

2 2 29 2012 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

SAVIRON INVITED STATES - 201954

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Mandy Slacks The Scotts Company 1411 Scottslawn Road Marysville, Ohio 43041

FEB 2 9 2012

Product Name: EPA Reg. No.: Subject: EPA Decision No.: Triticonazole Concentrate Fungicide 239-2700 Notification dated 1/23/2012 461044

Dear Ms. Slack,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The Agency acknowledges your request to add a minimum package size of 16 fluid ounces. The Agency also acknowledges the alternate text "Amount to Use" and packaging cap claims.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, 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. Therefore should the Agency find or if it is brought to our attention 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. As an alternative, you may refer consumers to the company's phone number or provide an email address.

The label submitted with the application has been stamped "Notification" and will be placed in our records. If you have any questions, please contact Shaunta Hill ay 703-347-8961 or by email at hill.shaunta@epa.gov.

Sincerely,

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Shaja B. Joyner
 Product Manager 20
 Fungicide Branch
 Registration Division (7504P)

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EPA	Environmental	ted States Protection Agenc gton, DC 20460	y		tration dment	Identifier Number
	1 2 19 2 S. A. M. S.	Application for Pe	sticide - Sect	on I	191.6	
1. Company/Product Nur The Scotts Company d/b/	nber a The Ortho Group / 239-:	2700	2. EPA Product Ma Shaja B. Joyr		3. Pr	oposed Classification
4. Company/Pro	oduct (Name) riticonazole Concentr	rate Fungicide	PM# 20			None Restricte
5. Name and Address of The Scotts Co PO Box 190 Marysville, OH	Applicant (<i>Include ZIP Co</i> mpany d/b/a The Ort	ode)				Section 3(c)(3)(b)(I), my peling to:
		Sect	ion II			
Notification - Explain Explanation: Use additional p See cover letter for details. "Thi or the confidential statement of i	ponse to Agency letter da below. age(s) if necessary. (For sect s notification is consistent with th formula of this product. I undersi		.C. Sec. 1001 to willfully	ication 1 below. 0 CFR 152,46, and no make any false statem	nent to EPA. I furth	ner understand that if this
Section III Material This Product N Child-Resistant Packaging Yes*		Water	Soluble Packaging] Yes] No		pe of Containe	ər
No	16 10 1	11 15 10 1	NO	per	Glass	
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The Scotts Company LLC____

and Subsidiaries

January 23, 2012

Shaja B. Joyner, PM 20 Document Processing Desk (NOTIF) Office of Pesticide Programs (7504P) U.S. Environmental Protection Agency Room S-4900, One Potomac Yard 2777 South Crystal Drive Arlington, VA 22202

SUBJECT: The Scotts Company d/b/a The Ortho Group Triticonazole Concentrate Fungicide (EPA Reg. No. 239-2700) Submission of Label Notification per PR Notice 98-10

Dear Ms. Joyner:

The Scotts Company d/b/a The Ortho Group, is submitting a notification for Triticonazole Concentrate Fungicide (EPA Reg. No. 239-2700) to add a minimum package size of 16 fl oz. In addition, Scotts has made changes per PR Notice 98-10:

- Added "Amount to Use" as alternate text to "Use this Amount"
 - Added the following packaging type claims:
 - "Easy-Measure [Cap] [Top] [Lid] [Cup]"
 - "Drain-Back [Cap] [Top] [Lid] [Cup]."

The following materials are enclosed to support this application:

- One (1) fully executed Form 8570-1;
- One (1) "mark up" copy of the label highlighting changes; and
- Dive (\$) coptes of the revised master label.

If you have any questions concerning this correspondence please contact me by phone: 937.644.7187 or email at amanda.slack@scotts.com.

