

2217-537

2.15.2008

1/10



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

FEB 15 2008

James L. Kunstman, Ph.D.
Director of Regulatory Services
PBI/Gordon Corporation
Post Office Box 014090
Kansas City, Missouri 64101

RE: Notification to add Advertising Claims
EPA Registration Number: 2217-537
Date of Submission: January 17, 2008

Dear Dr. Kunstman:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated January 17, 2008, for the product, Gordon's Trimec® Spot Weeder. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions 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 Joyce Edwards of my staff at 703-308-5479.

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

Registration
 Amendment
 Other

OPP Identifier Number

2/10

Application for Pesticide - Section I

1. Company/Product Number Gordon's Trimec® Spot Weeder	2. EPA Product Manager Ms. Joanne I. Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) 2217-537	PM# Product Manager—Team 23	
5. Name and Address of Applicant (Include ZIP Code) PBI/Gordon Corporation Post Office Box 014090 Kansas City, Missouri 64101 <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.

NOTIFICATION

FEB 15 2008

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

Notification Per Pesticide Registration Notice (PRN) 98-10:

We ask to add three advertising claims which may be used on the container label of one or more subregistrants. These are presented as highlighted text in the Appendix on Page 7 of the enclosed label.

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 Confidential Statement of Formula of this product. I understand that it is a violation of 18 U.S.C Sec. 1001 to willfully make any false statement to the EPA. I further understand 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 I may be subject to enforcement action and penalties under Section 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 type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container	<input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product			<input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____		
			<input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)					
Name James L. Kunstman, Ph.D.		Title Director of Regulatory Services		Telephone No. (Include Area Code) 816-460-6292	
<p align="center">Certification</p> <p><i>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.</i></p>					6. Date Application Received (Stamped)
2. Signature 			3. Title Director of Regulatory Services		
4. Typed Name James L. Kunstman, Ph.D.			5. Date January 17, 2008		

Certification with Respect to Label Integrity

version: 9/11/02

I certify that the information (including, but not limited to, text, tables, and graphics) contained in the electronic file identified below by file name and submitted with this certification is the same information as that on the paper copies of these documents included with this submission.

PROPOSED LABEL		
EPA Registration #	Date Submitted to EPA	Electronic file name
2217-537	1/17/2008	002217-00537.20080117

I certify that the statements that I have made on this form are true, accurate, and complete. I acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.



Signature

01/17/2008

Date

James L. Kunstman, Ph.D.

Name (typed)

Director, Regulatory Services

Title

NOTIFICATION

FEB 15 2008

GORDON'S TRIMEC[®] SPOT WEEDER

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A TRIMEC[®] TURF HERBICIDE FORMULATION

Ready-to-Use, No Mixing, No Pouring. Aim at Weed & Spray

— KEEP FROM FREEZING —

ACTIVE INGREDIENTS:

2,4-D, dimethylamine salt	0.60%
Mecoprop-p, dimethylamine salt.....	0.14%
Dicamba, dimethylamine salt.....	0.07%

INERT INGREDIENTS:	99.19%
TOTAL	100.00%

THIS PRODUCT CONTAINS:

- 0.50% 2,4-dichlorophenoxyacetic acid equivalent.
- 0.12% (+)-(R)-2-(2-methyl-4-chlorophenoxy)propionic acid equivalent.
- 0.05% 3,6-dichloro-o-anisic acid equivalent.

Isomer Specific by AOAC Methods.

Contains the single isomer form of Mecoprop-p.

TRIMEC[®] is a registered trademark of PBI/GORDON CORPORATION.

2,4-D, dimethylamine salt (CAS Registry No. 2008-39-1)

Mecoprop-p, dimethylamine salt (CAS Registry No. 66423-09-4)

Dicamba, dimethylamine salt (CAS Registry No. 2300-66-5)

Note: If the design, format, or small size of the container labels makes it impractical to present the entire ingredient statement on the front panel, then add a referral statement and present this substatement on the back panel: "See back panel for substatement of ingredient statement".

