

7401-9

10/20/2009

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg. Number:
7401-9

Date of Issuance:
OCT 20 2009

NOTICE OF PESTICIDE:

Registration
 Reregistration
 (under FIFRA, as amended)

Term of Issuance: **Unconditional**

Name of Pesticide Product:
**Ferti-lome® DORMANT
 SPRAY AND SUMMER OIL
 SPRAY**

Name and Address of Registrant (include ZIP Code):

Voluntary Purchasing Groups, Inc.
P.O. Box 460
Bonham, Texas 75418
ATTN: Madhu Mandava

5853738
676/1275

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

Based on your response to the Reregistration Eligibility Decision, EPA has reregistered the product listed above. This action is taken under the authority of section 4(g)(2)(C) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain the registration of your product.

The Confidential Statement of Formula (CSF) dated "8/12/08" is accepted and replaces all CSFs previously accepted for this product. Note, however, that the source product's registration has been transferred. Its new registration number is 86330-6. Submit a revised CSF which reflects the current name, registration number, and registrant's name and address for the source product.

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is accepted subject to the comments in this letter.

See page 2 for required label changes.

You must submit one (1) copy of the final printed label before you release the product for shipment. Products shipped after 12 months from the date of this Notice or the next printing of the label whichever occurs first, must bear the new revised label. A stamped copy of the label is enclosed for your records. Should you have any questions, please contact William Jacobs at 703-305-6406 or jacobs.bill@epa.gov.

Signature of Approving Official:
 Meredith F. Laws, Chief
 Insecticide-Rodenticide Branch
 Registration Division (7505P)

Meredith F. Laws for

Date: **OCT 20 2009**

Label Changes for EPA Reg. No. 7401-9

The changes identified below must be made to the proposed label that was part of your submission for this product dated August 12, 2008.

1. Delete the “[**Optional proposed text ...**]” phrase “For [Homeowner] [Domestic] Use Only”. In its place, the label may state “Intended for Residential Use Only”.
2. Delete the “[**Optional proposed text ...**]” phrase “[Can be Used Anytime Temperature Is Not Over 90°F]”. Low temperatures and atmospheric conditions (e.g., winds, inversions, and precipitation) may adversely affect whether it is suitable to use oil sprays.
3. Change the name used for the active ingredient to “Mineral Oil”. Footnote “Mineral Oil” with the phrase “Contains petroleum distillates”.
4. Change the order of treatments listed under “**FIRST AID**” to:

If on skin or clothing ...
 If swallowed ...
 If in eyes ...
 If inhaled ...

5. Change the “**NOTE TO PHYSICIAN:**” text to read as shown below.

This product contains petroleum distillates and may pose an aspiration pneumonia hazard.

6. Replace the paragraph directly below “**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**” with the text shown below.

CAUTION: Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse.

7. To remove redundancies and possibly false, misleading, or otherwise confusing statements, and to add use-related precautionary text, revise the “**DIRECTIONS FOR USE**” section to read and appear as shown below

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Do not apply this product in a way that it will contact other people or pets, either directly or through drift. Do not allow people or pets to enter the treated area until after the spray has dried.

Ferti-lome® Dormant Spray and Summer Oil Spray may be used to control scale insects on ornamentals, shrubs, and shade trees, including: tea scale on camellias; oleander scale on oleanders; juniper scale on junipers; azalea scale on azaleas; white peach scale on privet; scale insects on citrus trees; rose scale on roses; magnolia scale on magnolias; San Jose scale on peach, plum, pear, or apple trees; and obscure scale on pecan trees.

Ferti-lome® Dormant Spray and Summer Oil Spray may be mixed with other insecticides and with fungicides except for those containing sulfur.

Ferti-lome® Dormant Spray and Summer Oil Spray may cause injury to house plants, including ivy, ferns, and other types. Treat small portions of plants to test them for compatibility with this product before treating entire plants.

