

802-597

3-28-2008

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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

MAR 28 2008

Subject: Notification(s) for Label Revisions under PRN 98-10 and PRN 2007-4  
(Storage & Disposal and Warranty Statement)

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated March 11, 2008 for:

- ✓ EPA Registration 802-597 "Lilly/Miller 5M Weed & Feed"
- EPA Registration 802-588 "Lilly/Miller Ultrageen Weed & Feed"
- EPA Registration 802-12 "Lilly/Miller Microcop Fungicide"
- EPA Registration 802-92 "Cooke Kop-R-Spray Concentrate"
- EPA Registration 802-16 "Miller's Garden Sulphur"

The Registration Division (RD) has conducted a review of the request(s) for applicability under PRN 98-10 and PRN 2007-4 and finds that the label changes requested fall within the scope of PRN-98-10 and PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on non-refillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

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

Sincerely,



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



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United States  
**Environmental Protection Agency**  
 Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 802-597	2. EPA Product Manager Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lilly Miller 5M Weed & Feed	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Central Garden & Pet dba Lilly Miller Brands 1340 Treat Blvd., Suite 650 Walnut Creek, CA 95497 <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. _____ Product Name _____	

**Section - II**

Amendment - Explain below.  Final printed labels in response to Agency letter dated \_\_\_\_\_  
 Resubmission in response to Agency letter dated \_\_\_\_\_  "Me Too" Application.  
 Notification - Explain below.  Other - Explain below.

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

NOTIFICATION of: (1) Label Change per PR Notice 2007-4 & revised warranty statement.  
 This notification is consistent with the provisions of PR Notice 2007-4 and the requirements of EPA regulations at 40 CFR 156.10, 156.140, 156.144, 156.146 and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR 156.10, 156.140, 156.144, 156.146 and 156.156, 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:

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	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container

3. Location of Net Contents Information  
 Label  Container

4. Size(s) Retail Container  
20 lbs

5. Location of Label Directions  
 on label

6. Manner in Which Label is Affixed to Product  
 Lithograph  Paper glued  Other \_\_\_\_\_  
 Stenciled

**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
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**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.

2. Signature  
*Rebecca M Horton*

3. Title  
Consultant/Agent for Lilly Miller Brands

4. Typed Name  
Rebecca M. Horton

5. Date  
**MAR 11 2008**

6. Date Application Received (Stamped)

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060, Approval expires 2-28-95



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 802-597	2. EPA Product Manager Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lilly Miller 5M Weed & Feed	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Central Garden & Pet dba Lilly Miller Brands 1340 Treat Blvd., Suite 650 Walnut Creek, CA 95497 <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. _____ Product Name _____	

### 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: (1) Label Change per PR Notice 2007-4 & revised warranty statement.

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### 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 type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 20 lbs		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 <b>(Stamped)</b>
2. Signature 		
3. Title Consultant/Agent for Lilly Miller Brands		
4. Typed Name Rebecca M. Horton		5. Date <b>MAR 11 2008</b>

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LILLY/MILLER  
5M WEED & FEED  
20-2-5

Optional Marketing Statements:

Kills Dandelions, Clover, Chickweed & other broadleaf weeds  
Greens-up your lawn quickly  
Covers 5,000 square feet

ACTIVE INGREDIENTS:

Dimethylamine salt of 2,4-dichlorophenoxyacetic acid .....	0.58%
Dimethylamine salt of (+)-(R)-2-(2-methyl-4-chlorophenoxy)propionic acid .....	0.14%
Dimethylamine salt of dicamba (3,6-dichloro-o-anisic acid).....	0.06%
INERT INGREDIENTS.....	<u>99.22%</u>
TOTAL .....	100.00%

This product contains:

- 0.48% 2,4-Dichlorophenoxyacetic acid equivalent
  - 0.11% (+)-(R)-2-(2-methyl-4-chlorophenoxy) propionic acid equivalent
  - 0.05% 3,6-Dichloro-o-anisic acid equivalent
- Isomer Specific by AOAC Methods.

Keep out of reach of children

**CAUTION**

See back panel for additional precautionary statements and First Aid.

