

32802-73

10/12/2007

1045



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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

October 12, 2007

Ms. Janet P. Baguhn  
Compliance Manager  
HOWARD JOHNSON'S ENTERPRISES, INC.  
700 W. Virginia Street  
Milwaukee, WI 53204-1548

Subject: Label Notification

Dear Ms. Baguhn:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 9/12/07 for **EPA Registration 32802-73**. The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the product name change from: Turf Food With Crabgrass Preventer to: **Turf Food With Crabgrass Preventer with Dithiopyr** and other label changes requested fall within the scope of PRN 98-10. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, please contact me directly at 703-305-6249 or Sherada Hobgood of my staff at 703-308-8893.

Sincerely,

/s/

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

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-



United States  
Environmental Protection Agency  
Washington, DC 20480

☐ Registration  
☒ Amendment  
☐ Other

OPP Identifier Number

## Application for Pesticide - Section I

1. Company/Product Number 32802-73	2. EPA Product Manager JoAnne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Turf Food with Crabgrass Preventer	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Howard Johnson's Enterprises, Inc 700 W. Virginia Street Milwaukee, WI 53204-1548 <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. <b>NOTIFICATION</b> Product Name <b>OCT 12 2007</b>	

## Section - II

<input checked="" 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 type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

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

Change product name, ~~add new ingredients~~, submit revised Basic Formulation, GSE and Alternate Formulation, GSE dated September 11, 2007, and revised label with optional marketing claim. This is a fast track Amendment (Minor Formulation Amendment per PR Notice 98-10) and is not subject to PRIA fee

## 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 checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> Text No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* 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 <input type="checkbox"/> Label <input checked="" type="checkbox"/> Container		4. Size(s) Retail Container Various Sizes		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 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	
<b>Certification</b> 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 September 12, 2007			

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**Howard  
Johnson's.**

September 11, 2007

Office of Pesticide Programs (AMEND)  
U.S. Environmental Protection Agency  
One Potomac Yard  
2777 South Crystal Drive  
Arlington, VA 22202

Registrant: Howard Johnson's Enterprises, Inc.  
Product: Turf Food with Crabgrass Preventer  
EPA Reg No. 32802-73  
Action: Change product name, add an inert ingredient, submit revised Basic Formulation CSF and Alternate Formulation CSF dated September 11, 2007, and revised label with optional marketing claims

This is a fast track Amendment (Minor Formulation Amendment per PR Notice 98-10) and is not subject to PRIA or a registration fee.

Enclosed are five (5) copies of the proposed labeling for the above-mentioned product. This label reflects the change to the generic name, Dithiopyr, for the active ingredient, and the optional marketing claims.

~~Additionally, two (2) copies of the Alternate Confidential Statement of Formulation, Form 8570-4, are submitted to show the alternate source if the active ingredient Dithiopyr and the addition of an inert ingredient. And two (2) copies of the Basic Formulation Confidential Statement of Formulation, Form 8570-4, are submitted to show the addition of an inert ingredient.~~

Also enclosed is the application for Amendment.

Thank you for your assistance. Please contact me if you have any questions: 414-276-1505 ext 104, or [janet.baguhn@hjfertilizer.com](mailto:janet.baguhn@hjfertilizer.com).

Sincerely,



Janet P. Baguhn

Compliance Manager

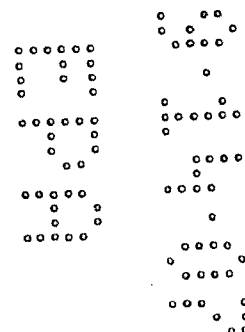
Enclosure: Form 8570-1

Existing CSF

Revised Basic CSF

Alternate Formulation CSF

Revised Label



OCT 12 2007

# TURF FOOD WITH CRABGRASS PREVENTER

CONTAINS DITHIOPYR

A SELECTIVE HERBICIDE THAT PROVIDES CONTROL OF  
LISTED ANNUAL GRASSES AND BROADLEAF WEEDS  
IN ESTABLISHED LAWNS & ORNAMENTAL TURF

