





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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

JAN 25 2010

Mr. James L. Kunstman, Ph.D PBI/Gordon Corporation Post Office Box 014090 Kansas City, Missouri 64101

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated December 4, 2009 for:

## EPA Registration 2217-900 EH 1440 Herbicide

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of 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 nonrefillable 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 Banza Djapao of my staff at 703-305-7269.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Registration Division (7505P)

Office of Pesticide Programs

Please read instructions on reverse before completing form.	Form	Approved OMB No. 2070	-0060. Approval Expires 2-28-95
SEPA Environmental Prot Washington, D	tection Agency	Amendmer Other	
Applicati	on for Pesticide - Se	<u>KN</u>	i
1. Company/Product Number 2217-900	2. EPA Product		3. Proposed Classification
4. Company/Product (Name)  EH-1440 Herbicide	PM#	nager—Team 23	None Restricted
5. Name and Address of Applicant (Include ZIP Code) PBI/Gordon Corporation Post Office Box 014090 Kansas City, Missouri 64101 Check if this is a new address	6. Expedited Re (b)(i), my produc EPA Reg. No	eview. In accordance w	
	Section - II		
Amendment - Explain below.  Resubmission in response to Agency letter dated  Notification - Explain below.	Agency le	Application.	TIFICATION AN 2 5 2010
Explanation: Use additional page(s) if necessary. (For section Labeling notification per Pesticide Registra Final Rule "Pesticide Management and Disp Please refer to cover letter for details and ce	ition Notice (PRN) 200 osal: Standards for Pe	sticide Containers	
Material This Product Will Be Packaged In:	Section - III		
Child-Resistant Packaging  Yes*  No  * Certification must be submitted  Unit Packaging  Yes  No  If "Yes" Unit Packaging  No. per Unit Packaging wgt.	Water Soluble Packaging  Yes  No  If "Yes"  No. per Package wgt.  Containe	2. Type of Conta	
	netail Container pint, 1quart, 2 quarts and 1 Gallon	5. Location of Label Di	
6. Manner in Which Label is Affixed to Product    Affixed to Product   Lithog	r glued iled	er	
1 Contact Daint (Constitute Variation of the Auto-Auto-Auto-Auto-Auto-Auto-Auto-Auto-	Section – IV		
Contact Point (Complete items directly below for identification of Name     James L. Kunstman, Ph.D.	Title Director of Regulator	Tele	pplication.) phone No. (Include Area Code) 816-460-6292
Certific  I certify that the statements I have made on this form and all I acknowledge that any knowingly false or misleading statem both under applicable law.  2. Signature	attachments thereto are true, ac	r imprisonment or	(Stamped)
Oa I Zut	Director of Regulator	y Services	) ) )
4. Typed Name James L. Kunstman, Ph.D.	December 4, 20	ىئىر 009	, , , , , , , , , , , , , , , , , , ,





An Employee-Owned Company

1217 WEST 12TH STREET • P.O. BOX 014090 KANSAS CITY, MISSOURI 64101-0090 816-421-4070 • 1-800-821-7925 FAX: 816-474-0462

December 4, 2009

Document Processing Desk (PRN)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Attn: Ms. Joanne I. Miller (PM-23)

Dear Ms. Miller:

Subject: Labeling notification according to Pesticide Registration Notices (PRN) 2007-4. EH 1440 Herbicide (EPA Reg. No. 2217-900)

November 16, 2009: An Agency letter stated that this product was re-registered under FIFRA. Your letter with comments stated that the draft labeling was acceptable provided that the following modifications were made:

1) The footnote to the ingredient statement specifying the amount of active ingredient per gallon must be updated to also include MCPP and Dicamba.

Response: The ingredient statement is correct as presented

- 2) The heading " IF ON SKIN" appearing in the First Aid statements must be revised to read " IF ON SKIN OR CLOTHING.".
- 3) Per the acute toxicity review, the Note to Physician must be revised to read "Contains petroleum distillate. May pose an aspiration pneumonia hazard.".
- 4) Per the acute toxicity review, the text "Wear long-sleeved shirt and long pants, shoes plus socks, and gloves" appearing in the Hazards to Humans and Domestic Animals section must be revised to read "Wear long-sleeved shirt and long pants, shoes plus socks, and chemical-resistant gloves made of barrier laminate, buty4°°°°° rubber or viton."
- 5) Delete "General" from "General Precautions".
- 6) Update the Container Disposal language to comply with PR Notice 2007-4.

- 7) On page 5, 6, etc. change "rates above those recommended" to "rates above those as directed".
- 8) Throughout the label change "for homeowner use" to "for residential use".
- 9) To the Warranty section, add "to the extent consistent with applicable law" in front of "the manufacturer neither makes", "in no case shall", and "buyer assumes all risk of use".
- 10) To the Marketing claims delete "This product smokes weeds, fast". The phrase Now and New may only remain on the label for 6 months from the date of this letter.

**December 4, 2009:** Except for item 1, we have incorporated or merged the revisions for the draft labeling listed in the previous letter into the current document. We ask to revise the disposal instructions and to adopt the exact language of Pesticide Registration Notice (PRN) 2007-4, Labeling Revisions Required by the Final Rule "Pesticide Management and Disposal: Standards for Pesticide Containers and Containment."

Please refer to page 3 of the draft labeling.

Certification: This notification is consistent with the guidance of PR Notice 2007-4 and the requirements of EPA's 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 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 amended labeling is not consistent with the terms of 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

## Enclosures:

- 1. Application for Pesticide Amendment (EPA Form 8570-1)
- 2. One (1) annotated version of the draft labeling and
- 3. One (1) version of the draft labeling without notations.

