

UNITED STATES ENVIRONMENTAL PROTECTION ARENCY

WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

FEB 28 2008

Dr. John Jachetta Dow AgroSciences Indianapolis, IN 46268

Subject:

Turflon Ester Herbicide

EPA Registration No. 62719-258 Amended labeling November 19, 2007

Dear Dr. Jachetta:

The amended labeling referred to above is acceptable provided that you adhere to the following conditions:

- 1. Make all of the changes specified in the document "Summary of Comments on Turflon Ester"
- 2. Submit final labeling within 30 days of the date on this letter.

This labeling supercedes all previously accepted labeling for this product except for supplemental labeling. A stamped copy of the label is enclosed for your records.

If you have any questions about this letter, you may call Tobi Colvin-Snyder at 703-305-7801.

Sincerely

Froduct Manager (25)

Herbicide Branch

Registration Division (7505C)

2 3 20

Summary of Comments on Turflon Ester

Page: 15

Author: tsnvder

Subject: Note Date: 2/12/2008 5:02:03 PM Add the following statement:

Do not apply more than 8 lbs/ae/A/year of triclopyr.

Author: tsnyder

Subject: Note Date: 2/12/2008 2:03:59 PM Add the following statement:

Do not apply by aerial application.

Page: 16

Author: tsnyder
Subject: Cross-Out
Date: 2/12/2008 2:15:09 PM
MSMA has been determined to be inelligible for reregistration.

L1A / Turflon Ester / Amend / 10-31-07 file: Turflon Ester-258 31Oct07d.doc

Turflon® Ester

EPA Reg. No. 62719-258

Registration Notes:

Source label text based on EPA accepted copy dated October 28, 2005 and notification coded "L1A / Turflon Ester / Notif / 07-05-05."

Proposed changes by amendment:

- 1. Moved generic descriptor "specialty herbicide" directly underneath product name.
- 2. Ingredients statement: Changed "Inert" to "Other."
- 3. Signal Word: Deleted Spanish signal word and statement underneath because it is not required on a Category III product label.
- 4. Based upon a letter dated August 25, 2005 from James Tompkins, EPA, and based upon the following acute tox studies, revised Precautionary Statements, Personal Protective Equipment and First Aid sections per Triclopyr RED and Label Review Manual:

Acute Toxicity Category by Route of Exposure:

Route of Exposure	Turflon Ester
Oral LD ₅₀	Cat III
Dermal LD ₅₀	Cat IV
Inhalation	Cat IV
Ocular Irritation	Cat III
Dermal Irritation	Cat IV
Dermal Sensitization	positive

- Physical or Chemical Hazards: Based upon a letter dated August 25, 2005 from James Tompkins, EPA, added "Combustible" to beginning of statement.
- 6. Storage and Disposal: Revised section per Federal Register Notice dated August 16, 2006.
- 7. Added "Produced for" before registrant name and address.
- 8. General Information: Revised paragraph directly underneath heading.
- 9. General Use Precautions and Restrictions: Revised statements for consistency with other DAS triclopyr labels.
- 10. Broadleaf Weeds Controlled: Deleted "by Turflon Ester Include" from heading.
- 11. Mixing Directions: (1) Changed heading from "Mixing Instructions"; (2) revised text for consistency with other DAS triclopyr labels.
- 12. Application Directions: Revised sections for consistency with other DAS triclopyr labels.
- 13. Changed "turf" to "turfgrass" throughout.
- 14. Limitation of Remedies: Revised the first sentence in the first paragraph to read "To the extent permitted by law, the exclusive. . . ." Per a January 25, 2007 conversation between Michele Knorr (EPA OGC) and Charley Kirk (DAS Legal), EPA has no objection with DAS using the phrase "To the extent permitted by law."

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(Base label for rigid containers 5 gal or less):

Page 1

Turflon® Ester

Specialty Herbicide

For the control of annual and perennial broadleaf weeds and kikuvugrass in ornamental turforass.

Active Ingredient:

triclopyr: 3,5,6-trichloro-2pyridinyloxyacetic acid, butoxyethyl ester......61.6% Other Ingredients38.4% Total100.0%

Contains petroleum distillates

Acid equivalent: triclopyr - 44.3% - 4 lb/gal

ACCEPTED with COMMENTS In EPA Letter Dated FEB 2 8 2008

Under the Federal Insecticale. Fundicide, and Rodentieide Act as amended, for the pesticide registered under EPA Reg. No.

Keep Out of Reach of Children

CAUTION

Precautionary Statements

Hazards to Humans and Domestic Animals

Causes Moderate Eye Irritation • Harmful If Swallowed • Prolonged Or Frequently Repeated Skin **Contact May Cause Allergic Reactions In Some Individuals**

Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

Personal Protective Equipment (PPE)

Applicators and other handlers must wear:

- · Long-sleeved shirt and long pants
- · Chemical-resistant gloves such as nitrile or butyl
- · Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

Engineering Controls

When handlers use closed systems or enclosed cabs in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [(40 CFR 170.240(d)(4-6)), the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations

Users should:

- 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.

