

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

FEB 15 2008

Ms. Dawn L. Walters
Regulatory Administrator
The Andersons Lawn Fertilizer Division, Inc.
d/b/a Free Flow Fertilizer
PO Box 119
Maumee, OH 43537

RE: Notification to Revise Warranty Statement EPA Registration Number: 9198-173 Date of Submission: January 18, 2008

Dear Ms. Walters:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated, January 18, 2008, for the product, The Andersons Fertilizer Plus Preemergent Weed Control. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions) 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 Joyce Edwards of my staff at 703-308-5479.

Sincerely,

Linda Arrington Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs

United States Environmental Protection Agency Weshington, DC 20460				✓	Registrati Amendm Other	ion	OPP Identifier Number			
		Application	n for Pesi	ticide - Se	ction	Ī				
1. Company/Product Number	r		1	PA Product Ma	anager		3. Pro	posed Classification		
9198-173				mpkins			17	None Restricted		
4. Company/Product (Name) The Andersons Fertilizer Plus		ontrol	PM: 25							
5. Name and Address of App The Andersons Lawn Fe d/b/a Free Flow Fertilize PO Box 119 Maumee, OH 43537 Check if this	ertilizer Division, Inc		(b)(i to: EP	i), my produc	t is sim		al in cor	FIFRA Section 3(c)(3) mposition and labeling		
	·····		Section							
Amendment - Explain	ı below.			Final print	•	ls in repsonse t	· M	DTIFICATION		
	onse to Agency letter	dated		Agency letter deted "Me Too" Application.				EB 1 5 2008		
Notification - Explain	below.		. [Other - Ex	xplain be	elow.	,	LD # 9 YOUG		
Notification of Label change per F This notification is consistent with made to the labeling or the confid further understand that if this notif violation of FIFRA and I may be s	n the guidance of PR Notice dential statement of formula ification is not consistent with	e 98-10 and the req of this product. I ut th the guidance of I	quirements of EP understand that i PR Notice 98-10	'A's regulations at it is a violation of 1 and the requirem	40 CFR 1 18 U.S.C. : nents of 40	Sec. 1001 to willfu	llv make a	inv false statement to EPA. I		
			Section	- 111						
1. Material This Product Will	Be Packaged In:		· · · · · · · · · · · · · · · · · · ·			т				
Child-Resistant Packaging Yes No	Unit Packaging . Yes No		Water Solub Yes No	ole Packaging	·		ontainer Metal Plastic Glass			
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wg	No. per it contain			Paper Other (S _l	pecify)		
3. Location of Net Contents I	Information ontainer	4. Size(s) Retai	il Container		5. Lo	cation of Label On Label	Direction	ns ,		
6. Manner in Which Label is a	Affixed to Product	Lithogra Paper of Stencile	iph fued ed	Oth	1er					
·			Section	- IV						
1. Contact Point (Complete	items directly below fo	or identification	of individual	to be contacted	d, if nec	essary, to proc	ess this	application.)		
Name Dawn L. Walters			Fitie Regulatory Ad	dministrator			elephone 19-897-6	No. (Include Area Code)		
I certify that the staten I acknowledge that any both under applicable I	y knowlinglly false or n		all attachments			imprisonment o	late.	6. Date Application Recoived (Stamped)		
2. Signature Daum HWillto	tv.		. Title Regulatory Adr	ministrator	:		(((
4. Typed Name Dawn L. Walters		5.	. Date 1/18/08					(((())))))))))))))))		

ANDERSONS Fertilizer Plus Preemergent Weed Control

FRONT PANEL:

NOTIFICATION

FEB 1 5 2008

- preemergent control of crabgrass, goosegrass, foxtail, chickweed, oxalis, spurge, knotweed and Poa annua
- Provides a feeding of potassium
- provides quick green-up plus extended feeding with controlled release SREF nitrogen (slow release encapsulated fertilizer)
- Controlled release Poly-S*® nitrogen provides uniform growth with extended feeding
 *A portion of the urea has been coated to provide 2.5% coated slow-release nitrogen.
- readily available potassium
- provides readily available iron
- provides a feeding of nitrogen and potassium
- provides a one-to-one feeding of nitrogen and potassium
- contains pendimethalin for season-long broad spectrum weed control
- small particle formulation provides high particle count for better herbicide distribution
- contains XX% Poly-S® nitrogen for controlled release nutrient release
- · premium formula, designed for golf course use
- contains potassium for turf stress resistance

KEEP OUT OF REACH OF CHILDREN

CAUTION

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals: CAUTION May be harmful if swallowed. Harmful if absorbed through the skin.. Avoid contact with eyes, skin, or clothing. Causes moderate eye irritation.