Sincerely,

Mando Stack

Mandy Slack Analyst, Regulatory Affairs

Enclosures

14111 Scottslawn Road Marysville, Ohio 43041 937-644-0011



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Triticonazole Concentrate Fungicide

Alternate Brand Names

Ortho[®] Max[™] Rose Pride[®] Disease Control Ortho[®] Max[™] Garden Disease Control Ortho[®] Rose Pride[®] Disease Control Ortho[®] Disease Control Ortho[®] Max[™] Lawn Disease Control Ortho[®] Lawn Disease Control Ortho[®] Rose & Flower Disease Control Concentrate Ortho[®] Rose & Flower Disease Control Ready-Spray[®]

[ICON] For Residential [Indoor and] Outdoor Use Only

ACTIVE INGREDIENT:

Triticonazole	1.0%
OTHER INGREDIENTS	
Total	100.0%

Contains 0.079 lbs. Triticonazole per U.S. gallon

KEEP OUT OF REACH OF CHILDREN CAUTION

See side or back panel for First Aid statements and additional precautionary statements.

Net Contents: 1 pt. (16 fl oz) / (473 ml) / [1 qt. (32 fl oz.) / (946 ml.)] / [XX fl. oz.]

[PEEL HERE] [OPEN RESEALABLE LABEL FOR DIRECTIONS & PRECAUTIONS] [PRESS TO RESEAL]

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The Scotts Company d/b/a The Ortho Group

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	FIRST AID
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 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. Call a poison control center or doctor for treatment advice.
For Medical Emergencies Call	24 Hours a Day 1-800-225-2883

going for treatment. NOTE TO PHYSICIAN: Treat symptomatically.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS CAUTION

Harmful if swallowed or absorbed through the skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, and drinking, or using tobacco. Wear long sleeved shirt, long pants, socks, shoes and gloves. Remove / PPE clothing. Then wash thoroughly and change into clean clothing.

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. This pesticide is toxic to wildlife. This product is toxic to bees exposed to direct treatment. Do not apply this product while bees are actively visiting the treated area.

PHYSICAL OR CHEMICAL HAZARDS: Do not apply this product in or on electrical equipment due to the possibility of shock hazard.

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DIRECTIONS FOR USE

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

IMPORTANT APPLICATION INFORMATION

- For [indoor and] outdoor residential use only.
- Do not apply this product in a way that causes the spray to contact people, either directly or through drift.
- Keep children and pets out of treated areas until sprays have thoroughly dried.
- When applying outdoors:
 - Do not apply if wind speed exceeds 10 mph.
 - Always stand "up wind" when applying this product.

LAWNS		
TO TREAT THESE DISEASES	Brown Patch, Anthracnose, Melting out leaf spot (Grey leaf spot), Dollar spot, Take- all patch, Red thread, Helmithosporum leaf spot, Brown ring patch (Waitea patch), Fusarium patch, Pink patch, Grey snow mold, Pink snow mold, Necrotic ring spot, Red leaf spot, Large patch, Zoysia patch, Yellow spot, Rust	
	Also suppresses algae growth!	
ON THESE PLANTS/ WHERE TO USE	Lawns	
USE THIS AMOUNT / AMOUNT TO USE	LIGHT INFESTATIONS 2 fl oz. per gallon of water for each 100 sq. ft. of lawn Ortho [®] Dial 'N Spray [®] setting is 2 fl oz. 32 fl oz. bottle will treat 1600 sq. ft. HEAVY INFESTATIONS 4 fl oz. per gallon of water for each 100 sq. ft. of lawn Ortho [®] Dial 'N Spray [®] setting is 4 fl oz. 32 fl oz. bottle will treat 800 sq. ft. Do not apply more than 120 fl oz. per 1000 sq. ft. per year (3.36 lbs of active ingredient / Acre / Year)	
WHEN TO APPLY	Apply as soon as disease problems are noticed. Wait 2 to 4 weeks to re-apply if disease problems reappear.	

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"How to Apply" Instructions - Specific option appearing on label depends on packaging and applicator

1975	Option 1 for Ready-To-Spray Hose End Applicator
	FOR BEST RESULTS Shake container gently before using.
	 [Measure the total [entire] [lawn] area to be sprayed. For rectangular areas, multiply the length by width to obtain total square feet.]
	 Connect: [illustration] Connect/Attach/Sprayer/bottle to end of hose Turn on water Extend hose to farthest area of lawn to be treated
HOW TO APPLY	 Spray: [illustration] To begin spraying, [disengage safety lock and] point nozzle in the direction you want to spray. Slide thumb activation switch forward to ON position. Spray evenly over measured area
	 Finish: [illustration] To STOP spraying, slide thumb activation switch backward to OFF position. Turn off water. Relieve water pressure by sliding thumb switch to ON [WATER] [WATER ONLY] position until water slows to a drip. Then, slide switch back to OFF position [and engage safety lock]. Disconnect the sprayer from hose.
	Do not use hose end applicator indoors

