

62719-263

11/23/2001

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

NOV 23 2001

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

J. Robert Peterson, Ph.D.
Dow AgroSciences LLC
9330 Zionsville Road
Indianapolis, IN 46268

Subject: Lawn Fertilizer Plus Confront* Weed Control
EPA Reg. No. 62719-263
Amendment revising First Aid Statements and Warranty Disclaimer and adding
Terms and Conditions of Use section
OPP ID No. 286751
Your application dated September 17, 2001

Dear Dr. Peterson:

The product labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable, provided you make the required changes listed below:

1. Add the following language in **bold typeface** to page 1 directly after the "For use on..." statement:

"Do not use grass clippings from turf treated with this product for mulch or for compost to be used in the growing season of application."

2. Change "Treats and feeds ..." language on pages 1 and 2 to "Treats and feeds up to 5,000 sq ft".

3. Add the Signal Word "Warning" to the Precautionary Statements section immediately below the subheading "Hazards to Humans and Domestic Animals."

4. Move the section on page 4 listing weeds controlled at the regular and heavy rates to follow the section on spreader settings on page 6.

5. Move all "Do not. . ." statements on page 6 to directly under the "Application Restrictions:" header on page 5.

6. Modify the Storage and Disposal section consistent with PRN 2001-6 regarding disposal statements, i.e., replace the Pesticide Disposal and Container Disposal statements with the following language:

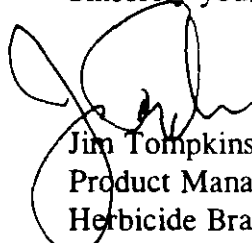
“If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.”

“If empty: Do not reuse original container. Place in trash or offer for recycling if available.”

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

The amended label supersedes all previously accepted labels. A stamped copy of the label is enclosed for your records. Please submit one copy of the final printed label before you release the product for shipment.

Sincerely yours,



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

Enclosure

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(Front Panel of Label)

[photo: house with beautiful lawn]
[inset photo: dandelion]

Kills dandelions

[Subregistrant] (Logo)
Lawn Fertilizer Plus
Confront* Weed Control

For use on bahiagrass, common bermudagrass, bluegrass, centipedegrass, fescue, ryegrass, or zoysiagrass lawns.

-- The [Subregistrant] Difference --

- Thick, green, weed-free turf
- Timed-release nitrogen won't burn your lawn or cause surge growth
- **[Subregistrant] No-Quibble Guarantee**
- Toll-free Consumer Hotline: 1-800-000-0000

Patented Particle Technology

[art]

Unlike other weed-and-feeds, every particle of (Subregistrant) Lawn Fertilizer Plus Confront contains

- (Subregistrant)'s patented timed-release nitrogen
- Phosphorus
- Potassium
- Exclusive, highly effective weed control

[Editor's note: The above section may be included, if applicable.]

Do not use on St. Augustinegrass, hybrid bermudagrass, carpetgrass, bentgrass, dichondra, or lippia lawns.

Treats and feeds 5,000 sq ft

NET WEIGHT 15.55 lb (7.05 kg)

Keep Out of Reach of Children

WARNING

See back for additional precautionary statements.

*Trademark of Dow AgroSciences LLC

Lawn Fertilizer Plus Confront Weed Control

ACCEPTED
with COMMENTS
In EPA Letter Dated

NOV 23 2001

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

62719-263

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ACTIVE INGREDIENTS:

triclopyr: 3,5,6 trichloro-2-pyridinyloxyacetic acid, triethylamine salt 0.50%

clopyralid: 3,6-dichloro-2-pyridinyloxyacetic acid, triethylamine salt 0.18%

INERT INGREDIENTS..... 99.32%

Total..... 100.00%

Acid Equivalent:

triclopyr - 0.36%

clopyralid - 0.12%

Guaranteed Analysis

Total nitrogen (N)	XX.X%
X.X% ammoniacal nitrogen	
XX.X% urea, methylene ureas nitrogen	
X.X% water insoluble nitrogen	
Available phosphoric acid (P ₂ O ₅)	X.X%
Soluble potash (K ₂ O)	X.X%

Derived from:

EPA Reg. No. 62719-263

EPA Est. XXXX-XX-X

Product of USA

Distributed by:

[Name and address of subregistrant]

PULL TAB
and remove for
pour spout
Easy [illus.]
Open PULL HERE

Treats and feeds 5,000 sq ft

Keep Out of Reach of Children

WARNING

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

Causes Substantial But Temporary Eye Injury • Harmful If Absorbed Through The Skin

Do not get in eyes or on clothing. Avoid contact with skin. Wear long-sleeved shirt and long pants, socks and shoes, goggles or face shield and chemical resistant gloves made of rubber or other waterproof material. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

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 on skin or clothing: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call poison control center or doctor for treatment advice.

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

Do not apply directly to water. Do not contaminate water when cleaning equipment or disposing of equipment washwaters.

