

7401-188

10/29/2009

1 of 8



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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Ms. Kyndra Lemke  
Product Registration  
Voluntary Purchasing Group, Inc.  
230 FM 87  
Bonham, TX 75418

OCT 29 2009

SUBJECT: Application for Pesticide Notification (PRN 98-10)  
Request Alternate Brand Name "ferti-lome Snake Eyes Brand Dusting Sulfur"  
EPA Reg. No. 7401-188  
Application Dated September 25, 2009

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 09/25/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

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



United States  
**Environmental Protection Agency**  
 Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 7401-188	2. EPA Product Manager Mary Waller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ferti-lome Dusting Sulfur	PM# 21	
5. Name and Address of Applicant (Include ZIP Code) Voluntary Purchasing Groups, Inc. 230 FM 87 Bonham, TX. 75418 <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: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name _____	

**Section - II**

Amendment - Explain below.  Final printed labels in response to Agency letter dated \_\_\_\_\_  
 Resubmission in response to Agency letter dated \_\_\_\_\_  "Me Too" Application. **NOTIFICATION**  
 Notification - Explain below.  Other - Explain below. **OCT 29 2009**

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

Notification of Alternate Brand Name per PR-Notice 98-10. Add Alternate Brand Name: Ferti-lome Snake Eyes Brand Dusting Sulfur. 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 wilfully 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:

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	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container

3. Location of Net Contents Information:  Label  Container

4. Size(s) Retail Container: 2 lb

5. Location of Label Directions:  On Label  On Labeling accompanying product

6. Manner in Which Label is Affixed to Product:  Lithograph Paper glued  Stenciled  Other \_\_\_\_\_

**Section - IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Kyndra Lemke	Title Regulatory Specialist	Telephone No. (include Area Code) (903) 583-5501
----------------------	--------------------------------	---

**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 or both under applicable law.

6. Date Application Received (Stamped)

2. Signature <i>Kyndra Lemke</i>	3. Title Regulatory Specialist
4. Typed Name Kyndra Lemke	5. Date Sep 25, 2009

3098



Makers of Fine Lawn & Garden and Farm Chemicals / Hi-Yield Brand / ferti-lome Brand / American Brand / Natural Guard

VIA UPS NEXT DAY AIR

September 25, 2009

Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave., N.W.  
Washington, D.C. 20460

Subject: ferti-lome® Dusting Sulfur, EPA Registration Number: 7401-188  
Notification of Alternate Brand Name

To Whom It May Concern:

Enclosed, please find the submission of Notification of Alternate Brand Name for ferti-lome® Dusting Sulfur, EPA Registration Number: 7401-188. This notification is to add the alternate brand name: **ferti-lome® Snake Eyes Brand Dusting Sulfur**.

Since we have provided all the necessary information, we request the U.S. EPA, Registration Division to accept the Notification of Alternate Brand Name.

If you should have any questions, please contact me at (903) 583-5501 or by e-mail at [klemke@fertilome.com](mailto:klemke@fertilome.com)

Sincerely,

*Kyndra Lemke*

**Kyndra Lemke**  
*Regulatory Specialist*

CC: EPA Reg. No. 7401-188 Regulatory File

Handwritten marks and symbols on the right side of the page, including several rows of small circles and dots.

Voluntary Purchasing Groups, Inc.

230 FM 87, Bonham, Texas 75418-8629 • Phone: 903-583-5501 • Fax: 903-583-7124 • Visit Us At: [www.v-p-g.com](http://www.v-p-g.com)

4 of 8

[FRONT LABEL PANEL]

**Ferti-lome®**  
**[Snake Eyes Brand]**



**NOTIFICATION**  
**OCT 29 2009**

### Dusting Sulfur

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

- [For Use in Home Lawns and Gardens]
- [Controls Black Spot, Powdery Mildew, Leaf Spot, Rust & Brown Canker on Roses.]
- [Controls Listed Diseases & Insects on Shrubs, Flowers, Vegetables & Fruits]
- [Controls Thrips, Rust Mites, Red Spider Mites & Two Spotted Mites on Citrus.]
- [Controls Chiggers in Home Lawns]

**ACTIVE INGREDIENT:**

Sulfur.....90.0%

**INERT INGREDIENTS:**..... 10.0%

**TOTAL:**.....100.0%

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

**See Back/Side Panel for Additional Precautionary Statements**

**Net Weight \_\_\_\_\_**

[BACK/SIDE LABEL PANEL]

<b>FIRST AID</b>	
If inhaled	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
If on skin or clothing	<ul style="list-style-type: none"> <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>
If in eyes	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
If swallowed	<ul style="list-style-type: none"> <li>• Call poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment.</p>	

**PRECAUTIONARY STATEMENTS**  
**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**CAUTION:** May be harmful if swallowed, inhaled or in eyes. Avoid contact with skin, eyes or clothing. Wash thoroughly after handling and before eating or smoking. Keep children and pets off treated areas for at least 24 hours and until this material has washed into the soil.

**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.

**DIRECTIONS FOR USE**

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

6088

Not for use on plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes. For use on plants intended for aesthetic purposes and being grown in home lawns and gardens.