FIRST AID

If swallowed: Call A poison control center 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 on skin or clothing: 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: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. 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 by mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

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

Personal Protective Equipment

Some of the materials that are chemical resistant to this product are listed below. If you wanter more options, follow the instructions for category A on an EPA chemical-resistance category selection chart. Applicators and other handlers must wear: Long-sleeved shirt and long pants, chemical resistant gloves made of any waterproof material such as polyethylene or polyvinyl chloride, shoes plus socks.

Follow manufacturer's instructions for cleaning/maintaining personal protection equipment (PPE). If no such instructions for washables, use detergent and hot water. Keep and wash personal protection equipment separately from other laundry.

User Safety Recommendations:

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

Engineering Controls

When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

Environmental Hazards: This pesticide is toxic to fish. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water by cleaning of equipment or disposal of wastes. In case of spills, either collect for use or dispose of properly.

ACTIVE INGREDIENT:

 Pendimethalin†
 0.86%

 INERT INGREDIENTS:
 99.14%

 Total
 100.00%

†CAS #40487-42-1 EPA Reg. No. 9198-173 EPA Est 538-OH-1<u>S</u>, 9198-OH-1<u>M</u>, 9198-OH-2<u>B</u>, 9198-AL-001<u>A</u>, 9198-PA-001<u>P</u> Underlined letter used is first letter of run code on end of bag

SGN XXX Treats up to XXXXX Square Feet Net Weight XX.XX lbs. (XX.X kg)

GUSSETS

Andersons Golf Products logo

Andersons Fertilizer plus Preemergent Weed Control

BACK PANEL:

Guaranteed Analysis	
Total nitrogen (N)	XX%
XX% ammoniacal nitrogen	
XX% urea, methylene ureas nitrogen	
XX% water insoluble nitrogen	
Available phosphate ((P ₂ O ₅)X	%
Soluble potash (K ₂ O)X	%

Derived from:

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

Product of USA U.S. Patent No's 3,705,794; 3,989,470

*Licensed under one or more of the following U.S. Patents: 3,920,742; 4,066,441

The Andersons Lawn Fertilizer Division, Inc. PO Box 119
Maumee, OH 43537

Prevents sprouting of the following grassy and dicot weeds and provides [a feeding of potassium –OR— a controlled-release nitrogen feeding]:

Grassy Weeds	Dicot Weeds
crabgrass	chickweed
foxtail	oxalis
goosegrass	knotweed
Poa annua	prostrate spurge
barnyardgrass	purslane
fall panicum	cudweed
	hop clover
	henbit
	eveningprimrose

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 will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Workers Protection Standard 40 CFR part 170. This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 24 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is: coveralls, chemical resistant gloves made of any waterproof material, shoes plus socks.

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to use of this product that are not within the scope of the Worker Protection Standard for agricultural pesticides (40 CFR part 170). The Worker Protection Standard applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Do not allow people (other than applicator) or pets on treatment area during application. Do not enter treatment areas until spray has dried or dusts have settled.

For use on established turfgrasses including bentgrass, bermudagrass, and *Poa annua* (except putting greens and tees), Kentucky bluegrass, perennial ryegrass, fine fescue, tall fescue, St. Augustinegrass, bahiagrass, zoysiagrass, centipedegrass and blends of the grasses. See "Bermudagrass, Bentgrass and *Poa annua* Precautions" and "Limitation of Liability" statements.

Not for use on bentgrass, *Poa annua* and bermudagrass putting greens and tees, or on dichondra. Where bentgrass, bentgrass-containing turf and *Poa annua* are the desired species, a light rate application only is recommended.

How/When to Use

For control of annual grassy and broadleaf weeds such as crabgrass, goosegrass, foxtail, barnyardgrass, fall panicum, *Poa annua*, oxalis, knotweed, purslane, and prostrate spurge, apply in spring before they sprout.