Clopyralid is a chemical which can travel (seep or leach) through soil and under certain conditions contaminate ground water which may be used for irrigation or drinking purposes. Users are advised not to apply clopyralid where soils have a rapid to very rapid permeability throughout the profile (such as loamy sand to sand) and the water table of an over limestone bedrock, severely fractured surfaces, and substrates which could allow direct introduction into an aquifer. Your local agricultural agencies can provide further information on the type of soil in your area and the location of groundwater.

Lawn Fertilizer Plus Confront Weed Control

-- The [Subregistrant's Name] Difference --

[Subregistrant's] Patented Particle Technology is available only in [Subregistrant @] products, so don't be fooled by weed-and-feeds claiming to be "just like [Subregistrant's]"

Remember, even weed-and-feeds claiming to contain slow- or controlled-release nitrogen are typically just simple mixes, so they can't deliver the consistent great results you'll get from (Subregistrant's) Patented Particle Technology. With (Subregistrant) Lawn Fertilizer Plus Confront Weed Control, every particle contains time-release nitrogen plus the other primary nutrients and weed control.

[photos: simple mix and LF+CWC particles]

ORDINARY SIMPLE MIXES

- Nutrient and weed control granules of many different sizes and shapes
- Result: granules of unequal size can separate during application

[Subregistrant's] TECHNOLOGY

- Lawn Fertilizer Plus Confront Weed Control granules are consistent in size and shape
- Result: consistent distribution of nutrients and weed control

[photos: simple mix and LF+CWC patterns]

ORDINARY SIMPLE MIXES

- The amount of individual nutrients and weed control in each square inch of lawn may vary greatly
- Result: uneven, inconsistent weeding and feeding

[Subregistrant's] TECHNOLOGY

- Lawn Fertilizer Plus Confront Weed Control delivers the same ratio of primary nutrients plus weed control to every square inch of turf
- Result: consistent greening plus better weed control

What to expect

Dandelions and other weeds will be killed in 4 to 5 weeks and your lawn will be greener in 4 to 6 days.

Small, lightweight granules mean better weed control. Most lawn weed controls must be absorbed through the weed's leaves to be effective. Lawn Fertilizer Plus Confront Weed Control granules are small and lightweight, so they will stay on even the smallest weed leaves. Weed control in Lawn Fertilizer Plus Confront Weed Control is absorbed by the weed's leaves and roots, killing the plant completely.

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 before applying.

Apply to moist or dry foliage at the **REGULAR RATE** to control the following weeds:

- | | |
|---------------------------|---------------------------------|
| black medic | hop clover |
| bristly hawkbeard | narrow leaf plantain (buckhorn) |
| broadleaf plantain | red clover |
| catsear (coast dandelion) | white clover |
| common dandelion | |
| false dandelion | |
| hawkweed | |

Moist foliage application will provide quicker results. For best herbicide effect when applying to dry foliage, apply when good soil moisture conditions are present.

Apply to moist foliage at the **HEAVY RATE** to control the following weeds.

- | | |
|---------------------|--------------------------|
| creeping beggarweed | roundleaf mallow |
| dwarf beggarweed | sheep sorrel |
| burdock | shepherdspurse |
| coffee weed | slender speedwell |
| common chickweed | smartweed |
| mouseear chickweed | spurweed |
| common cocklebur | Canada thistle |
| curly dock | musk thistle |
| dollarweed | old world diamond flower |
| English lawn daisy | common vetch |
| goldenrod | Virginia pepperweed |
| ground ivy | wild buckwheat |
| henbit | common yellow woodsorrel |
| lambsquarters | creeping woodsorrel |
| lespedeza | prostrate spurge |
| matchweed | wild violet |
| poison ivy | Virginia buttonweed |
| common ragweed | |

A repeat application may be necessary.

How and when to apply

Apply in late spring, summer, or fall.

Application Restrictions: Avoid contact with eyes, skin, or clothing during and after application. 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.

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

- Apply anytime weeds are actively growing (when daytime temperatures are consistently above 60°F). Avoid applying when temperatures are consistently above 90°F or during drought conditions. Applications during these conditions may provide less control than desirable.
- Apply on a calm day.
- Lawn Fertilizer Plus Confront Weed Control is absorbed by both foliage and roots. Weeds listed in the REGULAR RATE section above can be controlled by application to dry foliage. For best results, apply when good moisture conditions are present.
- To control weeds listed in the HEAVY RATE section, apply to moist grass. To help particles stick to weed leaves, the grass should be thoroughly watered or wet from dew before applying Lawn Fertilizer Plus Confront Weed Control.
- In the Fall, apply up to the last mowing or as long as grasses are actively growing.
- On bahia and centipedegrass lawns, wait until after the second mowing of the year, but NOT before mid-March. In the fall, DO NOT treat centipede after the first of October and DO NOT treat bahia after the first of November.
- Do not use this product on flowers, shrubs, fruit, or vegetable plants, or on creeping bentgrass, St. Augustinegrass, dichondra, or lippia lawns. Do not apply this product to hybrid bermudagrass varieties such as Tifdwarf, Tifgreen, and Tifway. On common bermudagrass, bahia, centipedegrass, or zoysia lawns, under certain conditions some temporary discoloration may result.

