



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

November 22, 2010

Kevin Tucker
The Scotts Company
d/b/a The Ortho Group
P.O. Box 190
Marysville, OH 43040

Subject: Amendment – Updating the letter per PR Notice 2007-4
Ortho Lawn Insect Killer Granules
EPA Reg. No. 239-2684
Your submission dated May 26, 2010

Dear Mr. Tucker:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable subject to the comments listed below. Two (2) copies of the finished labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

1. Delete the claim "New" from the label. The claim "New" could only be used on labeling for a period of six months from the date of first distribution.
2. Replace "Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco" with "Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet" in the *Precautionary Statements* section.
3. Revise the *Environmental Hazards* section to read as follows:

"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. Sweeping any product that lands on a driveway, sidewalk, or street, back onto the treated area of the lawn or garden will help to prevent run off to water bodies or drainage systems."

Note, the company's website referenced on your label becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the websites

are false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. Regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Should the Agency find or if it is brought to our attentions that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.

If you have any questions regarding this action, please contact BeWanda Alexander at alexander.bewanda@epa.gov or (703) 305-7460.

Sincerely,



Richard Gebken
Product Manager
Insecticide Branch
Registration Division (7505P)

Enclosure

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.~~

Ortho Lawn Insect Killer Granules

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

PRODUCTS FACTS	
KILLS FIRE ANTS	On lawns, flower beds, landscape areas, patios, driveways and sidewalks
WHERE TO USE	On fire ant mounds
WHEN TO USE	Apply any time fire ant mounds are present.
HOW TO USE	<ol style="list-style-type: none"> Gently sprinkle ½ cup of product over, and 2 feet around, each mound. To maximize product performance, slowly and gently water-in 1 to 2 gallons of water to limit run-off from the mound and reduce the chance of disturbing the ants.
HELPFUL TIPS	<ul style="list-style-type: none"> For best results, apply in cool weather (65° to 80°F), or in early morning or late evening hours when it is cool and the ants are most active. Food utensils, such as teaspoons and measuring cups, must not be used for food purposes after use with pesticides.
PEOPLE AND PETS	For best results, avoid disturbing particles by keeping people and pets off of treated area until product has been watered-in and soil is dry.

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

ORTHO AND YOUR ENVIRONMENT Your home and yard are places for family and pets to enjoy. That's why Ortho products are designed with care to provide effective solutions to insect problems inside and outside your home. For best results and a healthy environment, please follow instructions for appropriate usage, storage and disposal.

STORAGE AND DISPOSAL [Optional trash can icon]
PROHIBITIONS: Do not contaminate water, food or feed by storage and disposal.
PESTICIDE STORAGE: Keep out of reach of children and animals. Store in original bag/container only. Store in a clean, dry, well ventilated place and avoid excess heat. For bags/containers after partial use, reseal opened bag/container by folding top down and securing.
PESTICIDE AND CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. ~~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 [Optional icon]
HAZARDS TO HUMANS & DOMESTIC ANIMALS: CAUTION: Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

FIRST AID [Optional icon]

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

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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 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 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 mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice. Have the product container or label with you when calling a poison control center or doctor, or going for treatment. **NOTE TO PHYSICIAN:** This product is a pyrethroid. If large amounts have been ingested, milk, cream and other digestible fats and oils may increase absorption and so should be avoided.

ENVIRONMENTAL HAZARDS: This pesticide is extremely toxic to fish and aquatic invertebrates. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate.

EMERGENCY ASSISTANCE CALL: 1-800-225-2883

NOTICE: Buyer assumes all risks of use, storage or handling of this product not in accordance with directions.

The ORTHO 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.

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Manufactured for The ORTHO Group

P.O. Box 190, Marysville, OH 43040

BB01592E011

EPA Reg. No. 239-2684

EPA Est. 538-OH-1^S, 9198-OH-1^M, 9198-OH-2^B,

9198-AL-001^A, 44616-GA-1^D

Superscript is first letter of lot number

Made in USA