To prevent *Poa annua* and fall germinating chickweed, apply product to dry foliage in late summer/early fall(before germination). Repeat application yearly for continued control. A repeat application made after *Poa annua* treatment should not be sooner than 4 months.

Where lower infestations are expected, the lighter rates may be used.

Apply product uniformly to dry foliage at the suggested rate with a properly calibrated operader. For best results, water after application (1/4-1/2 inch) to remove granules from the foliage and to move the product to the soil surface for an effective chemical barrier. Do not destroy the chemical barrier created at the soil surface by raking or aerifying as a segment to application. Allow at least a four-month space between the applications except when repeat applications are necessary after 6-8 weeks.

Do not mow treated area until product has been watered in and turf foliage has dried.

Precautions

Do not use on bentgrass, *Poa annua* and bermudagrass putting greens and tees, or on dichondra. Where bentgrass and bentgrass-containing turf and *Poa annua* are the desired species, a light rate application only is recommended.

On cool season turfgrasses avoid applications when temperatures are regularly in the 80's.

This product may cause discoloration and thinning where overapplications have been made if the turfgrass is under sever stress conditions (disease, drought, low temperature – below 40°F, scalping, and excessive soil moisture).

Do not apply to dormant bentgrass and *Poa Annua* (turf that is not actively growing or has experienced frost).

When any preemergence herbicide is applied to domant bermudagrass, green-up may be delayed 2 to 3 weeks in the spring. The delay in green-up may be extensive in low-cut bermudagrass and on sandy soils.

As with most other preemergence herbicides, application of this product to bermudagrass overseeded with cool season turfgrass species may injure and thin the overseeding.

Do not apply to bentgrass of Poa annua after late summer.

Avoid application to cement, stone, clothing or shoes. If contact occurs, brush off particles to prevent staining. If necessary, rinse with water.

If metallic surfaces (golf course equipment, automobiles, etc.) are present at the application site, do not use this product under windy conditions (5-10 MPH) due to its staining potential.

Do not contaminate feed or foodstuffs. Do not graze treated areas. Do not feed clippings to livestock.

Properties of All Dinitroanaline (DNA) Products

May cause temporary slowing of turf fill-in and stolon-rhizome rooting where turf has been thinned.

Requires a waiting period before seeding or sprigging.

Seeding or Sprigging Intervals after Treatment

Delay reseeding or winter overseeding for at least 3 months and sprigging by 5 months after application. Prior to planting, for best results, the soil surface should be disturbed or worked to dilute any remaining chemical residue.

Treatment Interval after Seeding or Sprigging

On newly planted areas, wait until the grass has been moved at least 4 times and has filled in before making an application.

Notes

Do not apply more than a cumulative total of 349 lbs. of product/acre (3.0 lbs. active ingredient/acre) per year on bentgrass and *Poa annua*; 698 lbs. of product/acre (6.0) lbs. active ingredient/acre) per year on cool season turfgrass; and 1,046 lbs. of product/acre (9.0 lbs. active ingredient/acre) per year on warm season turfgrasses.

Turfgrass Species	Weeds	Rates	Comments
Cool Season Grasses	Crabgrass	175 - 233 lbs./acre as the	Apply a repeat
•	Foxtail	initial application prior to	application of 145 -
Kentucky bluegrass	Poa annua	weed germination	175 lbs/acre after 6 -
Perennial ryegrass	Barnyardgrass		8 weeks for extended
Fine fescue	Fall panicum		control or where
Tall fescue	Oxalis		heavy weed
	Prostrate		infestations are
	spurge		expected
	Purslane	<u> </u>	
	Knotweed		
	Chickweed		
•	Goosegrass	175 - 233 lbs./acre in the	
		spring prior to weed	
		germination. Apply a	
•		repeat application after 6 -	
		8 weeks at 175 - 203	
		lbs./acre	
Bentgrass and	Crabgrass	175 lbs./acre in the spring	Apply a repeat
established Poa Annua	Foxtail	prior to weed germination	application of 145
(1/2 inch height or	Poa annua		175 lbs/acre after 6 –
taller. Not for use on	Barnyardgrass		8 weeks where heavy
greens and tees)	Fall panicum		weed infestations are
	Oxalis	•	expected
	Prostrate		
	spurge		
•	Purslane		
	Knotweed		
•	Chickweed		
•	Goosegrass	175 lbs./acre in the spring	
		prior to weed germination	
•		with a repeat application of	,
		175 lbs./acre after 6 – 8	
	1	weeks	

