

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

WASHINGTON, D.C. 20460

March 21, 2024

Eric D. Smith PBI/Gordon Corporation P.O. Box 860350 Shawnee, KS 66286

Subject: Label Amendment - Registration Review Mitigation for Mecoprop-p and 2,4-DP-p Product Name: EH1368 WEED & FEED EPA Registration Number: 2217-828 Application Dates: January 8, 2021 and October 22, 2020 Decision Numbers: 567187,595224

Dear Eric D. Smith:

The Agency, in accordance with the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, has completed reviewing all the information submitted with your application to support the Registration Review of the above referenced product in connection with the mecoprop-p and 2,4-DP-p Interim Decisions, and has concluded that your submission is acceptable. The label referred to above, submitted in connection with registration under FIFRA, as amended, is acceptable.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide, Fungicide, and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously Page 2 of 2 EPA Reg. No. 2217-828 Decision No. 567187,595224

approved labeling for 12 months from the date of this letter. After 12 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

If you have any questions about this letter, please contact DeMariah Koger by phone at (202)-566-2288, or via email at <u>Koger.demariah@epa.gov</u>.

Sincerely,

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Linda Arrington, Branch Chief Risk Management and Implementation Branch 4 Pesticide Re-Evaluation Division Office of Pesticide Programs

ENCLOSURE: Stamped label

EH1368 WEED & FEED

EPA Reg. No. 2217-828

ACTIVE INGREDIENT:

Norive intercedient:	
2,4-D, dimethylamine salt (CAS 2008-39-1)	0.906%
Mecoprop-p, dimethylamine salt (CAS 66423-09-4)	0.185%
Dichlorprop-p, dimethylamine salt (CAS 104786-87-0)	0.111%
INERT INGREDIENTS:	98.798%
TOTAL	100.000%

THIS PRODUCT CONTAINS:

2,4-dichlorophenoxyacetic acid equivalent, 0.753%.

(+)-(R)-2-(2-methyl-4-chlorophenoxy) propionic acid equivalent, 0.153%

(+)-(R)-2-(2,4-dichlorophenoxy) propionic acid equivalent, 0.093%.

Isomer Specific by AOAC Methods

TRIMEC® is a registered trademark of PBI/Gordon Corporation.

FERTILIZER ANALYSIS		
Total Nitrogen (N)	xx%	
Water Insoluble Nitrogen xx%		
Available Phosphate (P2O5)	x%	
Soluble Potash (K2O)	x%	

NOTE: Fertilizer grades with nutrient contents expressed as the percentages of N, P2O5 and K2O may include the following: 23-3-7, 29-3-4, and X-X-X. The fertilizer grade analyses may contain macronutrients and micronutrients. The nutrient contents expressed will vary among states, and the analyses will differ between supplemental registrations.

Fertilizer Labeling Requirements For Washington:

- All fertilizer products distributed in Washington at a minimum, must have the following labeling statement: "This product has been registered with the Washington State Department of Agriculture. When applied as directed, this fertilizer meets the Washington standards for arsenic, cadmium, cobalt, mercury, molybdenum, lead, nickel, selenium, and zinc. You have the right to receive specific information about Washington standards from the distributor of this product."
- <u>After July 1, 1999</u>, the label must also state: "Information received by the Washington State Department of Agriculture regarding the components in this product is available on the internet at http://www.wa.gov/agr/."
- Fertilizer Labeling Requirements by Association of American Plant Food Control Officials (AAPFCO): Information regarding the contents and levels of metals in this product is available on the Internet at http://www.aapfco.org/metal.htm.

For state registrations in Kentucky, add the following:

A lawn typically will utilize 1 to 4 pounds of nitrogen per 1,000 square feet per growing season. When used as directed, this product will supplement your regular fertilizer program by providing *(<u>No. of Lbs.</u>) pounds of nitrogen per 1,000 square feet (Optional P2O5 and K2O levels) and herbicide to control listed weeds. Please consult your local extension office for questions regarding a regular fertilizer program.