If you have any questions, please call me at 816-460-6292 or contact me at jkunstman@pbigordon.com.

Sincerely,

James L. Kunstman, Ph.D.

Director of Regulatory Services

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# **EH-1440 HERBICIDE**

NOTIFICATION
JAN 2 5 2010

# EPA Reg. No. 2217-900

Two sublabels represent the entire master label of EH-1440 Herbicide. Please refer to the appropriate section of the labeling as shown as follows:

Section	
Language Common to All Sublabels	
Sublabel 1: Marketed by PBI/Gordon Corporation.	
Sublabel 2: Marketed by supplemental registrants.	
Appendix	
Document Control Information	

## **Language Common to All Sublabels**

## **EH-1440 HERBICIDE**

# EPA Reg. No. 2217-900

ACTIVE INGREDIENT:	
2,4-D, 2-ethylhexyl ester	3.45%
Mecoprop-p acid	0.87%
Dicamba acid	0.22%
Carfentrazone-ethyl	0.17%
INERT INGREDIENTS:	
TOTAL	

#### THIS PRODUCT CONTAINS:

0.16 lb 2,4-dichlorophenoxyacetic acid equivalent per gallon or 2.29%. Isomer Specific by AOAC Methods.

## **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:** Harmful if absorbed through the skin. Avoid contact with skin, eyes, or clothing. Harmful if swallowed. Wear long-sleeved shirt and long pants, shoes plus socks, and chemical-resistant gloves made of barrier laminate, butyl rubber or viton. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

First Aid	
If swallowed:	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>Do not give any liquid to the person.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>
If on skin or on clothing:	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15 - 20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>

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.

NOTE TO PHYSICIAN: Contains petroleum distillates - May pose an aspiration pneumonia hazard.

## **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.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater.

## **DIRECTIONS FOR USE**

## STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store in original container in a locked storage area inaccessible to children or pets. Keep from freezing.

**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. 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 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.

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# SUBLABEL 1 Marketed by PBI/Gordon Corporation

## **DIRECTIONS FOR USE**

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

Read entire label before using this product.

### 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 sprays have dried.
- Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

## PRODUCT DESCRIPTION:

EH-1440 Herbicide is a combination of four proven weed killers: 2,4-D, mecoprop-p, dicamba and carfentrazone-ethyl. Postemergent applications of this product control a wide range of broadleaf lawn weeds in residential lawns including dandelion, chickweed, spurge, pennywort (dollarweed), knotweed, plantain, clover and ground ivy (creeping charlie).

#### WHERE TO USE:

EH-1440 Herbicide can be applied to residential lawns with the following turfgrass species:

Kentucky bluegrass	Common bermudagrass
Perennial ryegrass	Hybrid bermudagrass
Tall fescue	Bahiagrass
Red or fine leaf fescues	Buffalograss
Colonial bentgrass	Zoysiagrass
Mixtures of cool season species	St. Augustinegrass (except 'Floratam')
	Centipedegrass

## Turfgrass tolerance:

When used as directed, EH-1440 Herbicide kills weeds without harming your lawn. Turfgrass species listed on this label have demonstrated tolerance to this product. EH-1440 Herbicide may injure certain turfgrass species however, when applied to diseased turf, in drought conditions or other extreme conditions. To reduce risk of lawn injury, avoid spraying drought stressed lawns or when temperatures are above 90°F.

St. Augustinegrass, centipedegrass and hybrid bermudagrass may vary in their tolerance to this product, and temporary turfgrass yellowing may occur. Use the lowest application rate listed on this labeling for St. Augustinegrass, centipedegrass and hybrid bermudagrass to minimize the potential injury symptoms. Do not apply this product to St. Augustinegrass during spring green-up which is the transition period between dormancy and active growth. Do not use this product on 'Floratam' St. Augustinegrass in Florida.

## A. Entire Lawn Treatments With READY-TO-USE HOSE-END SPRAYERS:

This product may be packaged as a ready-to-use product with no mixing. The retail plastic container is fitted with a sprayer body that delivers spray droplets at a fixed rate.

Use rates of EH-1440 Herbicide as a broadcast treatment are presented in Table 1.

This retail sprayer bottle will cover the approximate areas described below when this product is applied to established turfgrass. Over-application or rates above those directed on this label can cause turf injury.

	Amount Of Product to Use	Treated area, sq.ft.		
Species		1.0 pt. (16 fl.oz.) sprayer jar or retail container	1.0 qt. (32 fl.oz.) sprayer jar or retail container	
Kentucky bluegrass, Perennial ryegrass, Tall fescue, Red or fine leaf fescues, Colonial bentgrass, Mixtures of cool season species Common bermudagrass, bahiagrass and zoysiagrass	6.0 fl.oz./1,000 sq.ft.	2,700 sq.ft	5,300 sq.ft	
St. Augustinegrass (except 'Floratam') Centipedegrass and Hybrid bermudagrass	3.0 fl.oz./1,000 sq.ft.	5,300 sq.ft.	10,600 sq.ft.	

