

9198-121

5/16/2011

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

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

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

MAY 16 2011

Subject: Notification per PR Notice 98-10 (alternate brand name)
The Andersons Dithiopyr Herbicide III
EPA Reg. No. 9198-121
Application Dated March 24, 2011

Dear Ms. Ziehr:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the subject product. The Registration Division (RD) has conducted a review of this request finds that the action falls within the scope of PRN 98-10. The alternate brand name "**D & K Products Fertilizer with Dimension Herbicide 17-0-4**" has been added for this product. The label submitted with the application has been date-stamped "Notification" and will be placed in our records.

If you have any questions, please contact Mindy Ondish at (703)605-0723 or at ondish.mindy@epa.gov.

Sincerely,

A handwritten signature in black ink, which appears to read "Kathryn V. Montague", is located below the "Sincerely," text.

Kathryn V. Montague
Product Manager 23
Herbicide Branch
Registration Division (7505P)



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 9198-121	2. EPA Product Manager Montague	3. Proposed Classification ☐ None ☐ Restricted
4. Company/Product (Name) The Andersons Dithiopyr Herbicide III	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) The Andersons Lawn Fert. Div., Inc. d/b/a Free Flow Fert. P.O. Box 119 Maumee, OH 43537 ☐ 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. NOTIFICATION Product Name MAY 16 2011	

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 - Explain below.	☐ Other - Explain below.

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

Notification of Alternate Brand Name per PR Notice 98-10: D & K Products Fertilizer with Dimension Herbicide 17-0-4

This notification is consistent with the guidance of PR Notice 98-10 and the requirements of EPA's regulations at 40 CFR 156.10 and 40 CFR 152.46 and 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 this notification is not consistent with the guidance of PR Notice 98-10 and the requirements of 40 CFR 156.10 and 40 CFR 152.46, 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 ☐ Yes ☒ No	Unit Packaging ☐ Yes ☒ No	Water Soluble Packaging ☐ Yes ☒ No		☐ Metal	
* Certification must be submitted				☒ Plastic	
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	☒ Glass	
				☒ Paper	
				☐ Other (Specify) _____	
3. Location of Net Contents Information ☐ Label ☒ Container		4. Size(s) Retail Container 50 - 2,000 lbs.		5. Location of Label Directions ☒ On Label	
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 Debbie Ziehr		Title Regulatory Administrator	
		Telephone No. (Include Area Code) 419-091-6671	
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 		3. Title Regulatory Administrator	
4. Typed Name Debbie Ziehr		5. Date 3/24/11	



The Andersons, Inc.

P.O. Box 119 • Maumee, Ohio 43537 • 419/893/5050

March 24, 2011

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

Subject: NOTIFICATION - Additional Brand Name

RE: The Andersons Dithiopyr Herbicide III
 EPA Reg. No. 9198-121

Per PR Notice 98-10, enclosed is an EPA Form 8570-1, an application notifying the Agency that we wish to market additional products under the subject basic registration. The additional brand names are as follows:

D & K Products Fertilizer with Dimension Herbicide 17-0-4

One copy of the draft label is enclosed.

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

Sincerely,

The Andersons Lawn Fertilizer Division, Inc.

Debbie Zehr

Debbie Ziehr
Regulatory Administrator
Phone #419-891-6671
Fax #419-891-2745
Email: Debbie_ziehr@andersonsinc.com

Enclosure

