



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

MAY 8 2008

Ms. Kim Inman
ABC Compounding Co., Inc.
P.O. Box 16247
Atlanta, GA 30321

Subject: Withdrawal of Label Notification for Pesticide Registration Notice 2007-4

Dear Ms. Inman,

This notice is to acknowledge your email dated April 30, 2008, in which you indicate your desire to withdraw your application for notification of label change per PR Notice 2007-4, dated 4/7/08, for the product Double Kill (EPA Registration Number 3862-92). The Agency hereby considers this application withdrawn and has ceased its review.

If you have any questions, please call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

A handwritten signature in black ink, appearing to be "Linda Arrington".

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



"Kim Inman"
<kim.inman@abccompoundin
g.com>
04/30/2008 11:04 AM

To Stephen Schaible/DC/USEPA/US@EPA
cc
bcc
Subject FW: 3862-92 PR 2007-4

History: This message has been forwarded.

Hello Steve,

I would like to cancel my application for notification of label change per PR notice 2007-4, dated 4-7-08, for product # 3862-92, Double Kill.

Kim Inman
Regulatory Chemist
ABC Compounding Co., Inc.
phone: 678-833-2107
fax: 770-960-1059

-----Original Message-----

From: Schaible.Stephen@epamail.epa.gov
[mailto:Schaible.Stephen@epamail.epa.gov]
Sent: Monday, April 28, 2008 5:43 PM
To: Kim Inman
Subject: 3862-92 PR 2007-4

Hi Kim,

Luckily I have your email address from a previous notification email you sent me. I have received your notification application for your product Double Kill (EPA Reg. No. 3862-92) but as was the case with the last label you sent in, the ink on your label has melted and caused the pages to stick together- I think the irradiation that all incoming mail is subject to might be the culprit.

Regardless, it also appears you only sent that part of the label which contained the Storage and Disposal language. I need the entire label before I can begin the review of the notification. If you could email me a PDF of the label which includes your proposed notification changes, I would appreciate it.

Also, I just took a quick look at the container disposal language since I am sending you an email anyway. I notice there are no residue removal statements included (nor are there specific instructions for container sizes both greater than and less than/equal to 5 gallons). Unless this is a homeowner-only use product or some other scenario where residue removal statements do not apply, this appears to be a similar situation to the other notification of yours I reviewed, for EPA Reg. Number 3962-182. You might use that as guidance.

Thanks! If you have any questions, please give me a call.

Steve Schaible
Registration Division
Office of Pesticide Programs, U.S. EPA
(703)308-9362



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 3862-92	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Double Kill	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) ABC Compounding Co., Inc. PO Box 16247 Atlanta, GA 30321 <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 checked="" type="checkbox"/> Final printed labels in response to Agency letter dated 3-18-08
<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 label change per PR Notice 2007-4. This notification is consistent with the guidance in 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 for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand 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 I 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:				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 checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 55,35,20,5,1 gallon & quart		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 Kim Inman	Title Regulatory Chemist	Telephone No. (Include Area Code) 770-968-9222
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 both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Chemist	
4. Typed Name Kim Inman	5. Date 4-7-08	

DIRECTIONS FOR USE: It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. This product is intended for use around any property or facility that functions to provide a service to the general public or to public or private organizations, including hospitals, nursing homes; schools (other than preschools and day care facilities); museums and libraries; sports facilities; and office buildings. Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes. For use on plants in non-crop and non-timber areas only. Not for use on crops, timber, or other plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes. Not to be used in any recreational areas or in or around homes.

IMPORTANT: Injury or loss of desirable trees or other plants may result from failure to observe the following: Do not apply on or near desirable trees or other plants, or on areas where their roots may extend or in locations where the chemical may be washed or moved into contact with their roots. Do not use on lawns, walks, driveways, tennis courts or similar areas. Prevent drift of spray to desirable plants. Do not contaminate domestic waters. Keep from contact with fertilizers, insecticides, fungicides and seeds.

