

9688-243

1/27/2009

1/6



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

27 JAN 2009

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

United Industries Corp.
P.O. Box 142642
St. Louis, MO 63114

Subject: 2,4-D RED Label Amendment
CHEMSICO Herbicide WSG RTU
EPA Reg. No. 9688-243

The labeling referred to above is in compliance with the 2,4-D RED and are amended under the RED provided that you:

1. Submit and/or cite all data required for registration/reregistration review of your product when the Agency requires all registrants of similar products to submit data.
2. Make the following changes to the product labeling:
 - a. Per the acute toxicity review, the signal word currently on the label "CAUTION" must be revised to read "DANGER."
 - b. Based on toxicity ranking per the acute toxicity review, the First Aid statements should be placed on the label in the following order and the "IF ON SKIN" heading must be revised to read "IF ON SKIN OR CLOTHING":
"IF IN EYES:..."
IF SWALLOWED:..."
IF ON SKIN OR CLOTHING:..."
 - c. The Agency is uncertain whether the phone number on the label, 1-800-332-5553, is the appropriate contact for emergency medical treatment information as recommended in the acute toxicity review. This issue should be clarified. The appropriate phone number for medical treatment should be placed after the FIRST AID information.

Continued on Page 2

- d. Per the acute toxicity review, a Note to Physician must be added to the label and must read:

“Note to Physician
 Probable mucosal damage may contraindicate the use of gastric lavage.”

The Agency recommends that additional text be added to the Note to Physician that addresses eye irritation concerns.

- technical information on symptomatology;
- use of supportive treatments to maintain life functions;
- medicine that will counteract the specific physiological effects of the pesticide;
- company telephone number to specific medical personnel who can provide specialized medical advice

- e. Per the acute toxicity review, the Hazards to Humans and Domestic Animals must be revised to read:

“DANGER
 Causes irreversible eye damage. Harmful if swallowed. Harmful if absorbed through skin. Do not get in eyes or on clothing. Avoid contact with skin. Wear protective eyewear (goggles or face shield), long-sleeved shirt, long pants, shoes, socks, and chemical-resistant gloves made of any waterproof material.”

The text “After using this product, rinse gloves before removing, remove clothing and launder separately before reuse, and promptly and thoroughly wash hands and exposed skin with soap and water. Remove saturated clothing as soon as possible and shower. Washing hands thoroughly with soap and water before eating, drinking, chewing gum or using tobacco will reduce exposure. Do not contaminate food or feedstuffs” appearing on the label may remain in this section.

- d. Per the 2,4-D RED, the second sentence of the Environmental Hazard section must be revised to read:

“Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark.”
 NOTE: “except as noted on appropriate labels” is not included

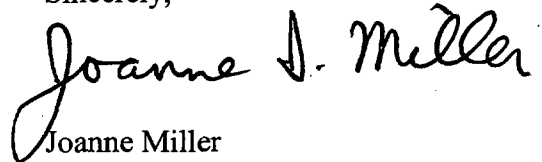
- e. It is advised that the Pesticide Storage and Disposal information be presented in a text box for increased prominence.

- f. Remove, modify, or submit efficacy studies to substantiate the following claim, as it is overly broad:
“...kills **all** major broadleaf weeds...”
Remove the claim “**New** gel formula [technology]” as this product is no longer new.

- 3. Please Note: Final product reregistration cannot be considered until after all active ingredients in this product are eligible for reregistration.

A stamped copy of your labeling is enclosed for your records. Submit one (1) copy of the revised final printed label for the record before you release the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions

Sincerely,



Joanne Miller
Product Manager 23
Herbicide Branch
Registration Division (7505P)

CHEMSICO

Herbicide WSG RTU

[Won't harm lawns • Kills weeds down to the root, not the lawn • Kills the roots • Kills 33+ weeds • Kills over 66+ species of broadleaf weeds! • Kills over 60 species of Brush and Weeds • Effective against poison oak and ivy • Kills many weeds as listed on this label [brushy weeds] [brush], not the lawn • Water-based • Ready-to-Use • See Results in Hours • Overnight Results • Kills the major broadleaf weeds listed on this label! • Controls poison ivy and poison oak • Also kills blackberry, and others listed • Rainfast in hours • Rainproof in hours • Rainfast – Effective even after rain • kills the Weeds – Not the Lawn • Guaranteed Results Or Your Money Back • Guaranteed Results† – For terms of guarantee, see back panel • Just Aim & Spray • Ready To Use • Less Mess • Clinging gel [technology][formula] • New gel formula [technology] • Use on lawns to kill weeds like Clover & Dandelion • Use on Lawns to Kill All Major Broadleaf Weeds Including Clover and Dandelion

Active Ingredients:

*2,4-D, dimethylamine salt	0.593%
†Mecoprop-p, dimethylamine salt	0.144%
‡Dicamba, dimethylamine salt	0.066%
Other Ingredients	99.197%
Total	100.000%

Contains: *0.493% 2,4-D equivalent, †0.119% Mecoprop-p equivalent, ‡0.055% Dicamba equivalent. Contains single isomer form of MCPP-p

KEEP OUT OF REACH OF CHILDREN

CAUTION See back[booklet] for additional precautionary statements

Net Contents 32 FL. OZ./1 QT. (946 mL)

OPTIONAL MARKETING LANGUAGE

[Chemsico Herbicide WSG RTU kills more than 33 [66] species of [broadleaf] [lawn] weeds down to the root. And Chemsico Herbicide WSG RTU is formulated to kill only the weeds, not the lawn.

