

32802-77

1-31-2001

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060.



United States  
Environmental Protection Agency  
Washington, DC 20460

|                                     |              |
|-------------------------------------|--------------|
| <input type="checkbox"/>            | Registration |
| <input type="checkbox"/>            | Amendment    |
| <input checked="" type="checkbox"/> | Other        |

OPP Identifier Number  
258351

### Application for Pesticide - Section I

|   |  |  |
|---|--|--|
| 1. Company/Product Number<br>32802-77   | 2. EPA Product Manager<br>Jim Thompkins  | 3. Proposed Classification<br><input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name)<br>Prevents Garden Weed Preventer   | PM#  |  |
| 5. Name and Address of Applicant (Include ZIP Code)<br>Howard Johnson's Enterprises, Inc.<br>700 W. Virginia St.<br>Milwaukee, WI 53204-1548<br><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:<br>EPA Reg. No. _____<br>Product Name _____ |  |

### Section - II

|  |  |                                    |
|--|--|------------------------------------|
| <input type="checkbox"/> Amendment - Explain below.                            | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ | <b>NOTIFICATION</b><br>JAN 31 2001 |
| <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.  |                                    |

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

Notification of the alternate wording to include Storage and Disposal instructions for use not intended solely for household use\*, as highlighted on the attached label copies, per PR Notice 83-3. This change is consistent with 40CFR part 156 and involves no change to the directions. This addition will now include uses not solely intended for household use. Certification required by PR Notice 98-10 is attached.

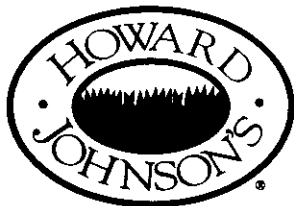
(continued on attached page)

### Section - III

|   |  |   |   |  |   |
|---|--|---|---|--|---|
| 1. Material This Product Will Be Packaged In:   |  |   |   | 2. Type of Container   |   |
| Child-Resistant Packaging<br><input checked="" type="checkbox"/> Yes*<br><input type="checkbox"/> No  | Unit Packaging<br><input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Water Soluble Packaging<br><input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> 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 | <input type="checkbox"/> Glass   | <input checked="" type="checkbox"/> Paper   |
| 3. Location of Net Contents Information<br><input type="checkbox"/> Label <input type="checkbox"/> Container  |  | 4. Size(s) Retail Container<br>1 lb (or 3, 5, 6, 8, 9, 10, 12.5, 35, 49 lbs)                      |   | 5. Location of Label Directions<br><input checked="" type="checkbox"/> On Label<br><input type="checkbox"/> On Labeling accompanying product |   |
| 6. Manner in Which Label is Affixed to Product<br><input checked="" type="checkbox"/> Lithograph<br><input checked="" type="checkbox"/> Paper glued<br><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<br>Janet P. Baguhn   | Title<br>Interim Compliance Manager | Telephone No. (include Area Code)<br>44-276-4656 |
| 2. Signature<br><i>Janet P. Baguhn</i>  |                                     | 3. Title<br>Interim Compliance Manager           |
| 4. Typed Name<br>Janet P. Baguhn  |                                     | 5. Date<br>January 29, 2001                      |
| Certification<br>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)           |



Product: Prevents Garden Weed Preventer  
EPA Reg. No. 32802+77  
Registrant: Howard Johnson's Enterprises, Inc.

**NOTIFICATION**

JAN 31 2001

Explanation continued:

Notification of the correction made to the application rates for ornamental flowers, shrubs, and trees: for established plantings: to "(10 ounces per 100 square feet)," as highlighted on the attached label copies, per PR Notice 98-10. This change is consistent with 40CFR part 156 and involves no change to the directions. This corrects the square feet coverage for a 10 ounce application. Certification required by PR Notice 98-10 is attached.

Certification:

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 violation of 18 U. S. C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 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*

Janet P. Baguhn, Interim Compliance Manager

1/29/01  
Date



# PREVENTS GARDEN WEED PREVENTER

CONTAINS TREFLAN\* PLUS FERTILIZER  
PREVENTS WEEDS (CRABGRASS AND  
MOST OTHER ANNUAL WEED GRASSES)  
IN ORNAMENTAL FLOWER BEDS,  
AROUND ROSES, SHRUBS AND TREES,  
AND IN HOME VEGETABLE GARDENS

CONTAINS PLANT FOOD TO PROVIDE RICH COLOR  
AND VIGOROUS PLANT GROWTH

1 POUNDS TREATS UP TO 640 SQUARE FEET

**ACTIVE INGREDIENTS:**

trifluralin:  
 $\alpha, \alpha, \alpha$ -trifluoro-2,6-dinitro-N,N-dipropyl-p-toluidine . . . . . 0.74%

**INERT INGREDIENTS:** . . . . . 99.26%

**TOTAL:** . . . . . 100.00%

EPA Reg. No. 32802-77

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

\*TREFLAN is a trademark of Dow AgroSciences LLC

**KEEP OUT OF REACH OF CHILDREN**

**WARNING:** See back panel for further cautions,  
first aid information and directions for use.

NET WEIGHT: 1 lb (or 3, 5, 6, 8, 9, 10, 25, 35, 40lbs)

**PRECAUTIONARY STATEMENTS**

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**WARNING:** Causes substantial but temporary eye injury.  
Harmful if swallowed or absorbed through skin. Do not get in eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some persons. Wear goggles or face shield when handling. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing wash clothing before reuse.