### Instructions for a ready-to-use hose-end sprayer:

- Determine (Measure) the total lawn area to be sprayed by multiplying the length by the width to obtain total square feet.
- **CONNECT**: Attach [connect] garden hose to spray nozzle. Turn the spray nozzle lever (valve) to the "OFF" position.
- SPRAY: Turn on water at faucet. Extend hose to the farthest area of lawn [turf] to be treated. To begin spraying, turn [rotate] the spray nozzle lever (valve) to the "SPRAY" (ON) position. The herbicide mixes automatically with the water. Walk at a steady pace while spraying evenly and working towards the faucet. Refer to view strip [graduated scale] on side of container to guide coverage. [This xx fl. oz. container will treat up to xxxx sq.ft. of turfgrass.]
- FINISH: To stop spraying, turn [rotate] spray nozzle lever [valve] to the "OFF" position. Turn off water at faucet. To relieve pressure, turn [rotate] spray nozzle to the "SPRAY" (ON) position and point sprayer away from any desirable plants before disconnecting the sprayer nozzle from the garden hose.

## B. Entire Lawn Treatments With DIAL TYPE HOSE-END SPRAYERS

Three (3) Steps To Mix And Apply:

#### 1. FILL

- Determine (Measure) the total lawn area to be sprayed by multiplying the length by the width to obtain total square feet.
- Add an adequate amount of herbicide to the spray bottle, as indicated on the following chart, to treat the total lawn area. Do not add water to the sprayer jar.

## 2. SET THE DIAL

Set the dial to the rate per gallon and keep the dial set to this setting while spraying. Dial settings or rates per gallon for this product are presented as follows:

Turfgrass	Application rate	Dial setting or rate per gallon
Kentucky bluegrass, Perennial ryegrass, Tall fescue, Red or fine leaf fescues, Colonial bentgrass, Mixtures of cool season species Common bermudagrass, bahiagrass and zoysiagrass	6.0 fl.oz./1,000 sq.ft.	2 oz. or 12 teaspoons or 4 Tablespoons
St. Augustinegrass (except 'Floratam') Centipedegrass and Hybrid bermudagrass	3.0 fl.oz./1,000 sq.ft.	1 oz. or 6 teaspoons or 2 Tablespoons

## 3. SPRAY

Insert siphon tube into the base of the sprayer head, attach water hose to sprayer and apply evenly over the lawn. Over-application or rates above those directed on this label can cause turf injury.

## Limitations on broadcast applications to residential turfgrass

The maximum application rate is 6.0 fl.oz. of product per 1,000 sq.ft. per application (0.33 lb 2,4-D ae, 0.12 lb MCPP-p ae, and 0.04 lb dicamba 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 12 fl.oz. of product per 1,000 sq.ft. (0.65 lb 2,4-D ae, 0.24 lb MCPP-p ae, and 0.08 lb dicamba ae per acre).

#### C. SPOT TREATMENTS

## HAND OPERATED, PUMP-UP SPRAYERS OR COMPRESSED AIR SPRAYERS:

Mix an adequate amount of product with an appropriate amount of water as indicated on the following table for spot treatments to localized areas of weeds. Apply any time the emerged broadleaf weeds are susceptible. Spray the target weeds thoroughly and wet the entire leaf surface of the undesirable plants.

Turfgrass	Spray volume, gals. of water	Amount of product	Area to be treated, sq.ft.
Kentucky bluegrass, Perennial ryegrass, Tall fescue, Red or fine leaf fescues, Colonial bentgrass, Mixtures of cool season species Common bermudagrass, bahiagrass and zoysiagrass	1 gallon	2.0 fl.oz. (4Tbs)	330 sq.ft.
	2 gallons	4.0 fl.oz. (8Tbs)	660 sq.ft.
	3 gallons	6.0 fl.oz. (12Tbs)	1,000 sq.ft.
St. Augustinegrass (except 'Floratam')	1 gallon	1 fl.oz. (2Tbs)	330 sq.ft.
Centipedegrass and	2 gallons	2 fl.oz. (4Tbs)	660 sq.ft.
Hybrid bermudagrass	3 gallons	3 fl.oz. (6Tbs)	1,000 sq.ft.
Equal measures: 1.0 fl.oz. = 2 Tablespoons	s. 1 Tablespoon (Tbs	s) = 3 teaspoons (tsp)	

## Limitations on spot treatments:

Spot treatment is defined as a treatment area no greater than 1,000 sq.ft. per acre. The maximum application rate is 6.0 fl.oz. per 1,000 sq.ft. per application (0.12 lb MCPP-p acid equivalent per acre). The maximum number of spot treatments is limited to 2 per year with a minimum of 30 days between applications.

## **BROADLEAF WEEDS CONTROLLED:**

EH-1440 Herbicide will control or suppress the following broadleaf weeds. A partial list is presented below.

