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12/18/2012

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

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

DEC 18 2012

John Reilly
Nippon Soda Co., Ltd.
c/o Nisso America Inc.
88 Pine St.
New York, NY 10005

Dear Mr. Reilly:

Subject: Amendment to Dial N' Spray Applicator with Direct Connect directions plus new packaging claims
Acetamiprid + Triticonazole Concentrate Insecticide & Fungicide
EPA Registration No. 8033-108
Decision Numbers: 470675
Submission Date: October 4, 2012

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable. A stamped copy is enclosed for your records. Please submit one copy of your final printed labeling before you release the product for shipment. If you have any questions regarding this label, please contact Dr. Jennifer Urbanski at 703-347-0156 or urbanski.jennifer@epa.gov.

Sincerely yours,

A handwritten signature in black ink that reads "Venus Eagle".

Venus Eagle
Product Manager (01)
Insecticide-Rodenticide Branch
Registration Division (7505P)

Enclosure- Stamped Label

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Bold, italicized text is information for the reader and is not part of the label.
[Bracketed information is optional text.] Text separated by / denotes and/or options.
EPA Reg. No. 8033-108 (Draft Amendment 12-18-12)

Acetamiprid + Triticonazole Concentrate Insecticide & Fungicide

Alternate Brand Names

- Ortho® Max™ Rose Pride® Insect & Disease Control
- Ortho® Max™ Insect & Disease Control
- Ortho® Rose Pride® Insect & Disease Control
- Ortho® Insect & Disease Control

ACCEPTED
 DEC 18 2012
 Under the Federal Insecticide, Fungicide,
 and Rodenticide Act, as amended, for the
 pesticide registered under:

[ICON] For Residential [Indoor and] Outdoor Use Sites Only
 Not for commercial production

EPA. Reg. No: 8033-108

ACTIVE INGREDIENT:

Acetamiprid.....	0.26%
Triticonazole.....	0.78%
OTHER INGREDIENTS.....	98.96%
Total	100.00%

KEEP OUT OF REACH OF CHILDREN CAUTION

See back panel booklet for additional precautionary statements.

Net Contents: x oz. / gal. (ml / L)

[PEEL HERE]
 [OPEN RESEALABLE LABEL FOR DIRECTIONS & PRECAUTIONS]
 [PRESS TO RESEAL]

Alternate Product Facts Table

Controls [Pests For Up To 4 Weeks] :	Aphids, Japanese Beetles, Black Spot, Rust, Powdery Mildew
Where To Use:	Roses, Flowers, Shrubs, Trees
How to Apply:	Ortho® Dial N Spray Applicator, Ortho Dial N Spray direct connect [applicator name], Tank Sprayer
When to Apply:	As soon as insect and disease problems are noticed.

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PRECAUTIONARY STATEMENTS
CAUTION

HAZARDS TO HUMANS & DOMESTIC ANIMALS

Harmful if absorbed through skin, if inhaled or swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Avoid breathing spray mist. 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. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

FIRST AID	
IF ON SKIN	<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, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.
IF SWALLOWED	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
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. • Call a poison control center or doctor for treatment advice
For Medical Emergencies, Call 24 Hours a Day 1-800-424-9300	
Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.	
NOTE TO PHYSICIAN: There is no specific antidote. All treatments should be based on observed signs and symptoms of distress in the patient. Overexposure to other materials other than this product may have occurred.	

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. This pesticide is toxic to wildlife. This product is toxic to bees exposed to direct treatment. Do not apply this product while bees are actively visiting the treated area.

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PHYSICAL OR CHEMICAL HAZARDS: Do not apply this product in or on electrical equipment due to the possibility of shock hazard.

NOTICE: To the extent allowed by law, buyer assumes all risks of use, storage or handling of this product not in accordance with directions.

DIRECTIONS FOR USE

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

USE RESTRICTIONS

- For [indoor and] outdoor residential use sites only. Not for commercial production.
- Do not apply this product in a way that the spray will contact persons, either directly or through drift.
- Keep children and pets out of treated areas until sprays have thoroughly dried.
- When applying outdoors:
 - Do not apply if wind speed exceeds 10 mph.
 - Always stand "up wind" when applying this product.