KEEP OUT OF REACH OF CHILDREN

CAUTION

NOTIFICATION

FEB 15 2008

See back panel for additional Precautionary Statements.

NET CONTENTS: (1 Quart, 24 Fl.Oz., 0.5 or 1 U.S. Gallon)

908/ AP011708
EPA REG. NO. 2217-537
EPA Est. No. 2217-KS-1

MANUFACTURED BY:



Telephone: 1-800-821-7925

EPA Reg. No. 2217-537 002217-00537.20080117.notif



READ THE ENTIRE LABEL FIRST. OBSERVE ALL PRECAUTIONS AND FOLLOW DIRECTIONS CAREFULLY.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if swallowed. Avoid contact with eyes, skin or clothing. Wear goggles when applying this product. When using this product, wear long-sleeved shirt, long pants, socks, shoes and rubber gloves.

After using this product, rinse gloves before removing, remove clothing and launder separately before reuse, and promptly and thoroughly wash hands and exposed skin with soap and water. Remove saturated clothing as soon as possible and shower.

First Aid

If in eyes:	<ul style="list-style-type: none"> • 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:	<ul style="list-style-type: none"> • 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 swallowed:	<ul style="list-style-type: none"> • 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.
<p>Have the product container or label with you when calling a poison control center or doctor or going for treatment.</p> <p>You may also call toll-free, 1-877-800-5556 for emergency medical treatment information.</p> <p><i>[OPTIONAL CONSUMER ACCESS TELEPHONE NUMBERS:]</i> For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Telecommunications Network at 1-800-858-7378.</p>	

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 washwater. Do not contaminate domestic or irrigation waters. Do not apply when weather conditions favor drift from target area.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Do not allow people (other than applicator) or pets on treatment area during application. Do not enter treatment area until spray has dried or dust has settled.

STORAGE AND DISPOSAL

STORAGE: Store in original container in a locked storage area inaccessible to children and pets.

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.

USE PRECAUTIONS:

Do not allow spray to drift onto vegetables, flowers, ornamental plants, shrubs, trees and other desirable plants since injury may result. Do not pour spray solutions near these plants. Avoid fine mist sprays. Coarse spray droplets are less likely to drift and cause damage to nontarget plants. Do not spray roots of desirable trees and shrubs. Do not exceed specified dosage; be particularly careful within dripline of tree and other ornamental species. This product is intended for spot spraying individual weeds only.

WHAT IT IS & HOW TO USE IT:

Gordon's Trimec® Spot Weeder contains Trimec® turf herbicide, a combination of three proven weed killers 2,4-D, mecoprop and dicamba. Together they control a wide range of broadleaf lawn weeds; some of which are listed on this label.

Use to "spot-treat" weeds in the lawn. For best results, apply when weeds are actively growing. Do not water within 24 hours after spraying. Use as is. Do not mix. Do not dilute. Aim at weed and spray. Only a short burst is needed. Overspraying only wastes the product and may cause damage to grasses such as centipedegrass, St. Augustinegrass, and Floratam. Effects begin to show after a few days and weeds gradually die. Up to 4 weeks may be required for complete kill. Be patient, Gordon's Trimec® Spot Weeder works slowly. Repeat in 3 to 4 weeks if necessary.

For lawns with many weeds, requiring an overall treatment, spray with Acme Trimec® Lawn Weed Killer, a concentrate you'll have to mix with water in your hose end or hand-operated sprayer.