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Option 2 for Ready-To-Spray Hose End Applicator
FOR BEST RESULTS Shake container gently before using.
 [Measure the total [entire] [lawn] area to be sprayed. For rectangular areas, multiply the length by width to obtain total square feet.]
Connect: [illustration] Connect/Attach Sprayer/bottle to end of hose Turn on water Extend hose to farthest area of lawn to be treated
 Spray: [illustration] Hold/Direct/Point sprayer towards the area to be treated. Bend small plastic tab back and turn knob clockwise to ON position.
 Spray evenly over measured area. Finish: [illustration] To stop spraying, turn the knob to the OFF position. Turn off water. To relieve water pressure, turn knob to ON position until water slows to a drip. Turn the knob back to the OFF position. Disconnect the sprayer from hose.
Do not use hose end applicator indoors
Tank Sprayer
 FOR BEST RESULTS Shake container gently before using. [Measure the total [entire] [lawn] area to be sprayed. For rectangular areas, multiply the length by width to obtain total square feet.]
 Spray: [illustration] For light infestations mix 2 fl oz of product per gallon of water.

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The Scotts Company d/b/a The Ortho Group

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	Ortho [®] Dial 'N Spray [®] Applicator
	FOR BEST RESULTS
	Shake container gently before using.
	Prepare applicator: [illustration]
	 Set dial to 2 fl oz. for light infestations and 4 fl oz. for heavy infestations
	Add 16 fl oz. to sprayer jar
	 DO NOT add water.
	Connect: [illustration]
	Attach hose to the sprayer.
ном то	Spray: [illustration]
APPLY	 Extend hose to farthest area of lawn to be treated.
	 Point nozzle in direction you want to spray.
	 For light infestations, spray evenly over 800 sq. ft. (40 ft. x 20 ft. area) until jar is
	 empty For heavy infestations, spray evenly over 400 sq. ft. (20 ft. x 20 ft. area) until jar is
	empty
	Finish: [illustration]
	 Pour unused product back into its original container.
	 Rinse jar with water
	 Clean sprayer by squeezing and releasing trigger in 2 short bursts
	 Turn off water. Squeeze trigger to relieve water pressure.
	 Disconnect hose.
	Do not use Ortho [®] Dial 'N Spray [®] Applicator indoors

	GARDENS	
TO TREAT THESE DISEASES	Black spot, Powdery mildew, Rust, Leaf spots, Anthracnose	
ON THESE PLANTS / WHERE TO USE	Ornamentals, Roses, Flowers, Trees, Shrubs	
USE THIS AMOUNT / AMOUNT TO USE	2 fl oz. per gallon Ortho [®] Dial 'N Spray [®] setting is 2 fl oz.	0 0 0
WHEN TO APPLY	Apply as soon as disease problems are noticed. Wait 2 to 4 weeks to re-apply if disease problems reappear. Each gallon is intended to treat 100 sg ft of garden area. Do not apply more than 5 times in a season. (2.28 lbs of active ingedient / Acre / Year)	

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The Scotts Company d/b/a The Ortho Group

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"How to Apply" Instructions – Specific option appearing on label depends on packaging and applicator