NET WT. 20 LBS. (9 kg)

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Do not inhale dust. Do not allow contact with skin, eyes or clothing. When using this product, wear long pants, long-sleeved shirt, socks and shoes. After using this product, remove clothing and launder separately before reuse, and promptly and thoroughly wash hands and exposed skin with soap and water. Do not allow people (other than applicator) or pets on treatment area during application. Do not reenter or permit others to reenter treated areas until granules are washed into the soil and grass has dried.

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 do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

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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 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 eye. Call a poison control center or doctor for treatment advice.

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.

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

#### ENVIRONMENTAL HAZARDS

This product is toxic to aquatic invertebrates. Drift or runoff may adversely affect aquatic invertebrates and nontarget plants. 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. The maximum number of broadcast applications per treatment site is 2 per year. For household use only.

Do not mow lawn for two days prior to application. Do not apply to new lawns under three months old. Apply to moist soil and foliage using an accurate spreader and the appropriate dial setting from the chart below. Do not water for at least 24 hours after application. A second application can be applied after one month to control any particularly hard-to-control weeds.

#### STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store this product in its original container out of reach of children and domestic animals. PESTICIDE DISPOSAL: **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. CONTAINER DISPOSAL: **If empty**: Nonrefillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available.

Lawns must be thoroughly watered the day before application. Then water again lightly, just prior to application. Begin spreading by laying down two strips of lawn food at each end of lawn. Fill in remaining area as shown here. Close the spreader when you stop walking or make turns to avoid uneven coverage. Stopping and starting with the spreader box open will waste lawn food. Overlap previous wheel track slightly, as shown, to avoid gaps in coverage. Wait 24 hours for herbicide to work. Then, water in to start the greening process.

### SPREADER SETTINGS

Drop Spreader Models Settings  
(20 lbs. for 5,000 sq. ft.)

Green Thumb (True Value),  
Ortho 5000, Republic EZ  
Drop, Scotts SpeedyGreen,  
Or TurfKing #530 To be determined

Scotts PF-3 To be determined

#### Rotary Spreader Models

These spreaders can toss lawn food a great distance. Do not allow granules to fall in flower or shrub beds or around trees. These plants can be hurt.

Republic Broadcast, Scotts  
SpeedyGreen Rotary, or  
TurfKing #540 To be determined

Scotts EZ Green (EG-3) To be determined

SPREADER SETTINGS ARE APPROXIMATE. USE AS A GUIDE ONLY. NOT A GUARANTEE OF EXACT COVERAGE. Condition of spreader, walking speed and roughness of area affect coverage. If fertilizer appears to be coming out too fast, adjust the setting to slow the flow. Close spreader when filling, turning or stopping. Rinse spreader with clear water after use. Avoid stains to concrete.

#### Use Precautions:

2,4-D, MCPP and Dicamba are injurious to most plants other than grasses, so this material should be applied carefully on a day with low wind velocity to avoid drift onto valuable plants. Applications during hot weather (over 80 degrees F) are apt to cause some temporary damage to turf. Do not use on St. Augustine grass, Dichondra, carpetgrass or clover lawns. Can cause possible injury to bentgrass. Do not apply within the drip line of desirable trees and shrubs.

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.



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**GUARANTEED FERTILIZER ANALYSIS:**

Total Nitrogen (N) . . . . 20%  
16.0% Ammoniacal Nitrogen  
4.0% Urea Nitrogen  
Available Phosphate (P2O5) . . . . 2%  
Soluble Potash (K2O) . . . . 5%  
Sulfur (S) . . . . 17%

Derived from Urea, Ammonium Sulfate, Ammonium Phosphate, and Muriate of Potash.

Information regarding the contents and levels of metals in this product is available on the internet at <http://www.aapfco.org.metals.htm>

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

For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Information Center at 1-800-858-7378. All other inquiries: [info@excelmktg.com](mailto:info@excelmktg.com).

Lilly Miller is a registered trademark of Central Garden & Pet.

**SATISFACTION GUARANTEED**

If for any reason you are not satisfied with this product, send proof of purchase to the address shown and we will gladly refund your purchase price.

[Lot no. to be added at production]

LILLY MILLER BRANDS  
1340 Treat Blvd., Suite 650  
Walnut Creek, CA 94597  
[www.lillymiller.com](http://www.lillymiller.com)