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Amaranth, purple	Cupid shaving Brush	Mugwort	Speedwell, common
Amaranth, slender	Cudweed	Mustard, ball	Speedwell, corn
Aster, heath	Daisy, English	Mustard, black	Speedwell, ivyleaf
Aster, white heath	Daisy, oxeye	Mustard, blue	Speedwell, persian
Aster, purple	Dandelion, common	Mustard, hedge	Speedwell, purslane
Aster, white prairie	Dandelion, false	Mustard, indian,	Speedwell, slender
Artichoke	Day flower	Mustard, tansy	Speedwell, snow
Austrian fieldcress	Deadnettle	Mustard, tumble	Speedwell, thymeleaf
Bedstraw, Catchweed	Dichondra	Mustard, white	Spiny amaranth
Bedstraw, smooth	Dock, broadleaf	Mustard, wormseed	Spurge, spotted
Bedstraw, Northern	Dock, curly	Nettle, stinging (burning)	Spurge, prostrate
Bedstraw, pineywoods	Dogbane	Nettle, tall	Spurweed
Beggarticks, hairy	Dogfennel	Nettle, wood	Star of Bethlehem
Betony, Florida	Dollarweed	Parsley-piert	Strawberry, India mock
Bindweed, Field	(Pennywort)	Parsnip	Tansy ragwort
Bindweed, Hedge	Dove weed	Pearlwort	Tanweed
Bitter Wintercress	Elderberry	Pennycress (frenchweed)	Thistle, blessed
Bittercress, hairy	Falseflax	Pepperweed, perennial	Thistle, bull
Bitterweed	False sunflower	Pepperweed, virginia	Thistle, canada
Black-eyed Susan	Fiddleneck	(Peppergrass)	Thistle, flodman (prairie)
Black Medic	Filaree, redstem	Pigweed, prostate	Thistle, musk
Blood flower milkweed	Filaree, whitestem	Pigweed, redroot	Thistle, platte
Blue lettuce	Fleabane, daisy	Pigweed, russian	Thistle, plumeless
Brassbuttons	(annual)	Pigweed, smooth	Thistle, russian
Bristly oxtongue	Fleabane, rough	Pigweed, tumble	Thistle, scotch
Broomweed	Galinsoga, hairy	Pineapple weed	Thistle, wavyleaf
Buckhorn	Galinsoga, smallflower	Plains coreopsis (tickseed)	Thistle, yellow (horrible)
Bullnettle	Goldenrod	Plantain, blackseed	Trailing crownvetch
Burclover	Ground ivy	Plantain, bracted	Velvetleaf
Burdock	Groundsel	Plantain, broadleaf	Vervain, blue
Burweed, lawn (spurweed)	Gumweed	Plantain, buckhorn	Vervain, hoary
Buttercup, bulbous	Hairy fleabane	Plantain, hoary	Vervain, prostrate
Buttercup, creeping	Hawkweed, meadow	Plantain, narrowleaf	Vervain, tall
Buttonweed, common	Hawkweed, mouseear	Plantain, slender	Vetch, bird
(poorjoe)	Hawkweed, orange	Plantain, woolly	Vetch, hairy
Buttonweed, virginia	Hawkweed, yellow Healall	Poison ivy Poison oak	Vetch, milk
Carolina geranium (wild)		Pokeweed	Vetch, narrowleaf
Carpetweed Catnip	Heartleaf drymary Hemp	Prairie Sunflower	Vetch, wild Virginia creeper
Cating Catsear, spotted (false	Henbit		Western clematis
dandelion)	Hoary cress	Prickly lettuce (compass plant) Prickly sida	Western salsify
Chamber bitter	Horsenettle	Prostrate knotweed	Wild aster
Chickweed, common	Horseweed	Puncturevine	Wild buckweat
Chickweed, mouseear	Jimsonweed	Purslane, common	Wild buckweat
Chickweed, sticky	Johnny-Jumpup violet	Pusley, brazil	Wild four-o-clock
Chicary	Knawel	Pusley, florida	Wild garlic
Cinquefoil	Knotweed, prostrate	Pusley, large flower	Wild lettuce
Clover, crimson	Kochia	Ragweed, bur	Wild marigold
Clover, alyce	Lambsquarters	Ragweed, common	Wild mustard (yellow rocket)
Clover, hop	Lespedeza	Ragweed, lancleaf	Wild onion
Clover, rabbit foot	Mallow, alkali	Ragweed, western	Wild parsnip
Clover, red	Mallow, bristly	Redstem filaree	Wild radish
Clover, strawberry	Mallow, common	Rough cinquefoil	Wild rape
Clover, strawberry	Mallow, dwarf	Scarlet pimpernel	Wild strawberry
Clover, white sweet	Mallow, venice	Shepardspurse	Wild sweet potato
Clover, white	Marcela	Smartweed, ladysthumb	Wild violet
Cockle	Matchweed	Smartweed, pale	Woodsorrel, creeping
Cocklebur	Mexicanweed	Smartweed, pennsylvania	Woodsorrel, violet
Cocklebur, oriental	Moneywort	Smooth chaff-flower	Woodsorrel, yellow (Oxalis)
1000mar	1		

Cocklebur, spiny	Morningglory, bigroot	Smoothdock	Woolly croton
Common mullein	Morningglory, ivyleaf	Sorrel, red (sheep)	Wormseed
Corn Spurry	Morningglory, mexican	Sowthistle, annual	Yarrow, common
Creeping Beggarweed	Morningglory, red	Sowthistle, spiny	Yarrow, western
Creeping Jenny (creeping	Morningglory, tall	Spanish needles	Yarrow, yellow
charlie)	Morningglory, wolly	Speedwell, bi-lobed	

