

67702-19

4/9/2010

1/9



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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Mr. Walter G. Talarek  
Agent for W. Neudorff GmbH KG  
C/O Walter G. Talarek PC  
1008 Riva Ridge Drive  
Great Falls, VA 22066-1620

APR 9 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4, 2008-1 and 98-10  
Storage and disposal update and other changes (**General Label Change**)

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4, 2008-1 and 98-10 dated March 17, 2010 for:

**EPA Registration 67702-19      NEU1171H**

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4, 2008-1 and 98-10 and finds that the label change(s) requested falls within the scope of PRN-2007-4, 2008-1 and 98-10. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

Linda Arrington  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0080

Print Form

	United States <b>Environmental Protection Agency</b> Washington, DC 20460	<input type="checkbox"/> Registration	OPP Identifier Number
		<input type="checkbox"/> Amendment	
		<input checked="" type="checkbox"/> Other	

**Application for Pesticide - Section I**

1. Company/Product Number 67702-19	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) NEU1171H	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) W. Neudorff GmbH KG c/o Walter G. Talarek PC 1008 Riva Ridge Drive Great Falls, VA 22066-1620 <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: <input checked="" type="checkbox"/> 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 _____	<b>NOTIFICATION</b>  APR 9 - 2010
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.	
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.	

**Explanation:** Use additional page(s) if necessary. (For section I and Section II.)

Notification of minor label revisions under PR Notices 98-10, 2007-4 and 2008-1. See the enclosed letter to Ms. Linda Arrington, Team Leader, Notifications and Minor Formulations, for a full explanation of the notification and the certifications required by the PR notices.

**Section - III**

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1, 16, 20, 24, 32 & 64 oz; 1 gal. (128 oz.)		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
8. Manner in Which Label is Affixed to Product <input checked="" 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 Walter G. Talarek	Title Authorized Agent	Telephone No. (Include Area Code) 703-759-4837
<b>Certification</b> I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Authorized Agent	
4. Typed Name Walter G. Talarek	5. Date March 17, 2010	

LAW OFFICES OF  
WALTER G. TALAREK, P.C.  
1008 RIVA RIDGE DRIVE  
GREAT FALLS, VA 22066-1620

PHONE: 703-759-4837  
FAX: 703-759-5548  
E-MAIL: WTALAREK@VERIZON.NET

March 17, 2010

DELIVERED BY COURIER

Linda Arrington, Team Leader  
Notifications and Minor Formulations Team  
Registration Division  
c/o Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
Room S-4900, One Potomac Yard  
2777 S. Crystal Drive  
Arlington, VA 22202

Re: Application for Notification on Registration of NEU1171H; EPA Reg. No. 67702-19

Dear Ms. Arrington:

Please find enclosed W. Neudorff GmbH KG's ("Neudorff's") application for a notification on its registration for "NEU1171H", EPA Reg. No. 67702-19. In essence, this amendment would revise the product's label, as described below.

1. In the Ingredients section, substitute the word "Other" for the word Inert according to PR Notice 97-6;
2. Revise the Environmental Hazards section according to PR Notice 2008-1;
3. Revise the Storage and Disposal section and add a batch code according to PR Notice 2007-4;
4. Revise the Notice to Buyer section according to Chapter 12 of the Label Review Manual;
5. Insert the abbreviation "No." after EPA Est.; and
6. Revise the country code for Germany.

This notification is consistent with PR Notices 98-10, 2007-4 2008-1 and EPA's regulations at 40 CFR §§ 156.10, 156.80, 152.46, 156.140, 156.144, 156.146, and 156.156, 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 Notices 98-10, 2007-4 and 2008-1 and

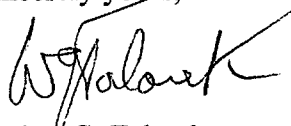
the requirements of 40 CFR 156.10, 156.80, 152.46, 156.140, 156.144, 156.146 and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Two (2) copies of the product's revised label are enclosed for your review. One (1) of these copies has the revisions highlighted in yellow.

Expedited review of this application is requested under FIFRA § 3(c)(3)(B)(i).

Please feel free to contact me if you have any questions about this application.

Sincerely yours,



Walter G. Talarek

Enclosures – Application for Amendment

# NEU1171H

**Active Ingredients:**

Ammoniated soap of fatty acids.....	22.11%
Maleic hydrazide .....	3.00%
Other Ingredients:.....	74.89%
<b>Total:</b> .....	<b>100.00%</b>

**NOTIFICATION**  
**APR 9 - 2010**

**KEEP OUT OF REACH OF CHILDREN**

## **WARNING**

<b>FIRST AID</b>	
<b>IF IN EYES</b>	-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. -Call a 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 the National Pesticide Telecommunication Network hotline at 1-800-858-7378 for emergency medical treatment information.	

### **PRECAUTIONARY STATEMENTS**

#### **HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield, or safety glasses). Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove and wash contaminated clothing before reuse.

#### **ENVIRONMENTAL HAZARDS**

This product may be hazardous to aquatic invertebrates. Do not apply directly to water. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

### **DIRECTIONS FOR USE**

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

#### **Application Directions**

Shake well before using.

