

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

APR 30 2008

Ms. Dawn Walters  
The Andersons Lawn Fertilizer Division, Inc.  
d/b/a Free Flow Fertilizer  
P.O. Box 119  
Maumee, OH 43537

Subject: Label Notifications for Pesticide Registration Notice 2007-4

Dear Ms. Walters,

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated March 3, 2008 and of the updated labels received April 17, 2008 for the following products:

The Andersons Fertilizer w/3.5% Tupersan®	EPA Registration Number 9198-50
The Andersons 0.058% Bifenthrin + 0.115% Imidacloprid Insecticide With Fertilizer	EPA Registration Number 9198-238
The Andersons 0.077% Bifenthrin + 0.155% Imidacloprid Granular Insecticide	EPA Registration Number 9198-239
The Andersons GC 0.077% Bifenthrin 0.155% Imidacloprid Granular Insecticide	EPA Registration Number 9198-240

The Registration Division (RD) has conducted its review of these requests for their applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 2007-4. The labels submitted with the application have been 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 call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,



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

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

### Application for Pesticide - Section I

1. Company/Product Number 9198-50	2. EPA Product Manager Kraft	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) The Andersons Fertilizer with 3.5% Tupersan	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) The Andersons Lawn Fertilizer Division, Inc. d/b/a Free Flow Fertilizer PO Box 119 Maumee, OH 43537 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(ii), 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 type="checkbox"/> Final printed labels in response to Agency letter dated _____
<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, 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 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, 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 checked="" 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 <input type="checkbox"/> Label <input checked="" type="checkbox"/> Container	4. Size(s) Retail Container 10-2,000 lbs.	5. Location of Label Directions <input type="checkbox"/> On Label <input checked="" type="checkbox"/> Pocket
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued. <input type="checkbox"/> Stenciled		<input checked="" type="checkbox"/> Other <u>Pocket</u>

### Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Dawn L. Walters	Title Regulatory Administrator	Telephone No. (include Area Code) 419-897-6790
<b>Certification</b> 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.		8. Date Application Received  <b>(Stamped)</b>
2. Signature <i>Dawn L. Walters</i>	3. Title Regulatory Administrator	
4. Typed Name Dawn L. Walters	5. Date 3/3/08	



**The Andersons, Inc.**  
P.O. Box 119 • Maumee, Ohio 43537 • 419/893/5050

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March 3, 2008

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

RE: Notification of Minor Label Change  
SUBJECT: The Andersons Fertilizer with 3.5% Tupersan®  
EPA Reg. No. 9198-50

Per PR Notice 2007-4 enclosed is EPA Form 8570-1, an application notifying the Agency of a revision to the labeling for the subject registration. There are separate homeowner and commercial versions of the labeling. Copies of the both versions of the revised labeling are enclosed with the additions underlined and marked in blue.

As consistent with the guidance in PR Notice 2007-4, "Labeling Revisions Required by the Final Rule 'Pesticide Management and Disposal; Standards for Pesticide Containers and Containment'", we have added the following statements to our Storage and Disposal section:

Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available.

If there are any questions or comments regarding this notification, please contact me.

Sincerely,  
The Andersons Lawn Fertilizer Division, Inc.

*Dawn Walters*

Dawn L. Walters  
Regulatory Administrator  
Phone: 419-897-6790  
Fax: 419-891-2745  
Email: dawn\_walters@andersonsinc.com

Enclosures

cc: [illegible]  
cc: [illegible]  
cc: [illegible]  
cc: [illegible]

(FRONT PANEL)  
COMMERCIAL USE ONLY

*(The above is for internal use only and will not appear on the final label copy)*

### THE ANDERSONS FERTILIZER WITH 3.5% TUPERSAN®

- Keeps out crabgrass, foxtail, barnyardgrass by killing the sprouting seed
- May be used on freshly seeded bluegrass, perennial ryegrass, fescue and certain other grasses
- Easy to apply with standard seed and fertilizer spreaders
- Excellent starter fertilizer analysis to help grow-in the turf.

**ACTIVE INGREDIENT:**

Siduron\* ..... 3.5%

**OTHER INGREDIENTS** ..... 96.5%

TOTAL ..... 100.0%

Tupersan is a registered trademark of Gowan Co.

\*CAS No. 1982-49-6

KEEP OUT OF REACH OF CHILDREN

### CAUTION

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONS

NET WEIGHT \_\_\_ LBS.  
TREATS \_\_\_\_\_ SQ. FT.

