

228-334

4/9/2010

10/12



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Matthew Granahan
Registration Manager
Nufarm Americas Inc.
150 Harvester Drive, Suite 200
Burr Ridge, IL 60527

APR 9 2010

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

Dear Mr. Granahan:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated January 29, 2010 for:

EPA Registration 228-334

Horsepower Lawn Weed Killer

The Registration Division (RD) has conducted a review of this request for applicability under PR Notice 2007-4 and finds that the label changes requested falls within the scope of PR Notice 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 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,

A handwritten signature in black ink, appearing to read "Linda Arrington".

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



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

20912

<p>United States Environmental Protection Agency Washington, DC 20460</p>	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
---	---	--------------------------------------

Application for Pesticide - Section I

1. Company/Product Number 228-334	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Horsepower Lawn Weed Killer	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Nufarm Americas, Inc. 150 Harvester Drive, Suite 200 Burr Ridge, IL 60527 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____

Section - II

<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
--	---

NOTIFICATION

APR 9 - 2010

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in 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 for 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 the amended label is not consistent with the requirements 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 sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" Unit Packaging wgt. No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" Package wgt No. per container	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input checked="" type="checkbox"/> Container		4. Size(s) Retail Container 1 pint, 1 quart, 1, 2 1/2, 30, 55, 250 Gal, Bulk	5. Location of Label Directions <input checked="" type="checkbox"/>
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Matthew Granahan matthew.granahan@us.nufarm.com	Title Registration Manager	Telephone No. (Include Area Code) 630.455.2048
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stampcd)
2. Signature 	3. Title Registration Manager	
4. Typed Name Matthew Granahan	5. Date 01/29/10	



30 of 12 ✓
Nufarm Americas Inc.
150 Harvester Drive, Suite 200
Burr Ridge, IL 60527
Telephone: (630) 455.2000 Facsimile: (630) 455.2001
www.us.nufarm.com

January 29, 2010

Via Overnight Courier

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

**Subject: Horsepower Lawn Weed Killer
EPA Reg. No. 228-334
Label Notification per PR N 07-04**

Dear Ms. Hobgood:

Nufarm Americas Inc. would like to add language to subject product's label. The proposed language is consistent with PR Notice 2007-04. We have updated the Storage and Disposal on the Residential label, the Commercial labeling is thought to be in compliance already.

To process this request please find enclosed the following:

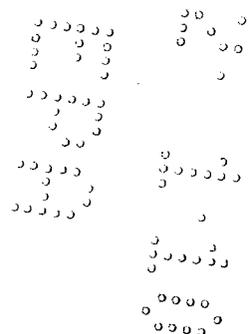
- Application for Pesticide Registration EPA form 8570-1
- Revised labeling with areas of change clearly identified (1 copy)
- Revised labeling – clean (2 copies)

If you should have any questions regarding this matter, please feel free to contact me at 630) 455-2048 or matthew.granahan@us.nufarm.com.

Sincerely,



Matthew Granahan
Registration Manager
Nufarm Americas, Inc.



409/12

NOTIFICATION

APR 9 - 2010 (Residential)

HORSEPOWER® LAWN WEED KILLER

**For Selective Broadleaf Weed Control
in Residential Turf; For Brush Control**

CONTAINS MCPA, TRICLOPYR AND DICAMBA

**KILLS: Dandelion, Clover Chickweed, Oxalis, Ground Ivy, Wild Violet and
[many] [Over 240] other tough lawn weeds.
One quart covers 10,000 sq. ft.**

ACTIVE INGREDIENTS:

Dimethylamine Salt of 2-Methyl-4-Chlorophenoxyacetic Acid*	13.72%
Triethylamine Salt of 3,5,6-Trichloro-2-Pyridinyloxyacetic Acid**	1.56%
Dimethylamine Salt of Dicamba (3,6-Dichloro-o-Anisic Acid)***	1.35%

OTHER INGREDIENTS:	83.37%
TOTAL	100.00%

By Isomer Specific Method, Equivalent to:

*2-Methyl-4-Chlorophenoxyacetic Acid	11.20%, 0.970 lbs./gal.
**3,5,6-Trichloro-2-Pyridinyloxyacetic Acid	1.12%, 0.097 lbs./gal.
***3,6-Dichloro-o-Anisic Acid	1.12%, 0.097 lbs./gal.

