

9198-212

06-11-2007

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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

WASHINGTON, D.C. 20460

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

JUL 11 2007

Dawn L. Walters  
The Andersons, Inc.  
P.O. Box 119  
Maumee, Ohio 43537

SUBJECT: Label Amendment  
Ole 75% Fungicide  
EPA Reg No. 9198-212  
Your Submission Dated May 15, 2007

Dear Ms. Walters:

The amended labeling referred to above, submitted in connection with registration under the Federal Insecticide Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable provided that you.

1. Make the following changes to the label.
  - a. On page two in the first paragraph in blue, the last sentence; place a comma between the words campgrounds and churches.
  - b. In the Warranty section on page 3, change "where permissible, it is Manufacturers intent to limit....buyer's choice", to the following, "To the extent consistent with applicable law, it is Manufacturers intent to limit.....buyer's choice".

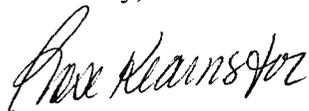
Submit one copy of your final printed labeling before you release the product for shipment.

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If you have any questions regarding this correspondence, contact Rose Kearns of my staff by phone at 703-305-5611 or via email at [kearns.rosemary@epa.gov](mailto:kearns.rosemary@epa.gov) or myself at 703-308-9443 or via email at [kish.tony@epa.gov](mailto:kish.tony@epa.gov).

Sincerely,



Tony Kish  
Product Manager (22)  
Fungicide Branch  
Registration Division (7505P)

Enclosure

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# OLE 75% FUNGICIDE

## For Formulation Purposes Only

Active Ingredient		
Chlorothalonil (tetrachloroisophthalonitrile)*	.....	75.0%
Other Ingredients	.....	25.0%
	Total	100.0%

\*Covered under US Patent 3,290,353 and No. 3,331,735

**KEEP OUT OF REACH OF CHILDREN**

**DANGER – PELIGRO**

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.  
(If you do not understand this label, find someone to explain it to you in detail.)

### Precautionary Statements

#### Hazards to Humans and Domestic Animals

##### Danger

Corrosive. Causes irreversible eye damage. May be fatal if inhaled. Causes skin irritation. Do not get in eyes, on skin, or on clothing. Do not breathe dust. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash hands before eating, drinking chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse.

#### First Aid:

**IF IN EYES:** 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 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 mouth-to-mouth if possible. Call a poison control center or doctor for treatment advice.

**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 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.

**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.**

Note to physician: Persons having an allergic reaction respond to treatment with antihistamines or steroid creams and or systemic steroids. In case of inhalation, remove person to fresh air and get medical attention immediately. Probable mucosal damage may contraindicate the use of gastric lavage. In case of product in eyes, the upper and lower lids should be pulled back and irrigated, and any particulate matter should be carefully removed from the eye. Irrigation should be continued until the eye is neutral on pH testing with universal indicator paper. Medical attention is required to determine the extent of any eye-related damage. Topical antibiotic ointments are generally indicated when eye damage is identified. Use of steroid eye drops is not advocated unless expressly requested by an ophthalmologist.

#### Environmental Hazards

This pesticide is toxic to fish and wildlife. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. DO NOT discharge effluent containing this product to sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Waste Board or Regional Office of the Environmental Protection Agency.

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**Directions for Use**

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

Note to User: Andersons OLE 75% Fungicide may produce temporary allergic side effects characterized by redness of the eyes, mild bronchial irritation and redness or rash on exposed skin areas. Persons having allergic reaction should contact a physician.

**For Formulation Purposes Only**

This product is only for formulating fungicides.

Information on the composition, methods of use, applicable restrictions or limitations, and effectiveness of the product for pesticide purposes may be obtained from The Andersons Lawn Fertilizer Division, Inc. Labeling of pesticide formulations made from this product must conform to Federal label requirements for end-use chlorothalonil products.

This product may be used to formulate product for any additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with the U.S. EPA submission requirements regarding support of such use(s).

This product may only be used to manufacture wettable powder formulations that 1) are packaged in water-soluble packets, the outside which contain a pictogram depicting that users should not cut, rip, or tear or 2) bear the labeling "For use in closed mixing/loading systems only."

Do not formulate into products labeled for use on home lawns and turf sites associated with apartment buildings, daycare centers, playgrounds, playfields, recreational park athletic fields, athletic fields located on or next to schools (ie., elementary, middle and high schools), campgrounds churches, and theme parks.

This product must not be formulated into a product intended as a mildewicidal paint additive designed for direct sale to retail customers, e.g. in a 'pillow pack' or other small volume or one-use package.

This product may only be formulated into mildewicidal paint additive products that are labeled as follows: "This product may only be added to paint products that are labeled A) with product – specific instructions for the use of a respirator during application, or B) as follows 'When applying with a sprayer, wear a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C), or a NIOSH approved respirator with any R, P, or HE filter. If oil is not present in the paint product or recommended for use as an additive in the paint product, add "N" as an additional respirator type.'"

This product must not be used to formulate product for use as in-container preservatives.

Do not use for formulating into products intended for sodfarms at application rates greater than 13 pounds active ingredient per acre, per year.

**ACCEPTED  
with COMMENTS  
In EPA Letter Dated  
JUL 11 2007  
Under the Federal Insecticide,  
Fungicide, and Rodenticide Act  
as amended, for the pesticide  
registered under EPA Reg. No. 9198-212**

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**Storage and Disposal**

DO NOT contaminate water, food, or feed by storage and disposal. Open dumping is prohibited.

**Pesticide Storage:** Store in a dry place.

**Pesticide Disposal:** Pesticide waters are toxic. Improper disposal of excess pesticide, pesticide formulation, or rinstate is a violation of Federal Law. 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. 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.

**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. (ltr051507)

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

EPA Reg. No. 9198-212  
EPA Est. No. 37429-GA-2

Net Weight XX lbs. (XX kg)

Date Printed	5/15/07
Date Approved	
Supersedes	7/19/05
Label Changes	Per EPA letter 5/10/07
Filename	9198-212
Label Code	ltr051507