

32802-68

03-04-2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Janet Baguhn
Howard Johnson's Enterprises
700 West Virginia Street
No. 222
Milwaukee, WI 53204

MAR -4 2011

Subject: EPA Reg. 32802-68 / Seeton Turf Warehouse, LLC Prevents Crabgrass Plus with 0.086% Dithopyr Notification

Dear Ms. Baguhn:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 11-12-10 for the product EPA Reg. 32802-68 / Seeton Turf Warehouse, LLC Prevents Crabgrass Plus with 0.086% Dithopyr. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that 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.

If you have any questions please call Erik Kraft at 703-308-9358 or email at Kraft.Erik@epa.gov or Kathryn Montague at 703-305-1243 or Montague.Kathryn@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathryn Montague".

Kathryn Montague
Team Leader
Herbicide Branch, Team 23
Registration Division (7504P)

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060

Print Form



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 32802-68	2. EPA Product Manager JoAnne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dithopyr 0.086% Plus	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Howard Johnson's Enterprises Inc 700 West Virginia Street, Milwaukee, WI 53204 <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

NOTIFICATION

<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.

MAR 04 2011

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

Notification of Additional Brand Name: Seeton Turf Warehouse, LLC Prevents Crabgrass Plus with 0.086% Dithopyr

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	<input type="checkbox"/> Glass	<input checked="" type="checkbox"/> Paper
				Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 20# & 40#		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product			<input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input checked="" 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 Janet P. Baguhn	Title Compliance Manager	Telephone No. (Include Area Code) 414-276-1505
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 Compliance Manager	
4. Typed Name Janet P. Baguhn	5. Date 11-12-10	



November 12, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW
Washington, D.C. 20460

RE: Notification of Additional Brand Name
Seeton Turf Warehouse, LLC Prevents Crabgrass Plus with 0.086% Dithopyr
Reg. No. 32802-68

Dear Ms. Miller,

Enclosed please find an application for the notification of additional brand name to the above-referenced pesticide registration.

Thank you for your assistance. Please contact me if you have any questions; janet.baguhn@hjfertilizer.com.

Sincerely,

Janet P. Baguhn

Enclosures: Notification of Additional Brand Name
Copy of Product Label
Certification

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Date: November 12, 2010

Product: Seeton Turf Warehouse, LLC Prevents Crabgrass Plus with 0.086% Dithopyr
EPA Reg. No. 32802-68

Registrant: Howard Johnson's Enterprises, Inc.
700 W. Virginia Street
Milwaukee, WI 53204-1548

Action: Notification of Additional Brand Name

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152-46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and CFR 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.

Janet P. Baguhn
Compliance Manager

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• Warehouse, LLC • PREVENTS CRABGRASS PLUS with 0.086% DITHIOPYR

SELECTIVE HERBICIDE PLUS FERTILIZER FOR REEMERGENCE CONTROL OF LISTED ANNUALS AND BROADLEAF WEEDS IN ESTABLISHED LAWNS & ORNAMENTAL TURF

ACTIVE INGREDIENT:
Dithiopyr: 3,5-pyridinedicarboic acid, 2-(difluoromethyl)-4-(2-methylpropyl)-6-(trifluoromethyl)-S,S-dimethyl ester 0.086%
INERT INGREDIENTS: 99.914%
TOTAL: 100.000%

EPA Reg. No. 32802-68
EPA Est. No. 32802-MO-1 (B)
First letter of bag code shows establishment where manufactured.
Read the entire "Directions for Use" and "Warranty Statement" before using this product. If terms are not acceptable, return the unopened product container at once to the seller.

GUARANTEED ANALYSIS	
Total Nitrogen (N)	18.00%
2.61% Water Insoluble Nitrogen*	
11.70% Urea Nitrogen	
3.69% Slowly Available Water Soluble Nitrogen*	
Soluble Potash (K ₂ O)	10.00%
Derived From: Methylene Urea, Muriate of Potash, Urea.	
*3.69% Slowly Available Water Soluble Nitrogen	
*2.61% Slowly Available Nitrogen from Methylene Urea.	
Chlorine, (Cl), not more than 6.00%	
FGB60067	F315 11/10
Net Weight 40 lbs (18.20 kg)	

KEEP OUT OF REACH OF CHILDREN CAUTION PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Causes eye irritation. Harmful if inhaled. Avoid contact with eyes or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.
ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish and highly toxic to other aquatic organisms including oysters and shrimp. Use with care when applying to turf areas adjacent to any body of water. Drift or runoff may adversely affect aquatic organisms in adjacent aquatic sites. Do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not apply when weather conditions favor drift from treated areas. Do not contaminate water when disposing of equipment washwaters.