EPA Reg. No. 9198-50  
EPA Est. 9198-OH-1M, 9198-OH-2B, 9198-AL-001A  
Underlined letter is first letter used in run code on bag

(BACK PANEL)  
COMMERCIAL USE ONLY

(The above is for internal use only and will not appear on the final label copy)

NET WEIGHT \_\_\_ LBS.  
TREATS \_\_\_\_\_ SQ. FT.

**THE ANDERSONS FERTILIZER WITH 3.5% TUPERSAN**

**Guaranteed Analysis**

Total Nitrogen (N) ..... XX%  
Available Phosphate (P<sub>2</sub>O<sub>5</sub>) ..... XX%  
Soluble Potash (K<sub>2</sub>O) ..... XX%

Plant nutrients derived from:

*For products being sold into states with requirement in fertilizer law:*

Information regarding the contents and levels of metals in this product is available on the internet at <http://www.regulatory-info-ap.com/> or 1-800-XXX-XXXX

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

Harmful if swallowed. Avoid contact with skin, eyes and clothing. Wash thoroughly after using. Avoid breathing dust. Do not contaminate water used for irrigation or domestic purposes. Do not contaminate feed, foodstuffs or ponds. Do not store near seed, other fertilizers, insecticides or fungicides. Do not apply to vegetable crops.

**FIRST AID**

- If in eyes      Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contacts, if present, after the first 5 minutes, then continue rinsing. Call a poison control center or doctor for treatment advice.
- If swallowed    Call a poison control center or doctor for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to by a poison control center or doctor. Do not give anything by mouth to an unconscious person.
- If on skin        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        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 treatment advice.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-757-8951 for emergency medical treatment information.

**ENVIRONMENTAL HAZARDS**

This product is toxic to fish. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of wastes. Drift of dust may cause injury to nearby susceptible plants.

(BACK PANEL)  
COMMERCIAL USE ONLY

(The above is for internal use only and will not appear on the final label copy)

## DIRECTIONS FOR USE

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

Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

## WHEN TO APPLY

Apply prior to germination of weed grasses in the spring. Precise time of application for a specific area will vary due to climate and individual cultural practices. Generally, application during February or March will give best results. Control can be expected by applications up to the time that Forsythias bloom in Spring. If in doubt, check with your Agricultural Extension Service. For newly seeded areas, apply as the last step before watering.

## HOW TO APPLY

For best results, this product must be applied without skips or misses. Determine the correct amount for your lawn area. For freshly seeded grass apply at the rate of 2.6-3.3 pounds per 1,000 square feet. For established turf apply at 5.2-6.6 pounds per 1,000 square feet. The best results are obtained by using the two-step procedure at the recommended half rate settings. Apply half the required amount in one direction and the other half at right angles to the first application. This procedure will minimize the chances of color streaking and erratic crabgrass control. Use the suggested spreader settings as a guide, being sure to check the application rate at the start of each application. At least ½ inch of water must be provided by rainfall or watering within 3 days of treatment in order to carry the chemical into the root zone of germinating needs.

## SUGGESTED SPREADER SETTINGS (AVAILABLE AT FINAL PRINTING)

*Optional (in place of spreader settings):*  
Please consult your Professional Turf Products Spreader Setting Card.

## STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage and disposal. **PESTICIDE STORAGE:** Keep container closed and away from food, feedstuffs, and domestic water supplies.

**PESTICIDE 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.

**CONTAINER DISPOSAL:** Completely empty bag into application equipment. Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. If not available, then dispose of empty bag in a sanitary landfill, or by incineration, or, if allowed by State or local authorities, by burning. If burned, stay out of smoke.

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(BACK PANEL)  
COMMERCIAL USE ONLY

*(The above is for internal use only and will not appear on the final label copy)*

**IMPORTANT: READ BEFORE USE:**

Read the entire Directions for Use and the Warranty Disclaimer and Limitation of Liability before using this product. If terms are not acceptable, return the unopened product container at once. By using this product, user or Buyer accepts the following Warranty Disclaimer and Limitation of Liability:

**WARRANTY DISCLAIMER and LIMITATION of LIABILITY:**

Manufacturer warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions. Manufacturer makes NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. Where permissible, it is Manufacturer's intent to LIMIT ANY LIABILITY FOR SPECIAL, CONSEQUENTIAL OR INCIDENTAL ECONOMIC DAMAGES to refund of purchase price or replacement of product, at Buyer's choice. Manufacturer DISCLAIMS ANY LIABILITY FOR COMPENSATORY OR OTHER DAMAGES ARISING OUT OF ANY USE CONTRARY TO LABEL DIRECTIONS. Use contrary to label directions is not permitted.

