

432-956

1-21-2003

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Mr. Richard M. Gorrell
Manager, Registrations
Bayer Environmental Science
95 Chestnut Ridge Road
Montvale, NJ 07645

JAN 21 2003

Dear Mr. Gorrell:

Subject: Finale® Concentrate Weed, Grass and Brush Killer
EPA Registration No. 432-956
Application and Your Letter Dated November 7, 2002,
Request to Amend Registration by Revising the Labeling
of Finale Concentrate Weed, Grass and Brush Killer,
Resubmitting Application Dated October 22, 2002

The subject application to amend the registration of Finale Concentrate Weed, Grass and Brush Killer by revising the labeling to add new claims and to revise text as described has been reviewed and found to be acceptable under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, provided that you:

1. Delete all proposed new claims on the front panel except "> Results Guaranteed" and "> Made in USA". The reasons why the other proposed claims have been discussed with you and will not be discussed individually in this action. The bottom line is: "they could be misleading as stated".
2. Submit one (1) copy of the final printed label prior to your shipment of this pesticide product under the enclosed revised stamped label.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA, section 6(e). Your release for shipment under this labeling constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records.

Sincerely yours,

Eugene M. Wilson
for Joanne I. Miller
Product Manager (23)
Herbicide Branch
Registration Division (7505C)

Enclosure

FINALE[®] CONCENTRATE WEED, GRASS AND BRUSH KILLER

- For Control of Weeds and Grasses for Home Use Only
- Has No Soil Activity
- Fast Acting Formula Kills Activity Growing Weeds in 1-4 Days
- Fast Acting Formula
- Kills Weeds in 1-4 Days
- Kills Weeds – Roots and All
- Treated Areas Can Be Reseeded or Replanted 4 Days after Application or When Brush, Vines and Weeds Are Dead
- Rainfastness in as Little as 4 Hours for Most Species
- Rain proof in as little as 4 hours for Most Species
- Works in 24 Hours
- Results in 24 Hours
- Starts to Kill in the Same Day
- For Home Use Only
- Makes up to [insert maximum number for finished gallons per container] Gallons
- Covers up to [insert maximum number for square feet per container] Square Feet
- Kills the Toughest Weeds Fast Roots & All
- Results Guaranteed
- Kills Roots
- Treats up to 10,866 sq. ft.
- Finale Concentrate Weed, Grass and Brush Killer quickly kills unwanted weeds, grass and vines, roots and all. It can be used on and around walkways, driveways and patios, in flower beds and around fences, buildings, trees and shrubs. This concentrated formula controls difficult-to-kill weeds like poison ivy, poison oak and blackberry. Eliminating unsightly weeds, grass and vines from your home's landscape has never been easier.
- Made in USA

**ACCEPTED
with COMMENTS
In EPA Letter Dated**

JAN 21 2003

**Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.**

432-956

ACTIVE INGREDIENT:

Glufosinate-ammonium: 5.78%**

OTHER INGREDIENTS: 94.22%

TOTAL 100.00%

*Protected by U.S. Patent No. 4,400,196 (CAS # 77182-82-2)

**Equivalent to 0.5 pound of active ingredient per U.S. gallon.

KEEP OUT OF REACH OF CHILDREN CAUTION

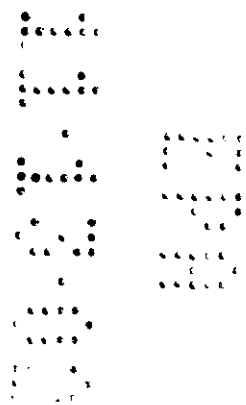
**For MEDICAL And TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577
For PRODUCT USE Information Call 1-800-334-9745**

EPA Registration Number 432-956

EPA Est. No.

Net Contents: [Various Sizes]

**Bayer Environmental Science
A Business Group of Bayer CropScience LP
95 Chestnut Ridge Road
Montvale, New Jersey 07645**



PRECAUTIONARY STATEMENTS

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

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

IN CASE OF MEDICAL EMERGENCIES OR HEALTH AND SAFETY INQUIRIES, OR IN CASE OF FIRE, LEAKING OR DAMAGED CONTAINERS, INFORMATION MAY BE OBTAINED BY CALLING: (800) 228-5635, EXT. 202

For product use information, call toll free: (800) 331-2867.

HAZARDS TO HUMANS AND DOMESTIC ANIMALS WARNING

Causes eye irritation. Harmful if swallowed or absorbed through skin. Do not get in eyes or on clothing. Wash thoroughly with soap and water after handling. Do not allow children or pets to enter treated areas until the spray has dried.

ENVIRONMENTAL HAZARDS

Do not apply directly to water. Do not contaminate water when disposing of equipment wash waters or rinsate.



For questions or comments, call toll-free 1-877-229-3724 or visit us online at www.BayerAdvanced.com

Read The Label First!

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

PRODUCT STORAGE:

Store this product in its original container. Do not put concentrate or diluted product into food or drink containers. Store product in a secure storage area.

