

9198-199

07-10-2009

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Ms Debbie Ziehr  
The Andersons, Inc  
P.O.BOX 119  
Maumee , Ohio 43537

JUL 10 2009

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4 and 98-10  
Storage & Disposal and Other Changes (Warranty Statement – Marketing Claims)

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 98-10 dated April 10, 2009 for:

**EPA Registration 9198-199 TGR Winter Overseeding Enhancer**

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and 98-10 and finds that the label change(s) requested falls within the scope of PRN-2007-4 and 98-10. The label has been date-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 contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

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



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

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 9198-199	2. EPA Product Manager McNeilly	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TGR Winter Overseeding Enhancer	PM# 22	
5. Name and Address of Applicant (Include ZIP Code) The Andersons Lawn Fert. Div. Inc. d/b/a Free Flow Fert. 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)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. <u>NOTIFICATION</u> Product Name <u>JUL 10 2009</u>	

**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 98-10: added optional marketing information for fertilizer. See cover letter for details

this notification is consistent with the guidance of PR Notice 98-10 and the requirements of EPA's regulations at 40 CFR 153.10 and 40 CFR 152.46 and not 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 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 <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On label <input type="checkbox"/> On label accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		<input type="checkbox"/> 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) 419-891-6671
<p align="center"><b>Certification</b></p> <p>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.</p>		6. Date Application Received  (Stamped)
Signature <i>Debbie Ziehr</i>	3. Title Regulatory Administrator	
4. Typed Name Debbie Ziehr	5. Date 4/9/09	



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

April 10, 2009

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

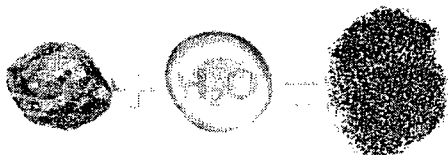
RE: Notification of Minor Label Changes

SUBJECT: **TGR Winter Overseeding Enhancer**  
**EPA Reg No. 9198-199**

1.) Per PR Notice 98-10 enclosed is EPA Form 8570-1, an application notifying the Agency of a revision to the labeling for the above subject product. One copy of the revised labeling is enclosed with the additions underlined and marked in blue.

We have added the following optional marketing information to the label.

Optional marketing information:



Dispersing Granule Technology

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

Andersons Golf Products and Contec DG are registered trademarks of The Andersons Inc.

2.) 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. A Copy of the revised labeling is enclosed with the additions underlined and marked in blue and deletions marked in red strikethrough.

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."

3.) 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. Use contrary to label directions is not permitted.

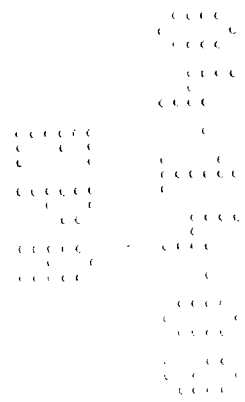
If there are any questions or comments regarding this notification, please contact me.

Sincerely,

The Andersons Lawn Fertilizer Division, Inc.

Debbie Ziehr  
Regulatory Coordinator  
Phone: 419-891-6671  
Fax: 419-891-2745  
Email: debbie\_ziehr@andersonsinc.com

Enclosures



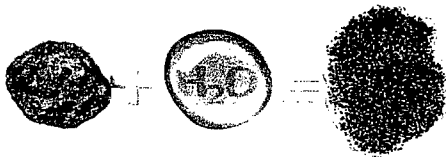
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## TGR WINTER OVERSEEDING ENHANCER

### Optional front panel claims:

- Extended greening of overseeded perennial ryegrass greens for up to 10 weeks
- Increased turf quality and color uniformity through growth modification
- Provides deeper, extended greening of bentgrass and perennial ryegrass/Kentucky bluegrass fairways, tees and roughs, and overseeded greens and tees for up to 10 weeks
- Decreases the vertical growth of bentgrass, Kentucky bluegrass and perennial ryegrass while increasing turf quality and color uniformity
- Increases putting green turf quality and maintains color uniformity without surge growth through growth modification
- Formulated on DG Pro™, The Andersons patented granular carrier, which will disperse upon contact with water

### Optional Marketing Information:



### Dispersing Granule Technology

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

Andersons Golf Products and Contec DG are registered trademarks of The Andersons Inc.

Net Weight 3.45 lbs. (1.19 kg)

KEEP OUT OF REACH OF CHILDREN

CAUTION

PRECAUTIONARY STATEMENTS

**Hazards to Humans and Domestic Animals:** CAUTION. Harmful if swallowed. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Causes eye irritation. Do not contaminate feed or foodstuffs. Do not graze treated areas. Do not feed clippings to livestock.

### 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 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 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.

**NOTIFICATION**

JUL 10 2009



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BACK PANEL:

## TGR WINTER OVERSEEDING ENHANCER

### DIRECTIONS FOR USE

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

For use on bentgrass greens, ryegrass, and Kentucky bluegrass, fairways, tees and roughs, and overseeded bermudagrass greens and tees only. Apply anytime turf is actively growing. Late Fall applications to dormant turf are not recommended.

This product can be applied at 4 to 8 week intervals at FULL RATE and 2 to 4 week intervals at the HALF RATE. The HALF RATE should be used on overseeded greens only after successful establishment. Applications should not be made after April 1<sup>st</sup> since late applications may temporarily delay resumption of bermudagrass growth and green-up in the Spring.

On turf containing significant populations of *Poa annua*, HALF RATES should be used to avoid temporary discoloration.

#### How to Use

Apply to dry foliage. For best results, water in (at least ¼ inch) within 48 hours after application. Continue normal cultural practices after application.

If weeds are a problem, use of the appropriate The Andersons Golf Products or other herbicide product will maintain the best turf appearance.

#### Results to expect

Greening of bentgrass and perennial ryegrass/Kentucky bluegrass turf areas and overseeded greens and tees will be deeper and, depending on rate and frequency, will last up to 10 weeks.

On overseeded greens, a more uniform and dense putting surface will result.

With repeat applications, growth of turf will be reduced resulting in improved density and playability of turf.

Increased tillering of ryegrass and reduction in stolon length of bentgrass have been observed. Lower water use rates of turf have been documented as well as a reduction in volume of clippings with repeated use..

#### Program scheduling

Apply at least 14 days after overseeding with perennial ryegrass.

If weeds, disease or insect problems occur, apply a recommended control product in the same manner as is normally practiced, since the use of this product is compatible with existing control products and cultural practices.

### PRECAUTIONS

Not for use on athletic fields under heavy traffic where maximum growth potential of turf is desired. Not for use on sod farms.

Not for use around shrubs, fruit trees, flowers or vegetable plants; however, applications to turf areas under the tree canopies will not affect or harm trees.





