12/31/2001



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Ms.Bernadine Javorek Lesco, Inc. 15885 Sprague Road Strongsville, OH 44136-1799

DEC 3 1 2001

Dear Ms. Javorek:

Subject: Amendment - Comply with 2000 Diazinon MOA; Limit Use to Home Lawns; Update First Aid per PR Notice 2001-1; and Update CSF/replacement diazinon source Lesco Diazinon 3.33% + X-X-X Fertilizer EPA Registration Number 10404-14 Your submissions dated June 29 and August 31, 2001

The amendment referred to above, submitted in connection with registration under FIFRA section 3(c)(7)(a), is acceptable provided that you:

- Submit and/or cite all data or other material required for registration/reregistration of your product under FIFRA section 3(c)(5) or FIFRA section 4 when the Agency requires all registrants of similar products to submit such data.
- 2. Make the labeling changes listed below before you release the product for shipment bearing the amended labeling:
 - a. The label must contain a STORAGE and DISPOSAL section with the appropriate heading (there are type size requirements), subheadings, and associated text consistent the homeowner nature of this product.
 - b. Revise the front panel site limitation "For outdoor use on the home lawn and in the home garden only." to read "For outdoor use on the home lawn only.".
 - c. In the ingredients statement, "ACTIVE INGREDIENT" and "INERT INGREDIENTS" must appear in the same type style and size.
 - d. Relocate "Brush off walks and painted surfaces following application to avoid discoloration." from beneath the Guaranteed Analysis to appear instead in the Directions for Use after "Application should be made when grass is dry.".

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- e. The master heading PRECAUTIONARY STATEMENTS should appear above the subheading HAZARDS TO HUMANS AND DOMESTIC ANIMALS. Revise the text for this section to read as follows:

CAUTION: Harmful if swallowed, inhaled, or absorbed through skin. Causes moderate eye injury. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before smoking or eating. Do not store near food or feed products. Do not contaminate ornamental fish ponds, Do not allow children or pets on treated areas until granules have been watered into the soil and the grass or soil is dry.

- f. In the Environmental Hazards,. Replace the sentence beginning "Do not apply directly to water, to areas where..." with just "Do not apply directly to water.".
- g. Under the heading Directions for Use, slightly revise the reformulation limitation to read "Reformulation or repackaging of this product is prohibited.".
- h. In the Special Precautions to Reduce Risks to Birds, in item "5" replace "stop water if puddling occurs" with "stop watering before puddling occurs".
- i. In the Directions for Use, in the first paragraph under the list of lawn pests, revise "Apply at a rate of 3 pounds per 1,00 sq. ft." to "Apply at a rate of 3 pounds per 1,000 sq. ft.".
- j. In the directions for control of Billbugs, for consistency add the missing comma so that "Apply 3 lbs./1000 ft. of lawn" appears as "Apply 3 lbs./1,000 sq. ft. of lawn". Also, in these directions, replace "Repeat as necessary." with "If necessary, repeat application at 3-week intervals. Make no more than 4 applications per year.".
- 3. Submit three (3) copies of your final printed labeling before you release the product for shipment.
- 4. Comply with all applicable provisions of the 2000 Memorandum of Agreement Regarding Pesticide Products Containing Diazinon (i.e., the Diazinon MOA). In accordance with the Diazinon MOA you have requested the following revisions to the conditions of registration for this diazinon product with outdoor nonagricultural (i.e., home and garden) uses:
 - a. You have requested under section 6(f) of FIFRA that this registration be voluntarily canceled on a date not later than December 31, 2004.
 - b. You may not manufacture, label, or release for shipment this product after June 30, 2003.
 - c. You may not sell or distribute this product after August 31, 2003.

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- d. The registration for this product shall expire and be canceled on December 31, 2004.
- e. You will send to every person who directly purchases this product (i.e., to every seller) a notification of Product Recovery Program to be conducted by Syngenta and Makhteshim after December 31, 2004.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.