KEEP OUT OF REACH OF CHILDREN

WARNING - AVISO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.

SEE SIDE PANELS 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) 325-1 840

EPA REG. NO. 228-334
EPA EST. NO. 228-IL-001

MANUFACTURED FOR
NUFARM AMERICAS INC.
BURR RIDGE, IL 60527



NET CONTENTS: 2.5 Gal. (9.46L)

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
WARNING - AVISO**

Causes substantial but temporary eye injury. Harmful if swallowed or absorbed through skin. Do not get in eyes, or on clothing. Avoid contact with skin. This product may cause skin sensitization reactions in some people.

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/PPE 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 a 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 15-20 minutes. • Call a poison control center or doctor for treatment advice.
HOT LINE NUMBER	
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 medical emergency information.	

ENVIRONMENTAL HAZARDS

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. Drift or 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.

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. Use strictly in accordance with label precautionary statements and directions.

This product is for use on residential turf. **IMPORTANT:** For use on Bluegrass, Fescues, Rye, Bent, Bermuda, Bahia and Zoysia Lawns. Avoid application to St. Augustine or centipede lawns unless injury can be tolerated. [Do not use on St. Augustine and Centipede lawns]. Do not spray Carpet grass, Dichondra or desirable clovers. May cause temporary yellowing of some Bermudagrass turf. Do not exceed specified dosages for any area. Be particularly careful applying within the drip line of trees and other ornamental species. Avoid contact with exposed feeder roots of ornamentals and trees.

Do not apply more than 1.5 lb ae/acre per year. Do not apply more than 2 broadcast applications per year with a minimum retreatment interval of 21 days.

GENERAL APPLICATION RESTRICTIONS

Entry Restrictions: Do not apply this product in a way that will contact any person, or pet,, either directly or through drift. Keep people and pets out of the area during application. Do not allow people or pets to enter the treated area until sprays have dried.

LAWN WEED CONTROL

When used as directed kills weeds in your lawn — won't harm lawn grasses.

OR

When used as directed kills broadleaf weeds in lawns — roots and all. Kills weeds — not lawn grasses.

WEEDS [ILLUSTRATION]