An Employee-Owned Company 1217 West 12th Street Kansas City, Missouri 64101

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ACCEPTED

Mar 21, 2024

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 2017 2000

^{g. №.} 2217-828

KEEP OUT OF REACH OF CHILDREN

CAUTION

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

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

First Aid	
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.
lf 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 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 the poison control center or doctor. Do not give anything by mouth to an unconscious person.
lf 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 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 1-877-800-5556 for emergency medical treatment advice.	

Environmental Hazards

This pesticide is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate.

Groundwater Advisory: These chemicals (2,4-D and 2,4-DP-p) have properties and characteristics associated with chemicals detected in groundwater. 2,4-DP-p is known to leach through soil into groundwater under certain conditions as a result of label use. This chemical may leach into groundwater if used in areas where soils are permeable, particularly where the water table is shallow. Application around a cistern or well may result in contamination of drinking water or groundwater.

Non-target Organism Advisory Statement: This product is toxic to plants and may adversely impact the forage and habitat of non-target organisms, including pollinators, in areas adjacent to the treated site. Protect the forage and habitat of non-target organisms by following label directions intended to minimize spray drift.

[Environmental Hazards (alternate per PRN 2008-1)

This pesticide is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. 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.

Groundwater Advisory: These chemicals (2,4-D and 2,4-DP-p) have properties and characteristics associated with chemicals detected in groundwater. 2,4-DP-p is known to leach through soil into groundwater under certain conditions as a result of label use. This chemical may leach into groundwater if used in areas where soils are permeable, particularly where the water table is shallow. Application around a cistern or well may result in contamination of drinking water or groundwater.

Non-target Organism Advisory Statement: This product is toxic to plants and may adversely impact the forage and habitat of non-target organisms, including pollinators, in areas adjacent to the treated site. Protect the forage and habitat of non-target organisms by following label directions intended to minimize spray drift.]

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

GENERAL PRECAUTIONS AND RESTRICTIONS:

- Do not apply this product in a way that will contact any person or pet, either directly or through drift. Keep people and pets out of the area during application. Do not allow people or pets to enter the treated area until dusts have settled.
- Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.
- Do not apply this product to St. Augustinegrass, carpetgrass, dichondra, ornamentals, or lawns containing desirable clovers
- Choose a calm day to ensure uniform coverage.
- Do not exceed the application rate for any area.
- If overseeding wait 4 weeks after grass seeds sprout before applying this product.
- Do not use this product on or near desirable plants, and avoid spreading granules onto exposed root systems or adventitious shoots (rhizomes) within the drip line of desirable trees and shrubs, since injury may result.
- Do not apply directly to or near water, storm drains, gutters, sewers, or drainage ditches. Do not apply within 25 feet of rivers, fish ponds, lakes, streams, reservoirs, marshes, estuaries, bays, and oceans. Do not apply when windy. Apply this product directly to your lawn, and sweep any product landing on the driveway, sidewalk, gutter, or street back onto the treated area. To prevent product run-off, do not over water the treated area(s) to the point of runoff or apply when raining or when rain is expected that day.

WHERE TO USE:

EH1368 Weed & Feed controls a wide range of lawn weeds including dandelion, chickweed, knotweed, plantain, henbit, spurge and many others commonly found in home lawns. In addition, the fertilizer provides a supply of plant food. Supplemental nitrogen, phosphorous, and potash should be applied according to soil tests, or State Extension Service recommendations or professional advice.

EH1368 Weed & Feed controls broadleaf weeds commonly found in cool season and warm season turfgrass established in residential areas. Established turf of Kentucky bluegrass, fescues, and perennial ryegrass may be treated. Established turf of bermudagrass, bahiagrass, buffalograss, zoysiagrass, St. Augustinegrass, and centipedegrass may be treated. Residential areas include turfgrass established

around residences, apartment complexes, condominiums, vacant lots, or areas associated with households.

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

Controls (Number) weeds! (Listing of weeds may include the following.)

