



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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

JUL 24 2008

Ms. Claudia S. Harrington
Director, Federal Registrations
The Scotts Company d/b/a The Ortho Group
14111 Scottslawn Road
Marysville, OH 43041

Subject: Orthene Fire Ant Killer II
EPA Reg. No. 239-2632
Application Dated June 25, 2008

Dear Ms. Herrington:

The labeling amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, As Amended (FIFRA), is acceptable, provided that you submit one copy of your final printed label incorporating the following correction before you release the product for shipment.

Correct the text appearing under the "Product Facts" heading ("Kills Insects: Fire Ants") to read as cited below. The text "Kills Insects" is considered misleading since there is only one insect listed.

Kills Fire Ants

A stamped copy of the label is enclosed for your records.

Sincerely,

A handwritten signature in black ink, appearing to read "Marilyn A. Mautz".

Marilyn A. Mautz
Biologist
Insecticide-Rodenticide Branch
Registration Division (7504P)

**MASTER LABEL
ORTHENE® Fire Ant Killer II
EPA Reg. No. 239-2632**

ABN: ORTHENE® Fire Ant Killer₁

[OPTIONAL FRONT PANEL CLAIMS]

- Treats [up to] 72 mounds [1 lb]
- Treats 27 mounds [6 oz]
- Treats 54 mounds [12 oz]
- Icon: [For] Outdoor Use Only]
- No Watering Necessary
- No Watering In!
- Sprinkle On and Forget
- Just Apply and Forget
- Easy-To-Use
- No Mixing Required
- Now Reduced-Odor Formula
- Now Low-Odor Formula
- Kills Off Existing/Visible Mounds Fast* (*within 3 to 7 days)
- Mound Treatment/Treater
- Kills the Queen & Entire colony!
- Kills the Queen/Queens
- Kills (the) Queen(s) and/& Destroys the Mound
- Ready-To-Use
- Destroys Entire Colonies within 3 to 7 days
- For Outdoor Home Use Only

Active Ingredient
 Acephate50%
 Other Ingredients.....50%

Keep out of reach of children
CAUTION
 See side/back panel for additional precautionary statements

NET WT. 6 oz./170 g
 12 oz./340 g
 17 oz./482 g

ACCEPTED
 with COMMENTS
 in EPA Letter Dated:
 JUL 24 2008
 Under the Federal Insecticide,
 Fungicide, and Rodenticide Act,
 As amended, for the pesticide
 Registered under EPA Reg. No.
239-2632

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

Do not apply this product in a way that will contact people or pets.

IMPORTANT: To be used only as a mound treatment for home lawns and as a mound treatment around ornamental plants (including flowers, trees and shrubs).

[DIRECTIONS TO OPEN CAP]

OPTION 1 (For CUTTING FIN TYPE CAP):

- 1. Do NOT Shake Package. Squeeze cap sides while unscrewing. Squeeze hard.
- 2. To easily open inner seal: Aiming away from body, Invert cap and press down on seal to puncture.
- 3. Rotate cap a 3/4 quarter turn while pressing down to cut open seal. Remove inner seal.

OPTION 2 (For DOME TYPE CAP):

Do Not Shake Package. Press down on dome and hold to puncture inner seal. Squeeze cap sides while unscrewing. Squeeze hard. Remove and dispose of entire seal.

OPTION 3 (FOR TEAR SEAL TYPE CAP):

Do Not Shake Package. Squeeze cap sides while unscrewing. Squeeze hard. [Inner seal will tear upon opening, and is ready for use!!]

OPTIONAL TEXT 1

Product Facts

Kills Insects: Fire ants

WHERE TO USE • As a mound treatment for home lawns and around ornamental plants (including flowers, shrubs & trees)

AMOUNT Fire Ant Mounds

TO USE • 1 Tablespoon per mound

[phone icon] **Questions, Comments or Medical Information ?**
] call 1-800-225-2883 www.ortho.com

1 Tablespoon (Tbs) = 3 teaspoons (tsp)

FIRE ANTS [optional icon]

Red Harvester Ants

HOW TO APPLY [optional icon]

- Sprinkle 1 tablespoon dry powder over each mound.
- **DO NOT WATER IN.**
- Try not to disturb mounds while treating.

