

10404-37

3/19/2010

1044



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Susan E. Spencer
LESCO, Inc.
1301 East 9th Street, Ste., 1300
Cleveland, OH 44114-1849

MAR 19 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4 and 98-10
1. Updated warranty statement

Dear Ms. Spencer:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 98-10 dated March 3, 2010 for:

EPA Registration 10404-37 LESCO PCNB 12.5% Plus Fertilizer

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and 98-10 and finds that the label change(s) requested falls within the scope of PRN-2007-4 and 98-10. The label has been date-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, please contact me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

Please read instructions on reverse before completing form.

Form Approved

EPA Form No. 2070-0060, Approval expires 2-28-95



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 10404-37	2. EPA Product Manager J. Tompkins	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) LESCO PCNB 12.5% Plus Fertilizer	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) LESCO, Inc. 1301 East 9th Street, Suite 1300 Cleveland, OH 44114-1849 <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

Amendment - Explain below. Final printed labels in response to Agency letter dated _____

Resubmission in response to Agency letter dated _____ "Me Too" Application.

Notification - Explain below. Other - Explain below.

NOTIFICATION
MAR 19 2010

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. This notification is also consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46. W&D is now compliant with Agency Guidance on Warranty Statements of 10/17/06; 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 statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 146.146, 156.156, and 152.46, 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:

Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container
50# - 1000#

5. Location of Label Directions
 On label

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other _____

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Susan E. Spencer	Title Regulatory Specialist	Telephone No. (Include Area Code) 216-706-9250 ext 2343
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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 Susan E. Spencer	3. Title Regulatory Specialist
4. Typed Name Susan E. Spencer	5. Date 3/3/10

4004

PCNB 12.5% Plus Fertilizer

NOT FOR USE on turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.
For the control of certain soil-borne turfgrass diseases.

Contains LESCO Poly Plus® Sulfur Coated Urea to provide uniform growth with extended nitrogen feeding.

Active Ingredient:

Pentachloronitrobenzene 12.50%

Inert Ingredients: 87.50%
TOTAL 100.00%

NOTIFICATION

9/19/2011

STORAGE AND DISPOSAL

Do not contaminate water, foodstuffs, feed or seed by storage or disposal.
PESTICIDE STORAGE: Store this product only in its original container in a dry, cool, secured storage area out of reach of children.

PESTICIDE PRODUCT DISPOSAL: Pesticide wastes are toxic. Wastes resulting from the use of this product that cannot be used or chemically reprocessed should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable Federal, State or local procedures. Or call [1-800-CLEANUP] for disposal instructions. Never place unused product down any indoor or outdoor drain.

EMPTY CONTAINER DISPOSAL: Do not reuse bag. Dispose of emptied bag(s) in a sanitary landfill approved for pesticide disposal or by incineration.

Nonrefillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Then offer for recycling if available or 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.

SPILL: In case of spill, sweep up material and use according to directions or dispose of material according to "Pesticide Product Disposal" directions listed above.

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID

If swallowed	<ul style="list-style-type: none"> 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 the poison control center or doctor. Do not give anything by mouth to an unconscious person.
If in eyes	<ul style="list-style-type: none"> 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. Call a poison control center or doctor for treatment advice.
If on skin or clothing	<ul style="list-style-type: none"> 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 inhaled	<ul style="list-style-type: none"> 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 further treatment advice.

HOT LINE 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 for emergency medical treatment information.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed, inhaled, or absorbed through skin. Avoid breathing dust. This material may cause skin irritation. Avoid contact with eyes, skin, or clothing. Wear long-sleeved shirt while handling product. Wash hands and face after use and prior to eating, drinking, or smoking. Wash contaminated clothing before reuse. Do not handle or apply product with bare hands. Keep out of reach of children.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of wastes. Do not apply directly adjacent to potable water supplies.

DIRECTIONS FOR USE

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

CHEMIGATION

Do not apply this product through any type of irrigation system.

LAWNS AND TURF

Brown Patch and Dollar Spot: For southern or warm season lawns such as St. Augustine, Bermuda, and similar grasses: Make one application in the fall or spring at first indication of infection. Apply 6 lbs. per 1,000 sq. ft. Following application, the treated areas should be lightly watered to insure movement through the grass to soil level. If the treated area is subjected to unusually heavy rainfall, or flooded, or if the disease is severe or reappears, the area should be retreated 3 to 4 weeks later.

For Dichondra: Treat as above, using 6 lbs. per 1,000 sq. ft. For Northern or cool season lawns such as Ryegrass, Fescue, Bluegrass, Bent, or similar grasses: apply 1.6 to 2.0 lbs. per 1,000 sq ft at first sign of disease. Repeat every 7 to 10 days during warm, damp weather. Water treated area lightly to wash chemical down to soil. Under certain growing conditions, a temporary discoloration of the grass occasionally may occur. This causes no harm and will disappear in a short time.

Helminthosporium Leaf Spot: Apply at rate of 4 to 6 lbs. per 1,000 sq. ft. Preventive applications should be made in Spring or Fall of each year. For control of existing infections, apply at the higher rate as soon as symptoms are first noted. Following applications, the treated area should be lightly watered to insure movement through the grass to soil level. If the treated area is subjected to unusually heavy rainfall or flooded, or if the disease is severe or reappears, the area should be retreated 3 to 4 weeks later.