First Aid	
If in eyes	• Hold eyes 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 ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible. • Call a poison control center or doctor for further 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.
If swallowed	• Call a poison control center or physician immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by the poison control center or physician. • Do not give anything by mouth to an unconscious person. • Hot line number:
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Telecommunications Network at 1-800-858-7378.	

STORAGE AND DISPOSAL
Do not contaminate water, food or feed by storage or disposal.
STORAGE: Store in original container in a locked storage area out of reach of children and domestic animals.
PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.
CONTAINER DISPOSAL: 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.

Manufactured by:
Howard Johnson's Enterprises, Inc.
700 W. Virginia St., No. 222
Milwaukee, WI 53204

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

18-0-10

STEP 1

Available Exclusively from
Seeton Turf Warehouse, LLC

DIRECTIONS FOR USE: It is a violation of Federal law to use this product in a manner inconsistent with its labeling. In the State of New York: For use by professional turf applicators only, at no more than 13.3 lbs per 1000 square feet per year (0.5 pounds AI per acre per year). Not for use in Nassau or Suffolk Counties.
Not for use on turf being grown for sale or other commercial use as sod, or for residential use, or for residential seed production, or for residential use on golf courses.
PRODUCT INFORMATION: This product contains turf fertilizer plus a selective herbicide for control of crabgrass and other annual grasses and broadleaf weeds in established lawns and ornamental turf. Apply this product only to seeded, sodded, or sprigged turf that is well established. Turf must develop a good root system and uniform stand, and have received at least two mowings following seeding, sodding or sprigging before making the first application of this product. Use of this product on turf that is not well established, or weakened by weather, pests or other stress, may increase the chance of turf injury. This product provides pre-emergence control of crabgrass (large, smooth, and southern species) when applied prior to emergence of crabgrass from the ground. In addition, this product provides "early post-emergence" control during the early stages of growth after crabgrass emerges from the ground. This early post-emergence crabgrass control is limited, and post-emergence applications are only effective if applied before crabgrass has displayed its fifth leaf or first trillier (which generally corresponds to time when you can first see the crabgrass plants in the lawn). The benefit of this post-emergence activity is that it gives it a user a 2 to 4 week longer period of time to make applications for effective control of crabgrass.
WHERE TO USE: This product may be used on the following established turfgrasses: Creeping Bentgrass* (*Agrostis palustris*), Kentucky Bluegrass* (*Poa pratensis*), Fine Fescue** (*Festuca rubra*), Tall Fescue (*Festuca arundinacea*), Perennial Ryegrass (*Lolium perenne*), Bahiagrass (*Paspalum notatum*), Bermudagrass (*Cynodon dactylon*), Buffalograss** (*Buchloe dactyloides*), Carpetgrass (*Axonopus compressus*), Centipedegrass (*Eriocorynopsis ophioides*), Kikuyagrass (*Pennisetum clandestinum*), St. Augustinegrass (*Stenotaphrum secundatum*), Zoysiagrass (*Zoysia japonica*).
*Turfgrasses injury may result from use of this product on certain varieties of creeping bentgrass, such as Conansey, Carmen, Seaside and Washington. Not all varieties of creeping bentgrass have been tested. Do not apply this product to Colonial Bentgrass (*Agrostis tenuis*) varieties.
**Turfgrass injury may result from use of this product on the following Fescue varieties which are sensitive to this product: Atlanta, Barner, Beauty, Bilgart, CF-2, Enjoy, HF-93, Highlight, Ivalo, Koket, Jamestown, Majenta, Mary, Pennlawn, Tamara, Tajana, Walfort and Waldina. Not all varieties of fescue have been tested.
***Do not use this product on seedling Buffalograss in the spring of the first year of establishment until the turfgrass is fully green and has established new roots.
SPRING APPLICATIONS: For single applications in the spring or early summer, use the appropriate rate from "Application Rates" table (depending on user's location, mowing height, pre- or post-emergent use). The duration of residual weed control is directly related to the total rate applied, but varies depending on weather, weed pressure and location. Use "Program 1" for pre-emergence control on areas where turf is cut high (home lawns) for 3 to 5 months of crabgrass control. This program is not for post-emergence crabgrass control.

