

62719-426

09/29/2004

1/13

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 Dow AgroSciences/62719-426	2. EPA Product Manager Joanne I. Miller (7505C)	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Dow AgroSciences/Crab-Buster™ EC	PM# PM / 23	
5. Name and Address of Applicant (Include ZIP Code) Dow AgroSciences LLC 9330 Zionsville Road Indianapolis, IN 46268 <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

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated NOTIFICATION
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application. SEP 29 2004
<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.)

Labeling notification based on EPA-accepted copy dated September 17, 2003:

- Corrected trademark symbol throughout label.
- At the request of the state of New York, revised the following statement "In the state of New York, do not exceed 1.5 fl oz per 1000 sq ft per year (equivalent to 0.5 pounds of active ingredient per acre). In Nassau and Suffolk Counties, do not exceed 0.75 fl oz per 1000 sq ft per year (equivalent to 0.25 pounds of active per acre)." to read "In the state of New York, do not apply more than 0.75 fl oz per 1000 sq feet per year of this product (equivalent to 0.25 lb of active ingredient per acre)."

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No *Certification must be submitted	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Unit Packaging wgt. No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Package wgt. No. per container	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
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 Kimberly S. Gilbert	Title Regulatory Manager	Telephone No. (Include Area Code) (317) 337-4685; fax no. (317) 337-4649
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowing false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		7. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Manager	
4. Typed Name Kimberly S. Gilbert	5. Date September 3, 2004	

™ Trademark of Dow AgroSciences LLC

G2B / Crab-Buster EC / Notif / 09-03-04
file: Crab-Buster EC-426 03Sep04N.doc

Crab-Buster™ EC

EPA Reg. No. 62719-426

Split label intended for residential use.

Registration Notes:

Source label text based on EPA-accepted copy dated September 17, 2003.

Changes via notification:

1. Corrected trademark symbol throughout label.
2. At the request of the state of New York, revised the following statement "In the state of New York, do not exceed 1.5 fl oz per 1000 sq ft per year (equivalent to 0.5 pounds of active ingredient per acre). In Nassau and Suffolk Counties, do not exceed 0.75 fl oz per 1000 sq ft per year (equivalent to 0.25 pounds of active per acre)." to read "In the state of New York, do not apply more than 0.75 fl oz per 1000 sq feet per year of this product (equivalent to 0.25 lb of active ingredient per acre)."

™Trademark of Dow AgroSciences LLC

[Container Label]

(Logo) Dow AgroSciences

NOTIFICATION

09/03/04

Crab-Buster™ EC

Lawn and Ornamental Herbicide

For control of crabgrass and control or suppression of many other annual grass and broadleaf weeds in established turfgrasses and ornamental landscape areas

[Optional Label Claims]

- A Preemergence Herbicide for Control of Crabgrass and many Other Weeds in Established Lawns and Ornamental Turfgrasses and Residential Landscapes
- Contains Dimension® Herbicide - For Effective Crabgrass Control!
- Controls Crabgrass, Spurge, Oxalis & Control or Suppression of Many Other Annual Grasses & Broadleaf Weeds in Ornamental Landscape Areas, Established Lawns and Ornamental Turf
- Provides Early Postemergence Control of Young Crabgrass
- Can Be Applied Up to 4 Weeks later than other Preemergence Crabgrass Preventers
- Preemergence and Postemergence Activity on Crabgrass Allows a Wider Application Window
- Provides Longer Window of Application for Effective Weed Control
- Labeled for Use on most Warm and Cool Season Turfgrass Species
- Provides Season Long Control of Crabgrass, Poa Annua, Henbit, Oxalis, Spurge, and Many Other Common Weeds
- Controls Sandbur (Sandspur, Grassbur)
- Also Labeled for Ornamental Use

Not for use on plants or turf grown for sale or other commercial use as sod, or for commercial seed production, or for research purposes.