The Alternate Confidential Statement of Formula (CSF) dated June 29, 2001 which identifies a replacement diazinon source Manufacturing Use Product is acceptable and has been added to this product's registration file.

Sincerely,

George T. LaRocca Product Manager 13 Insecticide Branch Registration Division (7505C)

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

. 3.33%

00.070

10 Control Both Soil and Surface-Feeding Insects Ready-to-Use – Contains 3.33% Diazinon

For outdoor use on the home lawn and in the home garden only.

ACTIVE INGREDIENT:

| Diazinon; 0,0-c | diethyl 0-(2-isopropyl-6-methyl-4-pyrimidinyl) |
|----------------------|--|
| phosphorothio | ate |
| In act (percediente) | |

| Inert ingrealents: | | <u>90.0770</u> |
|-----------------------|--|-----------------------|
| Total: | κ | |
| EPA Reg. No. 10404-14 | EPA Est. N | lo. 10404-OH-04 (M) |
| | EPA E | st. No. 10404-FI-1(S) |
| | Einst festers in fast muscle an indian | |

First letter in lot number indicates manufacturing site.

GUARANTEED ANALYSIS

| Total Nitrogen (N) | XX.XX% |
|-----------------------------------|--------|
| X XX% Ammoniacal Nitrogen | |
| X.XX% Urea Nitrogen* | |
| Available Phosphate (P2O5) | X.XX% |
| Soluble Potash (K ₂ O) | X.XX% |
| Sulfur (S) Total | X.XX% |
| X.XX% Free Sulfur(S) | |

 "ived From: Fertilizer ingredients will vary and will be determined by analysis of hed product.

uniorine (CI) Max......XXX% *x.XX% Slowly Available Nitrogen from LESCO[®] Poly Plus[®] Sulfur Coated Urea.

Brush off walks and painted surfaces following application to avoid discoloration. F1406 Made in U.S.A.

KEEP OUT OF REACH OF CHILDREN CAUTION

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed or absorbed through the skin. Causes eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating or smoking. Remove contaminated clothing and wash before reuse. Do not contaminate food.

FIRST AID

This product contains diazinon, an organophosphate insecticide that inhibits cholinesterase.

If swallowed: Call a poison control center or doctor immediately for treatment advice. Have a person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison center or doctor. Do not give anything by mouth to an unconscious or convulsing 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 inhaled: Move person to fresh air. If person is not breathing, call 911 or an ambufance, 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.

HOTLINE NUMBER

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact CHEMTREC at 1-800-424-9300, day or night for emergency medical treatment information.

NOTE TO PHYSICIAN

This product contains diazinon, an organophosphate that inhibits cholinesterase. If symptoms of cholinesterase inhibition are present, atropine sulfate by injection is antidotal. 2-PAM is also antidotal, but should be administered only in conjunction with atropine.

NET WEIGHT XX Ib (XX kg) Manufactured by: LESCO, Inc. 15885 Sprague Road Strongsville, OH 44136-1799

ACCEPTED VMA COMMENTS In 1998 Uniter Dated DEC 3 1 2001

#XXXXXX

ENVIRONMENTAL HAZARDS

This product is highly toxic to birds, fish, and other wildlife. Birds, especially waterfowl (ducks or geese), feeding or drinking on treated areas may be killed. Because of the migratory habits of certain Atlantic Coast waterfowl, do not apply this product to lawns in Nassau County, New York, between November 1 and May 20. Do not exceed maximum permitted label rates. Application rates above those recommended significantly increase potential hazards to birds. Avoid overlapping granules. Granules that are spilled or are visible on soil surfaces should be covered with soil or thoroughly mixed into the soil. For lawns, follow all watering instructions in the directions for use, however, stop watering before puddling occurs. For lawns, do not apply this product to sites occupied by waterfowl, or within 75 ft of any body of water which may attract waterfowl, such as ponds or lakes.

