

35512-46

1/10/2003

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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

Registration Amendment Other

OPP Identifier Number 280451

Application for Pesticide - NOTIFICATION for ALT WARRANTY

1. Company/Product Number 35512-46
2. EPA Product Manager Dr. James A. Tompkins
3. Proposed Classification [X] None [] Restricted
4. Company/Product (Name) TURF PRIDE 92 WEED & FEED
5. Name and Address of Applicant HOWARD FERTILIZER AND CHEMICAL CO. INC.
6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling

Section - II

Amendment - Explain below. Resubmission in response to Agency letter dated. Notification - Explain below. Final printed labels in response to Agency letter dated. "Me Too" Application. Other - Explain below. NOTIFICATION JAN 10 2003

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
>This NOTIFICATION files an ALTERNATE "LIMITATIONS OF LIABILITY" and adds the sentence: "READ ENTIRE LABEL BEFORE USING"..... "Read the entire Directions For Use and Limitations of Liability, before using this product"

Section - III

1. Material This Product Will Be Packaged In: Child-Resistant Packaging, Unit Packaging, Water Soluble Packaging, 2. Type of Container, 3. Location of Net Contents Information, 4. Size(s) Retail Container, 5. Location of Label Directions, 6. Manner in Which Label is Affixed to Product

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.) Name H. R. MCLANE, INC. Title Agent 305 661 1706 Telephone No. 1-800-899-3141
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete.
2. Signature H. R. McLane 3. Title Authorized Agent
4. Typed Name Ms. Kathy Larsen Reg. Mgr. Ms. Cheryl Barton Reg. Specialist 5. Date 12-20-02
6. Date Application Received (Stamped)

2 8 4
EPA



H. R. McLane, Inc.

7210 Red Road, Suite 206 - Miami, Florida 33143-5321
Phone 305 661 1706 - Fax 305 661 3036
Chemical Consultants in EPA Regulatory Affairs
FIFRA Licensing & Registrations- Since 1956

DEC 20, 2002

Dr. James A. Tompkins PM-25
Document Processing Desk (NOTIFICATION)
Office Of Pesticide Programs (7505C)
U. S. Environmental Agency
1200 PENNSYLVANIA, AVE. N.W.
Washington, DC 20460

OPP Identifier No. 280451.
Registrant: HOWARD FERTILIZER and CHEMICAL COMPANY, INC.
EPA #35512. - P.O. BOX 628202; ORLANDO, FL 32862-8202.

-----> Subject: NOTIFICATION TO FILE AN ALTERNATE LIMITATION OF LIABILITY
AND A PHRASE AS: "READ ENTIRE LABEL BEFORE SUING ETC.
Product: TURF PRIDE 92 WEED & FEED - FOR ST.AUGUSTINE & CENTIPEDE.
EPA Reg. No. 35512-46.

Dear Dr. Tompkins:

This is a NOTIFICATION to file an alternate WARRANTY STATEMENT to the basic label and to also add a statement as follow: "READ ENTIRE LABEL BEFORE USING" Read the entire Directions fFor Use and the Limitations of Liability before using this product.

No other changes have been made in the copy.
We enclose EPA form 8570-1 OPP ID NO 280451; executed and 2 copies of the label for the file.

-----> CERTIFICATION FOR THIS NOTIFICATION
"This NOTIFICATION is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and the registered product labeling and A.I. and no other changes other than name and a.i. have been made to the labeling or the confidential statement of formula for this product. I understand that it is a 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!"

Sincerely
H. R. McLane, INC.

H. R. McLane
H. R. McLane, Authorized Agent for
HOWARD FERTILIZER AND CHEMICAL COMPANY, INC.
HRM/nb/A.A./B.S./Ph.D. ENCL: as above. cc/KL/HP&CCI

TURF PRIDE® 92 Weed & Feed

For St. Augustine & Centipede Lawns

WEED CONTROL WITH PREMIUM LAWN FOOD
50 POUND BAG COVERS 10,000 Sq.Ft. of Lawn
 Controls weeds; Florida Pusley, Lippia, Pigweed and certain Broadleaf Weeds as listed. Prevents Crabgrass, Paspalums, Spotted Spurge and other weeds as listed.
ONLY FOR USE ON ST. AUGUSTINE AND CENTIPEDE LAWNS

NOTIFICATION
 JAN 10 2003

ACTIVE INGREDIENT:
 Atrazine: CAS [1912-24-9] - - - - 0.92%

~~OTHER INGREDIENTS~~ (S-metolachlor) & triazine) - 99.08%
 Total 100.00%

NET WEIGHT
50 POUNDS

Contains 18.4 lbs. of Atrazine per ton.
 when used according to label directions applies 2 lbs. a.i. per acre.