GARDENS	
TO KILL THESE INSECTS	Aphids (including Green Peach, Wooly, Melon, and Cotton), Army Worms (including Fall Army Worm, and Southern Army Worm), Banded Grape Bug, Beetles (including Bean Leaf Beetle, Colorado Potato Beetle, Flea Beetle, Japanese Beetle, Mexican Bean Beetle and Oriental Beetle), Cucumber Beetle (including Spotted, Striped and Western Striped), Bollworm, Borers (including Dogwood Borer, European Corn Borer, Peach Twig Borer and Squash Vine Borer), Budworm (including Tobacco Bud Worm), Caterpillars (including Red Humped Caterpillar, Tomato Fruitworm, and Cabbage Looper), Rose Chafer, Plum Curculio, European Chafer, European Pine Sawfly, Filbertworm, Flea Hopper, Fruit Fly (including Cherry, Black Cherry and Western Cherry), Western Grapeleaf Skeletonizer, Hickory Shuckworm, Hornworms, Katydid, Phylloxera (aerial form only), Leafhoppers (including Glassy Wing Sharpshooter and Potato Leaf Hopper), Leaf Miners (including Chrysanthemum, Citrus, and Tentiform), Lesser Apple Worm, Apple Maggot, Mealybugs (including Citrus, Grape, Obscure, Longtail, Pink Hybiscus, and Maderia), Melonworm, Moths (including Codling, Diamondback Moth, Gypsy Moths and Oriental Fruit Moth), Navel Orangeworm, Pecan Nut Casebearer, Pickleworm, Plantbugs (including Tarnished, and Mullein Plant Bug), Psyllids, European Apple Sawfly, Scale (including Asian Cycad Scale, Caribbean Black Scale, California Red Scale, Citricola Scale, Cottony Maple Scale, Euonymus Scale, Fletcher Scale, Florida Wax Scale, Green Shield Scale, Indian Wax Scale, Oyster Shell Scale, Pine Needle Scale, Red Scale, San Jose Scale and Tea Scale), Squash Bug, Stinkbug, Swede Midge, Thrips (including Citrus, Cotton, Palm, and Western Flower), Weevils (including Pecan Weevil, Pepper Weevil and Strawberry Weevil), Whiteflies (including Greenhouse, Sweet Potato, Silverleaf, Banded and Giant)
TO TREAT THESE DISEASES	Black spot, Powdery mildew, Rust, Leaf spots, Anthracnose
ON THESE PLANTS	Ornamentals, Roses, Flowers, Trees, Shrubs

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USE THIS AMOUNT	3 fl. oz. per gallon Ortho® Dial 'N Spray® setting is 3 fl. oz.
WHEN TO APPLY	Apply as soon as insect and disease problems are noticed. Wait 2 to 4 weeks to re-apply if insect and disease problems reappear. Do not apply more than 5 times in a season.

Options for "Directions for use" based on packaging

HOW TO APPLY	<p>Ready-To-Spray Hose End Applicator</p> <p>Shake container gently before using.</p> <p>Connect: [illustration]</p> <ul style="list-style-type: none"> ▪ Connect/Attach/Sprayer/bottle to end of hose ▪ Turn on water <p>Spray: [illustration]</p> <ul style="list-style-type: none"> ▪ To begin spraying, [disengage safety lock and] point nozzle in the direction you want to spray making sure that the end of the nozzle is 8 to 12 inches away from the plants. ▪ Slide thumb activation switch forward to ON position. ▪ Direct spray toward the upper and lower leaf surfaces and stems where pests appear. ▪ Spray until the surface of the foliage is wet. <p>Finish: [illustration]</p> <ul style="list-style-type: none"> ▪ To STOP spraying, slide thumb activation switch backward to OFF position. ▪ Turn off water. ▪ Relieve water pressure by sliding thumb switch to ON [WATER] [WATER ONLY] position until water slows to a drip. Then, slide switch back to OFF position [and engage safety lock]. <p>Disconnect the sprayer from hose.</p> <p>Do not use hose end applicator indoors</p>
	<p>Ready-To-Spray Hose End Applicator</p> <p>Shake container gently before using.</p> <p>Connect: [illustration]</p> <ul style="list-style-type: none"> ▪ Connect/Attach Sprayer/bottle to end of hose ▪ Turn on water <p>Spray: [illustration]</p> <ul style="list-style-type: none"> ▪ Hold/Direct/Point sprayer towards the area to be treated making sure that the end of the nozzle is 8 to 12 inches away from the plants. ▪ Bend small plastic tab back and turn knob clockwise to ON position. ▪ Direct spray toward the upper and lower leaf surfaces and stems where pests appear. ▪ Spray until the surface of the foliage is wet. <p>Finish: [illustration]</p> <ul style="list-style-type: none"> ▪ To stop spraying, turn the knob to the OFF position. ▪ Turn off water. ▪ To relieve water pressure, turn knob to ON position until water slows to a drip. Turn the knob back to the OFF position. <p>Disconnect the sprayer from hose.</p>

