

802-594

6-18-2003

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

JUN 18 2003

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms. Molly Hickman
Central Garden & Pet DBA Lilly Miller Brands
P.O. Box 2289
Clackmas, OR 97015

Subject: Lilly/Miller Blackberry & Brush Killer
EPA Registration No. 802-594
Amended labeling submitted September 17, 2002

Dear Ms. Hickman:

The amended labeling referred to above is acceptable provided that you make the changes specified below:

1. Immediately below the product name at the top of the label, add the following:

For use on woody plants in outdoor areas around the home.

2. In the "IF IN EYES" portion of the FIRST AID statement, change "15" to "5" in the statement that begins "Remove contact lenses..."

3. It is recommended that you add the following statement to you label:

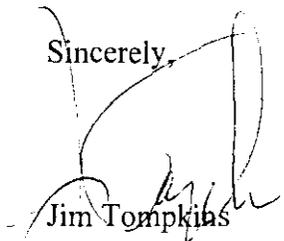
When applying this product, wear a long-sleeved shirt, long pants, shoes and socks, and waterproof gloves.

Submit one copy of the final printed labeling before you release the product for shipment. 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 of the product constitutes acceptance of these conditions.

This labeling supercedes all previously accepted labeling for this product (except supplemental labeling). A stamped copy of the label is enclosed for your records.

If you have any questions about this letter, you may call Tobi Colvin-Snyder at 703-305-7801.

Sincerely,



Jim Tompkins
Product Manager (25)
Herbicide Branch
Registration Division (7505C)

LILLY MILLER
BLACKBERRY & BRUSH KILLER

Kills woody plants and deep-rooted weeds including blackberries, poison oak and Scotch broom

Kills blackberries, kudzu, poison oak, poison ivy, mesquite, sumac, scotch broom, horsetail rush, and most other woody plants

Kills completely-stumps and roots won't grow

Provides a complete kill; No regrowth from the roots

You may replant in treated area in just 1 month (Treated area may be replanted one month after use)

Covers 4,000 square feet

ACTIVE INGREDIENT:

Triclopyr (3,5,6-trichloro-2-pyridinyloxyacetic acid),
triethylamine salt* 8.0%

INERT INGREDIENTS..... 92.0%

ACCEPTED
with COMMENTS
In EPA Letter Dated

JUN 18 2003

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

802-594

*Equivalent to 5.7% acid.

Keep out of reach of children

CAUTION

See back panel for additional precautionary statements

NET CONTENTS 1 QUART (946 ml)

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Causes eye irritation. Harmful if swallowed, inhaled, or absorbed through the skin. Avoid contact with eyes, skin or clothing. Avoid breathing spray mist. Wash thoroughly with soap and water after handling. Do not allow children or pets onto treated areas until sprays have dried. Remove saturated clothing and wash before reuse.

FIRST AID

Have product container or label with you when calling a poison control center or doctor, or going for treatment. 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 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. If on skin or on 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 in eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 15 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

ENVIRONMENTAL HAZARDS

Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters.

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.

Controls horsetail rush

Makes up to 8 gallons of spray

Easy to apply with a pump-up or hose-end sprayer

Won't harm the soil-replant in just 1 month

What is this product? And what will it do?

Blackberry & Brush Killer kills blackberry vines, plus many kinds of brush and unwanted woody plants. This product can be used in many places around your yard, such as along fences and driveways, under decks, around patios and buildings, or in driveways and parking areas. The area can be planted again just a few weeks after spraying.

Blackberry & Brush Killer will also prevent woody plants from sending up sprouts from the roots, once they are cut down.

Use Blackberry & Brush Killer to kill these plants:

Alder, Arkansas Rose, Arrowwood, Ash, Aspen, Beech, Birch, Blackberry, Blackgum, Box Elder, California Rose, Cascara, Ceanothus, Cherry, Chinquapin, Choke Cherry, Cottonwood, Douglas Fir, Dogwood, Elderberry, Elm, Hawthorn, Hazel, Honeysuckle, Hornbeam, Horsetail Rush (Field), Kudzu, Locust, Madrone, Maples, Mesquite, Mimosa, Mulberry, Oaks, Persimmon, Pine, Poison Ivy, Poison Oak, Poplar, Raspberry, Salmonberry, Sassafras, Scotch Broom, Sumac, Sweetbay Magnolia, Sweetgum, Sycamore, Tanoak, Thimbleberry, Trumpet Creeper, Tulip Poplar, Vine Maple, Virginia Creeper, Western Hemlock, Wild Grape, Wild Rose, Willow, Winged Elm.

How do I use this product?

When to use: Spray brush anytime it is actively growing - in Spring, after leaves are fully open, in Summer, when there is sufficient water, or in the Fall, before the leaves begin to change color.

What to do: Spray Blackberry & Brush Killer using a pump sprayer or a hose-end sprayer. Use a spray pattern which gives small droplets without a fine mist. Over-pumping the sprayer will make a fine mist. Spray when the air is calm and there is no wind. Wet the brush completely with the spray. This product works through the leaves and bark; there's no need to wet the soil. After leaves have dropped off (4 - 6 weeks after spraying), cut down the brush and dispose of it. Once the brush is gone, the area may be replanted.

