

33560-46

5/11/2009

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U.S. ENVIRONMENTAL PROTECTION  
AGENCYOffice of Pesticide Programs  
Registration Division (7505P)  
Ariel Rios Building  
1200 Pennsylvania Ave., NW  
Washington, D.C. 20460

EPA Reg. Number:

33560-46

Date of Issuance:

5-11-09

Term of Issuance:

Name of Pesticide Product:

Barespot Weed and Grass  
Granular, Non-Selective,  
Residual Herbicide

## NOTICE OF PESTICIDE:

☐ Registration  
☒ Reregistration  
(under FIFRA, as amended)

## Name and Address of Registrant (include ZIP Code):

ProServe, Inc.  
400 E. Brooks Road  
Memphis, TN 38109

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is reregistered in accordance with FIFRA provided that you:

- 1) Submit and/or cite all data required for registration/reregistration review of your product when the Agency requires all registrants of similar products to submit data.
- 2) The word "POISON" and the skull and crossbones symbol must be added to the signal word section of the label and be placed below the words "DANGER" and "PELIGRO."

Signature of Approving Official:

Jim Tompkins  
Product Manager 25  
Herbicide Branch  
Registration Division (7505P)

Date:

5-11-09

3) The text "Do not give anything by mouth to an unconscious person" must be added to the "IF SWALLOWED" statements currently on the label.

The First Aid statements should be placed on the label in the following order:

"IF INHALED:...

IF IN EYES:...

IF ON SKIN OR CLOTHING:...

IF SWALLOWED:..."

4) A phone number for emergency medical treatment information should be added to the label.

5) The Hazards to Humans and Domestic Animals must be revised to read:

"DANGER

Corrosive. Fatal if inhaled. Causes irreversible eye damage. Causes skin burns. May be fatal if swallowed. May be fatal if absorbed through skin. Do not get in eyes, on skin, or on clothing. Do not breathe dusts. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals."

6) The PPE section must be revised to read:

Loaders, applicators, and other handlers must wear:

Coveralls over long-sleeved shirt and long pants,

Chemical-resistant gloves made of any waterproof material,

Chemical-resistant footwear plus socks,

Goggles or face shield,

A dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C), or a NIOSH-approved respirator with any N, R, P or HE filter,

Chemical-resistant headgear for overhead exposure, and

Chemical-resistant apron when loading or cleaning equipment.

7) Per the Diuron RED label table, the text in **bold type** below must be added to the following User Safety Requirements:

"...If no such instructions for washables **exist**, use detergent and hot water..."

8) The text in bold type must be added to the User Safety Recommendation text current on the label:

"User should remove clothing/**PPE** immediately if pesticide gets inside."

9) The following text must be added to the Directions for Use section:

"Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

Do not enter or allow others to enter until dusts have settled.

Application with a spoon, a pump-feed backpack spreader or a gravity-feed backpack spreader is prohibited."

10) Per the Diuron RED, the following rate restrictions must be added to the label:

"The maximum application rate for Diuron is 12.0 pounds active ingredient per acre in areas of high rainfall or dense vegetation.

The maximum application rate for Diuron is 8.0 pounds of active ingredient in all other areas.

Do not apply more than 12 pounds of Diuron active ingredient per acre per year.

Apply a maximum of 2 applications per year.

The minimum retreatment interval is 90 days."

11) On page 1, delete "Ditch banks". On page 2 delete "Or Similar Non-Cropped Areas". To the Notice section add "to the extent consistent with applicable law" in front of "Neither manufacturer nor seller" in both places where it occurs in this section. To page 1, delete "Not for sale to or use by homeowners".

You must submit one copy of the final printed label before you release the product for shipment. Products shipped after 12 months from the date of this letter or the next printing of the label whichever occurs first, must bear the new revised label. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA. If you have any questions please call Erik Kraft at 703-308-9358 or email at [Kraft.Erik@epa.gov](mailto:Kraft.Erik@epa.gov).

