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

2/14/2014



OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

February 14, 2014

Wendy Danowski Howard Johnson's Enterprises, Inc. 9675 S 60th Street Franklin, WI 53132

Subject: Notification per PR Notice 98-10 Dithiopyr 0.172 Plus EPA Reg. No. 32802-69 Application Dated January 10, 2014

Dear Ms. Danowski:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the subject product. The Registration Division (RD) has conducted a review of this request and finds that the action falls within the scope of PRN 98-10. The label submitted with the application has been date-stamped "Notification" and will be placed in our records.

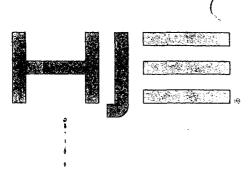
If you have any questions, please contact Mindy Ondish at (703)605-0723 or at ondish.mindy@epa.gov.

Sincerely,

Mindy on the , for

Kathryn V. Montague Product Manager 23 Herbicide Branch Registration Division (7505P) Office of Pesticide Programs

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(A) EPA	Office of Pestic	Environmental Pr Agency cide Programs (H ngton, DC 20460	17505C)	Regis Ameno Other		OPP Identifier Number
	Applicat	ion for Pe	sticide:			
		Sec	ction I			
1. Company/Product Number			2. EPA Rroduc Kathryn Montagu		3. P	roposed Classification
Howard Johnson's Ent./32802-69						None Restricted
4. Company/Product (Name)			PM# ' 23			
Howard Johnson's Ent / Dithiopyr 0.172% Plus 5. Name and Address of Applicant (Include ZIP Code)			6. Expedited Review. In accordance with FIFRT Section 3©(3)			
Howard Johnson's Enterprises, Inc			(b)(l), my product to:	is similar or iden	itical in compo	osition and labeling
9675 S 60th Street, Franklin, WI 53132						
\square Check if this is a n	ew address		EPA Reg. No.			
		Sec	Product Name			· · · · · · · · · · · · · · · · · · ·
Amendment - Explain below	Amendment - Explain below			ed labels in respo		NOTIFICATION
Resubmission in response t	o Agency letter dated		[] ⁽	etter dated	-	
Notification - Explain below.			i i i i i i i i i i i i i i i i i i i	" Application.		FEB 1 4 2014
			Other -	explain below.		
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January 10, 2014 Document Processing Desk (NOTIF) Office of Pesticide Programs (7504P) U.S. Environmental Protection Agency Room S-4900, One Potomac Yard 2777 south Crystal Drive Arlington, VA 22202-4501

ATTENTION: K. Montague, PM23

Subject: DITHIOPYR 0.172 PLUS EPA Reg. No. 32802-69

Dear Ms. Montague,

I am submitting changes to our label noted above, the changes that were made are based on state initiated fertilizer restrictions. Because these changes were requested by a government entity we believe that these changes should be accepted by notification. There are also several other minor label changes as well as the addition of some marketing claims.

Subject: Notification for Label Revisions

- 1. Added minor label changes
- 2. Changed Manufactured by: address
- 3. Added additional EPA Establishment numbers
- 4. Changed "inert" to "other".
- 5. Added "Pesticide" to Storage in Storage and Disposal box
- 6. Added additional marketing claims.

Enclosed, one copy of label with changes highlighted and one copy of clean label. One copy of 8750-1.

If you have any questions or need further assistance please contact me directly at 414-304-3590. Thank you for your assistance.

Sincerely, HOWARD JOHNSON'S ENT., INC. Wendy Dandwski

Regulatory Specialist ´ w.danowski@hjefertilizer.com 3/6

Wendy Danowski Regulatory Specialist

Howard Johnsons Enterprises 9675 S. 60th Street Franklin, WI, IL 53132-9113

414-304-3590 phone 414-304-3585 fax

w.danowski@hjefertilizer.com

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www.hjefertilizer.com

DITHIOPYR 0.172 PLUS SELECTIVE HERBICIDE PLUS FERTILIZER FOR

PREEMERGENCE CONTROL OF LISTED ANNUAL GRASSES AND BROADLEAF WEEDS IN ESTABLISHED LAWNS & ORNAMENTAL TURF

ACTIVE INGREDIENT

Dithiopyr: 3,5-pyridinedicarbothioic acid, 2-(difluoromethyl)-4-(2methylpropyl)-6-(trifluoromethyl)-S,S-dimethyl ester 0.172% INERT OTHER INGREDIENTS: 99.828%

EPA Reg. No. 32802-69 EPA Est. No. 59144-GA-1 (A), 32802-MO-1 (B), 37351-CO-1 (C), 9404-FL-1 (E), 8378-IN-1 (D)

First letter of bag code shows establishment where manufactured. See tag attached to bag for fertilizer guaranteed analysis. Manufactured by

HOWARD JOHNSON'S ENTERPRISES, INC 700 W. Virginia Street, Milwaukee, WI 53204-1 9675 S 60th Street, Franklin, WI 53132

KEEP OUT OF REACH OF CHILDREN CAUTION: See (back, side, other) panel for further cautions, first aid information and directions for use

NET WEIGHT: 10, 12, 13, 14, 15, 16, 18, 20, 22, 24,25, 26, 27, 28, 30, 32, 33, 35, 36, 39, 40, 42, 44, 45, 46, 49, 50, lbs etc

Agricultural Chemical: Don not ship or store with food, feed, drugs or clothing.