What not to do: Do not spray when it is windy. Do not allow spray mist to drift onto vegetables, flowers, ornamental shrubs and trees, small fruits, fruit trees, or any other desirable plants. They will be damaged. Do not spray when rain is expected. Do not water the area for 24 hours after spraying. Do not use this product around vegetables, fruits or other plants you eat. Do not use this product when temperatures are above 85 degrees F.

Mixing and Measuring - Shake well before using.

It's a good idea to have a separate sprayer just for weed and brush killers, to avoid mix-ups.

| Use this amount of Blackberry & Brush Killer | in this amount of water | to cover this area |
|---|----------------------------|-----------------------|
| .1/2 - 1 cup (4 - 8 fl. oz.) | 1 gallon | 500 sq. ft. |
| 1 - 2 cups (8 - 16 fl. oz.) | 2 gallons | 1000 sq. ft. |
| 1-1/2 - 3 cups (12 - 24 fl. oz.) | 3 gallons | 1500 sq. ft. |

Use the higher amounts when conditions are especially dry and on mature or hard to kill brush (such as ash, blackgum, chokecherry, elm, maple, oak, pine or winged elm), to prevent resprouting. Coverage will vary somewhat depending on the amount of brush to be sprayed.

What will I see?

In one to six weeks the leaves will begin to wilt, turn brown and drop off.

Stump Treatment:

Blackberry & Brush Killer can also be used to prevent woody plants and trees from sending up sprouts from the roots. Right after the tree or bush has been cut down, apply Blackberry & Brush Killer to the stump. Use the product straight from the bottle, do not add water. Use a paint brush or small sprayer to completely cover the freshly cut surface. Do not reuse the paint brush; wrap it in several layers of newspaper and discard it in the trash. Blackberry & Brush Killer will be absorbed into the roots and reduce the number of sprouts coming up in the lawn and surrounding areas.

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Alternate Directions For Use for container sold with hose-end sprayer attached:

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.

No mix, no measure—just attach to a garden hose and spray

The easy-to-use sprayer attaches right to your garden hose. There's no mixing. Use only what you need, then put it away for next time.

WHAT IS THIS PRODUCT? AND WHAT WILL IT DO?

BLACKBERRY & BRUSH KILLER kills blackberry vines plus many woody plants and deep-rooted perennial weeds. It kills completely – above and below the ground – so stumps and roots won't regrow.

The easy-to-use sprayer attaches right to your garden hose. There's no mixing. Use only what you need, then put it away for next time.

Use BLACKBERRY & BRUSH KILLER to kill these plants:

- Alder, Ash, Aspen, Beech, Birch, Blackberry, Box Elder, Cascara (Buckthorn)
- Cherry, Chinquapin, Choke Cherry, Cottonwood, Dogwood, Elderberry, Elm, Hawthorn, Honeysuckle, Horsetail Rush (Field), Kudzu, Locust, Madrone, Maples (except Bigleaf and Vine), Mesquite, Mimosa, Mulberry, Oaks, Poison Ivy, Poison Oak, Poplar, Raspberry, Scotch Broom, Sumac, Sweetgum, Tanoak, Thimbleberry, Wild Grape, Wild Rose, Willow.

HOW DO I USE THIS PRODUCT?

When to use: Spray brush anytime it is actively growing: In spring, after leaves are fully open; in summer, when there is sufficient water; or in the fall before leaves begin to change color.

What to do: There is no mixing or measuring with BLACKBERRY & BRUSH KILLER. See the section "TO USE THIS SPRAYER" for operating instructions.

Spray when the air is calm and there is no wind. Wet the brush completely with the spray. This product works through the leaves and bark -- excess spray that runs off onto the soil will not improve control. After leaves have dropped off (4 - 6 weeks after spraying), cut down the brush and dispose of it. Once the brush is gone, the area may be replanted.

What not to do: DO NOT spray when it is windy. DO NOT allow spray mist to drift onto vegetables, flowers, ornamental shrubs and trees, small fruits, fruit trees, or any other desirable plants. They will be damaged. DO NOT use this product around vegetables, fruits or other plants you eat. DO NOT spray when rain is expected within 24 hours. DO NOT water the area for 24 hours after spraying or effectiveness may be reduced.

TO USE THIS SPRAYER:

Sprays up to 20 feet!

1. Shake container well.

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2. Connect spray nozzle to garden hose.
3. Turn on the water from the faucet.
4. When you are ready to spray, turn the knob on top so that it points to the MIX position on the spray head. (Fig. 1)
5. The spray deflector on the front of the hose-end applicator can be rotated to give a stream or fan spray. (Fig. 2)

TO STOP SPRAYING:

1. When you are finished spraying or if you have to stop spraying at any time, turn the knob back to the OFF position. (Fig. 3)
2. Turn off the water from the faucet.
3. Turn the knob to H2O then OFF, to drain the water from the hose. (Fig. 4)
4. Unscrew spray nozzle from hose.

WHAT WILL I SEE?

In one to six weeks the leaves will begin to wilt, turn brown and drop off.

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STORAGE AND DISPOSAL

Store this product in its original container and keep out of reach of children and domestic animals. 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 or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

NOTICE: Seller makes no warranty, express or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label instructions.

LILLY MILLER BRANDS
 PO BOX 2289
 CLACKAMAS, OREGON 97015
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 EPA Est. 33518-CN-1
 www.lillymiller.com
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