In the state of New York, do not apply more than 0.75 fl oz per 1000 sq feet per year of this product (equivalent to 0.25 lb of active ingredient per acre).

Active Ingredient

dithiopyr: 3,5- pyridinedicarbothioic acid, 2-(difluoromethyl)- 4-(2-methylpropyl)-6- (trifluoromethyl)-S,S-dimethyl ester.....	12.7%
Inert Ingredients	87.3%
Total	100.0%

Contains petroleum distillates

Contains 120 grams per liter or 1 pound per U.S. gallon of the active ingredient.

Product protected by U.S. Patent No. 4,692,184. Other patents pending

Keep Out of Reach of Children

WARNING AVISO

[See Back Panel for Precautionary Statements]

Precautionary Statements

Hazards to Humans and Domestic Animals

**Causes Substantial But Temporary Eye Injury • Causes Skin Irritation • Harmful If Swallowed
• May Cause Respiratory Tract Irritation • May Cause Allergic Skin Reaction**

Do not get in eyes, on skin, or on clothing. Avoid breathing vapors or spray mist. Wear a long-sleeved shirt, long pants, protective eyewear, chemical-resistant gloves such as barrier laminate or Viton \geq 14 mils, and shoes plus socks when mixing and applying this product. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling. Do not allow people or pets to enter treated area until sprays have dried.

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 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.

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.

Hot Line Number: 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 day or night, for emergency treatment information.

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

Environmental Hazards

This product is toxic to fish and highly toxic to other aquatic organisms including oysters and shrimp. Use with care when applying to turf areas adjacent to any body of water. Drift and runoff from treated turf may adversely affect aquatic organisms in adjacent aquatic sites. Do not apply directly to water. Do not apply when weather conditions favor drift from treated areas. Do not contaminate water when disposing of equipment washwaters or rinsate.

Refer to label booklet for Directions for Use, including Storage and Disposal.

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.

Agricultural Chemical: Do not ship or store with food, feeds, drugs or clothing.

EPA Reg. No. 62719-426

EPA Est. _____

TM® Trademark of Dow AgroSciences LLC

Dow AgroSciences LLC • Indianapolis, IN 46268 U.S.A.

Net Contents__

[Label Booklet]

(Logo) Dow AgroSciences

Crab-Buster™ EC

Lawn and Ornamental Herbicide

For control of crabgrass and control or suppression of many other annual grass and broadleaf weeds in established turfgrasses and ornamental landscape areas

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dithiopyr: 3,5- pyridinedicarbothioic acid, 2-(difluoromethyl)- 4-(2-methylpropyl)-6- (trifluoromethyl)-S,S-dimethyl ester.....	12.7%
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WARNING

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• May Cause Respiratory Tract Irritation • May Cause Allergic Skin Reaction**

Do not get in eyes, on skin, or on clothing. Avoid breathing vapors or spray mist. Wear a long-sleeved shirt, long pants, protective eyewear, chemical-resistant gloves such as barrier laminate or Viton ≥ 14 mils, and shoes plus socks when mixing and applying this product. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling. Do not allow people or pets to enter treated area until sprays have dried.

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This product is toxic to fish and highly toxic to other aquatic organisms including oysters and shrimp. Use with care when applying to turf areas adjacent to any body of water. Drift and runoff from treated turf may adversely affect aquatic organisms in adjacent aquatic sites. Do not apply directly to water. Do not apply when weather conditions favor drift from treated areas. Do not contaminate water when disposing of equipment washwaters or rinsate.

Directions for Use

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

Storage and Disposal

Do not contaminate water, foodstuffs, feed or seed by storage or disposal.

Pesticide Storage: Store this product only in its original container in a dry, cool, secured storage area.