REGION	APPLICATION RATES for Crabgrass Control	
	PROGRAM 1 PREEMERGENCE USE (high cut turfgrass)	PROGRAM 2 PREEMERGENCE USE (low cut turfgrass) POSTEMERGENCE USE
North	3.33 lbs / 1000 sq ft (145 lbs / acre) 0.125 lbs AI / acre	6.67 lbs / 1000 sq ft (290 lbs / acre) 0.25 lbs AI / acre
Transition	4.89 lbs / 1000 sq ft (213 lbs / acre) 0.183 lbs AI / acre	9.77 lbs / 1000 sq ft (425 lbs / acre) 0.366 lb AI / acre
South	6.67 lbs / 1000 sq ft (290 lbs / acre) 0.25 lbs AI / acre	13.3 lbs / 1000 sq ft (580 lbs / acre) 0.50 lbs AI / acre
Coastal South	9.77 lbs / 1000 sq ft (425 lbs / acre) 0.366 lb AI / acre	13.3 lbs / 1000 sq ft (580 lbs / acre) 0.50 lbs AI / acre

North: All other areas.
Transition: DE, KS, KY, MD, MO, NJ, VA, southeastern PA, southern areas of IL, IN, OH, and coastal areas of CT, NY and RI
South: AL, AR, AZ, CA, GA, LA, MS, NC, NM, NV, OK, SC, TN and TX
Coastal South: HI, FL, southern coastal areas of AL, GA, LA, MS, NC, SC, TX
*May require split or sequential applications for full control.

RESEEDING, OVERSEEDING, OR SPRIGGING: Reseeding, overseeding, or sprigging of treated areas within 4 months after application of this product may inhibit the establishment of desirable turfgrasses. When seeding, follow good cultural practices such as soil cultivation, irrigation and fertilization. For best results, use "lilt seeders" for good seed-to-soil contact.
CONTROL OF OTHER GRASS AND BROADLEAF WEEDS:
SPRING APPLICATIONS: Used as directed for crabgrass control in spring, this product will also control or suppress the following weeds when applied prior to their emergence: Barnyardgrass, Bluegrass (annual, roughstalk), Crowfootgrass, Foxtail (yellow & green)*, Goosegrass, Kikuyagrass, Lespedeza (common), Oxalis (buttercup, creeping & yellow woodsorrel), Rurnstake (common), Ryegrass (annual & perennial), Smartgrass, Speedwell (corn), Spurge (prostrate and spotted).
*Foxtail is also controlled at the program 2 rates.
FALL APPLICATIONS: Used as directed in late summer or early fall, for crabgrass control through the early part of the next spring, this product will also control or suppress the following weeds when applied prior to their emergence: Bluegrass (annual, roughstalk), Bittercress, Chickweed, Geranium (Carolina), Henbit, Parsley-piert, Pineappleweed, Shepherd's purse.

Spreader setting to apply at the listed rate (lbs per 1000 sq ft)						
Spreader	Cone setting	3.3 lbs	4.89 lbs	6.67 lbs	9.77 lbs	
Accu-Pro 2000	6	L 1/2	N 1/2	P	R	
SR2000	6	L 1/2	O 1/2	Q 1/2	R 1/2	
Lesco 021820	0.25 Closed	D 1/2	F 1/2	H	J 1/2	
Spyker 76-22		4.3	4.7	5.1	5.7	
PSB Bigfoot	A.5	J 1/2	L 1/2	M 1/2	O	
Lely HR	IH-B	5.25	6.5	7	9	
Vicon 203		15	19	23	29	

Settings shown are approximate for new equipment. Your spreader may need calibration, due to differences in terrain, walking speed and equipment condition. Calibrate your spreader to ensure proper coverage. Clean & lubricate spreader after use.

Warranty
The directions for use of this product are believed to be adequate and must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of any pesticide. Crop or other unintended consequences may result due to such factors as weather conditions, presence or absence of other materials, or the manner of use or application, all of which are beyond the control of Howard Johnson's Enterprises, Inc. the manufacturer, or the seller.
To the extent consistent with applicable law, the products sold to you are furnished "as is" by Howard Johnson's Enterprises, Inc. The manufacturer and the seller are subject only to the manufacturer's warranties, if any, which appear on the label of the product sold to you. Except as warranted by this label Howard Johnson's Enterprises, Inc. the manufacturer, or the seller makes no warranties, guarantees, or representations of any kind to the buyer or the user, either express or implied, or by usage of trade, statutory or otherwise, with regard to the product sold or use of the product, including, but not limited to, merchantability, fitness for a particular purpose or use, or suitability of the product for any particular trade usage. To the extent consistent with applicable law, Buyer's or user's exclusive remedy, and Howard Johnson's Enterprises, Inc. the manufacturer's or the seller's total liability shall be limited to damages not exceeding the cost of the product. No agent or employee of Howard Johnson's Enterprises, Inc. or the seller is authorized to amend the terms of this warranty disclaimer or the product's label or to make a presentation or recommendation different from or inconsistent with the label of this product.
To the extent consistent with applicable law, Howard Johnson's Enterprises, Inc. the manufacturer, or the seller shall not be liable for consequential, special, or indirect damages resulting from the use, handling, application, storage, or disposal of this product or for damages in the nature of penalties, and the buyer and the user waive any right that they may have to such damages.
Dithiopyr 0.086 Professional PP (06-15-2010A)

NOTIFICATION

MAR 04 2011

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