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Do not use hose end applicator indoors

HOW TO APPLY	Tank Sprayer Shake container gently before using. <ul style="list-style-type: none"> ▪ Mix 3 fl. oz. of product per gallon of water. ▪ Hold sprayer 8 to 12 inches from the area to be treated. ▪ Direct spray toward the upper and lower leaf surfaces and stems where the pests appear. Spray only until the surface of the foliage is wet.
HOW TO APPLY	Ortho® Dial 'N Spray® Applicator Shake container gently before using. <ul style="list-style-type: none"> ▪ Set dial to 3 fl oz. ▪ Pour product into jar to full or one-half full ▪ DO NOT add water. ▪ Attach hose to the sprayer. ▪ Hold sprayer 8 to 12 inches from the area to be treated. ▪ Direct spray toward the upper and lower leaf surfaces and stems where the pests appear. ▪ Spray only until the surface of the foliage is wet. Pour unused product back into its original container. Do not use Ortho® Dial 'N Spray® Applicator indoors
HOW TO APPLY	Ortho® Dial 'N Spray® Applicator with direct connect [applicator name] Prepare applicator: [illustration] <ul style="list-style-type: none"> ▪ Set dial to 3 fl oz Connect: [illustration] <ul style="list-style-type: none"> ▪ Remove cap from the concentrate bottle. [Keep cap for storage.] ▪ Insert suction tube into bottle opening and twist the Ortho Dial N Spray applicator [applicator name] onto bottle to attach. ▪ Connect hose to the sprayer and turn on water. Spray: [illustration] <ul style="list-style-type: none"> ▪ Hold 8 to 12 inches from the area to be treated. ▪ Direct spray to toward the upper and lower leaf surfaces and stems where the pests appear. ▪ Spray only until the surface of the foliage is wet. Finish: [illustration] <ul style="list-style-type: none"> ▪ After use, untwist to remove the [insert product name] concentrate bottle from the Ortho Dial N Spray applicator [applicator name]. ▪ Replace cap on the [insert product name] concentrate bottle. <p>Important: To prevent sprayer from clogging, always clean after use as directed.</p>

HOUSEPLANTS	
TO KILL THESE INSECTS	Aphids (including Green Peach, Rose, Woolly Melon, Black Melon, and Cotton) Army Worms (including Fall Army Worm and Southern Army Worm) Caterpillars (including Red Humped Caterpillar, Tomato Fruitworm and Cabbage Looper) Flea Hopper, Fruit Fly (including Cherry, Black Cherry and Western Cherry) Leafhoppers (including Glassy Wing Sharpshooter and Potato Leaf Hopper) Leaf Miners

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	(including Chrysanthemum, Citrus and Tentiform) Mealybugs (including Citrus, Grape, Obscure Grape, Obscure Longtail, Pink Hibiscus and Maderia) Moths (including Codling, Diamondback Moth, Gypsy Moths and Oriental Fruit Moth) Plantbugs (including Tarnished and Mullein Plant Bug) Psyllids, Swede Midge, Thrips (including Onion, Citrus, Cotton, Palm and Western Flower) Weevils (including Pecan Weevil, Pepper Weevil and Strawberry Weevil) Whiteflies (including Greenhouse, Sweet Potato, Silverleaf, Banded and Giant)
TO TREAT THESE DISEASES	Black spot, Powdery mildew, Rust, Leaf spots, Anthracnose
ON THESE PLANTS	Houseplants
USE THIS AMOUNT	3 fl. oz. of product per gallon of water
WHEN TO APPLY	Apply as soon as insect and disease problems are noticed. Wait 2 to 4 weeks to re-apply if insect and disease problems reappear. Do not apply more than 5 times in a season.
HOW TO APPLY	Tank Sprayer Shake container gently before using. <ul style="list-style-type: none"> ▪ Mix 3 fl. oz. of product per gallon of water. ▪ Hold sprayer 8 to 12 inches from the area to be treated. ▪ Direct spray toward the upper and lower leaf surfaces and stems where the pests appear. Spray only until the surface of the foliage is wet.