First Aid

If 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 swallowed: Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give **any** liquid to the person. Do not give anything by mouth to an unconscious person.

Note to Physician: Contains petroleum distillate - vomiting may cause aspiration pneumonia.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

Environmental Hazards

This pesticide is toxic to fish. 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 cleaning equipment or disposing of equipment washwaters.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

Physical or Chemical Hazards

Combustible. Do not use or store near heat or open flame.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

Storage and Disposal

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

Pesticide Storage: Store above 28°F or agitate before use

Pesticide Disposal: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

Container Reuse: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Refer to label booklet for Directions for Use.

Notice: Read the entire label. Use only according to label directions. Before using this product, read Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.

In case of emergency endangering health or the environment involving this product, call 1-800-992-5994. If you wish to obtain additional product information, visit our web site at www.dowagro.com.

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Agricultural Chemical: Do not ship or store with food, fee	ds, drugs or clothing	g.
EPA Reg. No. 62719-258	C .	EPA Est.
[®] Trademark of Dow AgroSciences LLC Produced for Dow AgroSciences LLC • Indianapolis,	IN 46268 U.S.A.	
		Net Contents

(Base label for refillable rigid containers larger than 5 gal):

Turflon® Ester

Specialty Herbicide

For the control of annual and perennial broadleaf weeds and kikuyugrass in ornamental turfgrass.

Active Ingredient:

triclopyr: 3,5,6-trichloro-2pyridinyloxyacetic acid,

 butoxyethyl ester
 61.6%

 Other Ingredients
 38.4%

 Total
 100.0%

Contains petroleum distillates

Acid equivalent: triclopyr - 44.3% - 4 lb/gal

Keep Out of Reach of Children

CAUTION

Precautionary Statements

Hazards to Humans and Domestic Animals

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Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

Personal Protective Equipment (PPE)

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves such as nitrile or butyl
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

Engineering Controls

When handlers use closed systems or enclosed cabs in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [(40 CFR 170.240(d)(4-6)), the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations

Users should:

- 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.

First Aid

Page 5

If 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 swallowed: Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give **any** liquid to the person. Do not give anything by mouth to an unconscious person.

Note to Physician: Contains petroleum distillate – vomiting may cause aspiration pneumonia.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

Environmental Hazards

This pesticide is toxic to fish. 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 cleaning equipment or disposing of equipment washwaters.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

Physical or Chemical Hazards

Combustible. Do not use or store near heat or open flame.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

Storage and Disposal

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

Pesticide Storage: Store above 28°F or agitate before use

Pesticide Disposal: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

Container Reuse: Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

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In case of emergency endangering health or the environment involving this product, call 1-800-992-5994. If you wish to obtain additional product information, visit our web site at www.dowagro.com.

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Net Contents ____

Page 7

(Base label for nonrefillable rigid containers larger than 5 gal):

Turflon® Ester

Specialty Herbicide

For the control of annual and perennial broadleaf weeds and kikuyugrass in ornamental turfgrass.

Active Ingredient:

Contains petroleum distillates

Acid equivalent: triclopyr - 44.3% - 4 lb/gal

Keep Out of Reach of Children

CAUTION

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Engineering Controls

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User Safety Recommendations

Users should:

- · 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.

First Aid

Page 8

If 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 swallowed: Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give **any** liquid to the person. Do not give anything by mouth to an unconscious person.

Note to Physician: Contains petroleum distillate - vomiting may cause aspiration pneumonia.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

Environmental Hazards

This pesticide is toxic to fish. 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 cleaning equipment or disposing of equipment washwaters.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

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Combustible. Do not use or store near heat or open flame.

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Net Contents

Page 10

(Label booklet cover):

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triclopyr: 3,5,6-trichloro-2pyridinyloxyacetic acid, butoxyethyl ester

Total100.0%

Contains petroleum distillates

Acid equivalent: triclopyr - 44.3% - 4 lb/gal

Keep Out of Reach of Children

CAUTION

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. Refer to label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

Refer to inside of label booklet for additional precautionary information including Directions for Use.

Notice: Read the entire label. Use only according to label directions. Before using this product, read Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.

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Net Contents

(Page 1 through end):

Precautionary Statements

Hazards to Humans and Domestic Animals

CAUTION

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Applicators and other handlers must wear:

- · Long-sleeved shirt and long pants
- · Chemical-resistant gloves such as nitrile or butyl
- · Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

Engineering Controls

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User Safety Recommendations

Heare should

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Note to Physician: Contains petroleum distillate – vomiting may cause aspiration pneumonia.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

Environmental Hazards

This pesticide is toxic to fish. 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 cleaning equipment or disposing of equipment washwaters.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

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Physical or Chemical Hazards

Combustible. Do not use or store near heat or open flame.

Directions for Use

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying.

