

9198-234

1/25/2011

1048



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 BiCarb Lawn Insect Killer Granules
EPA Reg. No. 9198-234
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 black ink that reads "Richard Gebken".

Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)

2098



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 9198-234	2. EPA Product Manager LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) The Andersons BiCarb Lawn Insect Killer Granules	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 to the registration and labeling to: EPA Reg. No. _____ Product Name _____	

NOTIFICATION

JAN 25 2011

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		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	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	
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
2. Signature <i>Debbie Ziehr</i>		3. Title Regulatory Administrator
4. Typed Name Debbie Ziehr		5. Date 5/10/10
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) RECEIVED ON JUN 16 2010

3088



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

June 4, 2010

20

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:

9198-156	-216
-157	-217
-158	-224
-159	-225
-161	-226
-162	-231
	-232
	-233
	-234
	-235
	-238
	-239
	-240
	-241

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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Back Panel (for internal use only, will not appear on final label)

The Andersons BiCarb Lawn Insect Killer Granules

Net Weight XX lbs. (XX kg)
Covers XX,XXX Sq. Ft.

FIRST AID

Carbaryl is an N-Methyl Carbamate Insecticide.

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 in eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contacts lenses, if present, after the first 5 minutes, then continue rinsing eye. 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.

ANTIDOTE STATEMENT: ATROPINE SULFATE IS HIGHLY EFFECTIVE AS AN ANTIDOTE. See NOTE TO PHYSICIAN.

Note to Physician:

Carbaryl is an N-methyl carbamate that inhibits cholinesterase. Atropine is antidotal. Atropine is antidotal. Do not use 2-PAM (pyridene-2-aldoxime methiodide), opiates or cholinesterase inhibiting drugs. Probable mucosal damage may contraindicate the use of gastric lavage.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Harmful if swallowed. Harmful if absorbed through the skin. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Wear long-sleeved shirt and long pants, and shoes plus socks and chemical-resistant gloves (HOUSEHOLD OR LATEX RUBBER GLOVES) WHEN HANDLING THIS PRODUCT. REMOVE CLOTHING IMMEDIATELY if pesticide gets inside. Then wash thoroughly and put on clean clothing. Wash hands before eating, drinking, chewing gum, tobacco, or using the toilet. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This product is extremely toxic to aquatic invertebrates. Do not apply directly to water or allow drift to water. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Sweeping any product that lands on a driveway, sidewalk, or street, back onto the treated area of the lawn or garden will help to prevent run off to water bodies or drainage systems.

READ ALL DIRECTIONS PRIOR TO APPLICATION OF THE PRODUCT

DIRECTIONS FOR USE

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

Restrictions

Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

Do not make for than 3 applications per year for ornamentals. The minimum retreatment interval is seven days.

Watering in is required immediately after application to lawns.

Do not apply more than 4 applications per year to lawns. The minimum retreatment period is seven days.

leaf 8

For the kill of ticks, the maximum allowable application rate is 1.15 lb of product per 1000 sq. ft.

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.

Do not apply this product in a way that will contact any person or pet, either directly or through drift. Keep people and pets out of the area during application. This product may be applied only by broadcast or drop type spreaders. Do not apply by hand, spoon or belly grinder. For outdoor use only.

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

Do not make applications during rain.

Information

This product kills listed pests on residential lawns, in and around flower beds, ornamental plantings and around the outside of homes.

How to Apply

Apply uniformly over the treatment area with either a broadcast or drop type spreader. Apply only the specified amount in the following table. Calibrate the spreader before use and check periodically to ensure the equipment is working properly. Avoid overlaps that will increase rates above those specified. Do not over or under apply. Failure to follow the Directions for Use and all precautions may result in poor pest kill.

Product must be watered in immediately after application to lawns.

Broadcast spreaders: Apply in a circular path starting on the outside and working toward the center.

Drop spreaders: First, apply 2 border strips along the edge of each end of the lawn. Then apply product along the length of the lawn, and shutting off the spreader before turning as you reach the edge of the border strips.

Important: It is important to follow the directions as indicated on this quality lawn care product. Measure the size of the area to be treated and do not over or under apply. Spreader settings are approximate. Differences may occur due to condition of spreader, speed at which applied, and roughness of area treated. Calibrate spreader prior to use according to the manufacturer's directions. Check frequently to be sure equipment is working properly and distributing uniformly. Close spreader when filling, stopping or turning. Do not over or under apply. Fill spreader over a hard surface. Promptly clean-up any spills.