CONTAINS A COMPLETE LAWN FOOD

## ACTIVE INGREDIENT:

Dithiopyr: 3,5-pyridinedicarbothioic acid, 2-(difluoromethyl)-4-(2-methylpropyl)-6-(trifluoromethyl)-S,S-dimethyl ester . . . 0.06%

INERT INGREDIENTS: . . . . . 99.94%  
TOTAL: . . . . . 100.00%

EPA Reg. No. 32802-73

EPA Est. No. 32802-WI-1 (A), 32802-MO-1 (B)

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 53204-1548

## KEEP OUT OF REACH OF CHILDREN

**CAUTION:** See (back, side, other) panel for further  
cautions, first aid information and directions for use.

NET WEIGHT: 18 lbs (or 20, 24, 30, 36, 40, 50 or 60 lbs)

## 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 while handling this material 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.

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

**GENERAL INFORMATION:** This product controls crabgrass and other annual grasses and broadleaf weeds, and also contains fertilizer for proper turf growth in established lawns. It can be applied 2 to 4 weeks later than other crabgrass preventers, and provides up to 3 to 5 months control of crabgrass and other weed grasses and broadleaf weeds in home lawns. It can be applied according to these directions to the following turfgrasses:

Cool season grasses: creeping bentgrass, Kentucky bluegrass, fine

## First Aid

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 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.

fescue, tall fescue, perennial ryegrass;

Warm season grasses: bahiagrass, bermudagrass, buffalograss, carpetgrass, centipedegrass, kikuyugrass, St. Augustinegrass, zoysiagrass.

Apply only to lawns that are well established. Use of this product on lawns that are not well established, or weakened by weather, pests or mechanical stress, may increase the chance for turf injury. This product will not harm nearby established ornamentals when used according to label directions.

**When to apply:** This product can be applied 2 to 4 weeks later than other crabgrass preventers, because Dimension® herbicide in this product provides preventive (pre-emergence) control when spread on lawns prior to germination of the weed seeds. It also provides post-emergence control of crabgrass when applied 2 to 4 weeks after crabgrass germination. Post-emergence control is limited to crabgrass only. Application of this product later than 4 weeks after crabgrass germination will result in reduced control of crabgrass. For control of the weed grasses and broadleaf weeds listed on this label (other than crabgrass), it must be applied as a preventative treatment before the weed seeds germinate. ONLY crabgrass can be controlled with delayed application after germination.

**APPLICATION DIRECTIONS:** This product can be applied in the spring, before weeds become established in the lawn, or in the fall for pre-emergence crabgrass control through the early part of the next spring. Fall applications should be followed by a second (sequential) application the following spring to provide season-long control. Do not apply more than 9.6 pounds per 1000 square feet per year. Do not make more than one application of this product per year.

**Length of weed control:** The length of time of weed control is directly related to the amount applied to the lawn. Use the application rates in Table 1 to provide 2 to 3 months of weed control. Use the application rates in Table 2 for 3 to 5 months of weed control. The actual length of weed control will vary depending on weather, weed pressure, and your location in the north or south region.

(Label for EPA Reg. No 32802-73, PAGE 1 OF 2)

**USE PRECAUTIONS:** DO NOT apply more than 9.6 pounds of this product per 1000 square feet per year. DO NOT apply to flowers, vegetables or fruit trees. DO NOT use clippings from treated turf for mulching around flowers, vegetables or fruit trees. DO NOT apply this product to pastures. Keep people and pets off treated areas until dust has settled. 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 seeders" designed to give good seed-to-soil contact.

**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. For improved weed control, water or irrigate treated areas within a few days after application. Aeration, raking or dethatching of lawns should be done before application of this product.

**WEEDS CONTROLLED:** This product will control (at post-emergence rates) or suppress (at pre-emergence rates) these weed grasses and broadleaf weeds when applied before weeds emerge in lawns: crabgrass, annual bluegrass (*Poa annua*), barnyardgrass, crowfootgrass, foxtail (yellow & green)\*, goosegrass, kikuyugrass (seedling), common lespedeza, buttercup oxalis, creeping oxalis, yellow woodsorrel, pineappleweed, purslane (common), ryegrass (annual & perennial), smutgrass (seedling), corn speedwell, prostrate spurge, spotted, spurge, bittercress, chickweed, Carolina geranium, henbit, parsley-piert.