Alder	Dogbane	Nettle	Spurweed
Annual yellow sweet clover,	Dogfennel	Orange hawkweed	Stinging nettle
Artichoke	Elderberry	Oxalis	Stinkweed
Aster	English daisy	Oxeye daisy	Stitchwort
Austrian fieldcress	Fall dandelion	Parsley-piert	Strawberry clover
Bedstraw	False dandelion	Parsnip	Sumac, Sunflower
Beggartick	False flax	Pearwort	Sweet clover
Biden	False sunflower	Pennycress	Tail nettle
Bindweed	Fiddleneck	Pennywort	Tall vervain
Bird vetch	Field bindweed	Peppergrass	Tansy mustard
Bitterweed	Field pansy	Pepperweed	Tansy ragwort
Bitter wintercress	Flea bane (daisy)	Pigweed	Tanweed
Black-eyed Susan	Flixweed	Pineywoods bedstraw	Tarweed
Black medic	Florida betony	Plains coreopsis	Thistle
Black mustard	Florida pusley	Plantain	Tick trefoil
Black-seed plantain	Frenchweed	Poison hemlock	Toadflax
Blessed thistle	Galinsoga	Poison ivy	Trailing Crownvetch
Blue lettuce	Garlic mustard	Poison oak	Tumble mustard
Blue vervain	Goathead	Pokeweed	Tumble pigweed
Box elder	Goatsbeard	Poorjoe	Tumbleweed
Bracted plantain	Goldenrod	Povertyweed	Velvet leaf
Brassbuttons	Ground ivy	Prickly lettuce	Venice mallow
Bristly oxtongue	Gumweed	Prickly sida	Veronica
Broadleaf dock	Hairy bittercress	Primrose	Vervain
Broadleaf plantain	Hairy fleabane	Prostrate knotweed	Vetch
Broomweed	Hawkweed	Prostrate pigweed	Virginia buttonweed
Buckhorn	Healall	Prostrate spurge	Virginia creeper
Buckhorn plantain	Heartleaf drymary	Prostrate vervain	Virginia pepperweed
Bulbous buttercup	Hedge bindweed	Puncture vine	Wavyleaf bullthistle
Bull nettle	Hedge mustard	Purslane	Western clematis
Bull thistle	Hemp	Ragweed	Western salsify
Burdock	Henbit	Red clover	White clover
Burning nettle	Hoary cress	Redroot pigweed	White mustard
Bur ragweed	Hoary plantain	Red sorrel	Wild mustard
Burweed	Hoary vervain	Redstem filaree	Wild aster
Buttercup	Honeysuckle	Rough cinquefoil	Wild buckwheat
Canada thistle	Hop clover	Rough fleabane	Wild carrot
Carolina geranium	Horsenettle	Roundleaved marigold	Wild four-o'-clock
Carpetweed	Horsetail	Rush	Wild garlic
Catchweed bedstraw	Indiana mallow	Russian pigweed	Wild geranium
Catsear	Ironweed	Russian thistle	Wild lettuce
Catnip	Jewelweed	St. Johnswort	Wild marigold
Chickweed	Jimsonweed	Scarlet pimpernel	Wild onion
Chicory	Kochia	Scotch thistle	Wild parsnip
Cinquefoil	Knawel	Sheep sorrel	Wild radish
Clover	Knotweed	Shepherdspurse	Wild rape
Cockle	Lambsquarter	Slender plantain	Wild strawberry
Cocklebur	Lespedeza	Smallflower galinsoga	Wild sweet potato
Coffeebean	Locoweed	Smartweed	Wild vetch
Coffeeweed	Lupine	Smooth dock	Willow
Common chickweed	Mallow	Smooth pigweed	Witchweed
Common mullein	Marshelder	Sneezeweed	Woolly morningglory,
Common sowthistle	Matchweed	Southern wild rose	Woodsorrel
Corn Chamomile	Mexicanweed	Sowthistle	Woolly croton
Creeping jenny	Milk vetch	Spanishneedle	Woolly plantain
Crimson clover	Milkweed bloodflower	Spatterdock	Wormseed
Croton	Mugwort	Speedwell	Yarrow
Cudweed	Morningglory	Spiny Amaranth	Yellow rocket
Curly dock	Mousear chickweed	Spiny cocklebur	Yellow lower pepperweed
Curly indigo	Musk thistle	Spotted catsear	and other broadleaf weeds.
Dandelion	Mustard	Spotted knapweed	
Dead nettle	Narrowleaf plantain	Spotted spurge	
Dock	Narrowleaf vetch	Spurge	

ORNAMENTAL LAWN AND TURF

Apply this product at the rate of 2 pints in 4 to 50 gallons of water per 10,000 square feet (3.2 fluid ounces in 2.5 gallons of water per 1,000 square feet) to control weeds growing in turf planted to Bluegrass; Fescue, Rye, Bent (excluding golf course greens and tees), Bahia, Bermuda and Zoysia.

MIXING INSTRUCTIONS (Amount to Use)

(For (on) Northern Lawns (grasses))	
<ul style="list-style-type: none"> <u>Fescues, Kentucky bluegrass, perennial rye & zoysia</u> When using a tank sprayer: Add 4 fl oz per 1 gallon of water for each 1,000 sq. ft. [icon] When using an ORTHO Dial 'n Spray: Set dial to 4 oz. Add 8 fl oz of concentrate directly into sprayer jar. DO NOT ADD WATER. Spray evenly over 2,000 sq ft. (until jar is empty.) (After spraying with Ortho Dial 'n Spray applicator,) Any unused product should be poured back into its original container. 	
(For (on) Southern Lawns (grasses))	
<ul style="list-style-type: none"> <u>Bermuda, bahia, & bent (Do not use on St. Augustine or centipede lawns):</u> When using a tank sprayer: Add 2 fl oz per gallon of water for each 1,000 sq ft. [icon] When using ORTHO Dial 'n Spray: Set dial to 2 oz. Add 8 oz of concentrate into sprayer jar. DO NOT ADD WATER. Spray evenly over 4,000 sq ft. (until jar is empty.) (After spraying with Ortho Dial 'n Spray applicator,) Any unused product should be poured back into its original container. 	