Covers up to XX,000 sq. ft. (XXXX' x XX') and/or This bag covers XX,000 sq. ft.

In the state of Florida, do not apply near water, storm drains or drainage ditches. Do not apply if heavy rain is expected. Apply this product only to your lawn/garden, and sweep any product that lands in the driveway, sidewalk, or street, back onto your lawn/garden.

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 cysters and shrimp. highly toxic to other aqualic organisms including obsers and similar. 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.

(Alternate wording for household use:)

ENVIRONMENTAL HAZARDS:

To protect the environment, do not allow this product to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather will help to ensure that wind does not blow this product off the treated 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.

Guaranteed Analysis

Total Nitrogen (N)	XX.XX%
Available Phosphate (P2O5)	XX.XX%
Soluble Potash (K2O)	XX.XX%

Derived from:

Chlorine (CI), not more than XX.XX%

	First Aid
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 docto for treatment advice.
lf 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 docto for further treatment advice.
If on skin or clothing	 Take off contaminated clothing. Rinse skin immediately with plenty o water for 15-20 minutes. Call a poison control center or docto for treatment advice.
If swallowed IFICATION FEB 1 4 2014	 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.

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

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. 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 6.67 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 commercial seed production, or for research purposes.

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 the up on the ground is control to a provide the provides in the provides of the provides and th tiler (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 the 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 (Eremochloa ophiuroides),

(Axonopus compressus), Centipedegrass (Eremochloa ophiuroides), Kikuyugrass (Pennisetem clandestinum), St. Augustinegrass (Stenotaphrum secundatum), Zoysiagrass (Zoysia japonica). "Turfgrass injury may result from use of this product on certain varieties of creeping bentgrass, such as Cohansey, 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, Banner, Beauty, Bilgart, CF-2, Enjoy, HF-93, Highlight, Ivalo, Koket, Jamestown, Majenta, Mary, Pennlawn, Tamara, Taijana, 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 establishem tuntil the furfareas is fully oreen and has established new roots. 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 preemergence control on areas where turf is cut high (home lawns) for 3 to 5 months of crabgrass control. This program should not be used for postemergence crabgrass control.

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APPLICATION RATES for Crabgrass Control						
REGION	PROGRAM 1	PROGRAM 2				
	PREEMERGENCE USE (high cut turfgrass)	PREEMERGENCE USE (low cut turfgrass)				
-		POSTEMERGENCE USE				
North	1.66 lbs / 1000 sq ft (73 lbs / acre 0.125 lbs Al / acre)	3.33 lbs / 1000 sq ft (145 lbs / acre 0.25 lbs Al/acre)				
Transition	2.45 lbs / 1000 sq ft (107 lbs / acre 0.183 lbs AI / acre)	4.9 lbs / 1000 sq ft (213 lbs / acre 0.366 lb Al / acre)				
South	3.33 lbs / 1000 sq ft . (146 lbs / acre 0.25 lbs Al / acre)	6.67 lbs / 1000 sq ft (291 lbs / acre 0.50 lbs / acre)				
Coastal South	4.9 lbs / 1000 sq ft (213 lbs / acre ● 0.366 lb Al / acre)	6.67 lbs / 1000 sq ft* (291 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.

Use "Program 2" for preemergence control where turf is cut low (golf course fairways) or where weed control was not conducted the previous year. This program provides 4 to 6 months of preemergence weed control, and also for early postemergence control of crabgrass.

This product may be applied as a single application or as a split application for crabgrass control in the spring, summer or fall.

FALL APPLICATION: This product can also be applied in late summer or early fall (late August through November) at the "Program 2" rates for crabgrass control through the early part of the next spring. Fall applications must be followed by an appropriate spring application to provide season-long control.

USE PRECAUTIONS: Do not apply more than 6.67 pounds per 1000 square feet (0.5 *pounds Al per acre*) per application. Do not apply more than 20 pounds per 1000 square feet (1.5 *pounds Al per acre*) per year. (In New York, do not apply more than 6.67 lbs per 1000 square feet per year.)

(X depends on N formulation levels)

(Note: If registered in the state of Florida, any of the following statements may be added as appropriate).

In Florida, do not exceed X applications per year on Bahiagrass in the North, and X per year in Central and South Florida.

In Florida, do not exceed X applications per year on Bermudagras in the North, or X applications per year in Central and X applications per year in South Florida.

In Florida, do not exceed X applications per year on Centipedegrass in the North, or X applications per year in Central and X applications per year in South Florida.

In Florida, do not exceed X applications per year on Zoysiagrass in the North, or X applications per year in Central and South Florida. (Note: May also be expressed in tabular format).

