



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460

NOTICE OF PESTICIDE:
 Registration
 X Reregistration

(under FIFRA, as amended)

EPA Reg. Number:

228-267

Date of Issuance:

1/24/2008

Term of Issuance:

Name of Pesticide Product:

DAGGER Selective
Herbicide

Name and Address of Registrant (include ZIP Code):

Ms. Jeannie Smith
Nufarm Americas, Inc.
150 Harvester Drive, Suite 200
Burr Ridge, IL 60527

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is reregistered in accordance with FIFRA section 4(g)(2)(C) provided you agree in writing to:

1. To revise the label as follows:

A. Under product name revise "FOR THE SELECTIVE CONTROL OF BROADLEAF WEEDS IN SMALL GRAINS....." to "FOR THE SELECTIVE CONTROL OF BROADLEAF WEEDS IN BARLEY, OATS, RYE, WHEAT,"

B. Change signal word to "WARNING".

Signature of Approving Official:

Erik Kraft, Acting Product Manager (23)
Herbicide Branch, Registration Division (7505P)

Date:

1-24-08

C. Under "PRECAUTIONARY STATEMENTS", remove "NON-WPS USES:" and associated paragraph. Remove "WPS:" heading and revise associated paragraph to include specific materials after "Some materials that are chemical-resistant to this product are, etc.". Alternatively, delete this paragraph entirely, and include the specific materials in the "chemical-resistant gloves" bullet under "PPE" requirements.

D. Under the paragraph for "PERSONAL PROTECTIVE EQUIPMENT (PPE)", change "Shoes" to "Chemical resistant shoes....". Before the instructions for cleaning PPE, add "Additional PPE requirements for mixers and loaders supporting aerial application to rangelands, pasture lands, or non-cropland. These mixers/loaders must also wear:
- a chemical-resistant apron, and
- a NIOSH-approved respirator with a dust/mist filter equipped with any N, R, P, or HE class filter media. The respirator should have a NIOSH approval number prefix TC-84A. It is recommended that you require that respirator wearer be fit tested, and trained in the use, maintenance, and limitations of the respirator.
See ENGINEERING CONTROLS for additional requirements."

E. Under "ENGINEERING CONTROLS" add as the first sentence, "Pilots must use an enclosed cockpit that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40CFR170.240(d)(6)]."

F. Under "USER SAFETY RECOMMENDATIONS", revise "Remove clothing...." to "Remove clothing/PPE....".

G. In the "FIRST AID" box, revise the order of the First Aid statements so "IF ON SKIN OR CLOTHING" is the first statement, "IF SWALLOWED" statement is second, and the "IF IN EYES" statement is last.

H. Under the "ENVIRONMENTAL HAZARDS" statement, the first sentence "This pesticide may be toxic, etc." is not required, and can be deleted.

I. Under "AGRICULTURAL USE REQUIREMENTS", revise the restricted-entry interval from "48 hours" to "12 hours".

J. Because there are non-WPS uses on the label, add a "NON-AGRICULTURAL USE REQUIREMENTS" box with the following statement: "Do not enter or allow others to enter the treated area until sprays have dried."

K. Before the section on "EFFECTIVENESS ON WEEDS", add a "SPRAY DRIFT MANAGEMENT" section with the following statements:
"Avoiding spray drift at the application site is the responsibility of the applicator. The interaction of many equipment-and weather-related factors determine the potential for spray drift. The applicator and the grower are responsible for considering all these factors when making decisions.

Apply only as a medium or coarser spray (ASAE standard 572) or a volume mean diameter of 300 microns or greater for spinning atomizer nozzles.

Apply only when the wind speed is 2-10 mph at the application site.

ADDITIONAL REQUIREMENTS FOR AERIAL APPLICATIONS:

The boom length must not exceed 75% of the wingspan or 90% of the rotor blade diameter. Release spray at the lowest height consistent with efficacy and flight safety. Do not release spray at a height greater than 10 feet above the crop canopy. When applications are made with a crosswind, the swath will be displaced downwind. The applicator must compensate for this displacement at the downwind edge of the application area by adjusting the path of the aircraft upwind.

Do not make applications into temperature inversions.

ADDITIONAL REQUIREMENTS FOR GROUND BOOM APPLICATION:

Do not apply with a nozzle height greater than 4 feet above the crop canopy."

L. Under crop directions for barley, oats, rye, and wheat, change "SMALL GRAINS: Wheat, Barley, Rye (...". To WHEAT, BARLEY, AND RYE: (.....". Under this section, the upper rate of 2 pints/A exceeds the maximum allowed application of 0.75 lb ae/A/yr (1.15 pints of Dagger/A/yr). Change this sentence, efficacy considerations permitting, to "Use 1/3 to 1.15 pints/A." Move the use directions for "OATS:" to the position after the second paragraph for the first section currently labeled "SMALL GRAINS:". Change the second heading for "SMALL GRAINS: Underseeded with Alfalfa...." to "BARLEY, OATS, RYE, AND WHEAT: Underseeded with Alfalfa...." The term "SMALL GRAINS" does not necessary apply to barley, oats, rye, and wheat only, as register for inclusion on this label.

