

9198-216

01/25/2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

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

JAN 25 2011

Dear Ms. Ziehr:

Subject: Application for Pesticide Notification (PRN 98-10)
Comply with Agency pyrethroid labeling letter dated June 4, 2009
The Andersons 0.058% Granular Bifenthrin Insecticide
EPA Reg. No. 9198-216
Your submission dated May 10, 2010

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated May 10, 2010 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds the action requested falls within the scope of PRN 98-10. The label submitted with the application has 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 regarding this letter, please contact Dana Pilitt, PhD of my staff at (703) 305-7071 or via e-mail at pilitt.dana@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Richard Gebken".

Richard Gebken
Product Manager 10
Insecticide 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 9198-216	2. EPA Product Manager LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) The Andersons 0.058% Granular Bifenthrin Insecticide	PM# 13	
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. _____ 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 June 4, 2009, letter from Environmental Protection Agency.

This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR part 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:				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	If "Yes" Unit Packaging wgt. No. per container		<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Package wgt No. per container			
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	
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
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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	RECEIVED ON JUN 16 2010
4. Typed Name Debbie Ziehr	5. Date 5/10/10	



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

June 4, 2010

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

includes:

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RE: Environmental Hazard and General Labeling for Pyrethroid Non-Agricultural Outdoor Products Notification

In response to the above referenced notification that we received, enclosed please find our amended labels for the products listed in Attachment 1. Please note that for EPA #9198-164, we cancelled this EPA registration back in January, 2010. For this reason, this label has not been amended.

Should you have any additional questions, please do not hesitate to contact me.

Sincerely,

The Andersons Lawn Fertilizer Div., Inc.

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

Enclosures.

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Front Panel

The Andersons 0.058% Granular Bifenthrin Insecticide

This product is designed to control a variety of insects on residential lawns.
For homeowner use only.

Optional front panel claims:

• Controls a variety of lawn insects	• For lawns
• Turf Insect Control	• Controls the following insects: ants, armyworms, billbugs (adult), ticks, chiggers, chinch bugs, crickets, fleas, millipedes, mole crickets, sod webworms (lawn moth) and many others as listed
• Contains Bifenthrin	• Kills bugs
• Kills Above & Below the Surface.	• Kills Over XX Insects
• Kills Pests on Contact	• Use on Lawn, Ornamentals and Around Homes
• Fast Acting!	• Easy-To-Use Granules
• Kills Surface & sub-surface Insects,	• Kills Bugs Fast
• also kills chinch bugs, cutworms & other listed Insects	• Ready-to-Spread Granules
• Ready-to-Use	• Ant, Flea, & Tick Killer
• Kills ants, fleas, ticks, cutworms, chinch bugs, mole crickets & other pests	• For Use Outdoors on Lawns, Gardens and Around Homes & Other Listed Use Sites
• Kills on Contact	• Kills ants, fleas, ticks & other listed insects
• Kills Ants, Fleas, Brown Dog Ticks, Chinch Bugs, Armyworms	• Kills over XX types of insects including ants, fleas, chinch bugs
• For use on lawns & as a barrier band treatment around house foundation	• Kills spiders (including black widows), cutworms, and other listed insects
• Also kills larvae of sod webworms, armyworms & cutworms	• Kills invading insects above & below the ground
• Effective Home Barrier Treatment	• Easy to use
• Controls home invading pests	• Kills ants, fleas, ticks
• Controls surface and foliage feeding pests	• Protects lawns and gardens
• Multi Purpose	• Kills Over XX Nuisance Pests Around Homes
• Kills Bugs Fast and Lasts	• Soil and Turf Insect Killer
• Lawn Insect Killer Granules (Product Name)	

Active Ingredients

Bifenthrin * 0.058%

Inert Ingredients 99.942%

Total 100.000%

Cis isomers 97% minimum, trans isomers 3% maximum
US Patent No. 4,238,505

KEEP OUT OF REACH OF CHILDREN

NOTIFICATION

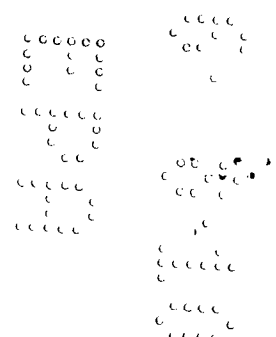
JAN 25 2011

CAUTION

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

Net Weight XX.XX lbs. (XX.XX kg)
Covers XXXX Sq. Ft.