**LEGAL RIGHTS:**

THIS LIMITED WARRANTY GIVES YOU SPECIFIC LEGAL RIGHTS; YOU MAY HAVE OTHER RIGHTS THAT VARY FROM STATE/JURISDICTION TO STATE/JURISDICTION. (RVnot041708)

Manufactured by:  
The Andersons Lawn Fertilizer Division  
d/b/a Free Flow Fertilizer  
P.O. Box 119  
Maumee, OH 43537

Date Printed	4/17/08
Date Approved	11/18/03
Supersedes	5/26/94
Label Changes	Notification -- container
Filename	9198-50C
Label Code	RVnot041708



(FRONT PANEL)

HOMEOWNER USE ONLY

*(The above is for internal use only and will not appear on the final label copy)*

### THE ANDERSONS FERTILIZER WITH 3.5% TUPERSAN®

**ACTIVE INGREDIENT:**

Siduron\* ..... 3.5%

**OTHER INGREDIENTS** ..... 96.5%

TOTAL 100.0%

Tupersan is a registered trademark of Gowan Co.

\*CAS No. 1982-49-6

KEEP OUT OF REACH OF CHILDREN

### CAUTION

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONS

NET WEIGHT \_\_\_ LBS.  
TREATS \_\_\_\_\_ SQ. FT.

EPA Reg. No. 9198-50  
EPA Est. 9198-OH-1M, 9198-OH-2B, 9198-AL-001A  
Underlined letter is first letter used in run code on bag

(BACK PANEL)  
HOMEOWNER USE ONLY

(The above is for internal use only and will not appear on the final label copy)

NET WEIGHT \_\_\_ LBS.  
TREATS \_\_\_ SQ. FT.

**THE ANDERSONS FERTILIZER WITH 3.5% TUPERAN**

**Guaranteed Analysis**

Total Nitrogen (N) ..... XX%  
Available Phosphate (P<sub>2</sub>O<sub>5</sub>) ..... XX%  
Soluble Potash (K<sub>2</sub>O) ..... XX%

Plant nutrients derived from:

*For products being sold into states with requirement in fertilizer law:*

Information regarding the contents and levels of metals in this product is available on the internet at <http://www.regulatory-info-ap.com/>

*The following will not be part of the actual label copy: \*\* (Note: the guaranteed fertilizer analysis and spreader settings will vary as regulated by State fertilizer officials.*

**KEEP OUT OF REACH OF CHILDREN  
CAUTION  
PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

Harmful if swallowed. Avoid contact with skin, eyes and clothing. Wash thoroughly after using. Avoid breathing dust. Do not contaminate water used for irrigation or domestic purposes. Do not contaminate feed, foodstuffs or ponds. Do not store near seed, other fertilizers, insecticides or fungicides. Do not apply to vegetable crops.

**FIRST AID**

- If in eyes            Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contacts, if present, after the first 5 minutes, then continue rinsing. Call a poison control center or doctor for treatment advice.
- If swallowed        Call a poison control center or doctor for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to by a poison control center or doctor. Do not give anything by mouth to an unconscious person.
- If on skin            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            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 treatment advice.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-757-8951 for emergency medical treatment information.

**ENVIRONMENTAL HAZARDS**

This product is toxic to fish. Do not apply to water. Do not contaminate water by cleaning of equipment or disposal of wastes. Drift of dust may cause injury to nearby susceptible plants.

(BACK PANEL)  
HOMEOWNER USE ONLY

*(The above is for internal use only and will not appear on the final label copy)*

**DIRECTIONS FOR USE**

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

Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

**WHEN TO APPLY**

Apply prior to germination of weed grasses in the spring. Precise time of application for a specific area will vary due to climate and individual cultural practices. Generally, application during February or March will give best results. Control can be expected by applications up to the time that Forsythias bloom in Spring. If in doubt, check with your Agricultural Extension Service. For newly seeded areas, apply as the last step before watering.

**HOW TO APPLY**

For best results, this product must be applied without skips or misses. Determine the correct amount for your lawn area. For freshly seeded grass apply at the rate of 2.6-3.3 pounds per 1,000 square feet. For established turf apply at 5.2-6.6 pounds per 1,000 square feet. The best results are obtained by using the two-step procedure at the recommended half rate settings. Apply half the required amount in one direction and the other half at right angles to the first application. This procedure will minimize the chances of color streaking and erratic crabgrass control. Use the suggested spreader settings as a guide, being sure to check the application rate at the start of each application. At least 1/2 inch of water must be provided by rainfall or watering within 3 days of treatment in order to carry the chemical into the root zone of germinating needs.