EPA REG. NO. 35512-46 **EPA EST. NO. 35512-FL-2**

KEEP OUT OF REACH OF CHILDREN
CAUTION

FIRST AID
IF SWALLOWED - Call a 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 by a poison control center or doctor. Do not give anything by mouth to an unconscious person.
IF IN EYES - Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lenses, if present, after 5 minutes, then continue rinsing. Call a poison control center or doctor for treatment advice.
IF ON SKIN - Take off contaminated clothing. Rinse skin immediately with plenty of water for 15 to 20 minutes. Call a poison control center or doctor for treatment advice.
 Have this product container or label with you when calling a poison control center, or doctor, or when going for treatment.
 SEE ADDITIONAL PRECAUTIONARY STATEMENTS ON THIS LABEL

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMAN AND DOMESTIC ANIMALS
CAUTION: Harmful if swallowed. Avoid inhalation or contact with eyes. Wash after handling or using. Keep away from feed or food products.

ENVIRONMENTAL HAZARDS
 Atrazine can travel (seep or leach) through soil and can enter ground water which may be used as drinking water. Atrazine has been found in ground water. Users are advised not to apply Atrazine to sand and loamy soils where the water table (ground water) is close to the surface and where these soils are very permeable, i.e. well-drained. Your local agricultural agencies can provide further information on the type of soil in your area and the location of ground water.
 This product is toxic to aquatic invertebrates. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Runoff and drift from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwaters.

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 uses, such as for commercial seed production, or for research purposes. For use on St. Augustine and Centipede turfgrass being grown in parks, on golf courses and lawns.

READ ENTIRE LABEL BEFORE USING
 Read the entire Directions for Use, CONDITIONS OF SALE, Disclaimer of Warranties, and Limitation of Liability, before using this product.

ALTERNATE COPY FOLLOWS:
 Read the entire Directions for Use, and Limitations of Liability, before using this product.

WHERE TO USE
This material is for use only on St. Augustine and Centipede lawns. On newly seeded centipede, delay application until grass has been mowed at least once. Do not plant "sprigs" within one month after application, or seed within 6 months after application. Do not plant any crop (flower or vegetable plants) to treated areas for 18 months or injury may result. Apply this product only when grass foliage is dry.
DO NOT USE ON BAHIA, BENT, BERMUDA, BLUEGRASS, DICHONDRA LAWNS, FESCUE, OR RYE GRASSES, BECAUSE SERIOUS TURF DAMAGE CAN OCCUR.

WHEN TO APPLY
Best weed control will result if applied before weeds sprout since the product acts as a Pre-Emergent and also as a Post Emergent weed killer. Established weeds are harder to kill and may require an additional application in the fall or spring. Apply January 1st up to March 1st for best control otherwise product may be applied up to June 15th with good weed control. A fall application will be needed for control of certain annuals such as Chickweed, Henbit, Rabbit Tobacco, Florida Betony and Evening Primrose.
 In case of heavy weed infestation or low soil moisture, a repeated application may be necessary. Time for complete kill of mature weeds may be 4 to 5 weeks. Wait 2 months for repeat application. Apply when air is calm to prevent particle wind drift.

HOW TO APPLY
 This product may be applied with either a drop type or broadcast type spreader. Apply evenly across the entire lawn at a rate of 50 pounds to treat 10,000 Sq.Ft. — 40 lbs. to treat 8,000 sq.ft. of lawn. (equivalent to 5 lbs. per 1,000 Sq.Ft.) Do not exceed recommended rates. Sprinkle the area immediately after application with water to wash granules off the grass blades and down to soil level.

USE PRECAUTIONS
 Do not apply this product on or over the root zone of ornamental trees, shrubs, bedding plants, flowers, or garden plants because injury to them may result. Do not apply to lawns containing grasses or mixtures of grasses other than St. Augustine or Centipede grasses as recommended on this label, because serious injury to those other grasses may result.

SPREADER SETTINGS for 5 lbs./ 1,000 sq.ft.

SPREADER	SUGGESTED SETTING
CYCLONE	4.5
SCOTTS	7
SCOTTS R8A	J - K
LESCO NEW	15
SR 2000	L

NOTE: Spreader rate varies with walking speed.
 Check spreader over a known square foot area.
 (Notif-and-sprdrsettings-12-16-02)

