



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Ms. Wendy Holingsworth-Cox
Product Registration
The Scotts Company
14111 Scottslawn Road
Maysville, OH 43041

FEB 23 2010

Subject: Notification for Label Revisions under PRN 98-10 and PRN 2007-4
Storage & Disposal and Alternate Brand Name Changes: "Ortho Grass-B-Gon
Garden Grass Killer," Ortho Grass-B-Gon Garden Grass Killer Formula II"
and "Ortho Grass-B-Gon Garden Grass Killer for Landscapes Ready-to-Use"

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under
Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated November 20, 2009 for:

EPA Registration 239-2620 "Grass-B-Gon Grass Killer Formula II"

The Registration Division (RD) has conducted a review of the request(s) for applicability
under PRN 98-10 and PRN 2007-4 and finds that the label changes requested fall within the
scope of PRN-98-10 and 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
non-refillable 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 Owen F.
Beeder of my staff at 703-308-8899.

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

EPA United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number 2392620LBL20091130
---	--	---

Application for Pesticide - Section I

1. Company/Product Number 239-2620	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) The Scotts Company/Grass-B-Gon Grass Killer Formula II	PM# PM-23	
5. Name and Address of Applicant (Include ZIP Code) The Scotts Company d/b/a The Ortho Group P.O. Box 190 Marysville, OH 43040 <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 checked="" type="checkbox"/> Resubmission in response to Agency letter dated August 6, 2009 <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
FEB 23 2010

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

Notification of Alternate Brand Names: Ortho Grass-B-Gon Garden Grass Killer, Ortho Grass-B-Gon Grass Killer Formula II, and Ortho Grass-B-Gon Grass Killer For Landscapes Ready-To-Use. Notification of general labeling revisions per PR Notice 98-10 and PR Notice 2007-4. Details may be found in the attached cover letter.

See certification statements on the attached page.

Section III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			<input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)
*Certification must be submitted		If "Yes" Unit Packaging wgt. No. per Container	If "Yes" Package wgt. No. per Container		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 8 fl oz, 24 fl oz		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Other Laminated paper with pressure sensitive adhesive <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					


Section IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Wendy Hollingsworth-Cox	Title Senior Scientist, Federal Registrations	Telephone No. (include Area Code) (937) 578-5205

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.

Date Application Received
(Stamped)

2. Signature BY:  The Scotts Company LLC	3. Title Sr. Scientist, Federal Registrations	
4. Typed Name Wendy Hollingsworth-Cox	5. Date November 30, 2009	



The Scotts Company LLC
and Subsidiaries

November 30, 2009

Joanne Miller (PM-23)
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7505P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202

Subject: **Notification of Alternate Brand Name**
Revised Label per EPA Comments dated August 6, 2009
Notification of General Label Revisions
Grass-B-Gon Grass Killer Formula II, EPA Reg. No. 239-2620
OPP Identifier Number: 2392620LBL20091130

Dear Ms. Miller:

Please accept the enclosed notification of the following Alternate Brand Names – *Ortho Grass-B-Gon Garden Grass Killer, Ortho Grass-B-Gon Grass Killer Formula II, and Ortho Grass-B-Gon Grass Killer For Landscapes Ready-To-Use* for EPA Registration No. 239-2620. Although we believe these alternate brand names may be on file with the Agency, this submission is being made to ensure that the Agency's records are complete.

Also, included with this submission is the revised label per EPA comments on the stamped accepted label dated August 6, 2009 for Grass-B-Gon Grass Killer Formula II, EPA Registration No. 239-2620.

Please find the following documentation in support of this submission:

- Application of Pesticide Registration Form 8570-1
- Two (2) copies of the revised master label
- One (1) copy of the revised master label with changes marked and highlighted

The following changes have been made to the proposed master label:

- Incorporation of EPA comments to the stamped accepted label dated August 6, 2009
 - 1) Modification to the PPE statement in the "Hazards to Humans and Domestic Animals" section.
 - 2) Revision of the storage and disposal statement per PR Notice 2007-4.
 - 3) Clarification of the product name of record – Grass-B-Gon Grass Killer Formula II.
- Notification of General Label Revisions per PR Notice 98-10
 - 1) Modifications and deletions of optional marketing claims in various sections.
 - 2) Minor modification in the Directions for Use/When to Apply section to be consistent with the deletion of the optional marketing claim – "Treatment is rain proof one hour after application." (See attached email)
 - 3) Modifications to the master label format to be consistent with our current format.