This weed killer is designed to be applied as a spray on non-cropland areas where bare ground is desired. The degree of weed control and duration of effect will vary with the amount of product used, soil type, rainfall and other conditions. Apply any time of year except when the ground is frozen. Best results are obtained after predominant species are well established in late spring or early summer.

Remove protective cap. Invert can and point opening in spray tip towards weeds to be sprayed. Depress the tab on the side of tip and spray weeds thoroughly.

General Weed Control: To control most weeds for an extended period of time on non-cropland areas, including parking lots, fence rows, loading ramps, railroad sidings, storage yards around buildings and industrial plant sites, apply at the maximum rate of 1 can per 174 sq ft per application. Limited to 2 applications per year. Maximum of 30 days between applications.

Controls annual weeds and grasses such as foxtail, nygrass, wild oats, crabgrass, cheatgrass, broomsedge, ragweed, lamb's-quarter and turkey mullein, and other hard-to-kill perennial weeds and grasses, such as Johnsongrass, saltgrass, bouncing bet, bracken fern and horsetail.

Spray Drift Management: A variety of factors including weather conditions (e.g. wind directions, wind speed, temperature, relative humidity) and method of application can influence pesticide drift. The applicator must evaluate all factors and make appropriate adjustments when applying this product.

Wind Speed: Do not apply at wind speeds greater than 15 mph. Only apply this product if the wind direction favors on-target deposition and there are not sensitive areas (including, but not limited to, residential areas, bodies of water, known habitat for nontarget species, nontarget crops) within 250 feet downwind.

Temperature Inversions: If applying at wind speeds less than 3 mph, the applicator must determine if: a) conditions of temperature inversion exist, or b) stable atmospheric conditions exist at or below nozzle height. Do not make applications into area of temperature inversions or stable atmospheric conditions.

Susceptible Plants: Do not apply under circumstances where spray drift may occur to food, forage, or other plantings that might be damaged or crops thereof rendered unfit for sale, use or consumption. Susceptible crops include, but are not limited to, cotton, okra, flowers, grapes (in growing stage), fruit trees (foliage), soybeans (vegetative stage), ornamentals, sunflowers, tomatoes, beans, and other vegetables, or tobacco. Small amounts of spray drift that might not be visible may injure susceptible broadleaf plants.

Other State and Local Requirements: Applicators must follow all state and local pesticide drift requirements regarding application of 2,4-D herbicides. Where states have more stringent regulations, they must be observed.

2,4-D esters may volatilize during conditions of low humidity and high temperatures. Do not apply during conditions of low humidity and high temperatures.

Notice of Warranty: To the extent consistent with applicable law the manufacturer makes no warranties, expressed or implied, concerning the use of this product other than those indicated on the label. Purchaser assumes all risks of use and handling of this material when such use and handling are contrary to label instructions. 5469520SA_0803



Double Kill

NON-SELECTIVE WEED KILLER

CONTROLS WEEDS AND GRASSES THROUGH FOLIAGE AND ROOT CONTACT

ACTIVE INGREDIENTS:	
2,4-Dichlorophenoxyacetic acid 2-ethylhexylester*	1.09%
Bromacil (5-bromo-3-sec-butyl-6-methyluracil)	0.98%
INERT INGREDIENTS	97.93%
TOTAL	100.00%

*2,4-Dichlorophenoxyacetic acid equivalent 0.70% (0.051 lbs per gallon)

KEEP OUT OF REACH OF CHILDREN
CAUTION
 SEE BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

FIRST AID:	
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 inhaled	<ul style="list-style-type: none"> Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration. Call a poison control center or doctor for further treatment advice, preferably by mouth-to-mouth, if possible.
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 swallowed	<ul style="list-style-type: none"> Call a poison control center or doctor immediately for treatment advice. Do not give any liquid to the person. 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.
Have the product container or label with you when calling a poison control center or doctor or going for treatment.	
NOTE TO PHYSICIAN: Contains petroleum. Vomiting may cause aspiration pneumonia.	