**FIRST AID**

**IF IN EYES:** Hold eyelids open and flush with a steady, gentle stream of water for 15 minutes. Get medical attention.

**IF SWALLOWED:** Do not induce vomiting. Call physician or Poison Control Center. Give person a large quantity of milk, egg white, gelatin solution, or if these are not available, large quantities of water. Avoid alcohol.

Note to physician: Probable mucosal damage may contraindicate the use of gastric lavage.

**ENVIRONMENTAL HAZARDS:** This pesticide is extremely toxic to freshwater, marine and estuarine fish, and aquatic invertebrates including shrimp and oyster. Do not apply in a manner that will directly expose canals, lakes, streams, ponds, marshes or estuaries to aerial drift. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters.

**GUARANTEED ANALYSIS**

Total Nitrogen (N) . . . . . X%  
Available Phosphate (P2O5) . . . . . Y%  
Soluble Potash (K2O) . . . . . Z%

(May contain additional fertilizer Guaranteed Analysis information as required by fertilizer composition and state registration and labeling requirements.)

**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.

Do not apply this product in a way that will contact any person or pet, either directly or through drift. Keep people and pets out of the area during application. This product is not for use on lawns. Do not use indoors or in greenhouses.

Entry restrictions: Do not allow people or pets to enter the treated area until dusts have settled.

This product is a "two way" product that feeds your plants with a quality fertilizer, and at the same time it prevents weeds from sprouting around flowers, roses, shrubs, trees and home vegetable gardens. It prevents weed seeds from sprouting, for season-long weed control without difficult and time-consuming hand weeding. Without weeds to compete for space, nutrients and water, your valuable plants can grow faster, larger and stronger.

**WEEDS CONTROLLED:**

Grassy weeds: annual bluegrass (*Poa annua*), crabgrass, barnyardgrass (watergrass), brachiaria (signal grass), bromegrass, cheatgrass, foxtail, goosegrass, johnsongrass (from seed), junglerice, panicum (fall, Texas), sandbur, sprangletop, stinkgrass, wildcane.

Broadleaf weeds: carelessweed, carpetweed, chickweed, Florida pusley, goosefoot, knotweed, Kochia, lambsquarter, pigweed, puncture vine, purslane, Russian thistle, stinging nettle.

**WHERE TO APPLY:**

**ROSES AND OTHER ESTABLISHED FLOWERS:** African daisy, achillea, agertum, arctosis, aster (perennial), balsam, blackeyed susan, calendula, California poppy, calliopsis, carnation, centaurea, coreopsis, cornflower, crysanthemum, cosmos, dahlia, dianthus, dimorthea, dusty miller, forget-me-not, four o'clock, galliardia, gladiolus (corms larger than 1" diameter), golden glow, hollyhock, impatiens, ixora, lobelia, lupine, marigold, morningglory, nasturtium, nicotina, periwinkle, petunia, phlox, pincushion flower, portulaca, salvia, scabiosa, shasta daisy, snapdragon, snow on the mountain, stock, sunflower, sweet alyssum, sweet pea, sweet sultan, sweet william, tulip, vinca, yarrow, zinnia.

**ESTABLISHED SHRUBS:** arborvitae, azalea, barberry, boxwood, camellia, cherry laurel, cinquefoil, common lilac, cotoneaster, deutzia, elaeagnus, euonymus, firethorn, forsythia, holly, honeysuckle, India hawthorn, Japanese andromeda, juniper, mock orange, mountain laurel, pineapple guava, privet, rhododendron, spiraea, viburnum, weigela, willow, yew.

**ESTABLISHED ORNAMENTAL TREES:** almond, bald cyprus, blackgum, black locust, black walnut, Canada hemlock, Chinese chestnut, cherry, cottonwood, dogwood (flowering, kousa), European white birch, fir (balsam, Douglas), honey locust, Japanese larch, London planetree, maple (Norway, red, silver, sugar), oak (pin, scarlet), peach, plum, pine (Austrian, eastern white, Japanese black, loblolly, red, Scotch), redbud, spruce (Colorado blue, Norway, white), sweetgum, sycamore, tulip tree, white ash.

