

802-533

09/26/2007

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

SEP 26 2007

Rebecca M. Horton  
Registrations by Design  
118 East Main St., Suite 1  
Salem VA 24153-8826

Dear Ms. Horton:

Subject: Labeling Amendment  
Lilly Miller Noxall Vegetation Killer  
EPA Reg. No. 802-533  
Submission dated September 4, 2007

The labeling, referred to above, submitted in connection with the application under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable provided you make the following changes:

1. Under "Heading"

Add a statement on weight of prometon per gallon.

2. Under "First Aid"

Add "Do not give any liquid to person" to the "if swallowed" treatment.

3. Add a section on "Personal Protective Equipment," and add the following requirements:

- Applicators and other handlers must wear chemical resistant gloves made of waterproof materials, long sleeved shirt and pants, protective eyewear, shoes and socks.
- Follow the manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

4. Under "Environmental Hazards";

Use the following statements:

"This product is toxic to fish. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters or rinsate."

5. Under "Directions for Use";

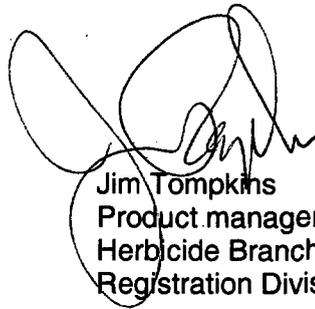
a. Move "2½ gallons" and "50 sq. ft." to the next column on the Dilution Table.

i. Add the following statements:

- Do not enter or allow others to enter the treated area until sprays have dried.
- Do not allow people or pets to touch treated plants until the sprays have dried.
- Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

The amended label supersedes all previously accepted labels. A stamped copy of the revised label is enclosed for your records. Please submit one copy of your final printed labeling before you release the product for shipment.

Sincerely yours,



Jim Tompkins  
Product manager (25)  
Herbicide Branch  
Registration Division (7505P)

Enclosure

CONCURRENCES

|                     |       |          |  |  |  |  |  |  |
|---------------------|-------|----------|--|--|--|--|--|--|
| <b>SYMBOL &gt;</b>  | 7505P | 7505P    |  |  |  |  |  |  |
| <b>SURNAME &gt;</b> | Bien  | Tompkins |  |  |  |  |  |  |
| <b>DATE &gt;</b>    | 9-107 |          |  |  |  |  |  |  |

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**LILLY MILLER  
NOXALL VEGETATION KILLER**

Total control in driveways, parking areas, walkways & along fences.  
Prevents weeds for up to one year.

Covers 400 square feet

**ACTIVE INGREDIENT:**

Prometon (CAS #1610-18-0) ..... 2.50%

**OTHER INGREDIENTS:** .....97.50%

Contains petroleum distillates.

**Keep out of reach of children**

**WARNING**

See back/side/other panel(s) for additional Precautionary Statements and First Aid.

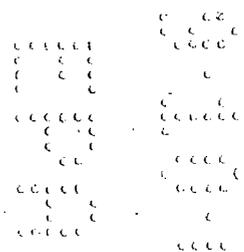
**NET CONTENTS 1 GALLON (3.785 liters)**

ACCEPTED  
with COMMENTS  
in EPA Letter Dated

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

802-533

SEP 26 2007



**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

WARNING: Causes substantial but temporary eye injury. Harmful if swallowed, inhaled or absorbed through the skin. Do not get in eyes, on skin or on clothing. Wear goggles or safety glasses. Avoid breathing spray mist. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove and wash contaminated clothing before reuse.

| <b>FIRST AID</b>   |  |
|--|--|
| <i>If in eyes</i>  | 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. Contact a poison control center or doctor for treatment advice. |
| <i>If on skin or clothing</i>  | 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.  |
| <i>If swallowed</i>  | Call a poison control center or doctor immediately for treatment advice. Do not induce vomiting unless told to do so by the poison control center or doctor. Do not give anything by mouth to an unconscious person.             |
| <i>If inhaled</i>  | 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.   |
| <b>HOT LINE NUMBER:</b> Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Pesticide Information Center at 1-800-858-7378 for emergency medical treatment information. |  |
| Note to Physician: Contains petroleum distillates – vomiting may cause aspiration pneumonia.   |  |

**ENVIRONMENTAL HAZARDS:** This product is toxic to fish. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate.

**PHYSICAL OR CHEMICAL HAZARDS:** Do not use, pour, spill or store near heat or open flame.



NOXALL VEGETATION KILLER – For total vegetation control in Driveways, Patios, Paths, Parking Areas, along Fences and Curbs, around Buildings and under Graveled Pathways where plant growth has come through these surfaces.

Prevents plant growth for up to one year. NOXALL VEGETATION KILLER is a nonselective product intended for use after dilution with water.

**(VERSION A)**

**DIRECTIONS FOR USE (Version A)**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. For household [residential] use only.