APPLICATION INSTRUCTIONS:

1. Mow lawn to normal height 1 to 2 days before application.

- 2. Water lawn thoroughly at least 1 day before application to sustain moisture until the next watering (see step 4).
- 3. Apply when weeds are young and growing actively, preferably in the morning when dew is on the grass. If grass is not moist at time of application, sprinkle lightly with water to allow the granules to adhere and to remain on the leaf surface of the weeds.
- 4. Do not irrigate or sprinkle for 1 to 2 days after application. Irrigate, sprinkle, or water the lawn thoroughly at 2 to 3 days after application.
- 5. [An advisory for fertilizers containing iron:] This product will stain sidewalks and driveways. Sweep off any product which may have drifted onto these areas.

Tabular Format/		
Application Schedule	Cultural Practices	
1 to 2 days before application	Mow lawn to normal height 1 to 2 days before application.	
1 day before application	Water lawn thoroughly at least 1 day before application to sustain moisture until the next watering.	
Day of application	Apply when weeds are young and growing actively, preferably in the morning when dew is on the grass. If grass is not moist at time of application, sprinkle lightly with water to allow the granules to adhere and to remain on the leaf surface of the weeds.	
1 to 2 days after application	Do not irrigate or sprinkle for 1 to 2 days after application. Irrigate, sprinkle, or water the lawn thoroughly at 2 to 3 days after application.	

(Tabular Format)

HOW MUCH TO APPLY:

For Kentucky bluegrass, fescues, perennial ryegrass, bermudagrass, bahiagrass, buffalograss, zoysiagrass, and centipedegrass: Apply 3.2 to 4.0 pounds of product per 1,000 square feet of turfgrass. A second or follow-up application may be required for dense infestations of weeds or for adverse seasonal conditions. The second application of 3.2 to 4.0 pounds of product per 1,000 square feet should be used 30 days after the first application. Do not apply this product to St. Augustinegrass.

The maximum broadcast application rate is 4.0 pounds of product per 1,000 sq.ft. per application (1.31 lb 2,4-D ae, 0.16 lb 2,4-DP-p ae and 0.27 lb MCPP-p ae per acre per application). The maximum number of broadcast applications is limited to 2 per year with a minimum of 30 days between applications. The maximum seasonal rate is 8.0 pounds of product per 1,000 sq.ft. (2.62 lb 2,4-D ae, 0.54 lb 2,4-DP-p ae and 0.32 lb MCPP-p ae per acre per year).

DISTRIBUTION AND COVERAGE:

A uniform distribution of product on the treated area is essential. Choose a calm day to ensure uniform coverage. Do not exceed the application rate for any area.

Coverage: To determine how much you need to apply, multiply the length of your lawn by its width. This equals your total square footage. Deduct any non-lawn areas (house, garden, etc.).

[NOTE TO SUPPLEMENTAL REGISTRANTS: Select the appropriate bag size and present only the information provided for that bag size on your product labeling. Also, equipment settings of drop spreaders, rotary spreaders, and other granular applicators may be presented on the container labels.]

X width	
= Total Sq.Ft. Non-Lawn Areas = Total Sq. Ft. To Be Treated	ILLUSTRATION

15	3.2 3.4 3.6 4.0	4,700 4,400 4,200 3,700	18	3.2 3.4 3.6 4.0	5,600 5,300 5,000 4,500
16	3.2 3.4 3.6 4.0	5,000 4,700 4,400 4,000	20	3.2 3.4 3.6 4.0	6,400 5,900 5,600 5,000
17	3.2 3.4 3.6 4.0	5,300 5,000 4,700 4,200			

SPREADERS AND CALIBRATION:

Drop spreaders and rotary spreaders should be calibrated for uniform application of this product. Choose one of these application or distribution patterns:

