

802-536

04-24-2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Rebecca M. Horton, Agent for
Central Garden & Pet dba Lilly Miller Brands
Registration by Design, Inc.
118 ½ East Main Street, Suite 1
Salem, VA 24153—3805

APR 24 2009

SUBJECT: Application for Pesticide Notification (PRN 98-10)
Request Optional Marketing Claims and Other Minor Label Changes
EPA Reg. No. 802-536
Application Dated March 20, 2009

Dear Ms. Horton:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 03/20/09 for the above product. 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 label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs



United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 802-536	2. EPA Product Manager Tompkins	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lilly Miller® Casoron Granules	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) Central Garden & Pet dba Lilly Miller Brands 1340 Treat Blvd., Suite 650 Walnut Creek, CA 94597 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ NOTIFICATION _____ Product Name _____ APR 24 2009	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of administrative label changes as highlighted on the enclosed.
 This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the Confidential Statement of Formula of this product. Lilly Miller Brands understands that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA, and further understands that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and Lilly Miller Brands may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input checked="" type="checkbox"/> Glass	<input checked="" type="checkbox"/> Paper
				Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 2.8, 4.8, 10 LB		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input type="checkbox"/> Other _____		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Rebecca M. Horton	Title Consultant/Agent for Lilly Miller Brands	Telephone No. (Include Area Code) 540-375-8826
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature <i>Rebecca M. Horton</i>	3. Title Consultant/Agent for Lilly Miller Brands	
4. Typed Name Rebecca M. Horton	5. Date March 20, 2009	

Registrations by Design, Inc.™

118 1/2 East Main Street
Suite 1
Salem, VA 24153-3805
phone 540.375.8826
fax 540.375.8827

CERTIFIED MAIL #7007 0220 0002 4341 7140
March 20, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs / Registration Division (7505P)
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, DC 20460

Re: Notification of Minor Label Changes
EPA Reg. No. 802-536, Lilly Miller Casoron Granules

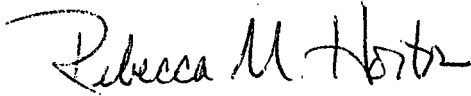
Attn: Linda Arrington, Team Leader
Minor Formulations & Notifications

On behalf of Lilly Miller Brands of Walnut Creek, California, enclosed is notification of administrative label changes for the above pesticide registration. The purpose of this submission is:

- 1) to provide for the addition of optional marketing statements consistent with the currently approved label,
- 2) to further clarify the previously approved use to control unwanted vegetation "around buildings" to include landscaped borders that might include decorative stones or mulch, and
- 3) to provide for alternative phone nos. to be utilized for emergency medical treatment contact.

All areas of revision are highlighted on the enclosed label for your convenience in review.

Best regards,

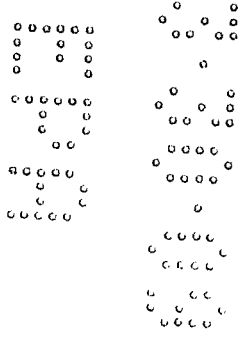


Rebecca M. Horton
Consultant/Agent for
LILLY MILLER BRANDS

e-mail: hortonb@ntelos.net

/bmh

Enclosure



LILLY MILLER CASORON GRANULES

[Additional Brand Name(s): Lilly Miller Weed & Grass Preventer with Casoron; Lilly Miller Granular Noxall Vegetation Killer]

[Label may include graphic representation for product use sites – e.g., gravel driveways, landscaped (e.g., decorative stone/mulched) building perimeters, gravel patios]

ACTIVE INGREDIENT:

Dichlobenil: 2,6-Dichlorobenzonitrile 2.0%

OTHER INGREDIENTS: 98.0%

TOTAL:..... 100.0%

Casoron is a registered trademark of Crompton Corporation or a subsidiary of Crompton Corporation.