Keep out of lakes, streams, ponds, tidal marshes, and estuaries. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Runoff may be hazardous to fish and other aquatic organisms in neighboring areas.

Shrimp and crab may be killed at application rates recommended on this label. Do not apply where fish, crab and other aquatic life are important resources. Do not contaminate water by cleaning of equipment wash waters.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its label. Reformulation of repackaging this product is prohibited.

Special Precautions to Reduce Risk to Birds

Birds, especially waterfowl (ducks or geese), feeding or drinking on treated areas may be killed. To reduce risks to birds

- 1. Do not treat areas larger than 15,000 sq ft
- 2. Because of migratory habits of certain waterfowt, do not apply in Nassau County, New York between November 1 and May 20.

 Do not exceed maximum permitted label rates, since rates above those recommended significantly increases potential hazards in birds, especially waterfowl.

4. Avoid overlapping treated areas.

Follow all watering instructions in the directions of use; however, stop water if puddling occurs.

- 6. Do not apply this product to sites occupied by waterfowl or to sites within 75 ft
- of any body of water that may attract waterfowl, such as lakes or ponds.
- 7. If it is necessary to repeat application, wait a minimum of 3 weeks between
- applications. Make no more than 4 applications per year.

OVERALL LAWN APPLICATION: LESCO Diazinon 3.3% +X-X-X Fertilizer

| Ants | Crickets . | Millipedes |
|--------------------|----------------|-----------------|
| Armyworms | Digger wasps | Springtails |
| Bermudagrass mites | Earwigs | White grubs of: |
| Billbugs | Lawn Moths | Japanese beetle |
| Chiggers | (Sod Webworms) | European chafer |
| Chinch bugs | Leathoppers | Southern chafer |

Apply LESCO Diazinon 3.33% + X-X-X Fertilizer to lawn with fertilizer spreader at the rate shown. Application should be made when grass is dry. Water lawn lightly after application. Repeat as necessary. Apply at a rate of 3 pounds per 1,00 sq. ft. (an area of 20 ft x 50 ft).

Billbugs, White Grubs of Japanese beetle, European chafer, and Southern chafer; Apply 3 lbs/1000 sq ft of lawn. Water lawn thoroughly after application. For grub control, make

Apply 3 lbs./1000 sq ft of lawn. Water lawn thoroughly after application. For grub costrol, make application any time between late July and October. For billbug control, apply when activity is first observed or when chewed or brown grass indicates damage from these insects. Repeat as necessary.

Hyperodes Weevil (New York Only): Apply 3 lbs./1,000 sq ft of lawn. Water lawn thoroughly after application. Trease blam areas in mid-April and again in mid-May.

| Spreader | Ground Speed | Spreading Width | X | _ X |
|----------|--------------|-----------------|---|-----|
| Aaa | X | X | X | X |
| Bbb | x | x | X | х |
| Ccc | х | x | X | х |

*IMPORTANT: These settings are only approximate. Age, condition of spreader, and operator speed can cause wide variation. Be sure to calibrate your spreader with each application.

LESCO, Inc. warrants this product conforms to the chemical description on its label. When used in accordance with label directions under normal conditions, this product is reasonably fit for its intende purposes. Since timing, method of application, weather, plant and soil condition, mixture and other chemicals, and other factors affecting the use of this product are beyond our control, no warranty is given concerning the use of this product contrary to label directions or under conditions which are abnormal or not reasonably foreseeable. The user assumes all risks of any such use. Information concerning the raw materials composing this product can be obtained by writing to: LESCO, Inc., Attn: RA Dept., 15885 Sprague Rd., Strongsville, OH 44135-1799, referring to the item number foun

on this container. G\REGUL\WP\STRONGSV\CONTRO\\008564.doc REV 06/26/01WPB (012396) LESCO is a Registered Trademark of LESCO Technologies, LLC