WHEN TO APPLY [optional icon]

- For best results, apply when ants are active. Applications made under prolonged hot and dry conditions may be ineffective due to location of ants deep in the nest.
- Do not apply during heavy dew or just before a rain.
- Treat new mounds as they appear.

END OF OPTIONAL TEXT 1

OPTIONAL TEXT 2

FIRE ANTS and Red Harvester Ants as a mound treatment in home lawns and around ornamental plantings:
 Sprinkle 3 teaspoonfuls (1 tablespoon) dry powder over each mound. **DO NOT WATER IN.** Treat new mounds as they appear. For best results, apply when ants are active. Applications made under prolonged hot and dry conditions may be ineffective due to location of ants deep in nest. Try not to disturb mounds while treating. Do not apply during a heavy dew or just before a rain. Repeat treatment if ants reappear.

END OF OPTION TEXT 2

{Reentry icon}: Do not allow people or pets to enter treated area until dusts have settled.

STORAGE AND DISPOSAL [optional garbage can icon]

STORAGE: Keep pesticide in original container. Store in a cool, dry place, preferably in a locked storage area. **DISPOSAL: If empty:** Do not reuse 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 TO HUMANS & DOMESTIC ANIMALS

HAZARDS CAUTION: Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes and clothing. When handling this product, wear long-sleeved shirt and long pants, shoes plus socks and chemical resistant gloves made of any water proof material. Wash the outside of the gloves with soap and water before removing. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse.

FIRST AID:

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 a 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.


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. Acephate is a cholinesterase inhibitor. Atropine is antidotal. 2-PAM is also antidotal and may be used in conjunction with atropine but should not be used alone.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to birds. 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.

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

Note: This package is sold by weight. Contents may have settled during shipment.

 Questions, Comments or medical Information?

Call 1-800-225-2883 www.ortho.com
Manufactured for
The ORTHO Group

P.O. Box 1749
Columbus, OH 43216
EPA Reg. No 239-2632
EPA Est. 39578 TX-1
Made in USA

Additional Claims for Now Packaging

- Now! Easy-Open Packaging
- Now! No-Touch Opening Feature
- Now! No-Mess Opening Feature
- Now! Easy-Open Seal
- Now! No-Touch Seal Removal [Remover]
- Now! No-Mess Seal Removal [Remover]
- Now! Twist n' Go Seal Removal [Remover]
- Now! Twist n' Go Seal Feature
- Now! Twist n' Go Opening
- Now! Easy-Off Seal Feature
- Now! Slice & Go Seal Removal [Remover]
- Now! Press & Go Seal Puncture
- Now! Press & Go Seal Opener
- Now! Punch & Go Seal Opener
- Now! Punch & Go Seal [cap]
- Now! Easy Punch Seal[cap]
- Now! Easy Puncture Seal [cap]
- Now! Easy Punch Dome [cap/seal]
- Now! Easy Puncture Dome [cap/seal]
- Now! Press & Punch Dome [cap/seal]
- Now! Built-In Seal Puncture
- Now! Built-In Seal Removal [Remover]
- Now! No-Tool Opening Feature
- Now! Ready, Aim, Open packaging
- Now! Pop n' Go Seal [Opener]
- Now! Pop n' Go Closure [Cap/dome]
- Now packaging opens easily for less mess.
- Now cap lets you puncture inner seal easily
- Now Packaging Automatically opens the seal when you remove cap
- Open inner seal with no [added] tools!
- Easy-Open cap feature lets you remove seal with no mess
- Remove seal with no mess!
- Remove seal with no [added] tools!
- Now cap opens seal when twisted.
- Now cap opens seal when turned
- Open inner seal with one turn [twist] [of cap]
- One turn [twist] of the cap opens [inner] seal
- Now Auto Vent Package