

PM 25

33955-510

5-18-98

NOTIFICATION 10/6

Please read instructions on reverse before completing form.

Form Approved OMB No. 2070-0060. Approval Expires 05-31-98



United States
Environmental Protection Agency
Washington, DC 20460

- Registration
- Amendment
- Other

OPP Identifier Number

Application for Pesticide - Section I

| | | |
|---|--|--|
| 1. Company/Product Number 33955-510 | 2. EPA Product Manager <i>Tammy</i> Cynthia Giles-Parker | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) Acme® Weed Killer Non Selective Herbicide For General Weed Control | PM# <i>(PM 22) 25</i> | |
| 5. Name and Address of Applicant (Include ZIP Code) PBI/Gordon Corporation, Acme Division PO Box 014090 Kansas City, Missouri 64101 <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

MAY 18 1998

- | | |
|--|--|
| <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. |

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 NOTIFICATION of minor labeling revisions according to PR Notice 95-2. 1) We intend to revise the Directions for Use to match the net contents of the retail container size of 16 fl.oz. The package size, spray concentration, application schedule, & the methods of application have been previously approved. 2) We ask to list advertising claims that supplemental registrants may present on their container labeling. One (1) copy of the label is enclosed for your review. This notification is consistent with the provisions of PRN 95-2 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 any false statement to the EPA. I further understand that if this notification is not consistent with the terms of PRN 95-2 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.

Section - III

| | | | |
|--|---|--|--|
| 1. Material This Product Will Be Packaged In: | | | |
| Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No | Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No | Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No | 2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____ |
| * 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 type="checkbox"/> Container | 4. Size(s) Retail Container | | 5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product |
| 6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input 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 Craig Martens | Title Manager of Regulatory Services | Telephone No. (Include Area Code) 816/460-6287 |
| Certification <i>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.</i> | | E: Deto. Application Received (Stamped) |
| 2. Signature <i>Craig Martens</i> | 3. Title Manager of Regulatory Services | |
| 4. Typed Name Craig Martens | 5. Date May 5, 1998 | |

2 of 6

NOTIFICATION

MAY 18 1998

Official Name: **ACME**

**WEED KILLER NON SELECTIVE
HERBICIDE FOR GENERAL WEED CONTROL**

Proposed Brand Name: **ACME**

WEED & GRASS KILLER CONCENTRATE

| | |
|--|--------------|
| ACTIVE INGREDIENTS: | |
| Sodium Cacodylate..... | 5.2% |
| Dimethylarsinic Acid (Cacodylic Acid)..... | 0.9% |
| INERT INGREDIENTS:..... | <u>93.9%</u> |
| TOTAL | 100.0% |

Total arsenic as elemental all in water soluble form - 2.90%

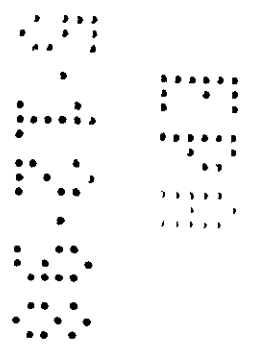
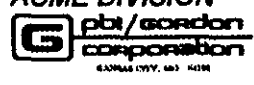
KEEP OUT OF REACH OF CHILDREN

CAUTION

See side panels for Precautionary Statements
and Statement of Practical Treatment

NET CONTENTS (ONE PINT, TWO QUARTS, or ONE GALLON)

844 AP050598
EPA REG. NO. 33955-510
EPA EST NO 2217-KS-1
MANUFACTURED BY
ACME DIVISION



3 of 6



READ THE ENTIRE LABEL FIRST. OBSERVE ALL PRECAUTIONS AND FOLLOW DIRECTIONS CAREFULLY.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if swallowed. Avoid contact with skin. Avoid breathing spray mist. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. Do not allow children or pets on treated areas. Do not allow domestic animals to graze treated areas.

Statement of Practical Treatment

IF SWALLOWED: Call a physician or Poison Control Center. Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. If person is unconscious, do not give anything by mouth and do not induce vomiting.

IF ON SKIN: Wash with plenty of soap and water. Get medical attention if irritation persists.

IF INHALED: Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth to mouth. Get medical attention.

IF IN EYES: Flush eyes with plenty of water. Call a physician if irritation persists.

ENVIRONMENTAL HAZARDS:

This product is toxic to fish, birds and other wildlife. 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 contaminate water when disposing of equipment washwater. Do not contaminate water for domestic use or irrigation. Apply this product only as specified on this label.

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 turf being grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

STORAGE & DISPOSAL

STORAGE: Do not store near feed or food products.

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

CONTAINER DISPOSAL: Non-aerosol products (bottles, cans, jars) - Do not reuse container (bottle, can, jar). Rinse thoroughly before discarding in trash.

USE PRECAUTIONS:

Acme® Weed Killer is nonselective herbicide and will kill weeds and grasses on contact. Do not spray or allow contact with leaves, stems, bark, graft unions, or wounds of trees and ornamentals. Do not spray or allow contact with the leaves and stems of flowers and desirable plants.

- Do not track from treated area of turfgrass onto the untreated area.
- Do not sprinkle the treated area immediately after application.
- Rinse equipment thoroughly after use.

LAWN RENOVATION:

To destroy weedy sections of lawns and turfgrass, apply Acme® Weed Killer during the growing season. Sun and high temperatures increase the rate of activity. Mow the lawn to about a one (1) inch height before treatment

Mix 32 fluid ounces of Acme® Weed Killer in 3.0 gallons of water and apply to 800 square feet of turfgrass. [Mix 16 fluid ounces of Acme® Weed Killer in 1.5 gallons of water and apply to 400 square feet of turfgrass.] Spray grass blades thoroughly. If green tissue remains at five days after application, then reapply at the same dosage. Bermudagrass, nimblewill, and deep rooted perennials may require a second treatment at the same dosage rate in five (5) days.