CONTROLS:

- WEEDS -			
Annual yellow sweetclover	Clover, white	Mustard	Spiny cocklebur
Aster	Cockle	Narrowleaf plantain	Spiny sowthistle
Austrian fieldcress	Cocklebur	Narrowleaf vetch	Spotted catsear
Bedstraw	Common mullein	Nettle	Spotted spurge
Beggarticks	Creeping jenny	Orange hawkweed	Spurweed
Betony, Florida	Cudweed	Oriental cocklebur	Stinging nettle
Bindweed, field	Curly dock	Oxalis	Strawberry, India mock
Bird vetch	Daisy, English	Parsley-piert	Tall nettle
Bitter wintercress	Daisy fleabane	Parsnip	Tall vervain
Bittercress, hairy	Daisy, oxeye	Pearlwort	Tansy ragwort
Bitterweed	Dandelion	Pennycress	Tansy mustard
Black-eyed Susan	Dichondra	Pepperweed	Tanweed
Black medic	Dogfennel	Pigweed	Thistle
Black mustard	Dollarweed	Pineywoods bedstraw	Trailing crownvetch
Blackseed plantain	False dandelion	Plains coreopsis	Tumble mustard
Blessed thistle	Falseflax	Plantain	Tumble pigweed
Bloodflower milkweed	False sunflower	Poison ivy	Velvetleaf
Blue lettuce	Fiddleneck	Poison oak	Venice mallow
Blue vervain	Florida pusley	Pokeweed	Virginia buttonweed
Bracted plantain	Frenchweed	Poorjoe	Virginia creeper
Bristly oxtongue	Galinsoga	Prairie sunflower	Virginia pepperweed
Broadleaf dock	Goldenrod	Prickly lettuce	Wavyleaf bullthistle
Broadleaf plantain	Ground ivy	Prickly sida	Western clematis
Broomweed	Gumweed	Prostrate knotweed	Western salsify
Buckhorn	Hairy fleabane	Prostrate pigweed	White mustard
Buckhorn plantain	Hawkweed	Prostrate spurge	Wild aster
Bulbous buttercup	Healall	Prostrate vervain	Wild buckwheat
Bull thistle	Heartleaf drymary	Puncturevine	Wild carrot
Bullnettle	Heath aster	Purslane, common	Wild four-o'clock
Burclover	Hedge bindweed	Ragweed	Wild garlic
Burdock	Hedge mustard	Red sorrel	Wild geranium
Burning nettle	Henbit	Redroot pigweed	Wild lettuce
Burweed	Hoary cress	Redstem filaree	Wild marigold
Buttercup	Hoary plantain	Rough cinquefoil	Wild mustard
Buttonweed	Hoary vervain	Rough fleabane	Wild onion
Canada thistle	Horsenettle	Russian pigweed	Wild parsnip
Carolina geranium	Jimsonweed	Russian thistle	Wild radish
Carpetweed	Knawel	Scarlet pimpernel	Wild rape
Catchweed bedstraw	Knotweed	Scotch thistle	Wild strawberry
Catnip	Kochia	Sheep sorrel	Wild sweet potato
Catsear	Lambsquarters	Shepherdspurse	Wild vetch
Chickweed, common	Lespedeza	Slender plantain	Woodsorrel
Chickweed, mouseear	Mallow	Smallflower galinsoga	Woolly croton
Chicory	Matchweed	Smooth dock	Woolly morningglory
Cinquefoil	Mexicanweed	Smooth pigweed	Woolly plantain
Clover, crimson	Milk vetch	Sorrel	Wormseed
Clover, hop	Morningglory	Sowthistle	Yarrow
Clover, red	Mouseear hawkweed	Spanishneedles	Yellow rocket
Clover, strawberry	Mugwort	Speedwell	Yellowflower pepperweed
Clover, sweet	Musk thistle	Spiny amaranth	and other broadleaf weeds

LIMITED WARRANTY AND DISCLAIMER.

The manufacturer warrants only that the chemical composition of this product conforms to the ingredient statement given on the label, and that the product is reasonably suited for the labeled use when applied according to the Directions for Use.

THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY OTHER EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE EXPRESSLY DISCLAIMED. This limited warranty does not extend to the use of the product inconsistent with label instructions, warnings or cautions, or to use of the product under abnormal conditions such as drought, excessive rainfall, tornadoes, hurricanes, etc. These factors are beyond the control of the manufacturer or the seller. Any damages arising from a breach of the manufacturer's warranty shall be limited to direct damages, and shall not include indirect or consequential damages such as loss of profits or values, except as otherwise provided by law.