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. For any requirements specific to your state or tribe, consult the agency responsible for pesticide regulation.

Agricultural Use Requirements

The requirements in this box apply to sod farm uses.

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls
- · Chemical-resistant gloves such as nitrile or butyl
- Shoes plus socks

Non-Agricultural Use Requirements

The requirements in this box apply to all use sites on this label except for sod farm uses.

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard for Agricultural Pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Entry Restrictions for Non-WPS Uses: For applications to turfgrass other than sod farms or turfgrass grown for seed, do not allow entry into treated areas until sprays have dried.

Storage and Disposal

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

Pesticide Storage: Store above 28°F or agitate before use.

Pesticide Disposal: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

Nonrefillable containers 5 gallons or less:

Container Reuse: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds

after the flow begins to drip. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Refillable containers 5 gallons or larger:

Container Reuse: Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

Nonrefillable containers 5 gallons or larger:

Container Reuse: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

General Information

Use Turflon® Ester specialty herbicide for the control of actively growing annual and perennial broadleaf weeds and kikuyugrass in perennial bluegrass, perennial ryegrass, or tall fescue ornamental turfgrass including these turfgrasses in sod farms and golf courses.

General Use Precautions and Restrictions

In Arizona: The state of Arizona has not approved Turflon Ester for use on sod farms.

Chemigation: Do not apply this product through any type of irrigation system.

Do not apply Turflon Ester directly to, or otherwise permit it to come into direct contact with, cotton, grapes, peanuts, soybeans, tobacco, vegetable crops, flowers, citrus, fruit or orchard trees, shrubs, or other desirable broadleaf plants. Do not permit spray mists containing Turflon Ester to drift onto such plants.

To minimize turfgrass injury, do not treat if turfgrass is under heat or drought stress. Reapply Turflon Ester at 4-week-intervals.

Mow newly seeded turfgrass 2 or 3 times before treating. Do not water for 24 hours after application. Do not reseed for 3 weeks after application. (This precaution does not apply when Bermudagrass turfgrass is overseeded with perennial ryegrass at a minimum reseeding rate of 400 lb per acre.)

Page 14

Local conditions may affect the use of herbicides. Consult your local specialist for advice in selecting treatments from this label to best fit local conditions.

o not apply to ditches currently being used to transport irrigation water. Do not apply where runoff or irrigation water may flow onto agricultural land as injury to crops may result.

- Do not use on other turfgrass species such as bahiagrass, bentgrass, Bermudagrass, centipedegrass, St. Augustinegrass, or zoysiagrass unless turfgrass injury can be tolerated.
- Do not allow grazing to any area treated with Turflon Ester.
- Do not apply Turflon Ester to exposed roots of shallow rooted trees and shrubs.
- Do not apply to golf course greens.
- For spot treatments, do not apply more than 2 quarts of Turflon Ester per acre or 1.5 fl oz per 1000 sq ft in a single application.

Turflon Ester is formulated as a low volatile ester. However, the combination of spray contact with impervious surfaces, such as roads and rocks, and increasing ambient air temperatures, may result in an increase in the volatility potential for this herbicide, increasing a risk for off-target injury to sensitive crops such as grapes and tomatoes.

Avoiding Injurious Spray Drift

Make applications only when there is little or no hazard from spray drift. Very small quantities of spray, which may not be visible, may seriously injure susceptible plants. Do not spray when wind is blowing toward susceptible crops or ornamental plants that are near enough to be injured. Spray drift can be reduced by spraying when wind velocity is low, keeping the spray boom as low as possible, using nozzles that deliver larger spray droplets, and by using higher volume sprays and lower pressures.

Broadleaf Weeds Controlled

black medic bull thistle burdock Canada thistle chicory clover	field bindweed goldenrod ground ivy kikuyugrass ¹ lambsquarters lespedeza	plantain ragweed smartweed sweet clover vetch wild carrot (Queen Anne's
		lace)

matchweed wild lettuce mustard wild violet oxalis yarrow

Mixing Directions

creeping beggarweed

curly dock

dandelion

Add about one-half the required amount of clean water to the spray tank. Add Turflon Ester and complete addition of water with agitation running. Mix thoroughly and continue moderate agitation while spraying. When Turflon Ester is mixed with water it forms an emulsion, not a solution; separation may occur unless the spray mixture is agitated continuously.

Tank Mixing: To improve the spectrum of activity, Turflon Ester may be tank mixed at a rate of 1/2 to 1 pint per acre with recommended rates of low volatile amine or ester formulations of 2,4-D, MCPP, or other labeled postemergence broadleaf herbicides provided the tank mix product is registered for use on ornamental turfgrass (perennial bluegrass, perennial ryegrass, or tall fescue ornamental turfgrass including these turfgrasses in sod farms and golf courses). Refer to the product labels of tank mix products and follow all appropriate use directions, precautions, and limitations.

Application Directions

Broadcast Treatment of Ornamental Turfgrass

¹See control of kikuyugrass under Application Directions.

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