**ESTABLISHED ORNAMENTAL GROUNDCOVERS:** aaronsbeard, asparagus fern, bellflower, big blue liyturf, bunge, ceanothus, crown vetch, coyote brush, gazania, germander, ics plant, ivy (Algerian, English), lily-of-the-Nile, marigold, myoporium, plumbago, rockrose, rosemary, rupturewort, St. Johnswort, sedum, snow-in-summer, speedwell, strawberry (beach), thrift, trailing African daisy, verbena, wirevine, wolly yarrow. Do not apply to ajuga, myrtle or pachysandra as injury may result.

**WHEN TO APPLY:** This product may be applied any time during the growing season around established ornamentals and any time prior to setting transplants. Apply as early as possible in the growing season, before weed seeds germinate, to take advantage of the season-long weed control it provides. This product will not control established weeds. Do not apply on flower seeds. For best results, follow directions carefully.

**NOTIFICATION**

(Label for EPA Reg. No. 32802-77, PAGE 1 OF 2)

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**APPLICATION RATES:**

**FOR ORNAMENTAL FLOWERS, SHRUBS AND TREES:**

Before setting transplants: Remove existing weeds and cultivate soil to a smooth surface. Apply 1 pound to cover 160 square feet (10 ounces per 100 square feet), and gently mix into top layer of soil before setting transplants. Do not apply on flower seeds. Gladioli corms smaller than 1 inch may be injured by pre-plant application, so use a post-emergence application on these plants.

**Established plantings:** Apply 1 pound to cover 160 square feet (10 ounces per 100 square feet) sprinkled evenly over the soil surface. Do not apply directly to plant foliage, and do not apply when foliage is wet.

The best weed control will be obtained when the application is followed by irrigation or rainfall within a few hours. In areas with extended growing seasons, or where desired, a second application at the recommended rates may be made 10 to 12 weeks after the initial application.

**FOR HOME VEGETABLE GARDENS:**

This product will provide long-lasting control of many annual grasses and broadleaf weeds, and give vegetable plants a basic starter plant food. It controls weeds as they germinate - will not control established weeds. Apply anytime prior to setting transplants. For direct seeding of vegetables, application of this product should be made at least 10 weeks prior to direct seeding.

The application rate depends on the type of soil:

- Heavy clay soils, use 1 lb to cover 320 sq. ft. (5 ounces / 100 sq. ft.)
  - Medium loam soils, use 1 lb to cover 480 sq. ft. (3.3 ounces/100 sq. ft.)
  - Light sandy soils, use 1 lb to cover 640 sq. ft. (2.5 ounces/100 sq. ft.)
- Remove existing weeds and cultivate soil to a smooth surface. Apply this product at the recommended rate, then gently rake into the top 1-3 inches of soil within 24 hours after application.

Do not use on vegetables other than those listed on this label. Do not over-dose, as injury may occur to subsequent plantings which are sensitive to this product. Not recommended for use on "muck" soils that contain more than 10% organic matter. Do not use indoors or in greenhouses. The best weed control will be obtained when application is followed by irrigation or rainfall within a few hours.

**VEGETABLES FROM SEED:** Use on carrots, celery, okra, southern peas, green peas, lima beans, snap beans, broccoli, brussels sprouts, cabbage, cauliflower, turnip greens, mustard greens, collards, kale. Apply to soil at least 10 weeks prior to planting vegetable seeds.

**SOIL TREATMENT BEFORE TRANSPLANTING "SETS":** Use on celery, broccoli, brussels sprouts, cabbage, cauliflower, peppers, tomatoes. Apply to the prepared soil bed and mix into the top 1-3 inches of soil before "sets" are placed.

**POST-EMERGENCE ON CANTALOPES, CUCUMBERS, WATER-MELONS:** Apply after plants have emerged and reached the 3 to 4 true leaf stage. Apply when foliage is dry.

**FOR ASPARAGUS:** Apply in late winter or early spring, after ferns are removed but prior to spear emergence.

**FOR POTATOES (except Maine):** Make application after planting "seed pieces," before or after emergence of the plants. Do not apply to the plant foliage. Cultivate and mix the granules into the soil after application, using care not to damage seed pieces or emerged plants.

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

**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:** Securely wrap original container in several layers of newspaper and discard in trash.

**CONTAINER DISPOSAL:** Do not reuse bag. Fold empty bag and discard in trash.

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

*(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 terms of 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 terms of 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 terms of 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:)*

**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. 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. Buyer and user assumes all risks and liability of use, storage and/or handling of this product not in accordance with the terms of this label. Products not accepted under these terms should be returned within 20 days in the original, unopened container for return of purchase price.

*(Alternate wording for Storage and Disposal instructions for use not intended for Household Use).*

**PESTICIDE DISPOSAL:** Waste resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

**PLASTIC CONTAINER:** Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.