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Keep from freezing. Keep pesticide in original container. Do not put into food or drink containers. Avoid contamination of feed and foodstuffs. Store in a cool, dry place; preferably in a locked storage area.

PESTICIDE DISPOSAL: 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 for disposal instructions. Never place unused product down any indoor or outdoor drain.

[phone icon]

Questions, Comments or Medical Information?

¿Preguntas, Comentarios o Información Médica?

1-800-XXX-XXXX

www.ortho.com [computer icon]

**The ORTHO Guarantee

If for any reason you, the consumer, are not satisfied with this product, mail us your original

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original proof of purchase to obtain a full refund of your purchase price.

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Made in USA

Nippon Soda Co., Ltd.
c/o Nisso America Inc.
88 Pine St., 14th FL.
New York, NY 10005

[Sold By: The Ortho Group
P.O. Box 190 Marysville, OH 43040]
EPA Reg. No. 8033-108
EPA Est. 239-IA-3^l, 52251-OR-005^K, 58996-MO-1^A (*Superscript is first letter of lot number*)

Batch No. _____

Additional Marketing Claims

Efficacy:

- 1) 2 products in 1 [one], [Controls/Kills Listed Insects & Diseases]
- 2) All-in-one rose care
- 3) Defends/Shields/Guards/Protects/Prevents/Controls/Safeguard[s] [against] listed insects & diseases in one easy step
- 4) Rescues [Flowers/Roses/shrubs/(&) trees] from listed insects & diseases
- 5) Controls specified diseases (commonly affecting) (and restores beauty to) [Flowers/Roses/shrubs/(&) trees]
- 6) American rose society [tested and] endorsed => Conditional on Approval
- 7) Controls [kills] [insects] [*Any selection of listed insects on the master label*] [and other [harmful] listed insects.
- 8) Dual Action; Kills/Controls listed Insects & Diseases [in one [1] easy step]
- 9) Stops & prevents listed plant diseases
- 10) Fast acting* *starts working / works /visible results in 24 hours
- 11) Suppresses algae growth
- 12) Decreases unsightly algae in your [garden][landscape]
- 13) Dual (2-way) protection against listed insect(s) & disease(s)
- 14) Kills and prevents both listed insects and disease
- 15) Disease plus insect [control/killer]
- 16) [prevents/protects against/controls/for control of] listed diseases [that harm] [on] roses/ flowers/ornamentals/shrubs/(&) trees
- 17) [prevents/protects against/controls/for control of [*any listed disease on master label*]
- 18) Defends/Shields/Guards/Protects/Safeguard[s], roses/flowers/ornamentals/shrubs/(&) trees from [*any selection of listed insects from master label*] [and other listed insects]
- 19) kills listed harmful insects through contact
- 20) quickly kills listed insects [pests] through contact * *starts working / works /visible results in 24 hours
- 21) guaranteed results or your money back

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- 22) Defends/Shields/Guards/Protects/Safeguard[s] the [whole] plant [including new shoots/new growth] [from listed insects, (mites) & disease(s)]
- 23) Preventative insect & disease control
- 24) Outstanding control of blackspot
- 25) Prevents rose defoliation caused by diseases
- 26) Fights existing infection(s)
- 27) Defends/Shields/Guards/Protects/Safeguard[s] the entire plant from listed sucking insects
- 28) Systemic – works from inside the plant to kill tough [*any selection of listed insects from master label*]
- 29) Kills/Controls [up to] listed [1,2,3... 111] Insects, [and/&] [1,2,3...5] diseases, [1,2,3... 116] pests.
- 30) Won't harm plants or blooms
- 31) Defends/Shields/Guards/Protects/Safeguard[s] gardens and landscapes/[Roses & Flowers/Trees & Shrubs] [from bugs for up to [4] weeks] [from listed disease for up to [4] weeks] [from listed pests/[insects & disease] for up to [4] weeks]
- 32) Systemic Control of 116 Listed Pests
- 33) Systemic protection from Insects & Diseases for Roses & Flowers
- 34) Designed for independent retailers
- 35) Kills and prevents insects and diseases as listed.