14111 Scotts lawn Road
Marysville, Ohio 43041
Direct line: 937-578-5205
Facsimile: 937-644-7075
Email: wendy.bollingsworth-cox@scotts.com

16
12

NOTE:

Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.
Underline text is new. ~~Strike-through text is being deleted.~~

EPA Reg. No. 239-2620

[Outdoor Icon] [Outdoor Use Only]

NOTIFICATION

FEB 23 2010

GRASS-B-GON GRASS KILLER FORMULA II

ALTERNATE BRAND NAMES

- Ortho Grass-B-Gon Garden Grass Killer
- Ortho Grass-B-Gon Grass Killer Formula II
- Ortho Grass-B-Gon Grass Killer For Landscapes Ready-To-Use

ACTIVE INGREDIENTS:

Fluazifop-P-butyl: Butyl(R)-2-[4-[[5-trifluoromethyl-2-pyridinyl]oxy]-
phenoxy] propanoate 0.48%

OTHER INGREDIENTS: 99.52%

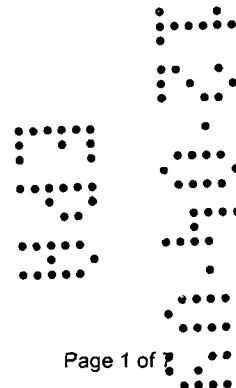
TOTAL 100.00%

KEEP OUT OF REACH OF CHILDREN

CAUTION

See [back] [side] [other] [panel] [booklet] for additional precautionary statements

NET CONTENTS 24 fl oz /710 ml, 8 fl oz/237 ml



NOTE:

EPA Reg. No. 239-2620

Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.
Underline text is new. ~~Strike-through text is being deleted.~~

[OPEN]

[Resealable Label For Directions & Precautions]

[Peel Open For Use Directions and Further Information]

DIRECTIONS FOR USE

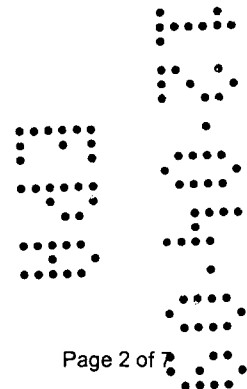
It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

[Grass-B-Gon Grass Killer Formula II] [Brand Name] is a ready-to-use selective systemic grass killer that can be used to kill existing weedy grasses in and around ground covers, plant beds, landscapes, and individual shrubs and trees.

Optional "Product Facts Table"

PRODUCT FACTS	
KILLS GRASSES	<p>Controls most grasses including Annual Bluegrass, Bentgrass, Bermudagrass, Crabgrass, Downy Brome, Foxtails, Goosegrass, Johnsongrass, Panicum, Quackgrass, Sandbur and [any other listed weeds] [many other annual and perennial grassy weeds].</p> <p>See inside booklet for other grasses controlled.</p> <p>Note: The product does not control broadleaf weeds or sedges. Select an appropriate [Ortho Weed-B-Gon®] [Brand Name] product.</p>
WHERE TO USE	Use in and around ground covers, plants beds, landscapes, shrubs and trees*

*Won't harm ornamental plants when used as directed.

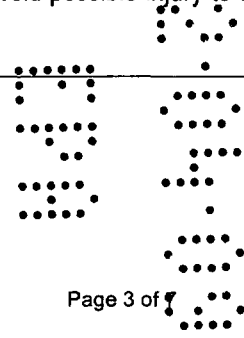


NOTE:

EPA Reg. No. 239-2620

Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.
Underline text is new. ~~Strike-through text is being deleted.~~