	BEST RESULTS	
When to Apply	Spring and fall	Spray when broadleaf weeds are young and actively growing for best results.
		EH-1440 Herbicide may be applied in the spring, summer or fall. Spring and fall treatments under adequate soil moisture conditions are preferred to the summer treatments. Generally, summer broadcast applications to older, drought stressed weeds are less effective.
		Broadcast (entire areas) applications or follow-up applications at 4 to 6 week intervals are recommended for more mature weeds, for dense infestations, and for adverse environmental conditions.
		Spot treatments during the summer may be appropriate for sparse infestations, as a follow-up treatment, or any time broadleaf weeds are susceptible.
	for established lawns	Apply when daytime temperatures are below 90°F.
. •	for newly seeded areas	Apply this product to newly seeded grasses when well-established (approximately 6 weeks after seedling emergence) or after the third mowing.
ı	for newly sodded, sprigged, or plugged areas	Apply this product 3 to 4 weeks after the sodding, sprigging, or plugging operations.
Seeding:		Treated areas can be reseeded at 2 weeks after the application of this product.
Irrigation:	Non-stressed turfgrass	Adequate soil moisture and favorable growing conditions enhance the performance of this product.
	Stress from high temperatures, drought, insects or diseases.	<ul> <li>Avoid applications of this product when turfgrasses are under stress since injury may result. If dry conditions exist, schedule irrigations (watering) before and after the application. For best results, delay the irrigation until approximately 24 hours after application of this product.</li> </ul>
Mowing:		<ul> <li>Avoid mowing 1 to 2 days before and after the application of this product.</li> </ul>



Nontarget plants:	<ul> <li>Do not apply this product to carpetgrass, dichondra, food crops (gardens, fruits and vegetables), forage crops, or ornamental plants including flowers, trees, shrubs, hedges, woody ornamentals, groundcovers established in landscape plantings and other nontarget plants.</li> <li>Do not apply as a fine mist because of potential for injury to desirable plants.</li> <li>Do not use this product on or near desirable plants, including within the drip line of the roots of desirable trees and shrubs, since injury may result.</li> <li>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. To provent product run off do not ever water.</li> </ul>
	not apply when windy. 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. Rinse applicator over lawn area only.

140,520

# SUBLABEL 2 Marketed by supplemental registrants

## **DIRECTIONS FOR USE**

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

## 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 enter or allow people or pets on treated area until sprays has dried.
- Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

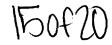
PRODUCT FACT	'S:
Treats up to 1	,300 square feet. Pint Size 0,600 square feet. Quart Size 2,600 square feet Gallon Size
KILLS WEEDS: Dandelion, clover, chickweed plus over xxx additional broadleaf weeds	
WHERE TO USE:	On lawns
AMOUNT TO USE:	For bentgrass, hybrid bermudagrass and buffalograss St. Augustinegrass (except 'Floratam') and centipedegrass Use: 3 fluid ounce (6 Tablespoons) / gallon of water / 1,000 square feet
	For Kentucky bluegrass, fescues, perennial ryegrass, bahiagrass, common bermudagrass and zoysiagrass: Use: 6 fluid ounces (12 Tablespoons) / gallon of water / 1,000 square feet
	Questions, Comments or Medical Information? Call: 1-800-xxx-xxxx • <a href="http://www.company.name.com">http://www.company.name.com</a>

## WHERE TO USE:

EH-1440 Herbicide is intended for use on most ornamental lawns including Kentucky bluegrass, perennial ryegrass, fescues, common bermudagrass, hybrid bermudagrass, bahiagrass, bentgrass, buffalograss, centipedegrass, zoysiagrass, and St. Augustinegrass.

## FOR BEST RESULTS:

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WHEN TO APPLY	<ul> <li>Spray when air is calm to avoid spray drift onto landscape plants as contact with foliage may injure flowers, shrubs, trees, and other desirable plants.</li> <li>Spray when:         <ul> <li>weeds are small and actively growing.</li> <li>temperature is below 90°F.</li> <li>air is calm to avoid spray drift onto landscape plants as contact with foliage may injure flowers, shrubs, trees, and other desirable plants.</li> </ul> </li> <li>Reapplication can be made in 30 days if necessary.</li> <li>Newly seeded lawn can be sprayed after first mowing.</li> </ul>
Seeding:	<ul> <li>Treated areas can be reseeded at 2 weeks after the application of this product.</li> </ul>
Irrigation:	<ul> <li>Adequate soil moisture and favorable growing conditions enhance the performance of this product. If soil is dry, water 1 to 2 days before application. Rain or watering more than 1 hour after application should not reduce effectiveness.</li> </ul>
Mowing:	Avoid mowing 1 to 2 days before and after the application of this product.



## Nontarget plants:

- Do not apply this product to carpetgrass, dichondra, food crops (gardens, fruits and vegetables), forage crops, or ornamental plants including flowers, trees, shrubs, hedges, woody ornamentals, groundcovers established in landscape plantings and other nontarget plants.
- Do not use this product on 'Floratam' St. Augustinegrass, or lawns containing desirable clovers.
- Do not apply as a fine mist because of potential for injury to desirable plants.
- Do not use this product on or near desirable plants, including within the drip line of the roots 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. 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. Rinse applicator over lawn area only.

#### **HOW MUCH TO USE:**

## A. For Tank Sprayers

Spot treat broadleaf weeds with this product as they appear. Repeat treatment for hard-to-control weeds in 30 days. Do not exceed specified dosages for any area.

## For St. Augustinegrass, centipedegrass, bentgrass, hybrid bermudagrass and buffalograss:

- Mix 1 fluid ounce (2 Tablespoons) of product per gallon of water to cover 300 square feet of lawn.
- Do not use on 'Floratam' St. Augustinegrass. Do not apply to St. Augustinegrass or centipedegrass emerging from winter dormancy. Temperatures below 45°F within 72 hours of application may cause damage.

# For Kentucky bluegrass, fescues, perennial ryegrass, bahiagrass, common bermudagrass and zoysiagrass:

• Mix 2 fluid ounces (4 Tablespoons) of product per gallon of water to cover 300 square feet.

Equal measures: 1 Tablespoon (Tbs.) = 3 teaspoons (tsp.) = 1/2 fluid ounce (fl.oz.)