(Optional Directions for Hose-End Sprayer)	
AMOUNT TO SPRAY	
[walking man icon]	<ul style="list-style-type: none"> Measure lawn. Calculate square feet by multiplying length times width. Use the amount indicated for your lawn variety.
(For (on) Northern Lawns (grasses))	
<ul style="list-style-type: none"> <u>Fescues, Kentucky bluegrass, perennial rye & zoysia</u> 16 fl oz (1/2 bottle) treats 4,000 sq ft. 	
(For (on) Southern Lawns (grasses))	
<ul style="list-style-type: none"> <u>Bermuda, bahia, bent, (centipede & St. Augustine.) (Do not use on floratam):</u> 16 fl oz (1/2 bottle) treats 8,000 sq ft. 	
(For (on) Southern Lawns (grasses))	
<ul style="list-style-type: none"> <u>Centipede & St. Augustine (Do not use on floratam)</u> 16 fl oz (1/2 bottle) treats 10,667 sq ft. 	
(Floratam is a variety of St. Augustinegrass widely grown in Florida). (This product kills floratam grass.) (For floratam lawns, use Weed-B-Gon for St. Augustine Lawns.)	

80f12

[END Optional use directions for (Brand Name) Hose-End Sprayer]

FOR BEST RESULTS

Before You Apply:

Do not mow for 1 to 2 days before or after application.

If soil is dry, water before application.

To treat entire lawn (broadcast application): Use a tank sprayer or hose-end sprayer. Measure lawn. Calculate square feet by multiplying length times width. Spray evenly over measured area.

HOW TO APPLY: To spot treat individual lawn weeds: Use a tank sprayer and spray to wet weeds. To reduce spray drift, adjust sprayer nozzle to deliver a coarse spray. For broadcast application - use Ortho Dial 'n Spray applicator.

WHEN TO APPLY:

[*illustration*]

- Spray when weeds are actively growing.
- [Spray when] temperature is below 90°F.
- Spray when air is calm to avoid drift to vegetables, flowers, ornamental plants, trees, shrubs and other desirable plants.
- Do not apply to newly seeded grasses until well-established (they have been mowed 3 times).
- Rain or watering 1 hour after application will not wash away effectiveness.
- Reseed no sooner than 3 weeks after application.

BRUSH CONTROL

Kills Brush And Other Tough Weeds - Poison Ivy, Poison Oak, Kudzu, Wild Blackberries and over 240 other tough weeds.

WHERE TO USE

This product may be used around homes, cabins and other buildings and along fences.
Amount to Use - 4 fluid ounces per gallon of water per 1,000 square feet.

MIXING INSTRUCTIONS

Amount to Use: 4 fluid ounces per gallon of water per 1,000 square feet (1 tablespoon = 3 teaspoons, 1 fluid ounce = 2 tablespoons).

[icon] When using (Brand Name Spray): Set dial to 4 ounces. Pour 4 ounces. of this product directly into sprayer jar. DO NOT ADD WATER. Spray evenly over 1,000 square feet. After spraying, unused product should be poured back into its original container.

HOW TO APPLY

- Use coarse spray pattern to reduce drift to desirable plants.
- Spray weeds to thoroughly wet foliage, stems and trunk.
- Do not spray on or around plants or grasses you like, they may die too.
- If weeds are growing around desirable plants, shield them from drift with a sheet of cardboard or plastic.
- If desirable plants are accidentally sprayed, rinse off immediately with water.

TO KILL VINES

- If weeds are growing up poles, fences or tree trunks with mature bark, spray to thoroughly cover weeds up to a height of 3 to 4 feet. Tree bark is mature if you scratch the bark with your finger and do not find any green tissue.
- If weeds are climbing shrubs or green barked trees, cut weeds at base and treat as directed for stumps.

TO KILL STUMPS

- Apply product undiluted with a paintbrush to the entire freshly cut stump, including the cut surface, remaining trunk and exposed roots.
- Do not reuse paintbrush. Wrap paintbrush in newspaper and put in trash.