Container Disposal: **If empty:** Do not reuse this container. Place in trash or offer for recycling, if available. **If partly filled:** Call your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

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Crab-Buster™ EC lawn and ornamental herbicide controls crabgrass and other listed weeds for up to 4 months in established turfgrasses and ornamental landscape areas when applied prior to their germination. This product will also provide postemergence control of crabgrass for up to 4 weeks after germination and emergence.

Application Directions

Mixing Instructions:

Apply Crab-Buster EC with a hand-held pump-up or backpack sprayer at the rate of 1.5 fl oz (3 Tbs) in 1 to 2 gallons of water per 1000 sq ft †. (In New York State, do not apply more than 0.75 fl oz (4 1/2 tsp) in 1 to 2 gallons of water per 1000 sq ft per year.) Fill the clean spray tank to about three-fourths of the required volume of water for the area being treated. Add the required amount of Crab-Buster EC to the spray tank and complete the filling process.

Use Rates:

Application Rate (active ingredient/acre)	Equivalent Rate per 1000 sq ft †			
	Fluid Ounces (fl oz)	Tablespoons (Tbs)	Teaspoons (tsp)	Milliliters (ml)
0.25 lb	0.75	1.5	4.5	22.5
0.5 lb	1.5	3	9	45

† 1,000 square feet is equal to an area 100 feet X 10 feet or square area about 32 feet on a side.

Equivalent Rates for Treatment of Small Areas:

Rate (fl oz per 1000 sq ft)	Equivalent Rate per 500 sq ft			Equivalent Rate per 100 sq ft		
	(fl oz)	(tsp)	(ml)	(fl oz)	(tsp)	(ml)
1.5	0.75	4 1/2	22.5	0.15	1	4.5
0.75	0.375	2 1/4	11.25	0.075	1/2	2.25

Maximum Application Rates:

- Do not apply more than 1.5 fl oz of this product per 1,000 sq ft per application and no more than 4.5 fl oz of this product/1000 sq ft per year.
- In the state of New York, do not apply more than 0.75 fl oz per 1000 sq feet per year of this product (equivalent to 0.25 lb of active ingredient per acre).

Tips for Optimum Weed Control:

- **Uniform application is essential for effective weed control.** Apply uniformly to the treatment area as a coarse spray. Avoid streaking, skips or excess overlapping during application. Use of marker dyes aid in making more accurate applications. Prevent direct spray or drift in areas where treatment is not intended.
- This product is not effective until activated by rainfall or irrigation. Performance is improved if application is followed by 1/2 inch of rainfall or sprinkler irrigation. Erratic weed control may result if not activated by rainfall or irrigation within 30 days after application.
- In turf, for optimum results, apply after mowing and delay mowing again for a few days after the application.
- In established ornamental plantings, apply uniformly to the soil surface as a directed spray, avoiding direct contact with foliage.

Use Directions for Established Turfgrasses

Apply this product only to turfgrass species listed on this label.

The following turfgrass species are tolerant to this product when applied as directed:

Cool-Season Grasses	Warm-Season Grasses
Bentgrass, creeping [†]	Bahiagrass
Bluegrass, Kentucky	Bermudagrass ^{†††}
Fescue, fine ^{††}	Buffalograss ^{††††}
Fescue, tall	Carpetgrass
Ryegrass, perennial	Centipedegrass
	St. Augustinegrass
	Zoysiagrass

[†] Do not apply this product to Colonial bentgrass. Use of this product on certain varieties of creeping bentgrass, such as 'Carmen', 'Cohansey', or 'Seaside' will result in undesirable turf injury. Not all varieties of creeping bentgrass have been tested.

^{††} The following fine fescue varieties have been found to be sensitive to this product: 'Atlanta', 'Banner', 'Beauty', 'Bilgart', 'CF-2', 'Enjoy', 'HF-93', 'Highlight', 'Ivalo', 'Jamestown', 'Koket', 'Majenta', 'Mary', 'Pennlawn', 'Tamara', 'Tatjana', 'Waldorf', and 'Waldina'.