	Option 1 for Ready-To-Spray Hose End Applicator
ношто	Option 1 for Ready-10-Spray Hose End Applicator
	FOR BEST RESULTS
	Shake container gently before using.
	Connect: [illustration]
	 Connect/Attach/Sprayer/bottle to end of hose Turn on water
	Spray: [illustration]
	 To begin spraying, [disengage safety lock and] point nozzle in the direction you want to spray making sure that the end of the nozzle is 8 to 12 inches away from
APPLY	the plants.Slide thumb activation switch forward to ON position.
	 Direct spray toward the upper and lower leaf surfaces and stems.
	 Spray until the surface of the foliage is wet.
	Finish: [illustration]
	 To STOP spraying, slide thumb activation switch backward to OFF position.
	 Turn off water. Believe water pressure by sliding thumb switch to ON [WATER] [WATER ON Y]
	 Relieve water pressure by sliding thumb switch to ON [WATER] [WATER ONLY] position until water slows to a drip. Then, slide switch back to OFF position [and
	engage safety lock].
	 Disconnect the sprayer from hose.
	Do not use hose end applicator indoors
	Option 2 for Ready-To-Spray Hose End Applicator
	FOR BEST RESULTS
	Shake container gently before using.
	Connect: [illustration]
	 Connect/Attach Sprayer/bottle to end of hose
	Turn on water
	Spray: [illustration]
	 Hold/Direct/Point sprayer towards the area to be treated making sure that the
HOW TO APPLY	 end of the nozzle is 8 to 12 inches away from the plants. Bend small plastic tab back and turn knob clockwise to ON position.
AFFLI	 Direct spray toward the upper and lower leaf surfaces and stems.
	 Spray until the surface of the foliage is wet.
	Finish: [illustration]
	 To stop spraying, turn the knob to the OFF position.
	Turn off water.
	 To relieve water pressure, turn knob to ON position until water slows to a drip.
	Turn the knob back to the OFF position.
	 Disconnect the sprayer from hose. Do not use hose end applicator indoors

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	Tank Sprayer
	FOR BEST RESULTS
	Shake container gently before using.
HOW TO APPLY	 Spray [illustration] Mix 2 fl oz of product per gallon of water. Hold sprayer 8 to 12 inches from the area to be treated. Direct spray toward the upper and lower leaf surfaces and stems. Spray only until the surface of the foliage is wet. Ortho[®] Dial 'N Spray[®] Applicator
	Onno Dia N Spray Applicator
	FOR BEST RESULTS
	Shake container gently before using.
	Prepare applicator: [illustration]
	 Set dial to 2 fl oz.
	 Add 16 fl oz. to sprayer jar
	DO NOT add water.
	Connect: [illustration]
нож то	 Attach hose to the sprayer.
APPLY	Spray: [illustration]
	 Hold sprayer 8 to 12 inches from the area to be treated.
	 Direct spray toward the upper and lower leaf surfaces and stems.
	 Spray only until the surface of the foliage is wet.
	Finish: [illustration]
	 Pour unused product back into its original container.
	Rinse jar with water
	 Clean sprayer by squeezing and releasing trigger in 2 short bursts Turn off water. Squeeze trigger to relieve water pressure
	 Turn off water. Squeeze trigger to relieve water pressure. Disconnect hose.
	Do not use Ortho [®] Dial 'N Spray [®] Applicator indoors

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Sale Care	HOUSEPLANTS [INDOORS]
TO TREAT THESE DISEASES	Black spot, Powdery mildew, Rust, Leaf spots, Anthracnose
ON THESE PLANTS / WHERE TO USE	Houseplants
USE THIS AMOUNT / AMOUNT TO USE	2 fl oz of product per gallon of water
WHEN TO APPLY	Apply as soon as disease problems are noticed. Wait 2 to 4 weeks to re-apply if disease problems reappear. Do not apply more than 5 times in a season.
	Tank Sprayer
HOW TO APPLY	 FOR BEST RESULTS Shake container gently before using. Mix 2 fl oz of product per gallon of water. Hold sprayer 8 to 12 inches from the area to be treated. Direct spray toward the upper and lower leaf surfaces and stems. Spray only until the surface of the foliage is wet.

STORAGE AND DISPOSAL

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

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 or outdoor drain.

[phone icon]

Questions, Comments or Medical Information? ¿Preguntas, Comentarios o Información Médica? 1-800-225-2883

www.ortho.com [computer icon]

Ortho & 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 pest problems inside and outside your home. For best results please follow instructions for appropriate usage, storage and disposal.

The ORTHO Guarantee

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

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Dedicated to a Beautiful World®

Trusted by generations of [homeowners/gardeners], [Insert Subregistrant Company Name] is dedicated to helping you enhance and protect the beauty of your home environment.

[Insert Subregistrant Company Name] NO-QUIBBLE GUARANTEE®

If for any reason you, the consumer, are not satisfied after using this product, you are entitled to get your money back. Simply send us evidence of purchase and we will mail you a refund check promptly.

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.

© 2012, The ORTHO Group. World rights reserved.