TURF PRIDE® 92 Weed & Feed

For St. Augustine & Centipede Lawns

EPA REG. NO. 35512-46

EPA EST. NO. 35512-FL-2

NET WEIGHT 50 POUNDS

**WEEDS CONTROLLED
OR SUPPRESSED**

- | | |
|--------------------------------------|--|
| Annual Bluegrass
(Poa Annua) | Henbit |
| Annual Sowthistle | Knotweed |
| Clover | Lambsquarter |
| Black Medic | Lespedeza |
| Blue Toadflax | Lippia (Matchweed) |
| Bull Paspalum | Moneywort |
| Buckhorn Plantain | Morning Glory |
| Bur Clover | Narrowleaf Vetch |
| Carolina Geranium
(Cranesbill) | Parsley-Piert |
| Chickweed (Common and
Mouse Ear) | Oxalis (Common and
Yellow Woodsorrel) |
| Cocklebur | Pigweed |
| Common Dandelion | Purslane |
| Common Purslane | Ragweed |
| Crabgrass | Red Sorrel |
| Crowfoot Grass | Rescuegrass |
| Cudweed | Sandspur |
| Cutleaf Evening Primrose | Sedges* |
| Dichondra | Shepards Purse |
| Dollar Weed | Sicklepod |
| Florida Beggarweed | Spotted Spurge |
| Florida Betony
(Rattlesnake Weed) | Spurweed |
| Florida Pusley | Stinging Nettle |
| Fragrant Cudweed
(Rabbit Tobacco) | Swinecrest |
| | Venus Looking Glass |
| | Virginia Creeper |
| | Wild Mustard |
| | Wood Sorrel |

*Repeat application are required for control of Nutsedge grasses.

ALTERNATE CONDITIONS OF SALE

LIMITATION OF LIABILITY

This product has been researched to provide the necessary data to support its uses listed on the label. The user should always follow the label directions and exercise his judgement and caution when using the product under his growing conditions. **NO WARRANTY OR REPRESENTATION IS MADE EXPRESS, OR IMPLIED, CONCERNING THE RESULTS TO BE OBTAINED FROM THE USE OF THIS PRODUCT IF NOT USED IN ACCORDANCE WITH DIRECTIONS OR ESTABLISHED SAFE PRACTICE.** The exclusive remedy of the user or buyer, and the limit of liability of The Scotts Company or its affiliates, for any and all losses, injuries or damages resulting from the use or handling of this product shall be the purchase price paid by the user or Buyer for the quantity of this product involved. The buyer and all users are deemed to have accepted the terms of this Notice, which may be varied only by agreement in writing, signed by a duly authorized representative of The Scotts Company.

Telephone# 1-800-543-8873.

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GUARANTEED FERTILIZER ANALYSIS

Total Nitrogen (N) - - - - -	variable%
Nitrate Nitrogen	variable%
Ammoniacal Nitrogen	variable%
Water Soluble Nitrogen	variable%
(and/or Urea Nitrogen)	
Water Insoluble Nitrogen	variable%
Available Phosphoric Acid (P ₂ O ₅) - - -	variable%
Soluble Potash (K ₂ O) - - - - -	variable%
Chlorine not more than	variable%

Derived from Sulfate of Ammonia, Ammonium Phosphate, Muriate of Potash, Sulphate-Potash-Magnesium. Potential Acidity Equivalent to 1245 lbs. of Calcium Carbonate per ton.
Statement of Secondary Plant Foods:
Total Magnesium as Mg - 1.20%; Iron as Fe - 1.00%; Water Soluble Magnesium Mg - 1.20%; Zinc as Zn - 0.05% Manganese as Mn - 0.50%; Boron as B 0.02% Copper as Cu - 0.02%; Molybdenum as Mo - 0.602% Derived from: Manganese Sulphate, Iron Oxide, Manganese Oxide, Copper Oxide, Zinc Oxide, Borax, Sodium Molybdate.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. **STORAGE:** Store product in its original labeled container in a cool, dry, locked place out of reach of children. **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. **HOUSEHOLD:** Do not reuse empty bag. Wrap in several layers of newspaper and discard in trash.

CONDITIONS OF SALE

If the terms are not acceptable, return the unopened container at once. By using this product, user and buyer accept the following Conditions, Disclaimer of Warranties and Limitations of Liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However it is impossible eliminate all risks associated with the use of this product. 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 Howard Fertilizer and Chemical Co. All such risks shall be assumed by the user or buyer.

Disclaimer of Warranties: There are no warranties express or implied, of merchantability or of fitness for a particular purpose or otherwise, which extend beyond the statements made on this label. No agent of Howard Fertilizer and Chemical Co. is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. Howard Fertilizer and Chemical Co. disclaims any liability whatsoever for special, incidental, or consequential damages resulting from the use or handling of this product.

LIMITATION OF WARRANTIES: The exclusive remedy of the user or buyer for any and all losses, injuries or damages resulting from the use or handling of this product, whether in contract warranty, tort, negligence, strict liability or otherwise, shall not exceed the purchase price, or at Howard Fertilizer and Chemical Co.'s option, the replacement of the product. (46 notifi-add-4prds-12-20-02)