^{†††} Use of this product on 'Tifgreen' (328) hybrid bermudagrass is not recommended as use may result in undesirable turfgrass injury.

^{††††} Do not use this product on seedling buffalograss in the spring of the first year of establishment until the turfgrass is fully green and has established new roots.

Use Precautions for Turf

This product should be applied only to turfgrasses that are well established. For newly established lawns, initial application of this product should be made only after turfgrasses have developed a vigorous root system, uniform stand, and received at least two mowings following seeding, sodding, or sprigging.

- Use of this product on turfgrasses that are not well established, or weakened by stress due to mechanical operations, pests, excessive temperatures, or lack of moisture may result in turfgrass injury.
- For best results, cultural practices that disturb the soil, such as core-, spike-, or hydro-aerification, and verticutting, should be done before application of this product. Do not apply this product until turfgrass has recovered from the mechanical injury caused by these practices.
- **Reseeding, Overseeding, or Sprigging:** Reseeding, overseeding, or sprigging of areas treated with this product within 10 weeks after a single application of this product or within 16 weeks after a second application totaling 1.5 fl oz per 1000 sq ft (0.5 lb active ingredient per acre) or more may inhibit the establishment of desirable turfgrasses. If this product is applied in the fall, do not reseed, overseed or sprig turfgrasses within 12 weeks after application.
- Do not use clippings from treated turf for mulching around vegetables or fruit trees.
- **Reentry:** Do not allow people or pets to enter treated area until sprays have dried.

Application Timing

Spring Application

Control of Crabgrass: Crab-Buster EC provides preemergence control of crabgrass and control or suppression of other listed weeds when applied prior to their germination. In addition, this product provides postemergence control of seedling crabgrass after germination and emergence. Postemergence control is limited to crabgrass only and is effective up to 4 weeks after germination of crabgrass. This generally corresponds to the time when crabgrass seedlings are at the 3-leaf stage of growth (or earlier) and first become visible in the established turf. This product will not control crabgrass when plants begin to spread (tiller). Properly timed applications will control existing crabgrass and prevent further emergence of crabgrass seedlings. Do not apply this product later than 4 weeks after crabgrass germination.

Control or Suppression of Other Grass and Broadleaf Weeds: For control or suppression of other grass and broadleaf weeds, this product must be applied as a preventative (preemergence) treatment prior to their germination and emergence.

Fall Application

This product may be applied from late summer through early fall (late August through November) for preemergence control of all listed weeds, including annual bluegrass (*poa annua*). When applied in the fall, a sequential or second application of this product is recommended in the following spring to provide season-long control of crabgrass.

Weeds Controlled or Suppressed

Crab-Buster EC will provide control of crabgrass and control or suppression of other listed grass and broadleaf weeds when applied prior their germination.

Grasses	Broadleaf Weeds	
barley	bittercress †	pigweed, redroot
barnyardgrass	carpetweed	parsley-piert †
bluegrass, annual	chickweed †	purslane, common
brome	geranium, Carolina †	rocket, London
crabgrass, large	henbit	shepherdspurse
crabgrass, smooth-	knotweed, prostrate	speedwell, corn †
crabgrass, Southern	lespedeza, common †	spurge, garden
crowfootgrass †	marestail	spurge, prostrate
dallisgrass	medic, black	spurge, spotted
goosegrass	mustard	woodsorrel, creeping
foxtail, green	oxalis, buttercup	woodsorrel, yellow
foxtail, yellow	pineappleweed	
kikuyugrass †		
oats, wild		
ryegrass (annual & perennial)		
sandbur (sandspur, grassbur)		
smutgrass		

† Suppression only

Use Directions for Landscape Ornamentals

Crab-Buster EC provides preemergence control or suppression of listed annual grass and broadleaf weeds in plantings of ornamental plants listed on this label. **See Application Directions section at beginning of Directions for Mixing Instructions and Use Rates, and Weeds Controlled or Suppressed section above for listing of susceptible weeds.**

