick walks, paths, patios, parking areas, play areas, along fences and curbs, around buildings and under graveled pathways.

When to Apply: For barren soil and to prevent plant growth, this product can be applied anytime. For best results, apply to bare ground or when growth is beginning in spring. If weeds are taller than 4 inches, cut weeds to 1 inch height. A second application may be necessary to control deep-rooted perennial weeds. In areas of heavy rainfall, repeat applications may be needed every 6 months.

How to Apply: **SHAKE WELL BEFORE USING.** Apply using a sprinkling can. Do not use a hose-end sprayer. If applying this product in remote locations and if possible drifting is not a concern, then a tank sprayer may be used. Although this product kills plant growth through contact with foliage, much of its activity is through the roots; therefore, optimal effectiveness is dependent on rainfall or watering to move it into the root zone. Very dry soil conditions may contribute to poor weed control. If the soil is dry, water lightly before treatment for best results. Apply directly to weeds and grass. Thoroughly water weeds but do not soak, as runoff may occur. Two days following application, lightly water the treated area. This will



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aid in killing and preventing weeds through root absorption. To prevent growth of weeds under asphalt driveways, parking areas or tennis courts and play areas, apply to excavated areas and saturate soil before surface areas are finished. Mix only the quantity needed and use immediately; do not store diluted solution. When application is complete, triple rinse sprinkling can or sprayer and pour rinsate on treated area.

Dilution Table

Amt. of Product	Amt. of Water	To Cover
1 quart	1 gal. + 1 pt. (144 fl. oz.)	125 sq. ft.
40 fl. oz. (bonus size)	1 gal. + 52 fl. oz. (180 fl. oz.)	156 sq. ft.
½ gallon	2 ¼ gallons	250 sq. ft.
1 gallon	4 ½ gallons	500 sq. ft.
2 gallons	9 gallons	1000 sq. ft.

GENERAL USE RESTRICTIONS:

Keep children and pets off treated areas until these areas are dry. Do not use on lawns, flower beds or vegetable gardens. Use only in areas where complete control of all vegetation is desired. Do not apply over the root zones of desirable trees or shrubs. Do not apply in sloped areas where runoff may adversely affect desirable plants. To avoid damage to desirable plants, apply when it is not windy. Windy conditions may cause inadvertent drifting to desirable plants. Do not apply to decorative rock or bark groundcovers where the soil is covered with plastic fabric; runoff or leaching may result. In heavy clay soil locations, residual activity may exceed one year. Do not apply where plantings are planned. Do not apply closer than twice the distance from the trunk to the drip line. Do not apply next to a fence if desirable plants are growing on the other side or if future plantings are planned. Vertically cut through any roots adjacent to root zone of desirable plants.

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store and transport in an upright position. Store in a cool, dry area inaccessible to children or pets. Protect from freezing. Store undiluted pesticide in original container. Do not store diluted pesticide solution.

PESTICIDE DISPOSAL- *If empty* – Non-refillable. Do not reuse or refill this container. Place in trash or offer for recycling if available. *If partially filled* – Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

DISCLAIMER: To the extent consistent with applicable law, buyer assumes all risks of use, storage or handling not in strict accordance with directions given herewith.

For information on pesticide products (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Information Center at 1-800-858-7378.

Manufactured by
Bonide Products, Inc.
6301 Sutliff Road
Oriskany, NY 13424

[batch code inserted at production]
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EPA Reg. No. 4-446
9/9/09 - Notification

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