Snow Mold (Typhula incarnata, Fusarium nivale): Apply at the rate of 4 to 6 lbs. per 1,000 sq. ft. using a granular lawn spreader or comparable equipment. Application should be made prior to first snowfall.

Do not graze treated areas or feed clippings to livestock.

PRECAUTION: For northern or cool season grasses, such as Ryegrass, Fescue, Bluegrass, Bent, or similar grass, application is NOT recommended when temperatures exceed 75 °F.

SUGGESTED SPREADER SETTINGS

Recommended Rates in lb per 1,000 sq ft

Spreader	1.6 lb	2.0 lb	4.0 lb	6.0 lb
LESCO	XX	XX	XX	XX
SCOTTS® RBA	XX	XX	XX	XX
Cyclone® or Spyker®	XX	XX	XX	XX
LESCO Pendulum	XX	XX	XX	XX

***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 using the LESCO Calibrating Gauge #009952.



GUARANTEED ANALYSIS

TOTAL NITROGEN (N)	XX.00%
XX.XX% Ammoniacal Nitrogen	
XX.XX% Urea Nitrogen*	
XX.XX% Water Insoluble Nitrogen	
AVAILABLE PHOSPHATE (P ₂ O ₅)	XX.00%
SOLUBLE POTASH (K ₂ O)	XX.00%
MAGNESIUM (Mg) Total	XX.XX%
XX.XX% Water Soluble Magnesium (Mg)	
SULFUR (S) Total	XX.XX%
XX.XX% Free Sulfur (S)	
XX.XX% Combined Sulfur (S)	
COPPER (Cu) Total	XX.XX%
XX.XX% Water Soluble Copper (Cu)	
IRON (Fe) Total	XX.XX%
XX.XX% Water Soluble Iron (Fe)	
MANGANESE (Mn) Total	XX.XX%
XX.XX% Water Soluble Manganese (Mn)	
ZINC (Zn) Total	XX.XX%
XX.XX% Water Soluble Zinc (Zn)	
DERIVED FROM:	
CHLORINE (Cl) MAX.	X.XX%

*X.XX% Slowly available Urea Nitrogen from Polymer Coated Sulfur Coated Urea. Brush off walks and painted surfaces following application to avoid discoloration.

CONDITION OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product (in original container) and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully and completely. It is impossible to eliminate all risks inherently associated with the use of this product. To the extent consistent with applicable law, Buyer and/or User assume all risks of ineffectiveness or other unintended consequences or damages that may result from conditions outside or beyond the control of LESCO, Inc., including but not limited to such factors as (manner of use or application, weather or weather conditions outside the range considered normal at the application site or for the time period in which the product is applied, the presence of other materials, insecticide products, or other influencing factors which are beyond the control of LESCO, Inc.) to the extent consistent with applicable law, all such risks shall be assumed by Buyer and/or User, and Buyer and/or User agrees to hold LESCO, Inc. harmless for any claims relating to such factors.

LESCO, Inc. warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with the Directions for Use under normal use conditions. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, this warranty does not extend to the use of this product contrary to label instructions or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of LESCO, Inc. and Buyer and/or User assume the risk of any such use. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, LESCO, INC. MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE BUYER AND/OR USER AND THE EXCLUSIVE LIABILITY OF LESCO, INC. FOR ANY AND ALL CLAIMS, LOSSES, INJURIES, OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY, OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR AT THE ELECTION OF LESCO, INC., REPLACEMENT OF THE PRODUCT, OR IF NOT ACQUIRED BY PURCHASE, REPLACEMENT OF SUCH QUANTITY TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL LESCO, INC. BE LIABLE FOR ANY INCIDENTAL OR CONSEQUENTIAL OR SPECIAL DAMAGES.

LESCO, Inc. offers this product and Buyer and/or User accepts it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which may not be modified (except by written agreement signed by a duly authorized representative of LESCO, Inc.).

Information concerning the raw materials composing this product can be obtained by writing to: LESCO, Inc., Attn. Regulatory Affairs Department, 1301 East 9th Street, Suite 1300, Cleveland, Ohio 44114-1849, referring to the item number found on this bag.

Information regarding the contents and levels of metals in this product is available on the Internet at Information regarding the contents and levels of metals in this product is available on the Internet at <http://www.lesco.org/metals.htm>

Poly Plus is comprised of Polymer Coated Sulfur Coated Urea.

LESCO and Poly Plus are registered trademarks and the sweeping design is a trademark of LESCO Technologies, LLC. SCOTTS is a registered trademark of The SCOTT Company. Cyclone and Spyker are registered trademarks of Spyker Spreaders, LLC.

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(071108) Rev. 11/13/07 98 Rev 3/3/10 SS

Net Weight: XX lb (XX kg)

EPA Reg. No. 10404-37
EPA Est. No. 82757-OH-001 (H), 82757-FL-001 (S)
First Letter of Lot Code Indicates Manufacturing Site

F1560
Distributed by: LESCO, Inc.
1301 East 9th Street
Cleveland, OH 44114-1849

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