This product should be applied in late afternoon or early morning, if possible. Do not spray plants with this product in midday if the temperature exceeds or is expected to exceed 90°F.

For Use On Ornamentals: Mix 3 tablespoons of Ferti-lome® Dormant Spray and Summer Oil Spray in one gallon of water. Repeat applications at intervals of 14 to 21 days until scale is controlled. Make sure that the undersides of branches and leaves are wet with the spray.

For Use on Fruit Trees: To control San Jose scale on peach, plum, pear, or apple trees and obscure scale on pecan trees, spray trees thoroughly with a mixture of 6 tablespoons of Ferti-lome® Dormant Spray and Summer Oil Spray in 1 gallon of water. This product may be used on fruit trees only during the dormant season, which occurs before the scale slip and prior to bud swell. Applications may be repeated at intervals of 3 to 4 weeks, during the dormant season.

The site/pest (second) paragraph also may be presented in a bulleted format, like that shown below.

Ferti-lome® Dormant Spray and Summer Oil Spray may be used to control scale insects on ornamentals, shrubs, and shade trees, including:

- tea scale on camellias;
- oleander scale on oleanders;
- juniper scale on junipers;
- azalea scale on azaleas;
- white peach scale on privet;
- scale insects on citrus trees;
- rose scale on roses;
- magnolia scale on magnolias;
- San Jose scale on peach, plum, pear, or apple trees; and
- obscure scale on pecan trees.

- 8. In the last sentence of the “**NON-WARRANTY:**” paragraph, replace “Buyer” with “To the extent consistent with applicable laws, buyer”.

- 9. The reference on the label to the website “www.fertilome.com” means that the website constitutes labeling under Section 2(p)(2)(B) of FIFRA and is subject to review by the Agency. If the website contained false or misleading information, the product would be misbranded, as defined in Section 2(q)(1)(A) of FIFRA, and unlawful to sell or distribute under Section 12(a)(1)(E) of FIFRA. 40 CFR §156.10(a)(5) lists categories of statements that are among those that EPA considers to be false or misleading. Regardless of whether a website is referenced on the label or labeling of a pesticide product, claims made on the website may not differ substantially from the claims approved for the product through the registration process. If EPA finds that a website contains false or misleading statements or claims substantially different from those accepted for the product, the website will be referred to the EPA’s Office of Enforcement and Compliance Assurance.

[FRONT LABEL PANEL]

Ferti-lome®
DORMANT SPRAY
AND
SUMMER OIL SPRAY

[Optional proposed text appears in brackets-the final label may include some or all of the optional text]

- For [Homeowner] [Domestic] Use Only
- Controls Scale on Ornamentals, Flowering Shrubs and Trees Around The Home
- [Can be Used Anytime Temperature Is Not Over 90°F]

ACTIVE INGREDIENT:
Refines Petroleum Distillate*.....98.8%

INERT INGREDIENTS:..... 1.2%

TOTAL:..... 100.0%

*Unsulphonated Residue of Petroleum Distillate.....98.0% Min.
 *50% Distillation Point of Petroleum Distillate..... 414.0°F
 *Flash Point.....
 Weight per Gallon.....

KEEP OUT OF REACH OF CHILDREN

CAUTION

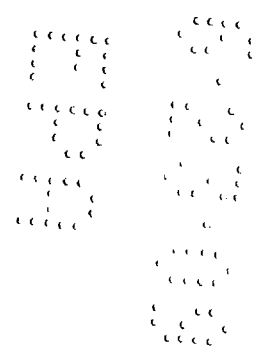
ACCEPTED
With COMMENTS
 In EPA Letter Dated:
OCT 20 2009

**Under the Federal Insecticide, Fungicide
 and Rodenticide Act, As amended, for the
 pesticide Registered under EPA Reg. No:**

7401-9

See Back/Side Panel for Additional Precautionary Statements

Net Contents _____



[BACK/SIDE LABEL PANEL]

FIRST AID	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-222-1222 or 1-800-900-4044 for emergency medical treatment information.	
If swallowed	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor. • Do not induce vomiting unless told to do so by the poison control center or doctor. • Do not give any liquid to the person • Do not give anything by mouth to an unconscious person.
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 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 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, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
NOTE TO PHYSICIAN: Contains petroleum distillate-vomiting may cause aspiration pneumonia.	