EPA Reg. No. 9198-216
EPA Est. 9198-OH-1M, 9198-OH-2B, 9198-AL-001A
Underlined letter is first letter used in run code on bag



Back Panel

In New York State, this product may not be applied to turf within 100 feet of a coastal marsh or of a water body, lake, pond, river, stream, wetland or drainage ditch. In New York State, do make a single repeat application of this product if there are signs of renewed insect activity, but not sooner than two weeks after the first application.

Apply this product directly to the lawn or garden area. Water treated area as directed on this label. Do not water to the point of run-off.

Do not make applications during rain.

If product is watered in after application, do not allow children or pets to enter the area until dry.

This product can be used to control the following lawn insects:

Pest	Use Rate per 1,000 sq. ft.
Chiggers Chinch bugs Sod webworms (Lawn Moth)	2 pounds
Annual Bluegrass Weevil (Hyperodes) (Adult) Armyworms Billbugs (Adult) Black Turfgrass Ataenius (Adult) Centipedes Crickets Leafhoppers	Mealybugs Millipedes Pavement Ants Pillbugs Red Ants Sowbugs Weevils 2 to 4 pounds
Ants Fire Ants Fleas Imported Fire Ants Mole Crickets Ticks	4 to 8 pounds

Treat when insects first appear. Apply this product evenly over the turfgrass area at the use rate indicated in the above table, using a properly calibrated drop or rotary spreader. A more uniform application may be achieved by spreading half of the required amount of product over the area and then applying the remaining half in swaths at a right angle to the first. Best results will occur if the treated area is thoroughly irrigated with water immediately after application.

Comments:

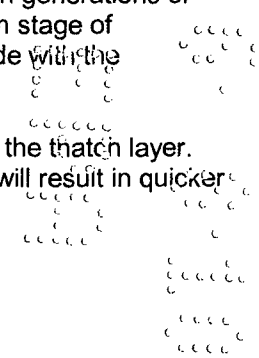
Armyworms, Cutworms, and Sod Webworms: For best results, the treated area should be irrigated immediately after application with up to 0.1 inches of water to activate the insecticide.

Annual Bluegrass Weevil: Treatment should be made to control the adult weevils as they migrate from their overwintering sites and move into grass areas. Contact your State Cooperative Extension Service for more specific information.

Billbugs: Apply when adult billbugs are first observed during April and May. Consult your State Cooperative Extension Service for information on degree days and timing in your region.

Black Turfgrass Ataenius: Apply treatments during May and July to control both generations of adults. The May application should be made at the same time as the full bloom stage of Vanhoutte spiraea and the Horse chestnut. The July application should coincide with the blooming of Rose of Sharon.

Chinch Bugs: These bugs infest the base of the plant and are usually found in the thatch layer. Watering the treated area with up to 0.25 inches immediately after application will result in quicker control.



STORAGE AND DISPOSAL

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

STORAGE: Keep out of reach of children and animals. Store in original container only. Store in cool, dry place and avoid excess heat.

DISPOSAL:

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

If party filled: Call your local solid waste agency 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. 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.

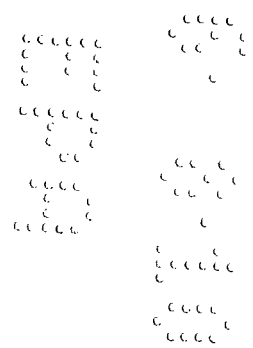
Manufactured by:

The Andersons Lawn Fertilizer Division
d/b/a Free Flow Fertilizer
PO Box 119
Maumee, OH 43537

Optional performance guarantees:

PERFORMANCE GUARANTEE: If, for any reason you are not satisfied with the results of this quality product, return the bag with proof of purchase for a full refund.

If, for any reason, you are not completely satisfied with the results after applying this product, you are entitled to product replacement or your money back simply by presenting evidence of purchase to your local {store name}.



Back Panel

Optional program:

{brand} Year Round Lawn Care Program
Early Spring: Crabgrass Preventer plus Lawn Food
Late Spring: Lawn Food or Weed & Feed
Summer: Summer Lawn Food and/or Lawn Insect Control
Fall: Fall Lawn Food or Fall Weed & Feed

Visit our website at *{address}*

Date Printed	5/10/10
Date Approved	11/13/03
Supersedes	11/13/03
Label Changes	EPA Notification - Pyrethroid changes
Filename	9198-216
Label Code	AMDnot051010