Watering or rain

Do not water your lawn for 24 hours after application. Do not apply when rain is expected within 24 hours. Water will wash the weed control product off the weed leaves and reduce its effectiveness.

IMPORTANT

What to Expect

Weed stems and leaves will begin to twist and curl within a week, but a month or more may be required for complete control. If weed control is incomplete after 4 to 5 weeks, a repeat application can be made. To minimize grass injury, additional applications should be at least 4 weeks apart.

Seeding/Sodding/Sprigging

Wait until the new grass has been mowed at least 4 times before applying Lawn Fertilizer Plus Confront Weed Control.

If you are planning to seed, sod, or sprig, you should wait at least 1 month after you have applied Lawn Fertilizer Plus Confront Weed Control.

This product will control only actively growing weeds; it will not prevent weed seeds from sprouting new plants.

Spreading Tips

For best results, use a [_____] spreader.

Be careful when applying this product near shrubs, flower beds, or vegetable gardens, as contact with this weed control product may damage these desirable plants. When using any rotary spreader, take special care near desirable plants.

Do not contaminate feed or foodstuffs.

Do not contaminate water used for irrigation or domestic purposes.

Do not graze treated areas. Do not feed clippings to livestock.

Do not apply in a brisk wind, as drift may contact desirable plants and cause injury.

Do not apply to exposed roots of shallow-rooted trees and shrubs or allow contact with exposed suckers, as injury may occur.

Do not reseed until 4 weeks after application.

Do not use Lawn Fertilizer Plus Confront Weed Control on golf course putting greens or tees.

Do not apply at greater than recommended rates, especially under the branch spread (dripline) of trees.

Do not use grass clippings from turf treated with Lawn Fertilizer Plus Confront Weed Control for mulch.

Do not use compost containing grass clippings from turf treated with Lawn Fertilizer Plus Confront Weed Control in the growing season of application.

Spreader Settings			
Spreader	REGULAR RATE covers 5,000 sq ft	HEAVY RATE covers 4,300 sq ft	DIRECTIONS
Scotts Drop Spreaders	XX	XX	Mow lawn first; apply 2 header strips; apply longest direction of lawn, overlapping wheel marks.
Scotts EasyGreen Spreaders	XX	XX	Make each pass about 30 inches from previous pass to overlap spread width.
Scotts SpeedyGreen Rotary	XX	XX	Make each pass about 5 feet from previous pass to overlap spread width.

Additional Spreader Settings	REGULAR RATE	HEAVY RATE
EZ Drop, Republic (#530)	XX	XX
EZ Broadcast, Republic (#540)	XX	XX
EZ Grow, Republic (#545)	XX	XX
Red Devil Drop (FH-22)	XX	XX
Red Devil Rotary (SB-50)	XX	XX
Quaker Drop (Model #10850)	XX	XX
Quaker Rotary (Model #10301)	XX	XX
Ortho Drop	XX	XX
Ortho Rotary	XX	XX

(Non-Scotts spreader settings are approximate. You may need to adjust for proper coverage.)

[Editor's note: Illustrations; spreading patterns.]

Storage and Disposal

Storage: Store in original container in a clean, dry area away from extremes of heat and cold and out of direct sunlight.

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

Container Disposal: Do not reuse empty bag. When completely empty, discard bag in trash.

Questions? Call [Subregistrant's] toll-free Consumer Hotline: 1-800-000-0000

[Subregistrant's] No-Quibble Guarantee™

If for any reason you are not satisfied with results after using this product, you are entitled to get your money back. Simply send us evidence of purchase and we will mail you a refund check promptly.

[Subregistrant] . . . the lawn people
[Subregistrant Address]

Terms and Conditions of Use

If terms of the following Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer, Inherent Risks of Use and Limitations of Remedies.

Warranty Disclaimer

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. SELLER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

Inherent Risks of Use

It is impossible to eliminate all risks associated with use of this product. Plant injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including conditions noted on the label, such as unfavorable temperature, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of Seller. All such risks shall be assumed by Buyer.

Limitation of Remedies

The exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to, at Seller's election, one of the following:

1. Refund of purchase price paid by buyer or user for product bought, or
2. Replacement of amount of product used.

Seller shall not be liable for losses or damages resulting from handling or use of this product unless Seller is promptly notified of such loss or damage in writing. In no case shall Seller be liable for consequential or incidental damages or losses.

The terms of the Warranty Disclaimer and Inherent Risks of Use above and this Limitation of Remedies cannot be varied by any written or verbal statements or agreements. No employee or sales agent of the

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Seller or the seller is authorized to vary or exceed the terms of the Warranty Disclaimer or this Limitation of Remedies in any manner.

*Trademark of Dow AgroSciences LLC

EPA-Accepted: __/__/__