When the leaves are brown, the treated areas should be raked to remove the dead vegetation. Seeding, sodding, or sprigging may be done at 14 days after application, and the lawn can be re-established according to local practices.

| Treated Area, Square Feet | Amount of Water, Gallons | Amount of Product | |
|------------------------------|-----------------------------|-------------------|--------------|
| | | English Measure | Fluid Ounces |
| 400 | 1.5 | 1.0 pint | 16 fl.oz. |
| 800 | 3.0 | 1.0 quart | 32 fl.oz. |
| 1,600 | 6.0 | 2.0 quarts | 64 fl.oz. |
| 3,200 | 12.0 | 1.0 gallon | 128 fl.oz. |

TRIM AND EDGING TREATMENTS:

Acme® Weed Killer can be used for trimming and edging to control weeds along sidewalks, patios, fences, trees, walls, fence posts, signposts, and driveways. This product does not provide residual weed control and additional applications may be needed.

Apply using a hand-operated sprayers (plunger or pump-up sprayers).

Mix sixteen (16) fluid ounces of Acme® Weed Killer with one (1.0) gallon of water and apply to 150 sq. ft. of turfgrass. Acme® Weed Killer contains a wetting agent for improved weed control. Mix thoroughly before application. Apply at the proper rate in the proper amount of water to the measured area.

For the best results, apply when the weeds are young and actively growing. Bermudagrass, nimblewill, woody plants, and deep rooted perennials may require a second treatment at the same dosage rate in five (5) days.

| Treated Area, Square Feet | Amount of Water, Gallons | Amount of Product | |
|------------------------------|-----------------------------|-------------------|--------------|
| | | English Measure | Fluid Ounces |
| 150 | 1 | 1.0 pint | 16 fl.oz. |
| 600 | 4 | 2.0 quarts | 64 fl.oz. |
| 1,200 | 8 | 1.0 gallon | 128 fl.oz. |

SPOT TREATMENTS:

Mix Acme® Weed Killer with water to spot treat unwanted vegetation in areas such as along patios, driveways, sidewalks, fences, walls, around established trees and signposts.

Spray thoroughly unwanted vegetation. The best kill is obtained on young plants and during hot sunny weather.

Mix 10 - 14 fluid ounces of Acme® Weed Killer in one (1.0) gallon of water. Or, follow the recommendations for spray preparation below. Use the higher concentration to control bermudagrass, nimblewill, woody plants, and deep rooted perennials.

Apply using a trigger sprayer or hand-operated sprayer (plunger or pump-up sprayers). Repeat applications may be necessary.

| Spray Volume | Amount of Product | |
|---|--------------------|--------------------|
| | To Kill Most Weeds | Hard-To-Kill Weeds |
| 1 quart | 2.5 fl.oz. | 3.5 fl.oz. |
| 1 gallon | 10 fl.oz. | 14 fl.oz. |
| 2 gallons | 20 fl.oz. | 28 fl.oz. |
| 3 gallons | 30 fl.oz. | 42 fl.oz. |
| 4 gallons | 40 fl.oz. | 56 fl.oz. |
| Equal Measures: 16 fl.oz. = 1 pint = 2 cups. 2 Tablespoons (Tbs) = 1 fluid ounces (fl.oz.) | | |

HELPFUL USE TIPS:

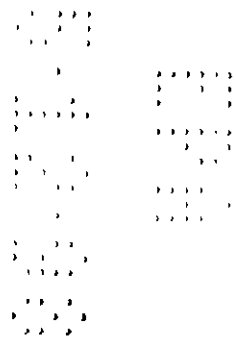
1. Thorough spray coverage of all plants is required.
2. Retreatment may be necessary if rainfall or irrigation occurs within 12 hours of application.
3. To avoid foam, first fill the sprayer with water and then add this product.
4. Do not allow spray to stand in galvanized equipment.

LIMITED WARRANTY AND DISCLAIMER.

The manufacturer warrants only that the chemical composition of this product conforms to the ingredient statement given on the label, and that the product is reasonably suited for the labeled use when applied according to the Directions for Use.

THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY OTHER EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE EXPRESSLY DISCLAIMED. This limited warranty does not extend to the use of the product inconsistent with label instructions, warnings or cautions, or to use of the product under abnormal conditions such as drought, excessive rainfall, tornadoes, hurricanes, etc. These factors are beyond the control of the manufacturer or the seller. Any damages arising from a breach of the manufacturer's warranty shall be limited to direct damages, and shall not include indirect or consequential damages such as loss of profits or values, except as otherwise provided by law.

The terms of this Limited Warranty and Disclaimer cannot be varied by any written or verbal statements or agreements. No employee or agent of the seller is authorized to vary or exceed the terms of this Limited Warranty and Disclaimer in any manner.



APPENDIX

Advertising claims that may be presented on retail containers of supplemental registrants.

- ◆ One quart makes up to 3.0 gallons of spray solution.
- ◆ One quart treats up to 800 square feet.
- ◆ Water based.
- ◆ Kills grass and weeds.
- ◆ Controls grass and weeds.
- ◆ Kills by contact.
- ◆ Kills on contact.
- ◆ Killing occurs in 24 - 72 hours.
- ◆ Results in as little as 24 hours.
- ◆ Visible results in 24 hours.
- ◆ No odor - No staining
- ◆ Non-damaging to blacktop
- ◆ Enters the leaf in as little as 12 hours
- ◆ Uptake in as little as 12 hours
- ◆ Absorption in as little as 12 hours
- ◆ One pint makes up to 1.5 gallons of spray solution and treats up to 400 square feet.