**[BACK/SIDE LABEL PANEL]**

**1. WHAT IS THIS PACKAGE FOR?**

This product provides effective and economical control of listed plant diseases and insects. May be used as a dust or spray.

**2. HOW DO YOU USE IT?**

When used as a dust, punch out perforated tab on top of shaker can and rotate lid to dust setting. Apply to all plant surfaces to thoroughly cover. When used as a spray, mix 4 tablespoons per each 1 gallon of water used. Spray to cover thoroughly all plant surfaces. **NOTE: DO NOT RE-ENTER TREATED AREAS FOR AT LEAST 24 HOURS AFTER APPLICATION IS MADE.**

**ROSES, SHRUBS, FLOWERS:** (as a Fungicide & Insecticide)

For Black Spot, Brown Canker, Leaf Spot, Powdery Mildew, Thrips and Mites on Roses. Begin spraying when new growth starts in the spring. Repeat at 7 day intervals and re-apply after rainfall. For disease and insect control on shrubs, flowers and ornamentals begin application when diseases appear and repeat at 5-10 day intervals and after rains.

For control of Powdery Mildew, Thrips and Mites on Azalea, Alder, Buttonbush, Catalpa, Cosmos, Crape Myrtle, Dahlia, Daisy, Delphinium, Aster, Calendula, Dogwood, Euonymus, Gladiolus, Golden Fleece, Hibiscus, Holly, Hydrangeas, Lady's Mantel, Ligustrum, Lilac, Petunia, Poplars, Silver Vine, Spires, Sunflower, Sweet Pea, Verbena, Violets, Willows, Carnations, Cedar, Cherry Laurel, Chrysanthemums, Hollyhock, Juniper, Simlax and Spruce. For control of Leaf Spot, Thrips, and Mites on Calendula, Cedar, Cherry Laurel, Chrysanthemum, Clematis, Columbine., Foxglove, Hollyhock, English Ivy, Juniper, Laurel, Sage, Simlax, Snapdragons, and Spruce. For control of Rust, Thrips, and Mites on Asters, Carnations, Chrysanthemums, Hollyhock and Snapdragon.

**VEGETABLES:** (as Fungicide)

For control of Powdery Mildew on Beans, Peas, Broccoli, Brussels Sprouts, Cabbage, Cauliflower. For control of Rust on Beans and Peas. Begin applications at first sign of disease. Repeat applications at 7-10 day intervals. **NOTE:** Sulfur may injure certain varieties of beans. For control of Powdery and Downy Mildew and Botrytis Blight on Onions. Begin application before diseases are expected to appear. Repeat as necessary. Do not use on Cucurbits (Cucumbers, Cantaloupes, Melons, and Squash) or Tung.

**FRUITS:**(as Fungicide and Insecticide)

**APPLE, PEAR:** For Powdery Mildew and Scab. Reduce dosage to 1 tablespoon per gallon of water if hot weather threatens. For disease control on apples apply from pre-pink through cover periods. For Pears apply at pre-bloom, bloom, petal fall and cover periods.

**PEACH:** For Brown Rot, Scab. Apply in pink, bloom, shuck, cover and pre-harvest sprays.

708

**CHERRY:** For Brown Rot, Leaf Spot. Apply in pink, bloom, petal fall, shuck, cover and post-harvest sprays.

**PLUM, PRUNE:** For Brown Rot, Leaf Spot. Apply in pink, bloom, shuck, cover and pre-harvest sprays.

**[BACK/SIDE LABEL PANEL]**

**CITRUS:** For Brown Rot. Apply according to state recommendations. For Rust, Mite Thrips, Red Spider Mites, Two-spotted Spider Mites. Begin applications at first signs of damage and repeat as necessary. Rust Mites should be controlled at all times of the year in order to prevent russetting of fruit and greasy spots on leaves.

**COMMON CHIGGER CONTROL:** For control of chiggers in the yard, dust over the entire lawn, flower garden, shrubs and any place the chiggers may be hiding. This should be done a day or two before protection is desired and should be repeated at weekly intervals. The contents of this package will cover from 1,500 to 2,000 square feet.

**IMPORTANT:** Do not use within 2 weeks of an oil spray treatment, on citrus within 3 to 6 weeks. Use only according to state recommendations. Sulfur may burn foliage when temperature is high (90-95 F).

**3. HERE ARE THE RESULTS YOU MAY EXPECT!**

When used as directed, this product will provide effective and economical control of listed diseases and insects and thus promote healthy, lush growth.

**STORAGE AND DISPOSAL**

**PESTICIDE STORAGE:** Keep out of reach of children and pets. Store in original containers only. Store in cool, dry place and avoid excess heat.

**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.

Buyer assumes all risks of use, storage or handling of this material not in strict accordance with directions given herewith. Voluntary Purchasing Groups, Inc. warrants this product to conform to the chemical description on the label and for the purposes stated on the label. The limit of any liability incurred shall be the purchase price paid by the user or buyer.

Released For Shipment By:

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

Soe 8

EPA Reg. No. 7401-188  
EPA Est. No. 7401-TX-1

[www.fertilome.com](http://www.fertilome.com)