**General Precautions and Restrictions:** READ ALL DIRECTIONS AND PRECAUTIONS BEFORE USE. USE ONLY WHERE NO PLANT GROWTH IS DESIRED. DO NOT USE IN GARDENS, FLOWER BEDS, LAWNS, SHRUBS AND TREES: Do not exceed 1 application per 500 sq. ft. of treated area, per year. Do not apply over roots of desirable plants, in cultivated areas or on ground that is to be cultivated, in greenhouses, or near drip line of trees or shrubs. Do not use on slopes or in areas where runoff is likely to occur. Make application when air is calm to minimize drift to adjacent areas. Do not use a weed killer sprayer to apply insecticides or fungicides. Keep children and animals off treated areas until these areas dry.

**SHAKE WELL BEFORE USE.** Apply this product only as specified on this label.

Mix one pint per 2½ gallons of water in sprayer or sprinkling can. If sprayer is used, work at lowest possible pressure and use large nozzle opening to give large droplets. Apply this spray mixture per 50 sq. ft. of area. Full wetting of weeds is essential for good control.

Apply to bare ground or when vegetation growth is starting. Vegetation taller than 4-6 inches should be cut down.

When sprinkling can or sprayer is empty, triple rinse and pour rinsate on area just treated. Mix only the quantity needed and use immediately. Do not store leftover solution. To minimize lateral movement, sprinkle area lightly with a watering can immediately after application.

**Dilution Table**

| Amount of<br>NOXALL VEGETATION KILLER<br>To use | Dilute with<br>Water to Make | Area Covered |
|---|------------------------------|--------------|
| 1 pint  | 2½ gallons                   | 50 sq. ft.   |
| 1 quart   | 5 gallons                    | 100 sq. ft.  |

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**Storage & Disposal**

**Pesticide Storage:** Store in original container, in a cool dry place inaccessible to children and pets.

**Pesticide 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.

**DIRECTIONS FOR USE (Version B)**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. For household [residential] use only.

**What is this product? And what will it do?**

Use Lilly Miller Noxall Vegetatin Killer in places where you don't want anything to grow; such as driveways, gravel parking areas, walkways and paths, along fences, around buildings, and under decks. It kills weeds and grass and keeps them from coming back for up to one year.

**How do I use this product?**

When to use: Spring and fall are the best times to apply this product; but it can be used any time of the year as long as the soil is moist down several inches. Soil moisture is the key to good weed control.

What to do: [Be sure the soil is moist down several inches.] If possible, remove growing weeds and apply Noxall Vegetation Killer to bare soil. If this is not possible, mow weeds to less than two inches high.

Use only in a sprinkling can or tank sprayer. Don't try to cover more area with a gallon of mixed spray than the chart shows. If you are going to get good, long-term control of the weeds, the correct amount of Noxall Vegetation Killer is important. Go over the 20 square feet, until the whole gallon is gone.

Gently water the treated area after application, do not flood. In places with compacted soil, water may not easily penetrate. If water begins to puddle on the surface, drop sprinkling and wait until water has gone into the ground.

**Mixing and Measuring – Shake Well Before Using**

It's a good idea to have a separate container just for weed killers, to avoid mix-ups. Use only in a sprinkling can or tank sprayer. Use a spray pattern which gives small droplets, without a fine mist. Over-pumping the sprayer will make a fine mist.

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Fill container half full with water before adding Noxall Vegetation Killer, to prevent excess foaming.

| This much<br>NOXALL VEGETATION KILLER | In this much<br>Water (gallons) | Covers This Much<br>Area (square feet) |
|---------------------------------------|---------------------------------|--|
| 6½ oz. (13 Tbsp)                      | 1                               | 20 (4'x5')                             |
| 1 pint (2 cups)                       | 2½ gallons                      | 50 sq. ft. (5'x10')                    |
| 1 quart (4 cups)                      | 5 gallons                       | 100 sq. ft. (10'x10')                  |

**What not to do:** Do not exceed 1 application per 500 sq. ft. of treated area, per year. Do not use this product if you will want anything to grow in the area for up to one year. Do not apply on a windy day or otherwise allow spray to drift onto lawns, vegetable gardens, flowers, shrubs or trees. They will be damaged. Do not use this product in areas where shrub or tree roots may be located or within 12 inches of a lawn. Do not use on slopes. Do not use in a greenhouse.

**What will I see?**

If you use Lilly Miller Noxall Vegetation Killer on bare soil, you will not see anything. No weeds or grass will come up for up to one year.

If Lilly Miller Noxall Vegetation Killer is used on a weedy area, the weeds and grass will begin to turn yellow after a few days. They will turn brown and die over the next few weeks.

**Storage & Disposal**

**Pesticide Storage:** Store in original container, in a cool dry place inaccessible to children and pets.

**Pesticide 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.

**NOTE:** To the extent consistent with applicable law, seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. To the extent consistent with applicable law, buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label directions.

Lilly Miller Brands  
1340 Treat Blvd., Suite 650  
Walnut Creek, CA 94597