Note: following will be a list of application spreaders and appropriate settings. This list will vary dependent on market of spreaders. (this note will not appear on final printed label.)

Spreader	1.5 lbs./1,000 sq. ft.	2.0 lbs./1,000 sq. ft.	4.0 lbs./1,000 sq. ft.	8.0 lbs./1,000 sq. ft
aa	XX	XX	XX	XX
bb	XX	XX	XX	XX
cc	XX	XX	XX	XX

Recent research has shown that well-maintained turf is an effective environmental buffer that prevents pollutants from entering our natural water bodies. To help protect these natural resources, do not apply product to sidewalks, driveways, roadways, and other impervious surfaces which are adjacent to storm drains. Use water setting on "hydro spreader" to rinse any misplaced product back onto the area you are treating immediately after application, since storm drains often empty directly to nearby waterways.

7098

When to Apply

Due to pest activity differences, consult your local cooperative extension service for guidance on timing of application. To find your local extension agent, visit www.csrees.usda.gov.

Surface pests: Treat when pests or damage first appear.

Subsurface pests: To effectively kill subsurface pest, apply when the insects are actively feeding near the soil surface. Contact local agricultural agents for timing of application in your area.

How Much to Apply

Pest	Pounds of Product per 1,000 sq ft.	Comments
Ants (except harvester, pharaoh and carpenter ants), Armyworms, Centipedes, Chiggers, Chinch Bugs, Cutworms, Earwigs, Essex Skipper, European Chafer, Fall Armyworm, Fiery Skipper, Grasshoppers, Green June Beetle Larvae, Leafhoppers, Lucerene Moth, Millipedes, Mosquitoes (young), Scarab Beetle Adults: such as May Beetle, June Beetle, Japanese Beetle, Green June Beetle, Sod Webworm (lawn moths), Sowbugs, Spittlebugs, Springtails, Yellowstriped Armyworms	2.25	Product must be watered in immediately following application. For heavy infestations of Chinch bugs, increase rate to 5 lbs. per 1,000 sq. ft. and treat the entire area. To effectively kill subsurface pests, apply when insects are actively feeding near the soil surface, usually during late March through May, or July through early September, or as guided by local agricultural extension service agents.
Billbug Larvae, European Crane Fly Larvae, Fleas, White Grubs: Such as Japanese Beetle Larvae, Chafer Beetle Larvae, Phyllophaga spp. Larvae, Annual White Grubs, Black Turfgrass Ataenius Beetle Larvae, Hyperodoes Weevil (Bluegrass Weevil Larvae)	9	
Scorpions	5	
Fleas	7-9	
Ticks	1.15	

Will only kill pests present at the time of application. Pest must be directly contacted in order to be effective.

PEST KILL IN AND AROUND FLOWER BEDS AND ORNAMENTAL PLANTINGS AND AROUND OUTSIDE OF HOMES

Kills Ants (except harvester, pharaoh and carpenter ants), Armyworms, Centipedes, Crickets, Cutworms, Earwigs, Firebrats, Silverfish, Fleas, Millipedes, Sowbugs: Apply granules uniformly in a 6 foot band around the building at the rate of 2-4 lbs. per 1,000 square feet to shrub and flower beds, foundations, ornamental plantings, and lawn or soil areas immediately adjacent to the building. Treated area must be watered in immediately after application. Repeat treatments as needed up to 3 times per year, but no more than once every seven days. Will only kill pests present at the time of application. Contact as many pests as possible.

STORAGE AND DISPOSAL

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

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

CONTAINER DISPOSAL:

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

PESTICIDE DISPOSAL:

If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

8098

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, Inc.
d/b/a Free Flow Fertilizer
PO Box 119
Maumee, OH 43537

Optional:

Pledge of Satisfaction: We have made every effort in the formulation of this product to insure that you will be satisfied with the results. If, for any reason, you are not satisfied, please write and describe the problem. Our lawn and turf specialists will make every effort to assure your success.
Sign up to receive timely lawn & garden tips {*website address*}

Date Printed	5/10/10
Date Approved	9/29/09
Supersedes	
Label Changes	EPA Notification - Pyrethroid changes
Filename	9198-234
Label code	AMDnot051010