<p>WEEDY GRASSES CONTROLLED</p>	<p>Controls most annual and hard-to-kill perennial grasses including the examples listed below in one (or two) applications(s). Younger, actively growing seedling weeds are more easily killed than older, mature, well-established grassy weeds.</p> <p>[Annuals:] Annual Bluegrass (<i>Poa annua</i>), Barnyardgrass, Crabgrass, Downy Brome, Foxtails, Goosegrass, Panicum, Sandbur</p> <p>[Perennials:] Bahiagrass, Bentgrass, Bermudagrass, Centipedegrass, Dallisgrass, Johnsongrass, Kentucky Bluegrass, Nimblewill, Orchardgrass, Perennial Ryegrass, Quackgrass, St. Augustinegrass, Tall Fescue</p> <p>Note: This product does not control broadleaf weeds or sedges (nutgrass). Select an appropriate [Brand Name] product.</p>
<p>WHEN TO APPLY</p>	<ul style="list-style-type: none"> • Apply anytime weeds are actively growing. • Warm, sunny weather will accelerate systemic movement from leaves and stems down to the roots to give complete kill. • Do not mow or cut off tops of weeds before spraying. • Do not apply if rainfall is expected soon after application. • Growth of treated grasses stops soon after application. • They turn yellow and die within one to four weeks depending on the grass species and weather conditions. • Cool weather slows activity.
<p>HOW TO USE</p>	<ul style="list-style-type: none"> • Hold sprayer close to weed (1 to 2 ft) with spray nozzle aimed at weed and away from face and just wet foliage. • Make 2 applications 7 days apart for tough to control weedy grasses such as established Bermudagrass, Crabgrass, and Quackgrass. • Repeat if necessary. • Spray when air is calm to avoid drift to non-labeled plants. • If an unlisted plant is accidentally contacted, wash off immediately with water. • Unless the ornamental plant is listed in the table under those plants which you can spray over the top, always direct the spray to the weeds to avoid possible injury to the foliage.



NOTE:

EPA Reg. No. 239-2620

Bold, italicized text is information for the reader and is not part of the label.

[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.

Underline text is new. ~~Strike-through text is being deleted.~~

<p>GROUND COVERS, FLOWERS, ORNAMENTALS, SHRUBS, AND SHADE TREES</p>	<p>To kill undesirable weedy grasses growing around the trunk or up through the foliage of the following plants, spray directly on the weeds, avoiding the desirable plant foliage as much as possible.</p> <p>The following plants are generally tolerant (will not be injured) although temporary discoloration of the foliage may occur occasionally on some of the listed plants if contacted by spray.</p>
<p>GROUND COVERS & FLOWERS</p>	<p>Ajuga, Algerian Ivy, Cinquefoil (Potentilla), Coleus, Dichondra, English Ivy, Gazania, Geranium, Iris, Lilyturf, Marigold, Pachysandra, Periwinkle (Vinca Minor), Petunia, Rose, and Zinnia</p>
<p>LOW GROWING SHRUBS & ORNAMENTALS</p>	<p>Azalea, Barberry, Boxwood, Cotoneaster, Crepe Myrtle, Euonymus, Forsythia, Gardenia, Juniper*, Photinia, Pittosporum, Privet (Ligustrum), Pyracantha,, Rhododendron, Spirea, Star Jasmine, Viburnum, and Yew (Taxus)</p> <p>*Juniper: Spray weedy grasses around and beneath junipers. Do not allow spray to contact foliage (needles), as browning may occur in some varieties.</p>
<p>TALL SHRUBS & SHADE TREES</p>	<p>Arborvitae, Ash, Birch, Cherry (flowering), Crab Apple, Crepe Myrtle, Dogwood, Douglas Fir, Eucalyptus, Fir, Hemlock, Holly, Oak, Magnolia, (flowering), Maple, Mountain Ash, Peach (flowering), Pear (flowering), Pine, Plum (flowering), Quince, Redbud, Spruce, Sweet Gum, and Willow</p>
<p>NON-BEARING TREE CROPS AND VINES</p> <p>(Plants that will not bear edible fruit for one year)</p>	<p>Direct spray around the base but away from foliage of desirable plants to contact weedy grasses. Should accidental contact be made to foliage, immediately wash off with water.</p> <p>Almonds, Apples, Apricots, Avocados, Berries, Cherries, Dates, Figs, Filberts, Grapes, Grapefruit, Lemons, Limes, Macadamia, Mangoes, Nectarines, Olives, Oranges, Peaches, Pears, Pecans, Pistachios, Plums, Pomegranates, Prunes, Tangelos, Tangerines, and Walnuts</p>

NOTE:

EPA Reg. No. 239-2620

Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.
Underline text is new. ~~Strike-through text is being deleted.~~

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Keep from freezing. Keep pesticide in original container. Do not put concentrate or dilute into food or drink containers. Avoid contamination of feed and foodstuffs. Store in a cool, dry place, preferable in a locked storage area.