Crab-Buster EC is a preemergence herbicide that controls weeds as they germinate. It will not control established weeds. Applications in ornamental plantings must be made prior to weed seed germination or to bare ground. The best weed control is obtained when applications are made to soil that is free of clods, weeds and debris such as leaves. Prior to making an application, existing vegetation should be controlled by hand weeding, by cultivation, or with a postemergence herbicide. Once an application of this product has been made, avoid disturbance of the soil surface as the herbicide barrier will be broken. To maintain continuous preemergence weed control, up to three applications of 1.5 fl oz per 1000 sq ft per year may be made at 3 to 4 month intervals (See maximum rate limitations for the State of New York under Use Rates).

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Apply Crab-Buster EC as a post-directed spray to the soil surface, avoiding direct spray contact with foliage of ornamental plants. **This product is not recommended for use as an over-the-top spray in ornamentals.** Foliage that receives direct or indirect (drift) spray contact may be injured. The injury is typically cosmetic and the plants normally outgrow this condition rapidly and develop normally.

Use Precautions for Ornamentals

- Apply this product only to established ornamentals. Care must be taken that soil or planting mixes have settled firmly around roots following transplanting and watering to prevent contact of this product with plant roots.
- Do not apply this product directly to bare roots of ornamental plants as injury may result.
- Do not incorporate this product into soil. Dilution of active ingredient and possible injury to plant roots may occur.
- Do not apply to soil around ornamental plants that are under stress due to drought, flooding, excessive fertilizer or soil salts, wind injury, hail, frost damage, winter injury, injury from previously applied pesticides or injury due to insects, nematodes or disease.
- This product is not recommended for use as an over-the-top spray in ornamentals.
- Do not apply under windy conditions to avoid uneven spray distribution and weed control or spray drift to areas where treatment is unintended.

Tolerant Ornamentals

The ornamentals listed below have shown tolerance to this product when applied according to label directions. However, this product has not been tested on all ornamental species, all cultivars of species on this label, or under all possible growing conditions. If in doubt, it is recommended that a small area involving only a few plants be treated and observed for tolerance under local growing conditions prior to large-scale use.

Abelia, Dwarf	Cycads	Lily, African	Pine, Virginia
Ajuga	Cypress, Bald	Lily, African Blue	Pine, White
Almond, Flowering	Cypress, Italian	Lily of the Valley	Pineapple, Guava †
Apple †	Cypress, Japanese False	Lilyturf	Pieris
Arborvitae	Cypress, Leyland	Liriope, Green	Pittosporum, Japan
Arborvitae, Golden	Daffodil	Maple, Japanese	Potentilla
Aster, Chinese	Daylily	Maple, Norway	Privet
Ash, Green	Dianthus (Sweet William)	Maple, Red †	Privet, Glossy
Ash, Mountain	Delphinium	Maple, Silver	Pyracantha
Ash, Purple	Dogwood	Maple Sugar †	Queen Palm
Azalea	Dogwood, American	Marigold	Quince, Japanese †
Azalea, Flame	Douglas Fir	Mock Orange †	Rhododendron
Azalea, Kirishima	Dusty Miller	Mondo Grass	Rhododendron, Carolina
Bamboo, Heavenly	Elm, Drake	Moss Rose	Rhododendron, Catawba
Barberry	Euonymus	Myrtle, Crape	Rockcress
Barberry, Purple	Fetterbush	Myrtle, Wax	Rhodie Max (Rosebay)
Basket flower	Ficus	Nandina	Rose †
Bearberry (common)	Fir Fraser	Narcissus	Rosemary †
Bee Balm	Forsythia	Oak, Laurel	Rosemary, Bog
Begonia	Fuchsia	Oak, Pin	Salvia
Birch, River	Galium	Oak, Red	Sedum
Blackeyed Susan	Gardenia	Oak, Southern	Snapdragon
Blanket Flower	Geranium	Oak, Willow	Sourwood
Blueberry †	Gum	Oleander	Spiraea
Bottlebrush	Hawthorn	Osteospermum	Spiraea
Boxwood, Japanese	Heather, Twisted	Pachysandra	Spiraea, Garland
Boxwood, Weller	Hemlock, Canada	Palm, Bangalow	Spruce, Black Hills
Broom	Hibiscus	Fan Palm, Mexican	Spruce, Colorado Blue
Bugle Carpet	Holly	Fern (various)	Spruce, Norway
Camellia	Holly, Chinese	Pampas Grass	Spruce, White
Candy Tuft	Holly, Japanese	Pansy	Sweetflag, Grassyy-Le
Carex, Variegated	Holly, Yaupon	Paper Flower	Sweetgum