WHEN TO APPLY

[illustration]

- Spray when weeds are actively growing.
- Spray when air is calm to avoid drift to vegetables, flowers, ornamental plants, trees, shrubs and other desirable plants.

Note: Contact with poison ivy or poison oak any time of the year can cause an allergic reaction. Handle dead plants with rubber gloves. Dispose of plants and rubber gloves in tightly sealed garbage bags.

[Re-entry icon] Do not allow people (other than applicator) or pets on treatment area during application. People and pets may enter treated area after spray has dried.

STORAGE AND DISPOSAL

PESTICIDE STORAGE: To be stored in original container and placed in an area inaccessible to children.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. **If empty:** Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor (including toilet) or outdoor (including sewer) drain.

WARRANTY DISCLAIMER

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER, AND (2) 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 INEFFECTIVENESS, CROP OR PLANT DAMAGE, OR LOSS OF YIELD, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR THE WEATHER, WIND, AND TEMPERATURE, OR THE MANNER OF USE OR APPLICATION, 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 OR MANUFACTURER, AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY

AUTHORITY TO MAKE ANY OTHER REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS. NO WARRANTIES SHALL BE CREATED BY COURSE OF DEALING, USAGE OF TRADE, OR COURSE OF PERFORMANCE. THERE ARE NO WARRANTIES THAT EXTEND BEYOND THE FACE HEREOF. THE SELLER OR MANUFACTURER ASSUMES NO RESPONSIBILITY THAT THE GOODS WILL BE FIT FOR ANY PARTICULAR PURPOSE FOR WHICH YOU MAY BE BUYING OR USING THE GOODS, EXCEPT AS OTHERWISE PROVIDED IN THE CONTRACT.

LIMITATION OF LIABILITY WARNING

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES, OR FOR DAMAGES IN THEIR NATURE OF PENALTIES RELATING TO THE GOODS SOLD, INCLUDING USE, APPLICATION, HANDLING, AND DISPOSAL. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, NEITHER MANUFACTURER NOR SELLER SHALL BE LIABLE TO BUYER OR USER OR TO CUSTOMERS OF BUYER, IF ANY, FOR INDEMNIFICATION OR ANY DAMAGES OR SUMS OF MONEY, CLAIMS OR DEMANDS WHATSOEVER, RESULTING FROM OR BY REASON OF, OR ARISING OUT OF THE USE, MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD. ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR CUSTOMERS. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY, SHALL BE FOR DAMAGES NOT EXCEEDING THE PURCHASE PRICE OF THE GOODS AND, IF BUYER OR USER WISHES, THE RETURN OF THE GOODS BY BUYER TO SELLER.

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 goods, and return it unopened to the Seller, and the purchase price will be refunded. *By using the goods, you expressly agree to all of the terms and conditions of this contract.*

(RV012810N)

Questions, Comments or Medical Information

Call 1-800-XXX-XXXX www.XXXXXXX.com

(Questions, Comments or Medical Information

Call 1-800-XXX-XXXX www.XXXXXXX.com

The Seller's Guarantee

If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price.

NOTICE: Buyer assumes all risks of use, storage and handling of this product not in strict accordance with directions given herewith.

Horsepower is a Registered Trademark of Nufarm Americas Inc.

Formula Claims: These claims may be presented on the retail container label or on the labeling accompanying the product.