**BARESPOT WEED & GRASS****Granular, Non-Selective, Residual Herbicide****For Quick Knockdown and Residual  
Control of Weeds and Grasses!****USE AROUND OR NEAR**

- |                    |                      |
|--------------------|----------------------|
| • Asphalt          | • Patios             |
| • Buildings        | • Picnic Areas       |
| • Concrete         | • Sidewalks/Walkways |
| • Ditch banks      | • Storage yards      |
| • Fence lines      | • Vacant lots        |
| • Gravel driveways | • Wood decks         |

For sale and use by professional and maintenance personnel, landscaping and commercial application only. Not for sale to or use by homeowners.

**ACTIVE INGREDIENTS****BY WEIGHT**

Diuron 3-(3,4-dichlorophenyl)1,1-dimethyl)ura.....	1.25%
Sodium Chlorate (NaClO <sub>3</sub> ).....	30.00%
Sodium Metaborate* Na <sub>2</sub> B <sub>2</sub> O <sub>4</sub> ).....	49.00%
Inert Ingredients.....	19.75%

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

\*Equivalent to 6.5% boron expressed as elemental boron.

**THIS PRODUCT CONTAINS A FIRE RETARDANT**  
**50 POUNDS NET WEIGHT**

EPA REG. NO 33560-46

EPA EST. NO 33560-TN-1

**ACCEPTED**  
**with COMMENTS**  
**In EPA Letter Dated:**

5-11-89

Under the Federal Insecticide,  
 Fungicide, and Rodenticide Act  
 as amended, for the pesticide  
 registered under EPA Reg. No.

33560-46

**KEEP OUT OF REACH OF CHILDREN****DANGER – PELIGRO****FIRST AID**

**IF IN EYES:** Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lens, if present after first five minutes then continue rinsing. Call a poison control center or doctor for treatment advice.

**IF ON SKIN OR CLOTHING:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15 to 20 minutes. Call a poison control center or a doctor for treatment advice.

**IF SWALLOWED:** Call 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 do so by a poison control center or a doctor.

**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.

Have this product container or label with you when calling a poison control center or doctor or going for treatment.

**NOTE TO PHYSICIAN:** Possible mucosal damage may contraindicate the use of gastric lavage.

**PRECAUTIONARY STATEMENTS**  
**HAZARDS TO HUMANS**  
**AND DOMESTIC ANIMALS**

Causes substantial but temporary eye injury. Harmful if swallowed or absorbed through the skin. Do not get in eyes or on clothing.  
 Avoid contact with skin.

### USER SAFETY RECOMMENDATIONS

**USER SHOULD:** Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Remove clothes immediately if pesticide gets inside then wash thoroughly and put on clothing. Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

### PERSONAL PROTECTIVE EQUIPMENT

#### All mixers, loaders, applicators and other handlers must wear:

- Coveralls over long sleeved shirt and long pants.
- Chemical resistant footwear plus socks.
- Chemical resistant gloves (such as Nitrile, Butyl, Neoprene and or Barrier laminates)
- Wear goggles or face shield

Follow manufacturer's instructions for cleaning/ maintaining PPE. If no such instructions for washables use detergent and hot water. Keep and wash PPE separately from other laundry. Do not store near food or feed products. Store out of weather.

### ENVIRONMENTAL HAZARDS

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 used by wildlife or aquatic life, or for domestic and irrigation purposes. Do not apply where run-off is likely or where weather conditions favor movement away from target areas. Do not contaminate water when disposing of equipment wash waters or rinsate.

### GENERAL INFORMATION

BareSpot® Weed & Grass is designed for non-selective kill of weeds and grasses with a single treatment. Use for quick knockdown of existing vegetation as well as short season effect in the soil for control of re-growth or new seedlings. Use for general mixtures of weeds and grasses.

### DIRECTIONS FOR USE

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

### ENTRY RESTRICTIONS

Do not enter or allow others to enter the treated areas until dusts have settled.