Speed

- 1) Results in 24 hours* (* on listed insects)
- 2) Fast acting[†] †starts working/ works / visible results in 24 hours

Residual

- 1) Kills/Controls [insects & diseases] pests for up to 4 weeks.
- 2) Defends/Shields/Guards/Protects/Controls/Safeguard[s] [plants/roses/flowers/ornamentals/ trees & shrubs][against/from] [pests/insects/ [&] diseases] for up to 4 weeks
- 3) Long lasting [Defense/Protection/Prevention/Control] * *up to 4 weeks
- 4) Longer-lasting protection*
*vs. original Ortho Orthinex Garden Insect & Disease Control (4.0% acephate, 3.25% triforine, 0.75% fenbutation-oxide)
- 5) Defends/Shields/Guards/Protects/Safeguard[s] twice as long*
*vs. original Ortho Orthinex Garden Insect & Disease Control (4.0% acephate, 3.25% triforine, 0.75% fenbutation-oxide)

Usage

- 1) For use on/formulated for/can be used on Roses/Flowers/Ornamentals/Tree/[&]Shrubs]
- 2) Can be used on delicate [Roses/Flowers/Ornamentals/Tree/[&]Shrubs]
- 3) Safe for [Roses/Flowers/Ornamentals/Tree/[&]Shrubs]
- 4) No white residue on [Roses/Flowers/Ornamentals/Tree/[&]Shrubs]

Applicator Claims

- 1) Ready to Spray Hose-end applicator
- 2) Low pressure shower applicator- won't harm plants [or blooms]
- 3) Low pressure shower applicator- won't damage plants [or blooms]
- 4) One-handed operation
- 5) Ergonomic [design]
- 6) Ready-Spray® [Ready-to-Spray] [Applicator Name]

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- 7) [Simply] attach to [garden] hose and spray [go]
- 8) No mixing required (***claim for use with hose-end sprayers that automatically mix***)
- 9) Low pressure shower [applicator] [spray pattern]
- 10) Broadcast [applicator] [spray pattern]
- 11) Easy to use
- 12) Simple [and easy] to use
- 13) Convenient
- 14) Economical – use to cover large areas
- 15) Easily cover large areas
- 16) Hand doesn't get wet [Hand stays dry]
- 17) Easy grip [control]
- 18) Includes water [only] setting [option]

Ortho Dial N Spray [applicator name] direct connect claims:

- 1) Direct connect to the Ortho Dial N Spray [applicator name]
- 2) Direct connect to Ortho Dial N Spray [applicator name] means no more measuring
- 3) No more measuring concentrates with Ortho Dial N Spray [applicator name]
- 4) No concentrate contact with Ortho Dial N Spray [applicator name]
- 5) No over/under application with Ortho Dial N Spray [applicator name]
- 6) Exact measurement with Ortho Dial Spray [applicator name]
- 7) Simple, direct connect capability with Ortho Dial N Spray [applicator name]
- 8) No measure, direct connect capability with Ortho Dial N Spray [applicator name]
- 9) No over/under application, direct connect capability to Ortho Dial N Spray [applicator name]
- 10) Quick and easy to attach to Ortho Dial N Spray [applicator name]
- 11) Easily connects to the Ortho Dial N Spray [applicator name]
- 12) No measuring! Attaches directly to the Ortho Dial N Spray [applicator name]
- 13) With a quick twist, attach directly to the Ortho Dial N Spray [applicator name]

Houseplants

- 1) Controls/Kills listed bugs/insects that attack indoor and/& outdoor plants
- 2) Defends/Shields/Guards/Protects/Safeguard[s] your Indoor and/& Outdoor Plants from listed bugs/insects/diseases/pests
- 3) Defends/Shields/Guards/Protects/Safeguard[s] Houseplants from listed Insects/Pests/Bugs/diseases
- 4) Non-staining
- 5) What does 'systemic' mean? A systemic product is absorbed through the leaves and moves to protect all parts of the plant (leaves, stems and buds).

Packaging Claims:

- 1) Easy-Measure [Cap] [Top] [Lid] [Cup]
- 2) Drain-Back [Cap] [Top] [Lid] [Cup]