EPA Reg. No. 3862-92

EPA Est. No. 9143-TX-1

Manufactured by:
ABC Compounding Co., Inc.
 Atlanta, GA 30321-0247
 Toll Free 800-795-9222

Net Weight: 15 oz. (425g)

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
CAUTION: Harmful if absorbed through skin. Harmful if inhaled. Avoid breathing vapors or spray mist. Avoid contact with skin, eyes, or clothing. Causes skin irritation. Do not enter or allow people (or pets) to enter the treated area until sprays have dried. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

PERSONAL PROTECTIVE EQUIPMENT (PPE)
 Some materials that are chemical-resistant to this product are barrier laminate, nitrile rubber, neoprene rubber or viton. If you want more options, follow the instructions for category E on an EPA chemical-resistance category selection chart. All applicators and other handlers must wear:

- long-sleeved shirt and long pants.
- shoes and socks, plus
- chemical resistant gloves, and
- chemical resistant apron when cleaning up spills

User Safety Recommendations:

- Users should wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.
- Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions exist for washables, use detergent and hot water. Keep and wash PPE separately from other laundry. Heavily contaminated or drenched clothing cannot be adequately decontaminated, and must be disposed of according to State and Local regulations.

ENVIRONMENTAL HAZARDS:

This pesticide may be toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash waters 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.

Physical or Chemical Hazards
 Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting.

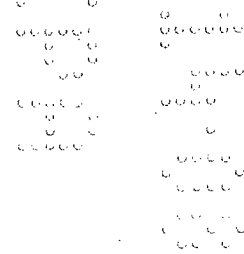
STORAGE AND DISPOSAL

Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law and may contaminate groundwater. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

DO NOT CONTAMINATE WATER, FOOD OR FEED BY STORAGE, DISPOSAL OR CLEANING OF EQUIPMENT. OPEN DUMPING PROHIBITED.

Pesticide Storage: Do not store near heat or open flame. Store in cool dry area away from children.

Pesticide Disposal: Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available.



DIRECTIONS FOR USE: It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. This product is intended for use around any property or facility that functions to provide a service to the general public or to public or private organizations, including hospitals, nursing homes; schools (other than preschools and day care facilities); museums and libraries; sports facilities; and office buildings. Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production or for research purposes. For use on plants in non-crop and non-timber areas only. Not for use on crops, timber, or other plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes. Not to be used in any recreational areas or in or around homes.

IMPORTANT: Injury or loss of desirable trees or other plants may result from failure to observe the following. Do not apply on or near desirable trees or other plants, or on areas where their roots may extend or in locations where the chemical may be washed or moved into contact with their roots. Do not use on lawns, walks, driveways, tennis courts or similar areas. Prevent drifts of spray to desirable plants. Do not contaminate domestic waters. Keep from contact with fertilizers, insecticides, fungicides and seeds.

This weed killer is designed to be applied as a spray on non-cropland areas where bare ground is desired. The degree of weed control and duration of effect will vary with the amount of product used, soil type, rainfall and other conditions. Apply any time of year except when the ground is frozen. Best results are obtained after predominant species are well established in late spring or early summer.

Remove protective cap. Invert can and point opening in spray tip towards weeds to be sprayed. Depress the tab on the side of tip and spray weeds thoroughly.

General Weed Control: To control most weeds for an extended period of time on non-cropland areas, including parking lots, fence rows, loading ramps, railroad sidings, storage yards, around buildings and industrial plant sites, apply at the maximum rate of 1 can per 174 sq. ft. per application. Limited to 2 applications per year. Maximum of 30 days between applications.

Controls annual weeds and grasses such as foxtail, ryegrass, wild oats, crabgrass, chickweed, broomsedge, ragweed, lambsquarters and turkey mullein, and other hard-to-kill perennial weeds and grasses, such as Johnsongrass, saltgrass, bounding bet, bracken fern and horseshail.

Spray Drift Management: A variety of factors including weather conditions (e.g., wind directions, wind speed, temperature, relative humidity) and method of application can influence pesticide drift. The applicator must evaluate all factors and make appropriate adjustments when applying this product.