Turfgrass Species Warm Season Grasses Warm Season Grasses Crabgrass Foxtail Poa annua Barnyardgrass St. Augustinegrass Bahiagrass Contipedegrass (401 lbs./acre rate or less) Tall fescue (Not for use on greens and tees) Oxion (Not for use on greens and tees) Copyrional Word Indian and the service of the season of the seaso
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Evening- 233 lbs./acre after 6 – 8
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Henbit
OR
(NOTE TO EPA – OPTIONAL WORDING)
Goosegrass 175 – 233 lbs./acre prior to Apply a repeat
weed germination application of 175 –
233 lbs./acre to
extend control of
goosegrass or if the
lower rate was used
initially
Cudweed 175 - 233 lbs./acre prior to Apply a repeat
Hop clover weed germination application of 145 –
Evening- 203 lbs./acre after 6 –
Primrose 8 weeks if the lower
Henbit rate was used initially

Storage and disposal

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

PESTICIDE STORAGE: Store in a clean, dry place. Reseal opened bag boy folding top down and securing.

PESTICIDE DISPOSAL: Do not contaminate water, food, or feed by storage or disposal. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

Suggested Spreader Settings

To provide proper distribution calibrate spreader before application. Do not adjust rates in order to meet fertilizer requirements of your soil.

XX lbs. treat XX,XXX ft² at the XXX lbs product/acre rate (equivalent to 1.75 lbs active ingredient/acre and X lbs N/1,000 sq ft)

	,		RECOMMENDED RATE RANGE (Ibs.product/acre) or (Ibs proudct/1,000 sq ft)			
SPREADER	GROUND OR PTO SPEAD	WIDTH OF COVERAGE	145 or 3.32	175 or 4.01	203 or 4.66	233 or 5.35
Gandy - 30"	X mph	Overlap wheels	X	X	X	X
Andersons Rotaries* R-7, R-7X Scotts Rotaries* R-8, R-8A (cone 8)	X mph	XX feet	X	Х	X	X
Lely Model	X mph	XX feet	X	X	Х	Х
Vicon	X mph	XX feet	X	Χ	Х	Х

*Use discharge hole cover #13030 (already attached to the PT-10 and PT-11 models). For the R-7X model use with adjustable pattern slide ¼ closed.

Lely models WTR, WFR, HR and 1250. PT) at 450 rpm.

Note to EPA: actual spreader models may vary depending on market demand and availability

Optional: (depending on market)

Metric coverage: 34.36 kg treats 1022 m² at the 301 lbs product/acre rate



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, To the extent consistent with applicable law, 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. To the extent consistent with applicable law, 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. (RVnot)

Manufactured by: The Andersons Lawn Fertilizer Division, Inc. D/b/a Free Flow Fertilizer PO Box 119 Maumee, OH 43537

Visit us at our website at: andersonsinc.com OR andersonsgolfproducts.com

Date Printed	1/18/08	
Date Approved	7/16/03	,
Supersedes	Transfer	
Label Changes	Notification - warranty	
Filename	9198-173	
Label Code	RVamd061803	





The Andersons, Inc.

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

January 18, 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 Plus Preemergent Weed Control

EPA Reg. No. 9198-173

Per PR Notice 98-10 enclosed is EPA Form 8570-1, an application notifying the Agency of a revision to the labeling for the subject registration. A copy of the revised labeling is enclosed with the additions underlined and marked in blue and deletions marked in red strikeout.

We are proposing to revise the warranty statement per Agency's Guidance on Warranty Statements, dated October 10, 2006.

Previous warranty:

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.

Revised warranty:

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. To the extent consistent with applicable law, 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. To the extent consistent with applicable law, Manufacturer DISCLAIMS ANY LIABILITY FOR COMPENSATORY OR OTHER DAMAGES ARISING OUT OF ANY USE CONTRARY TO LABEL DIRECTIONS.

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

Sincerely,

The Andersons Lawn Fertilizer Division, Inc.

Dawn Awalter

Dawn L. Walters

Regulatory Administrator Phone: 419-897-6790

Email: dawn walters@andersonsinc.com

Enclosures