#### Limitations on spot treatments:

Spot treatment is defined as a treatment area no greater than 1,000 sq.ft. per acre. The maximum application rate is 6.0 fl.oz. per 1,000 sq.ft. per application (0.12 lb MCPP-p acid equivalent per acre). The maximum number of spot treatments is limited to 2 per year with a minimum of 30 days between applications.

# B. For Ortho® Dial-N-Spray® hose-end sprayers THREE EASY STEPS TO MIX AND APPLY

- 1. Measure the lawn area to be sprayed. Calculate square feet by multiplying length by width.
- Carefully mix the proper amount of concentrate with water. See below for directions for the Ortho® Dial-N-Spray® hose-end sprayer below
- 3. Spray evenly over the lawn.

#### Narrative format:

#### For St. Augustinegrass, centipedegrass, bentgrass, hybrid bermudagrass and buffalograss:

• Add 3 fl.oz. of product into sprayer jar for each 1,000 sq.ft. of lawn. Do not add water to jar. Set dial to 2 Tablespoons (Tbs.) and spray.

# For Kentucky bluegrass, fescues, perennial ryegrass, bahiagrass, common bermudagrass and zoysiagrass:

• Add 6 fl.oz. of product into sprayer jar for each 1,000 sq.ft. of lawn. Do not add water to the container jar. Set dial on 2 oz. and spray.

Equal Measures: 1 Tablespoon = 3 teaspoons (tsp.) = 1/2 fl.oz. 2 Tablespoons = 1 fl.oz.

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**Tabular Format [optional]** 

Lawn Grass	Sprayer Type	Product To Measure	Area to Treat	Comments
	Tank Sprayer	1 fl.oz. (2 Tbs.) into 1 gallon of water and spray.	300 sq.ft.	*Do not use on 'Floratam' St. Augustinegrass.
St. Augustinegrass*, centipedegrass , bentgrass, hybrid bermudagrass and	Dial 'N Spray®	3 fl.oz. (6 Tbs.) into sprayer jar. DO NOT ADD WATER. Set dial on 2 Tablespoons (Tbs.) and spray	1,000 sq.ft.	Do not apply to St. Augustinegrass and centipedegrass emerging from winter dormancy.
buffalograss	Ortho Plant & Weed Sprayette®	3 fl.oz. (6 Tbs.) into sprayer jar. Fill with water to the 5 gallon mark and spray.	1,000 sq.ft.	Applying when temperatures below 45°F within 72 hours of application may cause damage
Mantual and Indiana and Indiana	Tank Sprayer	2 fl.oz. (4 Tbs.) into 1 gallon of water and spray.	300 sq.ft.	
Kentucky bluegrass, fescues, perennial ryegrass, common bermudagrass,	Dial 'N Spray®	6 fl.oz. (12 Tbs.) into sprayer jar. DO NOT ADD WATER. Set dial on 2 oz.and spray.	1,000 sq.ft.	
bahiagrass, and zoysiagrass	Ortho Plant & Weed Sprayette®	6 fl.oz. (12 Tbs.) into sprayer jar. Fill with water to the 5 gallon mark and spray.	1,000 sq.ft.	

## Limitations on broadcast applications to residential turfgrass

The maximum application rate is 6.0 fl.oz. of product per 1,000 sq.ft. per application (0.33 lb 2,4-D ae, 0.12 lb MCPP-p ae, and 0.04 lb dicamba 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 12 fl.oz. of product per 1,000 sq.ft. (0.65 lb 2,4-D ae, 0.24 lb MCPP-p ae, and 0.08 lb dicamba ae per acre).

## C. Ready-to-use hose-end sprayers

### THREE EASY STEPS TO MIX AND APPLY

- 1. Measure the lawn area to be sprayed. Calculate square feet by multiplying length by width.
- 2. See below for directions for the ready-to-use hose-end sprayer below.
- 3. Spray evenly over the lawn.

## **AMOUNT TO SPRAY**

Use the amount indicated for your type of lawn:

# St. Augustinegrass (except 'Floratam'), centipedegrass, bentgrass, hybrid bermudagrass and buffalograss:

(Quart size): This container covers approximately 10,600 square feet. (Pint Size): This container covers approximately 5,300 square feet

## Bahiagrass, bermudagrass, fescues, Kentucky bluegrass, perennial ryegrass and zoysiagrass:

(Quart size): This container covers approximately 5,300 square feet. (Pint size): This container covers approximately 2,700 square feet.

## Limitations on broadcast applications to residential turfgrass

The maximum application rate is 6.0 fl.oz. of product per 1,000 sq.ft. per application (0.33 lb 2,4-D ae, 0.12 lb MCPP-p ae, and 0.04 lb dicamba 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

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maximum seasonal rate is 12 fl.oz. of product per 1,000 sq.ft. (0.65 lb 2,4-D ae, 0.24 lb MCPP-p ae, and 0.08 lb dicamba ae per acre).

## **BROADLEAF WEEDS CONTROLLED:**

EH-1440 Herbicide will control or suppress the following broadleaf weeds. A partial list is presented below.