Wind Speed: Do not apply at wind speeds greater than 15 mph. Only apply this product if the wind direction favors off-target deposition and there are not sensitive areas (including but not limited to residential areas, bodies of water, known habitat for nontarget species, nontarget crops) within 250 feet downwind.

Temperature Inversions: If applying at wind speeds less than 3 mph, the applicator must determine if a) conditions of temperature inversion exist, or b) stable atmospheric conditions exist at or below nozzle height. Do not make applications into area of temperature inversions or stable atmospheric conditions.

Susceptible Plants: Do not apply under circumstances where spray drift may occur to food, forage, or other plantings that might be damaged or crops thereof rendered unfit for sale, use or consumption. Susceptible crops include, but are not limited to, cotton, okra, flowers, grapes (in growing stage), fruit trees (citrus, apple, peach, cherry, plum, apricot, almond), sugarcane, ornamentals or spray drift that might cause visible injury to susceptible broadleaf plants.

Other State and Local Requirements: Applicators must follow all state and local pesticide drift requirements regarding application of 2,4-D herbicides. Where states have more stringent regulations, they must be observed.

2,4-D esters may volatilize during conditions of low humidity and high temperatures. Do not apply during conditions of low humidity and high temperatures.

Notice of Warranty: To the extent consistent with applicable law, the manufacturer makes no warranties, expressed or implied, concerning the use of this product other than those indicated on the label. Purchaser assumes all risks of use and handling of this material when such use and handling are contrary to label instructions. 8469520SA_0803



Double Kill

NON-SELECTIVE WEED KILLER

CONTROLS WEEDS AND GRASSES THROUGH FOLIAGE AND ROOT CONTACT

ACTIVE INGREDIENTS:
 2,4-Dichlorophenoxyacetic acid, 2-ethylhexyl ester 1.049%
 Bromacil (5-bromo-3-sec-butyl-6-methyluracil) 0.963%
INERT INGREDIENTS 83.3%
TOTAL 99%
 *2,4-Dichlorophenoxyacetic acid equivalent 1.0%

KEEP OUT OF REACH OF CHILDREN
CAUTION
 SEE BACK PANEL FOR PRECAUTIONS

FIRST AID:	
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 inhaled	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration. • Call a poison control center or doctor for further treatment advice, preferably by mouth-to-mouth if possible.
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 swallowed	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Do not give any liquid to the person. • Do not induce vomiting unless instructed by the poison control center or doctor.

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

NOTE TO PHYSICIAN: Contains petroleum distillate - vomiting may cause aspiration pneumonia.

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if absorbed through skin. Harmful if inhaled. Avoid breathing vapors or spray mist. Avoid contact with skin, eyes, or clothing. Causes skin irritation. Do not enter or allow people (or pets) to enter the treated area until sprays have dried. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are barrier laminate, nitrile rubber, neoprene rubber or viton. If you want more options, follow the instructions for category E on an EPA chemical-resistance category selection chart.

- All applicators and other handlers must wear:
- long-sleeved shirt and long pants,
 - shoes and socks, plus
 - chemical resistant gloves, and
 - chemical resistant apron when cleaning up spills.

User Safety Recommendations:
 • Users should wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

• Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

• Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

• Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions exist for washables, use detergent and hot water. Keep and wash PPE separately from other laundry. Heavily contaminated or drenched clothing cannot be adequately decontaminated, and must be disposed of according to State and Local regulations.

ENVIRONMENTAL HAZARDS:

This pesticide may be toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash waters 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.

Physical or Chemical Hazards

Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting.

STORAGE AND DISPOSAL

Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law and may contaminate groundwater. If these wastes cannot be disposed of by use as representative at the nearest EPA Regional Office for guidance.

DO NOT CONTAMINATE WATER, FOOD OR FEED BY STORAGE, DISPOSAL OR CLEANING OF EQUIPMENT. OPEN DUMPING PROHIBITED.

Pesticide Storage: Do not store near heat or open flame. Store in cool dry area away from children.

Pesticide Disposal: Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available.