**SUGGESTED SPREADER SETTINGS**

(available at final printing)

**IMPORTANT:** It is important to follow the directions as indicated so that injury will not occur to your lawn. Spreader settings are approximate. Differences may occur due to condition of spreader, speed at which applied, and roughness of area treated. Be sure to check spreader at the beginning of the application; adjust spreader if necessary.

**Broadcast Spreaders:** For best results, apply in a circular path starting on the outside and working toward the center. A little overlap of product will ensure complete coverage. (directional diagram)

**Drop Spreaders:** First, apply 2 border strips along the edge of each end of the lawn. Then apply product along the length of the lawn, shutting off the spreader before turning as you reach the edge of the border strips. (directional diagram)

To determine how much you need, multiply the length of your lawn by its width. This equals your total square footage. Deduct any non-lawn areas (house, gardens, etc.). Once bag covers X,XXX sq. ft.

_____	Length	(Property diagram)
x _____	Width	
+ _____	Total Sq. Ft.	
- _____	Non-lawn areas	
= _____	Total sq. ft. coverage you need	

(BACK PANEL)  
HOMEOWNER USE ONLY

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**STORAGE AND DISPOSAL**

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

**PESTICIDE STORAGE:** Keep container closed and away from food, feedstuffs and domestic water supplies.

**PESTICIDE DISPOSAL:**

**If empty:** ~~Do not reuse this container. Place in trash or offer for recycling if available.~~ Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available.

**If party filled:** Call your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

**IMPORTANT: READ BEFORE USE:**

Read the entire Directions for Use and the Warranty Disclaimer and Limitation of Liability before using this product. If terms are not acceptable, return the unopened product container at once. By using this product, user or Buyer accepts the following Warranty Disclaimer and Limitation of Liability:

**WARRANTY DISCLAIMER and LIMITATION of LIABILITY:**

Manufacturer warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions. Manufacturer makes NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. Where permissible, it is Manufacturer's intent to LIMIT ANY LIABILITY FOR SPECIAL, CONSEQUENTIAL OR INCIDENTAL ECONOMIC DAMAGES to refund of purchase price or replacement of product, at Buyer's choice. Manufacturer DISCLAIMS ANY LIABILITY FOR COMPENSATORY OR OTHER DAMAGES ARISING OUT OF ANY USE CONTRARY TO LABEL DIRECTIONS. Use contrary to label directions is not permitted.

**LEGAL RIGHTS:**

THIS LIMITED WARRANTY GIVES YOU SPECIFIC LEGAL RIGHTS; YOU MAY HAVE OTHER RIGHTS THAT VARY FROM STATE/JURISDICTION TO STATE/JURISDICTION.

**Manufactured by:**

The Andersons Lawn Fertilizer Division, Inc. d/b/a Free Flow Fertilizer  
P.O. Box 119  
Maumee, OH 43537

Optional Marketing Text:

It stops the Grassy Weeds but allows the new grass seed to sprout! You may seed your lawn the same day that you apply my Crabgrass Preventer Plus New Seed Lawn Fertilizer.

- Controls Grassy Weeds before they emerge. (Contains Tupersan\*)
- For lawn repair and establishing new lawns from seed or sod.
- Provides complete new seeding lawn fertilizer with controlled release Nitrogen.
- Formulated for New Lawns and Newly Laid Sod
- Stops crabgrass before it starts!
- Safely seed the same day!
- Even feeds and greens!

10 (Diagram) NITROGEN For a dense green lawn

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(BACK PANEL)  
HOMEOWNER USE ONLY

*(The above is for internal use only and will not appear on the final label copy)*

- 15 (Diagram) PHOSPHATE Improves root growth
- 10 (Diagram) POTASH Vital for growth and drought resistance

For the best lawn in town  
100% Customer Satisfaction Guaranteed!

My Pledge of Satisfaction: We have made every effort in the formulation of this product to insure that you will be satisfied with the results. If, for any reason, you are not satisfied, please write and describe the problem. Our lawn and turf specialists will make every effort to assure your success.

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Date Printed	4/17/08
Date Approved	6/10/03 – 11/18/03
Supersedes	5/26/94
Label Changes	Notification - container
Filename	9198-50h
Label Code	RVnot041708