Cedar, Red	Honeysuckle	Peach †	Sycamore
Celosia	Hosta	Periwinkle, Dwarf	Tree Fern (Tiki Fern)
Centaurea	Ice Plant	Petunia	Trumpet Flower, Evening
Cockscomb, Plumosa	Impatiens	Photinia, Red Tip	Tulip
Coleus	Iris	Pieris	Verbena, Shrub
Fan Palm, European	Ivy, English	Pine, Australian	Vervain
Fescue	Jasmine, Asian	Pine, Japanese Black	Viburnum
Columbine	Juniper	Pine, Loblolly	Vinca (Periwinkle)
Copper leaf	King Palm	Pine, Longleaf	Windmill Palm
Coreopsis	Laurel, Australian	Pine, Mugo	Xylosma
Corn Flower	Laurel, Mountain	Pine, Scotch	Yarrow
Cotoneaster	Leucothoe	Pine, Slash	Yaupon
Coyotebrush	Ligustrum, Japanese	Pine, Swiss Mt.	Yew

† Ornamental species only: Do not use on food producing trees and ornamentals.

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 the 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 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 date: 09/17/03

308/2E
September 3, 2004



Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U. S. Environmental Protection Agency
Room 266A, Crystal Mall 2
1801 South Bell Street
Arlington, VA 22202

CRAB-BUSTER EC (AI: DITHIOPYR)
EPA REGISTRATION NUMBER: 62719-426
NOTIFICATION OF MINOR LABEL CHANGE PER PR NOTICE 98-10

Enclosed please find labeling for the notification action of Crab-Buster™ EC lawn and ornamental herbicide. The following changes have been made by notification based on EPA-accepted copy dated September 17, 2003:

1. Corrected trademark symbol throughout label.
2. At the request of the state of New York, revised the following statement "In the state of New York, do not exceed 1.5 fl oz per 1000 sq ft per year (equivalent to 0.5 pounds of active ingredient per acre). In Nassau and Suffolk Counties, do not exceed 0.75 fl oz per 1000 sq ft per year (equivalent to 0.25 pounds of active per acre)." to read "In the state of New York, do not apply more than 0.75 fl oz per 1000 sq feet per year of this product (equivalent to 0.25 lb of active ingredient per acre)."

This notification is consistent with the provisions of PR Notice 98-10 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 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.

Contents of Submission

- Transmittal document (this letter)
- Application for Pesticide, EPA Form 8570-1
- Label entitled Crab-Buster EC (G2A/Crab-Buster EC/Notif/09-02-04)
(10 Pages plus Registration Notes) (5 Copies)

If you require further information, please contact Richard Bjerregaard, Regulatory Specialist at 317-337-4674 or Chris Hutchison, Registration Assistant for this product, at 317-337-4976.

Sincerely,

A handwritten signature in cursive script that reads "Kimberly S. Gilbert".

Kimberly S. Gilbert
Regulatory Leader
Regulatory Success – Americas
317-337-4685
317-337-4649 (FAX)
ch/
Enclosures