At the end of the paragraph for underseeded legumes, add either "Only one application is permitted per crop season.", or, efficacy considerations permitting, add, "Do not apply more than 0.5 lb ae/A/season (0.77 pints product/A/season) to barley, oats, rye, or wheat when underseeded to Alfalfa, Birdsfoot Trefoil, Lespedeza, or Red or White Clover." Change "RESTRICTIONS AND LIMITATIONS FOR USE ON SMALL GRAINS: Do not apply more than 1.12 pints/acre per year." to "RESTRICTIONS AND LIMITATIONS FOR USE ON BARLEY, OATS, RYE, AND WHEAT: Do not apply more than 1.15 pints/acre per year."

M. Under "RANGE AND TIMBER LANDS:", change directions to read "For control of Whitebrush - Use 1 quart of product in sufficient water to make 8 gallons of solution per acre." Diesel oil is not an approved solvent for this use.

N. Under "ESTABLISHED GRASSLAND AND PASTURES:", add the restriction, "Do not apply more than 1.5 lb ae/acre/per year (2.3 pints/acre/year). Do not apply more than 2 applications per year with a minimum retreatment interval of 21 days."

O. Change the wording for "RESTRICTIONS AND LIMITATIONS FOR NON-CROP SPRAYING:" to "Do not apply more than 1.5 lb ae/acre/per year (2.3 pints/acre/year). Do not apply more than 2 applications per year with a minimum retreatment interval of 21 days. For spot treatment, do not apply more than 3.0 lbs ae/acre/per year (4.6 pints/acre/per year)."

P. Under "LIMITATION OF LIABILITY", add "TO THE EXTENT PERMITTED BY LAW," before the second to the last sentence starting with "BUYER'S OR USER'S EXCLUSIVE REMEDY.....". To the beginning of the last sentence starting with "ALL SUCH RISKS SHALL BE ASSUMED.....", add "TO THE EXTENT PERMITTED BY LAW,".

Submit one (1) copy of final printed labeling incorporating the above changes before you

[Handwritten signature] 1-29-67

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release the product for shipment. Amended labeling will supersede all previously accepted ones. A stamped copy of labeling is enclosed for your records.

For any assistance with this matter, please contact Phil Errico at 703-305-6663, or email at Errico.Philip@epa.gov.

Regards,



1-24-07

Erik Kraft, Acting PM-23
Herbicide Branch/RD 7505P

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DAGGER®

Selective Herbicide

FOR THE SELECTIVE CONTROL OF BROADLEAF WEEDS IN SMALL GRAINS, FLAX, GRASSES, RANGELANDS, PASTURES, AND NON-CROP AREAS.

ACTIVE INGREDIENT:		
Isooctyl (2-ethylhexyl) Ester of 2-methyl-4-Chlorophenoxyacetic Acid*	91.0%
OTHER INGREDIENTS:	9.0%
	TOTAL	100.0%

Isomer Specific AOAC Method, Equivalent to:
*2-Methyl-4-Chlorophenoxyacetic Acid 58.4%, 5.2 lbs./gal.

KEEP OUT OF REACH OF CHILDREN
DANGER - PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.
 (If you do not understand the label, find someone to explain it to you in detail.)

SEE INSIDE BOOKLET FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300
For Medical Emergencies Only, Call (877) 325-1840

EPA REG. NO. 228-267
EPA EST. NO. 228-IL-1

MANUFACTURED BY
NUFARM, INC.
BURR RIDGE, IL 60527



NET CONTENTS GALLONS

000228-00267.20061005.pending

ACCEPTED
with COMMENTS
in EPA Letter Dated

1-24-08

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

228-267

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
DANGER-PELIGRO**

May be fatal if absorbed through skin. Harmful if swallowed. Do not get in eyes, on skin, or on clothing.

NON-WPS USES:

Applicators and other handlers who handle this pesticide for any use NOT covered by the Worker Protection Standard (40 CFR Part 170) — in general, only agricultural plant uses are covered by the WPS — must wear: protective clothing and rubber gloves.

WPS USES:

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category C on an EPA chemical resistance category selection chart.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Mixers, loaders, applicators, flaggers and other handlers must wear:

- Long-sleeved shirt and long pants,
- Shoes plus socks, and
- Chemical-resistant gloves when mixing, loading, or using any hand-held equipment.

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

ENGINEERING CONTROLS: When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the WPS (40 CFR 170.240(d)(4-6), the handler PPE requirements may be reduced or modified as specified in the WPS.