Amaranth, purple Amaranth, purple Amaranth, purple Aster, heath Aster, white heath Aster, white heath Aster, white heath Aster, white heath Aster, purple Aster, white prairie Aster, white prairie Artichoke Artichoke Artichoke Artichoke Artichoke Artichoke Austrian fieldcress Bedstraw, Catchweed Bedstraw, Northern Bedstraw, Northern Bedstraw, pineywoods Beggarticks, hairy Betony, Florida Bindweed, Field Bindweed, Field Bindweed, Field Black-eyed Susan Black-eyed Serial State State Black-eyed Susan Black-eyed Sus	below.			
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Burdock Burweed, lawn (spurweed) Buttercup, bulbous Buttercup, creeping Buttonweed, common (poorjoe) Buttonweed, virginia Carolina geranium (wild) Cathip Carolina geranium Ca	1 - ***		1	
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(poorjoe)       Hawkweed, orange       Plantain, woolly       Vetch, hairy         Buttonweed, virginia       Hawkweed, yellow       Poison ivy       Vetch, milk         Carolina geranium (wild)       Healall       Poison oak       Vetch, narrowleaf         Carpetweed       Heartleaf drymary       Pokeweed       Vetch, wild         Catnip       Prairie Sunflower       Virginia creeper		•		•
Buttonweed, virginia Hawkweed, yellow Carolina geranium (wild) Healall Poison oak Vetch, narrowleaf Pokeweed Pokeweed Vetch, wild Prairie Sunflower Virginia creeper	1			1
Carolina geranium (wild)HealallPoison oakVetch, narrowleafCarpetweedHeartleaf drymaryPokeweedVetch, wildCathipHempPrairie SunflowerVirginia creeper		,		
Carpetweed   Heartleaf drymary   Pokeweed   Vetch, wild   Virginia creeper   Vetch, wild   Virginia creeper   Vetch, wild   Virginia creeper   Vetch, wild				
Cathip Hemp Prairie Sunflower Virginia creeper		Heartleaf drymary	4 .	1 -
			Prairie Sunflower	Virginia creeper
Catsear, spotted (false Henbit Prickly lettuce (compass plant)   Western clematis	Catsear, spotted (false	Henbit	Prickly lettuce (compass plant)	
dandelion) Hoary cress Prickly sida Western salsify	dandelion)	Hoary cress		Western salsify
Chamber bitter Horsenettle Prostrate knotweed Wild aster	Chamber bitter	Horsenettle	Prostrate knotweed	Wild aster
Chickweed, common Horseweed Puncturevine Wild buckweat	Chickweed, common	Horseweed	Puncturevine	Wild buckweat
Chickweed, mouseear Jimsonweed Purslane, common Wild carrot	Chickweed, mouseear	Jimsonweed	Purslane, common	
Chickweed, sticky Johnny-Jumpup violet Pusley, brazil Wild four-o-clock		Johnny-Jumpup violet	Pusley, brazil	Wild four-o-clock
Chicory Knawel Pusley, florida Wild garlic				Wild garlic
Cinquefoil   Knotweed, prostrate   Pusley, large flower   Wild lettuce	Cinquefoil	Knotweed, prostrate	Pusley, large flower	Wild lettuce
Clover, crimson Kochia Ragweed, bur Wild marigold	Clover, crimson			
Clover, alyce Lambsquarters Ragweed, common Wild mustard (yellow rocket)	Clover, alyce	Lambsquarters	Ragweed, common	Wild mustard (yellow rocket)
Clover, hop Lespedeza Ragweed, lancleaf Wild onion		Lespedeza		Wild onion
Clover, rabbit foot Mallow, alkali Ragweed, western Wild parsnip		Mallow, alkali		Wild parsnip
Clover, red Mallow, bristly Redstem filaree Wild radish	Clover, red	Mallow, bristly		Wild radish
Clover, strawberry Mallow, common Rough cinquefoil Wild rape	Clover, strawberry	Mallow, common	Rough cinquefoil	Wild rape
Clover, yellow sweet Mallow, dwarf Scarlet pimpernel Wild strawberry				
Clover, white sweet Mallow, venice Shepardspurse Wild sweet potato	Clover, white sweet	Mallow, venice	Shepardspurse	Wild sweet potato



Clover, white	Marcela	Smartweed, ladysthumb	Wild violet
Cockle	Matchweed	Smartweed, pale	Woodsorrel, creeping
Cocklebur	Mexicanweed	Smartweed, pennsylvania	Woodsorrel, violet
Cocklebur, oriental	Moneywort	Smooth chaff-flower	Woodsorrel, yellow (Oxalis)
Cocklebur, spiny	Morningglory, bigroot	Smoothdock	Woolly croton
Common mullein	Morningglory, ivyleaf	Sorrel, red (sheep)	Wormseed
Corn Spurry	Morningglory, mexican	Sowthistle, annual	Yarrow, common
Creeping Beggarweed	Morningglory, red	Sowthistle, spiny	Yarrow, western
Creeping Jenny (creeping	Morningglory, tall	Spanish needles	Yarrow, yellow
charlie)	Morningglory, wolly	Speedwell, bi-lobed	

## **APPENDIX FOR ALL SUBLABELS**

1.	. Statements <sup>,</sup>	which may	appear on	different	label	components	dependi	ing on	packa	ıging
C	onfiguration.					-	-	_		

•	See next	panel	for additional	Precautionary	Statements	and First Aid

•	Net Contents:
•	EPA Est. No

## **APPENDIX FOR SUBLABEL 1**

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

- Rainfast in as little as 1 hour
- Rainfast [Rainproof] in 1 hour
- · Visible results in just 24 hours
- · Clover control in as little as one week
- Proven cool-weather performance
- Consistently fast control on tough weeds like clover, plantain, ground ivy and spurge [various other listed weeds].
- From the makers of Trimec® herbicides.
- For information call XXX-XXX-XXXX [contact www.xxx-xxxx.com]