\*Foxtail is also controlled at the pre-emergence rates.

**TABLE 1: RATES FOR 2 TO 3 MONTHS OF CRABGRASS CONTROL\***

Region	Preemergence	Postemergence
North	3.6 pounds per 1000 square feet	7.2 pounds per 1000 square feet
South	7.2 pounds per 1000 square feet	9.6 pounds per 1000 square feet

**TABLE 2: RATES FOR 3 TO 5 MONTHS OF CRABGRASS CONTROL\***

Region	Preemergence	Postemergence
North	4.8 pounds per 1000 square feet	9.6 pounds per 1000 square feet
South	9.6 pounds per 1000 square feet	9.6 pounds per 1000 square feet

\*Southern states include AL, AR, AZ, CA, FL, GA, HI, LA, MS, NC, NM, NV, OK, SC, TN, TX, VA, and southern areas of IL, IN and OH. All other states included as North Region.

**SPREADER SETTINGS** to apply at the listed pounds per 1000 square feet

	3.6 lbs	4.8 lbs	7.2 lbs	9.6 lbs
Spreader A	X	X	X	X
Spreader B	X	X	X	X
Spreader C	X	X	X	X
Spreader D	X	X	X	X

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

## 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:** Completely empty bag into application equipment. Then 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:)

**PESTICIDE 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 any unused product down any indoor or outdoor drain or toilet.

(Optional wording for fertilizer registration in various states:)

When soil testing or professional advice indicates the need for additional plant nutrients, make additional applications of fertilizer products over the growing season.

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

Optional Marketing Claims:

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

Premium Fertilizer

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. 700 W. Virginia Street, 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>

Contains 0.06 Dimenion®

PREVENTS CRABGRASS PLUS with 0.06 Dimension®

DIMENSION® is a trademark of Dow AgroSciences.

**GUARANTEE:** This product is unconditionally guaranteed.

(Alternate wording for warranty statement:)

**GREEN GUARANTEED:** Your satisfaction is guaranteed when this product is used in accordance with instructions. If product performance is less than satisfactory, seller will refund the full purchase price with evidence of purchase.

(Alternate wording for warranty statement:)

**NOTICE:** Buyer and user assumes all risks and liability of use, storage and/or handling of this product not in accordance with the directions for use on this label.

(Alternate wording for warranty statement:)

**WARRANTY AND DISCLAIMER:** Manufacturer/seller warrants that this product conforms to the ingredient statement on the label, and that the product is reasonably suited for the labeled use when applied according to directions. Buyer and user assumes all risks and liability of use, storage and/or handling of this product not in accordance with the directions for use on this label. Manufacturer/seller makes no other warranty, expressed or implied, and shall not be liable for indirect or consequential damages.

(Alternate wording for warranty statement:)

**WARRANTY AND DISCLAIMER:** Manufacturer/seller warrants that this product conforms to the ingredient statement on the label, and that the product is reasonably suited for the labeled use when applied according to directions. Buyer and user assumes all risks and liability of use, storage and/or handling of this product not in accordance with the directions for use on this label. No other warranty, expressed or implied, is made concerning the merchantability or fitness for a particular purpose. Manufacturer/seller's liability shall be limited to the purchase price of the product. In no case shall manufacturer/seller be liable for consequential or incidental damages or loss.

(Alternate wording for warranty statement:)

**NOTICE:** Manufacturer/seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on such label only when used in accordance with directions under normal use conditions. It is impossible to eliminate all risks inherently associated with the use of this product. Plant injury, ineffectiveness, or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of manufacturer/seller. In no case shall manufacturer/seller be liable for consequential, special or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the buyer. Except as expressly provided, manufacturer/seller makes no other warranties or representations, expressed or implied, or by usage of trade, statutory or otherwise, including, but not limited to, merchantability, fitness for a particular purpose, use or eligibility of the product for any particular trade usage. Buyer's or user's exclusive remedy for loss or damage resulting from this product shall be limited to the cost of the product.