APPENDIX

- Kills weeds - not lawns.
- For a beautiful Weed-Free Lawn
- Use [Product Name] to control weeds everywhere around [or in] your lawn.
- Kills broadleaf weeds in your lawn.
- Ideal for spot treating individual lawn weeds.
- Rain proof in hours.
- New Formula.
- Can be used on all cool season [turf] [grass] [lawns].
- Guaranteed [Results]
- Kills weeds the first time, every time, guaranteed.
- Guaranteed not to harm the lawn.
- Kills to the root so weeds don't [won't] ever come [grow] back.
- Formerly [Product Name]
- Complete [total] root [weed] kill
- Kills all major [common] broadleaf weeds
- Complete kill [root kill] [weed kill]
- Kills [even] hard to control [kill] weeds
- Kills even tough [the toughest] [lawn] weeds [to the root]
- Won't harm lawns, when used as directed.
- Total root kill
- Kills [dandelions] [chickweed] [clover] [ground ivy] [creeping Charlie] [oxalis] [wild violet] [poison ivy] [poison oak] [over 250] and other [over 240 other] tough [lawn] weeds [tough [lawn] weeds].
- Kills over 250 [tough][lawn] weeds
- Kills Weeds
- Kills over 250 weeds including: dandelion, chickweed, clover, ground ivy, (creeping Charlie), oxalis, wild violet & other tough lawn weeds.
- [Product Name] singles out weeds leaves grass alone [unharmred].
- Targets weeds, leaves grass [the lawn] unharmred.
- Made [scientifically formulated] [special formula] for use on lawns.
- New
- New Formula
- Now
- Helps keep lawn[s] healthy and weed-free.
- How it works: [Product Name] contains an exclusive blend of ingredients scientifically proven to kill even the toughest lawn weeds down to the roots. And its revolutionary formula won't kill [harm] your lawn [grass] – guaranteed! [Best of all], the killing power [the exclusive ingredients] only work[s] on weeds, so it [Product Name] won't kill [harm] your lawn [grass] – guaranteed! When used as directed.
- Helps keep[s] the lawn look [ing] beautiful.
- Great [ideal] for spot treatments
- Kills the toughest [lawn] weeds, guaranteed.
- Maximum weed [brush] control
- Results [works] with 1 application
- Tough weed formula
- Max Kill Formula
- Kills weeds to the MAX
- Revolutionary [tough weed] formula
- [Company Name][our][Product Name] best lawn weed killer [weed killer for lawns] [brush killer]
- [Company Name] [our] [Product Name] most-effective lawn weed killer [weed killer for lawns] [brush killer]
- [Company Name] [our] [Product Name] most powerful lawn weed killer [weed killer for lawns] [brush killer]
- [Company Name] [Product Name] strongest formula [ever]
- Kills the [entire] root
- 100% [MAX] root [weed] kill.
- [Product Name] MAX
- Guaranteed kill.
- Tough on weeds. Gentle [easy] on lawns.
- Easy to use.
- Just attach hose and spray.

- Results in 24 hours
- Overnight results
- Rain-Proof in 1 hour
- Rain-Proof! BRAND
- PRODUCT FACT
- Treats up to 8,000 sq. ft. [16 oz. size] (at 2 fl. oz/1 Gal/ 1,000 sq ft. rate)
- Treats up to 16,000 sq. ft. [32 oz. size] (at 2 fl oz/1 Gal/ 1 ,000 sq ft. rate)
- Makes up to 8 gallons of spray [16 oz. size] (at 2 fl oz/1 Gal/ 1 ,000 sq ft. rate)
- Makes up to 16 gallons of spray [32 oz. size] (at 2 fl oz/1 Gal/ 1 ,000 sq ft. rate)
- Results Guaranteed!
- Kills Poison Ivy, Poison Oak and Other Tough Weeds
- Kills Brush, Woody Weeds & Vines
- Also kills poison oak, [wild] blackberries, kudzu and stumps
- Kills Poison Ivy and Tough Brush [that invades your yard]
- Kills the toughest weeds [brush]

{Optional Language Below – Use Precautions}

USE PRECAUTIONS

Do not pour spray solutions near desirable plants. Avoid fine mists. Maximum kill (or control) of weeds will be obtained from spring or early fall applications when weeds are actively growing.

The suitable use of this product on non-recommended turf species may be determined by treating a small area at any rate/sq. ft. which does not exceed 4 ounces/1,000 square feet. Prior to treatment of larger areas, the treated area should be observed for any sign of turf injury for a period of 30 days of normal growing conditions to determine the phytotoxicity and efficacy to the treated area. The user assumes the responsibility for any plant damage or other liability resulting from the use of this product on species not recommended on this label.

For optimum results: (1) avoid applying during excessively dry or hot periods unless irrigation is used; (2) avoid applying if rainfall is expected within 24 hours, nor should lawns be irrigated (watered) for 24 hours following application. Clean and rinse spray equipment using soap or detergent and water, and rinse thoroughly before reuse for other sprays.