## This product offers these advantages:

- · Rapid and effective weed control for common and troublesome weed species in turfgrass
- Superior cool weather performance.
- Fast acting with evidence of injury within hours. Generally, the injury symptoms can be noticed within hours of the application and plant death can occur within 7 to 14 days.
- · Kills the weeds, not the lawns
- · For a beautiful lawn
- Kills [controls] broadleaf weeds
- [See] Results in 24 hours
- · Control you can see in 24 hours
- · Use on northern and southern turf
- · Use on northern turf
- · Use on southern turf
- Guaranteed
- Won't harm your lawn [when used as directed]
- · Kills the hard to control weeds
- Kills over 250 [tough] lawn weeds
- Kills the toughest [lawn] weeds
- · Scientifically formulated for lawns

- · Special lawn formula
- Maximum weed [root] kill
- Kills weeds, not lawns
- · Overnight results
- Treats up to XXXXX sq. ft.
- Just attach to hose and spray
- Attach to hose and spray
- Tough on weeds, easy on lawns
- · Easy to use
- · Results overnight
- · Use with dial type sprayers

## 2. Trademark acknowledgements

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

## **APPENDIX FOR SUBLABEL 2**

- 1. Advertising claims that may be presented on container labeling, advertisements, brochures, and other marketing/sales promotional materials:
  - Kills dandelion, chickweed, knotweed, plantain, henbit, spurge and many other broadleaf lawn weeds.
  - Kills weeds not lawn grasses.
  - Kills weeds not lawns.
  - For lawns containing Kentucky bluegrass, fescues, bentgrass, perennial ryegrass, bermudagrass, bahiagrass, centipedegrass, zoysiagrass, St. Augustinegrass, and buffalograss.
  - Can be applied with hose-end or pump-up (tank) sprayers.
  - For northern and southern grasses.
  - Won't harm lawn grasses when used as directed.
  - · Kills weeds in your lawn.
  - Formulated for use on northern and sensitive southern lawns.
  - · Helps provide a beautiful lawn.
  - For cool and warm season lawn grasses.
  - Kills major broadleaf lawn weeds including dandelion, chickweed, knotweed, in lawns.
  - For use on grass lawns especially Kentucky bluegrass, fescues, perennial ryegrass, bentgrass, bermudagrass, bahiagrass, centipedegrass, zoysiagrass, St. Augustinegrass, and buffalograss.
  - Can be used on St. Augustinegrass, bentgrass, and buffalograss.
  - A Trimec® Turf Herbicide Formulation.
  - Controls dandelion, chickweed, knotweed, plantain, henbit, spurge and many other broadleaf lawn weeds including those shown on the side panel.
  - "One quart covers up to xxxx square feet (of southern turfgrass)" or "One pint covers up to xxxx square feet (of southern turfgrass)".
  - Treats up to (Number) square feet.
  - Kills over xxx broadleaf lawn weeds including dandelion and others.
  - Makes up to (Number) gallons of spray.
  - · For northern and southern lawns.
  - Formula for northern and southern grasses/lawns.
  - Kills major broadleaf weeds including dandelion, clover, oxalis, chickweed, knotweed plantain, henbit, spurge and others.
  - Concentrate
  - For control that doesn't/won't wash away/off.
  - Effective even with rain in 1 hour.
  - Specially formulated for residential use



- Kills major broadleaf lawn weeds including dandelion, clover, oxalis, chickweed, knotweed, plantain, henbit, spurge and many others.
- o One easy step to a weed free lawn Helps promote a beautiful lawn.
- o Simple easy to use/one step application
- o Simple and easy.
- Use (Brand Name) to kill broadleaf weeds in lawns including dandelion, clover, oxalis, chickweed, knotweed, plantain, henbit, spurge, and many others. Won't harm bahiagrass, bentgrass, bermudagrass, bluegrass, buffalograss, centipedegrass, fescues, rye or zoysiagrass. Can also be used on St. Augustinegrass except Floratam.
- o 1 pint covers 2,700 to 5,300 sq.ft. (1 quart covers 5,300 to 10,600 sq.ft.) depending on lawn. See inside booklet for complete instructions. Specially formulated for residential use.
- o CONVENIENT
- o ECONOMICAL Use to cover small or large areas.
- o Rapid and effective weed control for common and troublesome weed species in turfgrass.
- o Superior cool weather performance.
- o Fast acting with evidence of injury within hours. Generally, the injury symptoms can be noticed in hours and plant death can occur within 7 to 14 days.
- o Kills the weeds, not the lawn.
- o Kills broadleaf weeds
- o See results in 24 hours.
- o Won't harm your lawn when used as directed.
- o Kills hard to control weeds.
- o Kills over xxx tough lawn weeds.
- Maximum weed control
- o Kills weeds, not lawns
- o The performance leader
- o Treats up to xxxxx sq.ft.
- o Tough on weeds, easy on lawns
- **Notice:** To the extent consistent with applicable law, buyer assumes all risks of use, storage or handling of this product not in accordance with directions.
- Guarantee: If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price.

## 2. Trademark acknowledgements

- Trimec® is a registered trademark of PBI/Gordon Corporation.
- Ortho® Dial'N Spray® is a registered trademark of the ORTHO Group.

## **DOCUMENT CONTROL INFORMATION**

- 1. Unique Label Identifier: 002217-00900.20091204.notif-proposed-clean.doc
- 2. Reason for Issue: Incorporate EPA comments, PRN 2007-4