Chemsico Herbicide WSG RTU kills all major [broadleaf] [brushy] [lawn] weeds down to the root. And Chemsico WSG RTU is formulated to kill only the weeds, not the lawn.]

Use Chemsico Herbicide WSG RTU as directed to spot treat [the following species of weeds in your lawn]:

[BROADLEAF WEEDS]

Bedstraw, Black medic, Buckhorn, Canada thistle, Chickweed, Chicory, Clover, Cudweed, Curled dock, Dandelion, Dollarweed, English daisy, Filaree, Fleabane, Ground ivy, Heal-all, Henbit, Knotweed, Lambsquarter, Lespedeza, Matchweed, Morning glory, Mustard, Oxalis, Pennywort, Pepperweed, Pigweed, Plantain, Poison ivy, Poison oak, Prickly lettuce, Purslane, Ragweed, Sheep sorrel, Shepherdspurse, Speedwell, Spurge, Wild carrot, Wild garlic, Wild lettuce, Wild onion, Yarrow

(WEEDS)

[Aster, Bindweed, Bristly oxtongue, Burdock, Carolina geranium, Carpetweed, Cinque foil, Cranesbill, Creeping woodsorrel, Deadnettle, Dog fennel, False dandelion, Hairy bittercress, Hawkweed, Kochia, Pearlwort, Pennycress, Prostrate vervain, Puncturevine, Red sorrel, Scarlet pimpernel, Soliva, Spotted catsear, Spurweed, Wild geranium, Wild violet, Yellow rocket]

[Woody WEEDS]

[Ash, Birch, Blackberry, Black cherry, Cedar, Gooseberry, Hackberry, Lilac, Multiflora rose, Raspberry, Sagebrush, Snowberry, Sumac, Trumpet vine, Virginia creeper, Wild cherry, Wild plum]

ACCEPTED
with COMMENTS
In EPA Letter Dated:
27 JAN 2009

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.

9688-243

1/16

[Optional product fact box]

PRODUCT FACTS

What It Does:

[Kills all Major Broadleaf Weeds including Dandelion, Chickweed and Clover] [Kills over 60 species of brush & weeds including Poison Ivy, Poison Oak, Blackberry & Kudzu]

Where To Use: (icon weeds)

Lawns: Kills the Weeds not the Lawn

When To Use:

Do not apply when daytime temperatures are above 85° F as lawn injury can occur

Questions & Comments: (icon phone) (icon computer)

Call 1-800-332-5553 or visit our website www.website.com

STOP. READ ENTIRE LABEL BEFORE USE.

[Stop. Read all instructions inside before using. PRESS TO RESEAL]

DIRECTIONS FOR USE

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



General Precautions and Restrictions

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. Do not allow people or pets to enter the treated area until sprays have dried.

1. Shake well.
2. Adjust nozzle to coarse spray pattern to minimize wind drift. (graphic)
3. Spray just enough [Chemsico Herbicide WSG RTU] to lightly cover [broadleaf] [brushy] weeds [brush]. **Excessive spraying can injure some lawns.** Do not spray weeds [brush] growing within the dripline of trees. (graphic) Do not apply when daytime temperatures are above 85°F as lawn injury can occur. (graphic) Use only as a spot treatment.
4. Weeds [brush] will begin wilting and browning overnight.

USE TIPS

- ❖ Some hard-to-kill weeds [brush] may require re-treatment. Wait at least 3 weeks between applications — some weeds [brush] can take that long to die.

- ❖ Rainproof [Rain fast] – rain or watering 6 hours after application will still yield results. [If rainfall occurs within 6 hours of application, the product should be re-applied.]
- ❖ Do not allow spray to drift onto desirable plants since injury may result.

STORAGE AND DISPOSAL

Storage: Store in original container in a cool, dry area away from heat or open flame and in an area inaccessible to children and pets. Keep from freezing.

Disposal: If empty: Do not reuse this container. Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION. Harmful if swallowed. Causes moderate eye irritation. Harmful if absorbed through skin. Avoid contact with eyes, skin or clothing. When using this product, wear protective eyewear, long-sleeved shirt, long pants, socks, shoes and rubber gloves. After using this product, rinse gloves before removing, remove clothing and launder separately before reuse, and promptly and thoroughly wash hands and exposed skin with soap and water. Remove saturated clothing as soon as possible and shower. Washing hands thoroughly with soap and water before eating, drinking, chewing gum or using tobacco will reduce exposure. Do not contaminate food or feedstuffs.

First Aid

If Swallowed: Call a Poison Control Center or doctor immediately 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 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 on Skin:** 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.

Have the product container or label with you when calling a Poison Control Center or doctor or going for treatment.

Environmental Hazards

This product is toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark except as noted on appropriate labels. Drift or runoff may be hazardous to aquatic organisms in water adjacent to treated areas.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

Application around a cistern or well may result in contamination of drinking water or groundwater.

NOTICE: Buyer assumes all responsibility for safety and use not in accordance with directions.

[GUARANTEED RESULTS OR YOUR MONEY BACK

If you are not satisfied with this product for any reason send your written request for a refund to the address below, together with the dated store receipt showing the price you paid. Please allow 6-8 weeks for processing]

Questions or comments? Call toll free 1-800-332-5553.

Made in the USA for Chemsico,
Division of United Industries Corporation
PO Box 142642
St. Louis, MO 63114-0642

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EPA Est. No. 9688-MO-1

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9/6