The terms of this Limited Warranty and Disclaimer cannot be varied by any written or verbal statements or agreements. No employee or agent of the seller is authorized to vary or exceed the terms of this Limited Warranty and Disclaimer in any manner.

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APPENDIX

I. The following instructions would appear on the bag, or be enclosed with the bag containing the trigger sprayer, or would appear on the container label.

A. SUPPLEMENTAL LABELING FOR USE WITH ATTACHED TRIGGER SPRAYER.

DIRECTIONS FOR USE OF TRIGGER SPRAYER

1. Remove sprayer from bag.
2. Unscrew cap from bottle and remove the foil seal.
3. Making sure that tube is properly inserted through hole in cap, insert tube into bottle and screw on cap.
4. Open spray nozzle approximately one full turn.
5. TO PRIME - With sprayer directed at the target area, operate trigger until spray begins (approximately 10 to 15 times).
6. Adjust the sprayer nozzle for desired spray pattern.

STORAGE OF TRIGGER SPRAYER

1. Close spray nozzle.
2. Hook the trigger on or under the bottle handle so that trigger is above the level of contents.
3. To prevent clogging of trigger, remove sprayer from bottle and pump clean water through the hose and trigger.

B. SUPPLEMENTAL LABELING FOR USE WITH ATTACHED TRIGGER SPRAYER.

SPRAYER INSTRUCTIONS

How to prime and care for your sprayer.

1. After shaking product well, remove cap from container and replace with sprayer hose and cap assembly. Tighten securely.
2. Turn sprayer nozzle one half turn counter-clockwise. Hold sprayer below the level of container and prime by pumping trigger 10 - 15 times until product is dispensed. Adjust nozzle to coarse stream.
3. To store, turn nozzle to "OFF" position and store with sprayer above level of liquid in container to prevent leakage.

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II. **Advertising claims that may be used by supplemental registrants and be presented on the container label.**

- ◆ Kills (Controls) (Number) weed types, roots and all
- ◆ Water-based or Water-based formulation
- ◆ Kills the weeds, not the lawn
- ◆ Kills the root.
- ◆ Kills the entire weed or plant roots and all.
- ◆ Kills (Controls) a wide range of broadleaf weeds roots and all.
- ◆ Controls (Kills) (desired weed species from attached listing may be inserted here,) and many other broadleaf lawn weeds.
- ◆ Kills (Controls) (desired weed species from attached listing may be inserted here,) and over (Number) broadleaf weeds
- ◆ Kills (Number) weeds
- ◆ Kills weed roots
- ◆ Starts working overnight
- ◆ Rainfast in 6 hours
- ◆ Rainproof in 6 hours
- ◆ Effective for the control of clover, dandelions, and many other broadleaf weeds.
- ◆ (Controls) Kills (Number) types of weeds.
- ◆ Controls (Number) of weed species that infest turfgrass.
- ◆ Controls (Number) of major pests in many types of lawns (turfgrass).
- ◆ Controls dandelion, chickweed, and many other weeds as listed.
- ◆ Kills (Controls) Poison Ivy, Poison Oak.
- ◆ Kills dandelion, chickweed, clover, oxalis, plantain and others.
- ◆ Use as is.
- ◆ Do not mix.
- ◆ Aim at weed and spray.
- ◆ Product Usage [chart]
 - Kills:** Dandelions, Chickweed, Clover, Spurge, Plantain, Oxalis, Dollarweed, Wild Onion
 - Use on:** all types of lawns—Use to spot treat weeds
 - Amount to use:** No mixing—Use as is
- Controls—Thistle, Poison Ivy, Poison Oak, and many other weeds as listed.
- Kills the entire plant, roots and all.
- Controls Poison Oak & Ivy.
- Won't harm lawn grasses*
 - *when used as directed.