Cultural practices such as aerification and de-thatching should be completed, and the turf allowed to recover before application of this

product. Do not use clippings from treated turf for animal feed or for mulching around vegetables or fruit trees. Do not allow domestic animals to feed or forage on treated turf. Keep people and pets off treated areas until dust has settled. Do not use on golf course putting greens

CONTROL OF OTHER GRASS AND BROADLEAF WEEDS:

APPLICATION LIMITS: Certain state [List] have limits on application rates and timing. Consult your local State Cooperative Extension Service for current information on application limits for [turf/lawn] fertilizers in your area.

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, Kikuyugrass, Lespedeza (common), Oxalis (buttercup, creeping & yellow woodsorrel), Purslane (common), Ryegrass (annual & perennial), Smutgrass, Speedwell (corn), Spurge (prostrate and control) 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.

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STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. <u>PESTICIDE STORAGE</u>: Store in original container in a locked 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.

(Alternate wording for household use:) CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container.

IF EMPTY: Place in trash or offer for recycling if available. IF PARTLY FILLED: Call your local solid waste agency for disposal instructions. Never place any unused product down any indoor or outdoor drain.

SPREADER SETTINGS to apply at the listed pounds per 1000 square feet 1.66 lbs 1.2.45 lbs 1.3.33 lbs 1.4.9 lbs 1.6.67 16.67 lbs Spreader A XXXX preader B Spreader C Spreader D

May contain additional spreader brands/models, spreader settings and spreader use instructions as appropriate for the product)

TIPS FOR IMPROVED CONTROL: For best results, apply this product within a few days after mowing and delay mowing again for a few days after the application. Irrigation or rainfall within 7 days after application may improve weed control. Use of split (half rate) applications spaced 6-8 weeks apart may provide improved weed 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 "slit reproduce" for good cough contact in contact. seeders" for good seed-to-soil contact.

Warranty The directions for use of this product are believed to be adequate and must be fol-lowed carefully, it is impossible to eliminate all risks inherently associated with the-use of this product. Crop injury, ineffectiveness, 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 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 pur-pose or use, or eligibility of the product for user sectusive 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's label or to make a pre-sentation or recommendation different from or inconsistent with the label of this warranty disclaimer or the product's label or to make a pre-sentation or recommendation different from or inconsistent with the label of this product.

Sentation of recommendation different from or inconsistent with the face of and 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.

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(Optional wording for use with fertilizer inerts th..., nay cause staining:) This product may stain driveways, walks, patios, pools, etc. Wash or sweep off thoroughly immediately after each use.

(Optional wording for compliance with Kentucky fertilizer registration:) When soil testing or professional advice indicates the need for additional plant nutrients, make additional applications of fertilizer products over the growing season. Do not exceed the annual rate of 1.5 lbs active ingredient of this pesticide product.

Optional Marketing Claims:

PCT (Poly-Coated Technology) Slow-Release Nitrogen for extended feeding.

Premium Fertilizer.

Sweep: Fertilizer may stain driveways, walks, patios, pools, etc. Sweep off thoroughly immediately after each use.

Information received by the Washington State Department of Agriculture regarding the components in this product is available on the Internet at http://www.wa.gov/agr/. Information about the contents of this product may be obtained by calling 1-800-298-4656 or by writing to Howard Johnson's Enterprises, Inc. <u>700 W. Virginia Stroot, Milwaukoo, Wi</u> 53204–9675 S 60th Street, Franklin, WI 53132

Information regarding the contents and levels of metals in this product is available on the internet at

http://www.aapfco.org/metals.htm

NOTICE: This product contains chemicals known to the State of California to cause cancer and birth defects or other reproductive harm.

WARNING: Some crops may be injured by application of boron. This fertilizer is to be used only on soils which respond to molybdenum. Crops high in molybdenum are toxic to ruminants.

Contains 0.172 Dimension®

PREVENTS CRABGRASS PLUS with 0.172 Dimension®

DIMENSION[®] is a trademark of Dow AgroSciences.

Prevents Crabgrass, annual blusgrass, foxtail and More Slow-release nitrogen for extended feeding Provides 3-5 months control No Phosphate Formula Bio-Degradable bag Phosphate Free Fertilizer Prevent crabgrass with Dimension Stop crabgrass before it grows. Provides Vital nutrients to your lawn. Apply in early spring, or before germination. controls germinating crabgrass for 12 weeks Step 1

Optional label claims:

Excellent Pre-emergence and early post-emergence control of crabgrass. Therefore, it can be used later in the season than other crabgrass preventers.

Can be applied in dormant or spring seeded lawns after second mowing.

Can be applied up to 4 weeks later than other Preemergent Crabgrass Preventers.

Spring nutrient package requires less mowing.

With FertiLBlend ™

For information on our complete Product Line, go to www.dynagreeninfo.com

Your Prescription for a Picture Perfect Lawn™

Step 1 Spring

Covers approximately 5,400 sq. ft

(Label for EPA Reg. No 32802-69, PAGE 3 OF 3) 06-15-2010SAL - 1-10-14