Keep out of reach of children

CAUTION

NOTIFICATION

See back panel for additional Precautionary Statements and First Aid

APR 24 2009

NET WEIGHT 2.8 LBS (1.2 kg), 4 LBS (1.8 kg), 8 LBS (3.6 kg), 10 LBS. (4.5 kg)

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed or absorbed through skin or inhaled. Avoid contact with eyes, skin or clothing. Avoid breathing dust. It is recommended you wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. It is also recommended you remove contaminated clothing and wash clothing before use.

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 by a Poison Control Center or doctor. Do not give anything 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 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. You may also contact [1-800-265-0761] [the National Pesticide Information Center at 1-800-858-7378] for emergency medical treatment information.

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. 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. This chemical has properties and characteristics associated with chemicals detected in ground water. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow may result in ground water contamination.

[] – optional text

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[VERSION A - Selective Weed & Grass Control]

Prevents Weeds and Grasses Around Roses and Listed Shrubs and Trees

Ideal for Use: Around Roses & Listed Shrubs & Trees

Also Stops Weeds and Grasses Around Listed Fruit, Nuts and Berries

Treats over 2,000 square feet [10 LB packaging – label to feature area equivalent as applicable to various size packaging]

From Lilly Miller

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. For household use only. Not for use indoors.

USER SAFETY RECOMMENDATIONS

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

STORAGE AND DISPOSAL

Pesticide Storage: Store this product in its original container in a locked area out of reach of children and domestic animals.

Pesticide Disposal: If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

[For Non-refillable Container Packaging]

Container Disposal: If empty: Nonrefillable container. Do not reuse or refill container. Place in trash or offer for recycling if available.

[For Refillable Container Packaging]

Container Disposal: If empty: Refillable container. Refill this container with Lilly Miller Casoron Granules only. Do not reuse this container for any other purpose. To dispose of empty container, place in trash or offer for recycling, if available.

General Precautions and Restrictions

Immediately following application, thoroughly water-in granules (not to the point of puddling or run-off). Do not apply this product in a way that will contact any person or pets, either directly or through drift. Keep people and pets out of the area during application. Do not enter or allow persons or pets to enter the treated area until granules are thoroughly watered in and the treated soil has dried.

Use only on the plants listed. Do not apply to transplant or cutting beds or to newly set transplants, and do not seed or transplant into treated areas for one year after application. Do not use on extremely light sandy soils. Do not plant crops for human consumption not listed on this label, or in treated soil within one (1) year after application.

CASORON GRANULES will selectively control annual grassy and certain perennial weeds around established ornamental trees and shrubs, fruit and nut trees, and berries, listed on this label. One application, made as directed, is generally enough to give season-long control. If a second application is made, do not apply more than 18 oz. per 100 sq. ft. in total per treatment site per year.

CASORON GRANULES when applied to the soil as directed will give selective control of annual grassy and broadleaf weeds and certain perennial weeds such as:

- | | | |
|------------------------------------|---------------------------|-------------------|
| Annual Bluegrass | Florida purslane (Pusley) | Rosarypea |
| Artemesia | Foxtail | Russian knapweed |
| Bluegrass | Gisekia | Russian thistle |
| Bull Thistle | Groundsel | Shepherdspurse |
| Camphorweed | Henbit | Smartweed |
| Canada thistle | Horsetail | Smooth brome |
| Carpetweed | Jerusalem oak goosefoot | Spanishneedles |
| Chickweed | Knotweed | Spurge |
| Citronmelon | Leafy spurge | Stranglevine |
| Climbing milkweed | Lambsquarter | Teaweed |
| Coffeeweed | Maypop passionflower | Texas panicum |
| Crabgrass | Morningglory | Timothy |
| Cudweed | Natalgrass | Wild artichoke |
| Curly Dock | Orchardgrass | Wild carrot |
| Dandelion | Pepperweed | Wild mustard |
| Dogfennel | Pineappleweed | Wild radish |
| Evening Primrose | Plantain | Witchgrass |
| Falsedandelion | Purslane | Yellow rocket |
| Fescue | Quackgrass (from seed) | Yellow woodsorrel |
| Fiddleneck | Ragweed | |
| Florida betony (Rattle snake weed) | Red deadnettle | |
| | Redroot pigweed | |

CASORON GRANULES are to be applied only to established woody plants - those which have been planted for at least four months.