Made in USA

Sold By: The Ortho Group P.O. Box 190 Marysville, OH 43040 EPA Reg. No. 239-2700 EPA Est. No. 239-IA-3¹, 52251-OR-005^K, 58996-MO-1^A 239-MS-1^M [(Superscript is first letter of lot number)]

Additional Marketing Claims

Efficacy

- 1. For control of listed diseases on plants/lawns
- 2. Rescues plants/lawns from listed diseases
- 3. Systemic fungicide works through the leaves and stems to protect
- 4. Controls and protects from the inside out
- 5. Cures listed diseases and restores beauty to plants
- 6. Rainproof/Rainfast protection won't wash off once it is dry
- 7. Controls/ Stops/Prevents listed [garden] [lawns] diseases [insert any combination of listed diseases].
- 8. For effective control of a broad spectrum of listed diseases [commonly] found on Lawns/Roses/Flowers/Ornamentals/Trees/[&]Shrubs.
- 9. Controls/ Stops/Prevents [common] listed diseases on Lawns/Roses/Flowers/Ornamentals/Tree/ [&] Shrubs.
- 10. Controls and prevents [the three major listed diseases for roses] [Black Spot, Powdery Mildew and Rust] [and other listed ornamental diseases] [listed garden diseases].
- 11. Systemic action can't be washed off by rain once dried
- 12. Protects the whole plant [including the new shoots]
- 13. Prevents rose defoliation caused by listed diseases
- 14. Fights existing infection of listed diseases
- 15. Protects new growth
- 16. Defend What's Yours[™] for [up to 4] weeks

Speed

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17. Starts working by contact

18. Starts working within [24] hours

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Residual

- 19. Provides [up to 4] weeks of control
- 20. Prevents/Controls for [up to 4] weeks [against] listed [Lawn/Rose/Flower/Ornamental/Tree/[&]Shrub diseases]
- 21. Longer-lasting protection (up to 4 weeks control of listed diseases)*
- 22. Protects twice as long*
- 23. Protects 2 [two] times longer, [up to 4 weeks!], [Guaranteed]*
- 24. Control(s)/ Stop(s)/Prevent(s) [up to] [3 times] more diseases with [up to] [75%] less chemicals/active ingredient*
- 25. Control(s)/ Stop(s)/Prevent(s) [up to] [3 times] more diseases with [one-third [1/3] the chemicals/active ingredient*
- *vs. original Ortho Rose Pride Disease Control (6.5% Triforine)

Usage

- 26. Will not harm Roses/(&) Flowers [or foliage] /Lawns/Ornamentals/ Trees/Shrubs
- 27. Defense/Protection/Safeguard for roses.
- 28. Safe for roses
- 29. Does not stain flowers and leaves
- 30. Enjoy the full beauty of plants, without white residue!
- 31. [Leaves] no white residue
- 32. Perfect/Ideal/Developed/Formulated/Designed for Lawns/Roses/Flowers/Ornamentals/Trees/[&]Shrubs

Applicator Claims

- 33. Ready to Spray Hose-end applicator
- 34. Gentle shower applicator- won't harm plants [or blooms]
- 35. Gentle shower applicator- won't damage plants [or blooms]
- 36. One-handed operation
- 37. Ergonomic [design]
- 38. Ready-Spray® [Ready-to-Spray] [Applicator Name]
- 39. [Simply] attach to [garden] hose and spray [go]
- 40. No mixing required (claim for use with hose-end sprayers that automatically mix)
- 41. Gentle shower [applicator] [spray pattern]
- 42. Broadcast [applicator] [spray pattern]
- 43. Easy [to use]
- 44. Simple [and easy] [to use]
- 45. Convenient
- 46. Economical use to cover large areas
- 47. Easily cover large areas
- 48. Hand doesn't get wet [Hand stays dry]
- 49. Easy grip [control]
- 50. Includes water [only] setting [option]

Packaging Claims:

- 51. Easy-Measure [Cap] [Top] [Lid] [Cup]
- 52. Drain-Back [Cap] [Top] [Lid] [Cup]

Houseplants

- 53. Controls your Indoor and/& Outdoor Plants from listed diseases
- 54. Controls Houseplants from listed diseases
- 55. Non-staining

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The Scotts Company d/b/a The Ortho Group

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