PRODUCT and CONTAINER DISPOSAL:



If empty: Do not reuse this container. Place in trash or offer recycling if available.
If partly filled: Call your local solid waste agency or 1-800-CLEANUP (1-800-253-2687) for disposal instructions. Never pour unused product down any indoor or outdoor drain.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read the entire label before using this product and use only according to the label instructions. In California, this product is for homeowner use only.

Finale Super Concentrate is formulated for home use only for killing weeds, grass, brush and vines around trees, shrubs, fences, walks, patios, driveways, sidewalks, in flower beds, around houses, buildings, wooded lots, storage and recreational areas and to non-selectively spot kill weeds in lawns. This product is an all-purpose weed, grass, brush and vine killer that will injure or kill all green vegetation contacted. It will kill most annual and perennial weeds, grasses and other unwanted vegetation. Finale Concentrate will control or suppress the brush and vines listed on the label. Finale Concentrate will not interfere with seed germination or root growth of desirable plants. While treated areas can be reseeded or replanted immediately after the spray has dried, waiting at least 4 days after application is recommended before reseeding, replanting, or disturbing the treated vegetation to ensure that the herbicide has had sufficient time to control the weeds.

To avoid spray drift onto desirable plants, do not spray during windy conditions. If spraying in areas adjacent to desirable plants, use a shield made of cardboard, plywood, or sheet metal while spraying to help prevent spray from contacting foliage of desirable plants. If spray contacts desirable plant foliage, immediately rinse the foliage with water. To avoid tracking product on to desirable vegetation, keep people and pets off treated areas until the spray is thoroughly dried.

HOW TO MIX AND APPLY

Mix 3 fl. oz. (6 TBS) to 8 fl. oz. (16 TBS) of Finale Concentrate per gallon of water to treat up to 1,000 square feet. Apply Finale Concentrate as a coarse spray with a pump-up or other type offhand-held sprayer. Fill the sprayer with water first and then measure and add the appropriate amount of this product. No agitation is needed. Thorough spray coverage of undesirable vegetation is necessary, but avoid spray run-off.

Target	fl. oz.* per gal. of water	TBS* per gal. of water
General and Annual Weed Control	3 to 6	6 to 12
Perennials, Brush, Vines, and Woody Plants	6 to 8	12 to 16

* Do not use measuring devices for any other use.

Repeat treatments may be necessary to control plants generating from underground parts or seed. Finale Concentrate works best in warm sunny weather with daytime temperatures above 60°F. Weed control may be reduced when applications are made to weeds under stress due to drought or cool temperatures. Always use the high rate of this product within the recommended range when weed growth is heavy, dense and when weeds are well established.

HOW TO CLEANUP

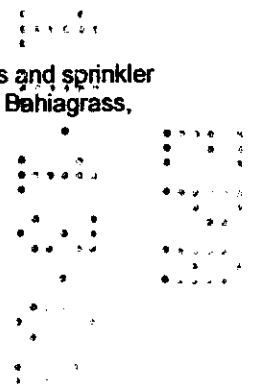
To cleanup after application, triple rinse the spray tank and flush all sprayer components with water to remove residues of this product. Empty rinse water on to bare soil or gravel. After through cleaning, equipment may be used to apply other products.

USE IN AND AROUND FLOWER AND ORNAMENTAL BEDS

Apply Finale Concentrate to control weeds growing in and around flowers, ornamentals, trees, and shrubs. Avoid spray contact of foliage and green bark of desirable plants. Once the weeds are dead, any adapted ornamental variety may be planted in the treated area.

TRIMMING AND EDGING

Apply Finale Concentrate to trim and edge around trees, shrubs, landscape beds, sidewalks, driveways and sprinkler heads. A straight trimming edge can be obtained on turf species such as: Ryegrasses, Bermudagrass, Bahiagrass, Kentucky Bluegrass, Fescues and St. Augustinegrass.



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USE ON BRUSH AND VINE SPECIES

When applied as recommended, Finale Concentrate will provide control or suppression of the following brush and vine species. Mix 8 fl. oz. (16 TBS) per gallon of water and apply as a coarse spray with a pump-up or other type of hand-held sprayer.

- | | |
|------------------------|------------------|
| Blackberry, European | Oak |
| Cedar | Pine |
| Deer brush | Poison ivy |
| Douglas fir | Poison oak |
| Gal berry | Rose, multiflora |
| Greenbriar, round leaf | Salmonberry |
| Hazel | Sumac |
| Honeysuckle | Sweet gum |
| Huckleberry, evergreen | Thimbleberry |
| Maple, big | Trumpet creeper |
| Maple, vine | Varnish leaf |

IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control Bayer Environmental Science. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: Bayer Environmental Science MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer Environmental Science is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. Bayer Environmental Science disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER ENVIRONMENTAL SCIENCE ELECTION, THE REPLACEMENT OF PRODUCT

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