PESTICIDE CONTAINER DISPOSAL: **If empty:** Nonrefillable container. Do not reuse or refill this container. 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 or outdoor drain.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS

CAUTION: Causes eye irritation. Avoid contact with eyes or clothing. Wear long-sleeved shirt, long pants, shoes and socks, and PVC gloves when spraying. Wash thoroughly with soap and water after handling.

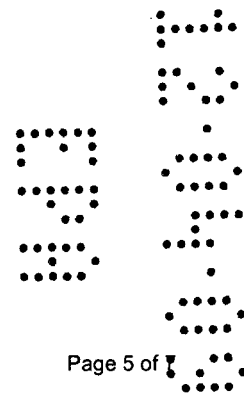
FIRST AID: If in eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

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

Note to Physicians: Emergency information call 1-800-225-2883.

ENVIRONMENTAL HAZARDS

Do not apply directly to water. Groundwater Advisory: Do not apply around wells or where the water table (groundwater) is close to the surface or where the soils are very permeable, such as sandy loam.



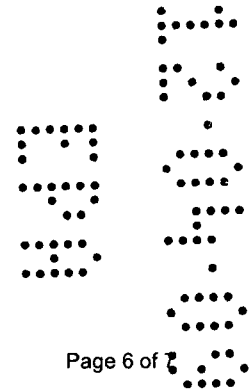
NOTE:

EPA Reg. No. 239-2620

Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.
Underline text is new. ~~Strike-through text is being deleted.~~

OPTIONAL MARKETING CLAIMS

- After [image of landscape plants without weedy grasses]
- Before [image of landscape plants with weedy grasses]
- For use in and around Ornamentals, Ground Covers, Evergreens, Shrubs, Shade Trees, and non-bearing Tree Crops and Vines
- Guaranteed to kill weedy grasses, Roots and Tops, without injuring ornamental plants when used as directed
- Kills: Bermudagrass, Crabgrass, Barnyardgrass, Foxtails, Bentgrass, Quackgrass, Johnsongrass, Sandbur, and many other annual and perennial grassy weeds
- Kills [annual and perennial] grassy weeds
- Kills weedy grasses
- Kills weedy grasses without injuring ornamental plants when used as directed.
- No mixing
- Ready-to-Use
- Use In and Around Groundcovers, Flowers, Landscape & Shrubs
- Water based [Icon of water drop]
- Won't harm landscape plants* *(Won't harm listed ornamental plants when used as directed.)



12
12

NOTE:

EPA Reg. No. 239-2620

Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text]. Text separated by ♦ denotes and/or options.
Underline text is new. ~~Strike-through text is being deleted.~~

NOTICE: To the extent consistent with applicable law, buyer assumes all risks of use, storage or handling of this product not used in accordance with directions.

[Telephone icon] **Questions, Comments or Medical Information [?]**
Call 1-800-225-2883

[Visit our website]
[www.ortho.com]

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

Environmental Stewardship Statement. [Ortho & Your Environment – Your yard is a place for family and pets to enjoy. That’s why Ortho products are designed with care to provide effective solutions to weed problems. For best results, please follow instructions for appropriate usage, storage and disposal.]

[Manufactured for] [Sold by]
The ORTHO Group
P.O. Box 190
Marysville, OH 43040

EPA Reg. No. 239-2620
EPA Est. 239-IA-3^l, 58996-MO-1[^]
[Superscript is first letter of lot number]

[Product of] [Made in] [Country Name] [USA]

©[Insert Year] Licensed by [Company Name]
World rights reserved.