### FOR USE ON INDUSTRIAL SITES OR SIMILAR NON-CROPPED AREAS

**IMPORTANT:** This material is not selective in action, may be toxic to all types of vegetation, and may render the entire treated area totally or partially unproductive for one or more years. Care should be taken to continue the use of application to the particular area intended to be treated and to avoid its contact with lawns, trees, shrubs, crops and other desirable plants, which are not intended to be destroyed or injured. This includes precautions in treating areas, which may be under-laid by roots of adjacent desired growings. Careless application of this material, or washing by water run-off to areas where desirable plants are growing or which will be used for later planting may result in injury to desirable plants. Do not drain or flush equipment on or near such areas. Do not contaminate domestic or irrigation water or waters used by fish and wildlife. Wash clothing and equipment after application. Keep animals off treated area until rainfall has leached all the herbicide into the soil. Mechanical equipment should be thoroughly cleaned after use.

### WHERE TO USE

**AROUND AND NEAR THE FOLLOWING:** Bleachers, Bridge abutments, Buildings, Bunkers, Buried cable closures, Catwalks, Compressor stations, Cooling towers, Cross connected boxes, Electrical generators, Fence lines, Fire hydrant, plug or walls, Fuel tanks, Generating plants, Guard rails, Helo pads, Highway and street markers, Loading stations, Lumber yards, Microwaves towers, Oil and gas pipelines, Oil refineries, Parking lots, Pump decks, Railroad lines and sidings, Runway lights, Runways, Sign post, Storage and equipment yards, Utility poles and substations, Vacant lots, Valves & manifolds, Waste lagoons or other similar non-cropped areas.

**UNDER THE FOLLOWING:** Asphalt, Concrete, Gravel, Driveways (not on a slope), Sidewalks or Walkways, Wood decks

**WHEN TO USE:** Use BareSpot® Weed & Grass anytime during the growing season. Weeds and grasses are easier to kill when they are young and growing rapidly.

**APPLICATION:** For all uses uniform application is essential. The material becomes effective in the soil followed by rainfall or irrigation. (See applications rates below.) BareSpot® Weed & Grass is ready to use! Apply with a hand-operated spreader, such as a conventional cyclone type spreader or a power spreader for larger areas.

Non agricultural uses are limited to spot treatments with exception of applications under asphalt. Application under asphalt may only be applied with handheld equipment such as rotary spreader and are limited to 8,000 square feet per site. Use on right-of-ways and ditch banks is prohibited.

Use the following rates of application under most conditions:

<b>KINDS OF WEEDS</b>	<b>APPLICATION RATES</b>
General Vegetation Control	1-2 lbs./100 sq. ft. *
<b>PERENNIAL</b> and deep rooted Weeds.	3 lbs./100 sq. ft. **

*Appropriately 2 1/2 cups of BareSpot ® Weed and Grass equals 1 lb.*

*\*As low as 1/2 - 1 lb./100 sq. ft. can be used on young and rapidly growing general vegetation.*

*\*\* As low as 1 1/2 lb./100 sq. ft. can be used on young and rapidly growing deep rooted perennials*

### **STORAGE AND DISPOSAL**

Do not contaminate water, food, or feed by storage or disposal.

**PESTICIDE STORAGE:** Avoid contact with floor and moisture.

**PESTICIDE DISPOSAL:** Wastes resulting from the use of this product may be disposed of on-site or at an approved waste disposal facility. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions contact your State Pesticide or Environmental Control Agency or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

**CONTAINER DISPOSAL:** Empty product from bag before disposal. Dispose of bag in a sanitary landfill or by incineration or allowed by State and local authorities by burning. If burned, stay out of smoke.

**NOTICE:** Because of the many varying conditions affecting use and application, such as location, seasonal weather, soil composition and type of vegetation manufacturer warns buyer that these and other conditions may impair or vary the results or effects of the use of this product. In any event, complete elimination of weeds is not guaranteed. It is advisable to consult your State Extension Service or Agricultural Experiment Station Weed Specialist on specific problems. Neither manufacturer nor seller shall be liable in respect to any injury or damages suffered by reason of the use of his product for a purpose not indicated by the label or when used contrary to the directions or instructions herein nor with respect to breach of any warranty not expressly specified herein. Buyer accepts this material subject to these terms and assumes all risks of usage and handling except when used or handled in accordance with this label. Neither manufacturer nor seller makes, and their employees and agents are not permitted to make, any representations or warranties, express or implied by law not specifically set forth herein.