PRECAUTIONARY STATEMENTS

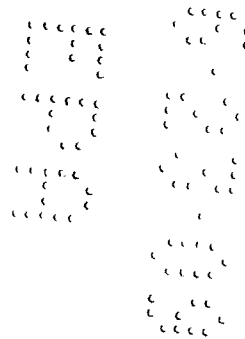
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed or inhaled. Avoid contact with eyes, skin, and clothing. Avoid breathing of spray mist or vapor. Avoid contamination of food.

Food utensils such as tablespoons or measuring cups should not be used for food purposes after use with pesticides.

ENVIRONMENTAL HAZARDS

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. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.



[BACK/SIDE LABEL PANEL]

DIRECTIONS FOR USE

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

1. WHAT IS THIS PACKAGE FOR?

Ferti-lome® Dormant Spray and Summer Oil Spray is effective in controlling scale on ornamentals, shrubs, fruit trees and shade trees.

2. HOW DO YOU USE IT?

ORNAMENTALS: Mix 3 tablespoons of ferti-lome® Dormant Spray and Summer Oil Spray in one gallon of water. Repeat application at 14 to 21 day intervals until scale is controlled. Make sure the undersides of branches and leaves are wet with the spray.

Ferti-lome® Dormant Spray and Summer Oil Spray may be mixed with other insecticides and with fungicides except those containing sulphur. Ferti-lome® Dormant Spray and Summer Oil Spray may cause plant injury in house plants such as ivy, ferns and the like. Do not spray plants in mid-day with this spray if temperature is above 90°F. Spray in late afternoon or early morning.

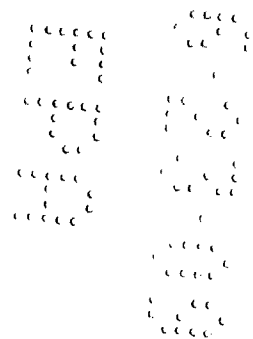
FRUIT TREES: To control San Jose scale on peaches, plums, pears and apple trees; obscure scale on pecans; spray trees thoroughly (during dormant season only) with 6 tablespoons of ferti-lome® Dormant Spray and Summer Oil Spray in 1 gallon of water. Dormant season is before the scale slip, or at, or prior to bud swell. Repeat in 3 to 4 weeks if necessary.

3. HERE ARE THE RESULTS YOU MAY EXPECT!

Ferti-lome® Dormant Spray and Summer Oil Spray when used according to directions, is an effective and economical way to control scale on ornamentals, shrubs and shade trees, such as tea scale on camellias, oleander scale on oleanders, juniper scale on junipers, azalea scale on azaleas, white peach scale on privet, scale on citrus trees, rose scale on roses and magnolia scale on magnolias.

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store in original container. Keep in an area inaccessible to children and pets.
PESTICIDE DISPOSAL: If Empty: Non-refillable container. Do not reuse this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.



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[BACK/SIDE LABEL PANEL]

NON-WARRANTY: Follow directions carefully. Timing and method of application, weather and crop conditions, mixtures with other chemicals not specifically recommended and other influencing factors in the use of this product are beyond the control of the seller. Buyer assumes all risks of use, storage or handling of this material nor in strict accordance with directions given herewith.

Released For Shipment By:

VOLUNTARY PURCHASING GROUPS, INC.
P.O. BOX 460
BONHAM, TEXAS 75418

EPA Reg. No. 7401-9
EPA Est. No. 7401-TX-1

www.fertilome.com