USER SAFETY RECOMMENDATIONS	
Users Should:	
<ul style="list-style-type: none"> • Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. • Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. • 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 style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 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"> • 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 ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice.
HOT LINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-877-325-1840 for emergency medical treatment information.</p>	

ENVIRONMENTAL HAZARDS

This pesticide may be toxic to fish, aquatic invertebrates and aquatic plants. Do not apply directly to water, 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. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours.

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.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read entire label before using this product. 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. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 48 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- coveralls,
- shoes plus socks,
- chemical resistant gloves made of any waterproof material, and
- protective eyewear

EFFECTIVENESS ON WEEDS: This product is effective on a large number of broadleaf weeds. On Mustard, Thistle, and White top or Hoary cress, it has superiority over 2,4-D. The following are some of the weeds killed: Beggartick, Burcucumber, Burdock, Buttercup, Canada thistle, Carpetweed, Catsear, Chervil, Cocklebur, Croton, Daisy, Dandelion, Dock, Dragonhead mint, Dwarf nettle, Fanweed, Fat hen, Fennel, Field bindweed, Galinsoga, Goatsbeard, Goldenrod, Halbertleaved salt brush, Hempnettle, Hoary cress, Honeysuckle, Jimsonweed, Knotweed, Kochia, Lambsquarter (Goosefoot), Marshelder, Mexican poppy, Miner's lettuce, Narrow leaf plantain, Pennycress, Pepperweed, Perennial morningglory, Perennial ragweed, Pigweed, Poison hemlock, Prickly lettuce, Puncturevine, Purslane, Red root, Redstem, Shepherdspurse, Sicklepod, Small plantain, Sneezeweed, Sowthistle, Spanishneedle, Stinging nettle, Stinkweed, Sunflower, Thornapple, Tree-of-heaven, Vetch, Whitebrush, Wild carrot, Wild gooseberry, Wild jute, Wild marigold, Wild petunia, Wild radish, Wild sage, Witchweed, Yellow charlock-mustard, Yellow daisy, Yellow rocket.

SELECTIVE SPRAYING

NOTE: When using on grains and flax - do not forage or graze dairy and meat animals on treated areas within seven days of slaughter. Also, except for small underseeded grains, use at least 8 to 10 gallons of water per acre for ground application and at least 1 to 5 gallons of water per acre for aerial application.

SMALL GRAINS: Wheat, Barley, Rye (For small grains underseeded with legumes, see the small grains paragraph below.) Spring planted - not seeded to legumes. Apply as a water mix spray by ground sprayer or airplane. Use 1/3 to 1 pint of this product per acre for the more susceptible weeds and up to 2 pints per acre for less susceptible weeds. Treat when fully tillered grains have reached 3 to 4 leaf stage (8 to 10 inches tall). Do not spray grain in the boot to dough stage.

Fall Planted - Fall application - not seeded to legumes. The safest time to treat is when Fall planted small grains are fully tillered and have reached 3 to 4 leaf to the boot stage (8 to 10 inches tall). Infestations of broadleaf weeds germinating in Fall and Winter may, however, justify treatment at an earlier stage. Fall planted wheat, barley, or rye can be sprayed with 1/3 to 3/4 pint of this product per acre from the 3 to 4 leaf stage to the boot stage. Spring application - Apply in early Spring when annual broadleaf weeds are small and grain is fully tillered but before grain is in the jointed stage.

SMALL GRAINS: Underseeded with Alfalfa, Birdsfoot Trefoil, Lespedeza, Red and White Clover: For emergency control of serious infestations of Mustard, Yellow rocket, and other susceptible broadleaf weeds, apply 3 to 6 ounces in not more than 1 to 10 gallons of water per acre. Make application after cereal is well tillered (4 to 8 inches tall) and before reaching boot stage. The nurse crop and weeds should provide a protecting canopy which, together with the use of low gallonage applied at low pressure, will reduce the risk of damage to the legumes. Do not apply to small grains underseeded with Vetch or Sweet clover, which are very susceptible. There is also some risk to other legumes if only thinly protected by a canopy.

RESTRICTIONS AND LIMITATIONS FOR USE ON SMALL GRAINS: Do not apply more than 1.12 pints/acre per year.

OATS: Spray after oats are fully tillered (4 to 6 inches tall) but before they are in the boot to dough stage. Apply the lower rate of 6 ounces where annual weeds are the problem, the higher rate of 3/4 pint for perennial weeds.

FLAX: Use 3 to 6 ounces per acre. Use lower rate where susceptible weeds such as Mustard are the main problem. Use higher rate when weeds such as Pigweed, Lambsquarters, Stinkweed, Ragweed, Cocklebur are the problem. Apply only when weeds are up and when flax is 2 to 8 inches high and before it comes into bud. Treatment after early bud stage may result in severe damage. If Canada thistle is present, it may be necessary to go as high as 1/2 pint per acre to prevent seed head production. Some injury to flax may result.