CASORON GRANULES can be used for weed control on the following Ornamental Woody Shrubs:

- | | | |
|---------------|----------------------|-------------------|
| Amur corktree | Camellia | Eastern red cedar |
| Arborvitae | Caragana | Elm |
| Ash | Ceanothus prostratus | Elmwood cypress |
| Azalea 1 | Cleyera japonica | English ivy 2 |
| Barberry | Cotoneaster | English walnut |
| Beauty bush | Cottonwood | Euonymous |
| Birch | Crabapple | Filbert |
| Box elder | Deutzia | Flowering almond |
| Boxwood | Dogwood | Flowering quince |

Forsythia
Gardenia
Goldenraintree
Hackberry
Heather
Holly 3
Honeysuckle
Juniper
Kinnikinnick
Laurel
Leucothoe
Lilac

Linden
Locust
Magnolia
Maple
Mock Orange
Mountain Ash
Nandina
Oak
Osmanthus
Pachistima
Pecan
Photinia

Pittosporum
Poplar
Privet
Pyracantha
Rhododendron
Rockrose
Rose
Russian olive
Spirea
Weigela
Willow
Yew (taxus)

- 1 Kurume, Mollis, Hardy Hybrid types and hardy native species only.
- 2 Only ivy plants that have been planted for at least 12 months.
- 3 Except I. Crenata, I. Rotunda, I. Vomitoria.

CASORON GRANULES may injure or kill plants not listed on this label.

CASORON GRANULES may be used for weed control on the following edible fruits and nuts:

Apple
Blackberry
Blueberry
Cherry

Filbert
Grape
Pear
Raspberry

Before Application

1. Remove existing weeds.
2. Thoroughly work and smooth the area to be treated.
3. Carefully measure area to be treated and determine the number of square feet.
4. If area to be treated is large, it should be divided into smaller sections and each treated individually.

Application Timing

For annual weeds: Apply in early spring before weeds emerge or after removing weeds.
For perennial weeds: For best control, apply after a killing frost from late fall to early winter.

Application and Rate

Shake CASORON GRANULES uniformly on the soil at the rates specified. Rates higher than those indicated may cause injury.

ORNAMENTAL WOODY SHRUBS: Use at rate of 3/4 ounce (2 level tablespoons) for each 10 sq. ft. to be treated. 10 pounds treats 2,133 sq. ft.

FRUIT TREES, NUTS, BLUEBERRIES, GRAPES: Apply 2-3 level tablespoons per 10 sq. ft. Use the higher rate - 3 tablespoons per 10 sq. ft. if weed infestation is heavy or if most weeds are perennial. Wait 30 days after making application before harvesting cherries or nuts.

BLACKBERRIES, RASPBERRIES: Use 2 level tablespoons per 10 sq. ft. Use only on established plantings. Apply before new shoots emerge in spring.

Use the diagram below as a guide for uniform distribution of granules. [DIAGRAM]

More accurate and uniform application can be obtained by applying one-half of the required material over the entire treatment area and repeating the application with the remaining material.

CASORON GRANULES should not be used on sloping areas, because runoff may result in injury to lawn or other plants in adjacent areas.

After Application

1. Unless the soil is wet, sprinkle lightly to moisten the soil 1/4 to 1/2 inch deep. Do not flood, avoid puddling and washing away the granules.
2. Avoid disturbing soil in the treated area as long as weed control is being maintained.

NOTICE: 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 instructions.

Filled by weight not by volume. Product may settle after packaging.

LILLY MILLER BRANDS
 1340 Treat Blvd., Suite 650
 Walnut Creek, CA 94597
 EPA Reg. No. 802-536
 EPA Est. 2217-KS-2
 www.lillymiller.com

[In case of emergency endangering life or property involving this product, call day or night, xxx-xxx-xxxx.]