- 1. **Single Pass -** Operate the equipment at intervals corresponding to the width or swath of the spreader. For drop spreaders, overlap the wheel tracks to ensure complete coverage. Close the spreader openings when turning to change directions or when stopping.
- 2. **Double Pass -** Reduce the application rate by one-half of the recommended rate, calibrate the spreader, and adjust the settings for the desired application rate. Operate the spreader over the lawn two (2) times. Close the spreader openings when turning to change directions or when stopping.
- 3. **Cross Hatching -** Reduce the application rate by one-half of the recommended rate, calibrate the spreader, and adjust the settings for the desired application rate. Operate the spreader over the lawn two (2) times. For the second trip, operate the spreader perpendicular to the wheel tracks or the spreader pattern of the first trip. Close the spreader opening when turning to change directions or when stopping.

CALIBRATION INSTRUCTIONS:

Calibrate (check) your spreader before beginning your application and adjust the settings if necessary.

- For 3.2 pounds of product per 1,000 square feet of turfgrass: Check your spreader on 310 square feet and adjust to apply at the rate of 1 pound of product per 310 square feet.
- For 3.4 pounds of product per 1,000 square feet of turfgrass: Check your spreader on 295 square feet and adjust to apply at the rate of 1 pound of product per 295 square feet.
- For 3.6 pounds of product per 1,000 square feet of turfgrass: Check your spreader on 275 square feet and adjust to apply at the rate of 1 pound of product per 275 square feet.
- For 4.0 pounds of product per 1,000 square feet of turfgrass: Check your spreader on 250 square feet and adjust to apply at the rate of 1 pound of product per 250 square feet.

Spreader Settings	
Scott	XX
Sears	XX
Lawn Beauty	ΧХ
Jackson	ΧХ

IMPORTANT: It is important to follow directions as indicated because over application may cause injury to your lawn. Spreader settings are approximate. Differences may occur due to condition of spreader, speed at which applied and roughness of area treated.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

PESTICIDE STORAGE: Store in original container and keep any bags containing unused product in a locked storage area inaccessible to children and domestic animals.

PESTICIDE DISPOSAL AND CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. **If empty:** Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency or www.website.com for disposal instructions. Never place unused product down any indoor or outdoor drain.

LIMITED WARRANTY AND DISCLAIMER

FOR USE ONLY AS DIRECTED. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE HEREBY EXPRESSLY DISCLAIMED. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO CASE SHALL THE MANUFACTURER BE LIABLE FOR INCIDENTIAL, CONSEQUENTIAL, OR SPECIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. If these terms are not acceptable, return this product unopened immediately to the point of purchase, and the purchase price will be refunded in full. The terms of this LIMITED WARRANTY AND DISCLAIMER cannot be varied by any written or verbal statements or agreements at the point of sale or elsewhere.

APPENDIX

1. Statements which may appear on different label components depending on packaging configuration.

- See next panel for additional Precautionary Statements and First Aid
- Net Weight
- EPA Est. No.

2. Advertising claims that may be presented on container labeling, advertisements, brochures, and other marketing/sales promotional materials:

- (Fifteen, Sixteen, Seventeen, Eighteen, or Twenty) Pounds Covers Up To X,000 Square Feet.
- Controls (Kills) (desired weed species from attached listing may be inserted here e.g. dandelion, chickweed, knotweed, plantain, henbit, spurge) and over (number) other (more) broadleaf weeds.
- Helps build a stronger, deeper root system.
- Feeds your lawn with time-released nitrogen for extended greening.
- Encourages early Spring green-up.
- Timed-release fertilizer for professional results
- Use when broadleaf weeds are actively growing.
- Feeds for up to (time period as designated by subregistrant). (At 72°)
- Quick greening & extended feeding for up to 8 weeks.
- Nitrogen (N) contains timed-release for growing a thick green lawn.
- Phosphorous (P) improves root growth & plant storage capacity.
- Potassium (K) improves plant hardiness & drought resistance.

DOCUMENT CONTROL INFORMATION

1. Unique Label Identifier: 002217-00828.20210311.amend-proposed-clean

2. Reason for Issue: EPA Comments on changes associated with 2,4-DP-p Registration Review