RESTRICTIONS AND LIMITATIONS FOR USE ON FLAX: Do not apply more than 0.375 pints/acre per year.

RANGE AND TIMBER LANDS: For control of Whitebrush - Use 1 quart in mixture of 1 gallon of diesel oil and sufficient water to make 8 gallons of solution per acre.

Apply in Spring or Fall under good moisture conditions, full leaf, before blossoms begin to fall.

GRASSES: Established Lawns, Golf Courses and similar Turf Grasses - Use 3/4 to 2 pints per acre in 10 to 100 gallons of water to give thorough coverage. Use higher rate for White top and Canada thistle. On smaller areas use 3/4 fluid ounce (3 tablespoonfuls) mixed in 3 to 5 gallons of water and apply uniformly over 2,000 square feet. Do not mow within 2 days before or after application. Spring and Fall are best time to treat. Do not use on lawns of creeping grasses, such as bent, except for spot spraying, nor on freshly-seeded turf until the grass has become well-established.

RESTRICTIONS AND LIMITATIONS FOR USE ON GOLF COURSES: Do not apply more than 2.25 pints/acre per year. Do not apply more than 2 applications per year with a minimum retreatment interval of 21 days.

ESTABLISHED GRASSLAND AND PASTURES: Use 3/4 to 2 pints per acre in sufficient water (2 to 100 gallons of mixture) in airplane or ground spray application and give thorough coverage. Use higher rate for White top, Canada thistle and other less easy-to-kill weeds; spray perennials in early bud to full bloom stage and regrowth in Fall. Other weeds in Spring or Fall.

GRASSES GROWN FOR SEED: Use 3/4 to 1-1/2 pints per acre in 1 to 50 gallons of water by air or ground sprayer application. Use higher rate where weed stands are heavy. In established grasses, apply in Spring before head comes into boot stage and on seedling grass after grass has tillered.

RESTRICTIONS AND LIMITATIONS FOR USE ON GRASSES GROWN FOR SEED: Do not apply more than 2.25 pints/per acre per year. Do not apply more than 2 applications per year with a minimum retreatment interval of 21 days.

NOTE: For weed control in grasses, repeat treatment may be needed for less susceptible weeds. White clover and other legumes may be temporarily injured or killed. In some areas, bent, buffalo, carpet, centipede, dichondra and St. Augustine may also be injured by the treatment.

NON-CROP SPRAYING: Canada thistle, White top and Meadow buttercup. (In Non-Crop Areas such as Roadsides, Fence rows, Rights-of-way and similar places): For spot treatment, use 3 ounces to 3 to 4 gallons of water or 1/2 gallon per acre in 12 to 20 gallons of water to give coverage for most extensive areas. Spray to wet weeds thoroughly when in bud to early bloom and again on Fall regrowth.

Local conditions may affect the use of this chemical. Consult State Agricultural Extension or Experiment Station weed specialists for specific recommendations for local weed problems and for information on possible lower dosages.

RESTRICTIONS AND LIMITATIONS FOR NON-CROP SPRAYING: Do not apply more than 4.5 pints/per acre per year. Do not apply more than 2 applications per year with a minimum retreatment interval of 21 days.

NOTICE: Follow directions carefully. Timing and method of application, weather and crop conditions, mixing with other chemicals not specifically recommended, and other influencing factors in the use of this product are beyond the control of the seller. Buyer assumes all risks of use, storage and handling of the material not in strict accordance with directions given herewith.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Always store pesticides in a secured warehouse or storage building. Containers should be opened in well-ventilated areas. Keep container tightly sealed when not in use. Do not stack cardboard cases more than two pallets high. Do not store near open containers of fertilizer, seed or other pesticides.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. If container is damaged or if pesticide has leaked, contain all spillage. Absorb and clean up all spilled material with granules or sand. Place in a closed labeled container for proper disposal.

CONTAINER DISPOSAL: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities.

WARRANTY DISCLAIMER

The directions for use of this product must be followed carefully. THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER. TO THE EXTENT PERMITTED BY LAW, MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. UNINTENDED CONSEQUENCES, INCLUDING BUT NOT LIMITED TO CROP INJURY OR INEFFECTIVENESS, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR THE MANNER OF USE OR APPLICATION, INCLUDING WEATHER, ALL OF WHICH ARE BEYOND THE CONTROL OF MANUFACTURER OR SELLER AND ASSUMED BY BUYER OR USER. THIS WRITING CONTAINS ALL OF THE REPRESENTATIONS AND AGREEMENTS BETWEEN BUYER, MANUFACTURER AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY AUTHORITY TO MAKE ANY REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS.

LIMITATION OF LIABILITY

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If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

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