Lot no. to be added at production

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[VERSION B - Non-selective Weed & Grass Control]

Ready To Use

No Mixing

Covers up to 1,000 sq. ft. [10 LB packaging – label to feature area equivalent as applicable to various size packaging]

Kills Weeds and Grasses [Roots and All] [Down to the Roots]

Kills Existing Vegetation [Down to the Roots]

Vegetation Killer

Prevents Regrowth for Up To One Year

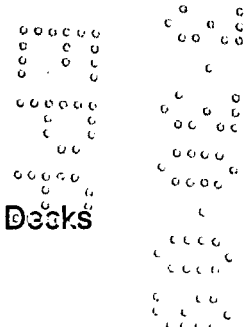
Use in Locations Where No Plant Growth is Desired

Unique Granular Formula

Ideal for use on Gravel Walks, Along Fences, Around Buildings, and Under Decks

Easy-to-Use Shaker Bag (as applicable to packaging)

Tear notch at either end to open (as applicable to packaging)



Resealable Bag (as applicable to packaging)
Refillable applicator! (as applicable to packaging)
From Lilly Miller

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. For household use only. Not for use indoors.

USER SAFETY RECOMMENDATIONS

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

STORAGE AND DISPOSAL

Pesticide Storage: Store this product in its original container in a locked area out of reach of children and domestic animals.

Pesticide Disposal: If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

[For Non-refillable Container Packaging]

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[For Refillable Container Packaging]

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General Precautions and Restrictions

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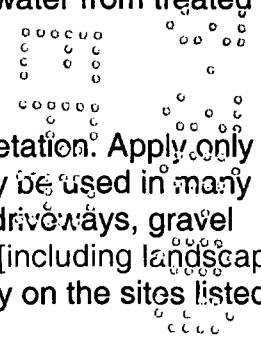
Do not seed or transplant into treated areas for one year after application. Do not use on extremely light sandy soils.

Application is limited to once per year at a maximum rate of 18 oz. per 100 square feet [2.8 lbs. per 250 square feet].

Do not apply to areas on slope above lawns or susceptible crops as runoff water from treated area could cause injury.

WHERE TO APPLY

[This product is nonselective in action and (may) destroy(s) all types of vegetation. Apply only to areas where complete weed and grass control is desired.] This product may be used in many places around your yard where you do not want anything to grow; such as driveways, gravel parking areas, walkways and paths, patios, along fences, around buildings [including landscaped perimeters, such as decorative stones or mulch], and under decks. Use only on the sites listed.



WHEN TO APPLY

Apply this product from late fall through early spring. Applications in the Northeast and upper Midwest should be made in early spring after the ground has thawed. Do not apply to frozen ground or over the top of snow. For prompt and effective results, rainfall or other precipitation should occur within a few days of [after] application. If air temperatures are expected to rise above 70 degrees F within one week following application, immediately scratch or water the granules into the soil.

HOW TO APPLY

[Measure area to treat with granules.] **FOR COMPLETE, NONSELECTIVE WEED & GRASS CONTROL** - Apply 15 to 18 oz. [3-1/3 to 4 cups] per 100 square feet. [For 2.8 lb. packaging: Apply the contents of this container to 250 sq. ft. (higher rate) to 300 sq. ft. (lower rate) of area.] The lighter rate may be used if the weed infestation is primarily annuals. For perennial weeds and in dry soil areas the higher rate should be used. Dead weeds from previous seasons' growth do not need to be removed.

RESULTS

Control of existing vegetation, such as shallow-rooted grasses and annual weeds, will occur two to three weeks after application. [Prevents regrowth of weeds and grasses for up to one year.]

WHEN TO RE-PLANT AREA

The treated area may be totally or partially non-productive for one or more years. Do not seed or transplant into treated areas for one year after application.

NOTICE: 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 instructions.

Filled by weight not by volume. Product may settle after packaging.

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1340 Treat Blvd., Suite 650
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EPA Reg. No. 802-536
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www.lillymiller.com

NOTIFICATION

APR 24 2009

[In case of emergency endangering life or property involving this product, call day or night, xxx-xxx-xxxx.]

[For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents) call 1-800-265-0761. All other inquiries: info@excelmktg.com]

[Image, Ambrands, Lilly Miller and Noxall are registered trademarks of Central Garden & Pet. (logo)]

Lot no. to be added at production