Mix 25.6 oz of NEU1171H in 1 gallon of water and spray weeds until foliage is wet.

[The registrant will choose one (or more) of the following appropriate mixing (dilution) directions, to be selected based on the container size being used:

Mix 1 oz. of NEU1171H in 5 oz. of water and spray weeds until foliage is wet.

Mix 16 oz. of NEU1171H in 80 oz. of water and spray weeds until foliage is wet.

Mix 24 oz. of NEU1171H in 120 oz. of water and spray weeds until foliage is wet.

Mix 32 oz of NEU1171H in 160 oz. of water and spray weeds until foliage is wet.

Mix 65 oz. of NEU1171H in 325 oz. (2.5 gallons) of water and spray weeds until foliage is wet.

Mix 1 gallon of NEU1171H in 5 gallons of water and spray weeds until foliage is wet.]

Thorough coverage is important. For spot treatment of individual weeds, apply the mixed solution to the center of plant. Repeat treatment to control new weeds growing from seed and re-growth from biennial and perennial weeds. Avoid spraying desirable plants. Contents of this container will cover XXXX square feet.

**Use Sites:**

Use on weeds, grass, moss, and algae around and on buildings, sidewalks, fences, bark mulch, driveways, patios, foundations, gravel, vegetable and flower gardens, landscaped areas, lawns, and trees.

**Pests:**

Controls or suppresses most weeds, grasses, moss and algae, such as (but not limited to): annual bluegrass, barnyardgrass, black medick, broadleaf filaree, burclover, cat's-ear, common chickweed, common groundsel, common lamb's-quarters, corn spurry, creeping buttercup, curled dock, dandelion, English daisy, false dandelion, fiddleneck, foxtail fescue, geranium species, large crabgrass, lady's-thumb, locoweed, low cudweed, lupine, mouse-eared chickweed, mustard species, oxalis, plantain species, red clover, redroot pigweed, round leaved mallow, rush, sheep sorrel, shepherd's-purse, spiny annual sowthistle, stinkweed, wild carrot, wild hyacinth and white clover.

**STORAGE AND DISPOSAL**  
STORAGE: Store this product in its original container and keep in a secure storage area out of reach of children and domestic animals. Store unused

material, tightly closed, in original container only, away from open flame. Do not store at temperatures below 39°F.

**DISPOSAL:**

**If empty:** Nonrefillable. Do not reuse or refill this container. Place in trash or offer for recycling if available.

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

**BATCH CODE:**

**Surface Water Advisory:** Under some conditions, maleic hydrazide may have a significant potential for runoff into surface water (primarily via dissolution in runoff water), for several days post-application. Conditions favoring runoff include poorly draining soils or wet soils with readily visible slopes, frequently flooded areas, areas where an intense or sustained rainfall is forecast to occur within 48 hours, areas overlying extremely shallow ground water, and areas overlying tile drainage systems that flow to surface water.

[Marketing claims and product information that may be presented on the container or supplemental labeling:

- Eliminates unwanted vegetation quickly
- Won't stain (bricks), (concrete) or (asphalt)
- Non-staining (formula)
- Does not (Doesn't) stain (bricks), (concrete) or (asphalt)
- Kills within (minutes) (hours)
- Kills (weeds), (grasses), (algae) and (moss) quickly (and effectively)
- Kills (weeds), (grasses), (algae) and (moss) rapidly (and effectively)
- Kills (weeds), (grasses), (algae) and (moss) fast (and effectively)
- Kills (weeds), (grasses), (algae) and (moss) within (minutes) (hours)
- Kills rapidly
- Rapidly kills (weeds), (grasses), (algae) and (moss)
- Quickly kills (weeds), (grasses), (algae) and (moss)
- See results in hours
- See results quickly
- See rapid results
- See results fast
- Fast acting
- Rapid action (herbicide)
- Acts fast
- Acts rapidly
- Acts quickly
- Starts to work in (minutes), (hours).
- Begins to work in (minutes), (hours).
- Plant damage will be visible from a few hours to 2 days after spraying.
- Watch it work!
- Works fast!

- Works quickly!
- Works rapidly!
- Non-selective
- Prevents plant regrowth for up to 6 weeks.
- Controls most weeds and grasses for up to 6 weeks.
- Long lasting
- Long term control
- Get down to the root
- Kills tough weeds – roots and all
- Kills (weeds), (grasses), (algae) and (moss)
- Controls (weeds), (grasses), (algae) and (moss)
- NEU1171H is a fast-acting (weed), (grass), (algae) and (moss) killer.
- Fast-acting (weed), (grass), (algae) and (moss) killer.
- NEU1171H does not stain (concrete), (pavement), (stucco) or (wood).
- NEU1171H will not stain (concrete), (pavement), (stucco) or (wood).
- NEU1171H is a non-selective herbicide that controls many common annual weeds.
- NEU1171H suppresses the growth of many biennial and perennial weeds.
- NEU1171H controls or suppresses most (weeds), (grasses), (algae), (moss)
- NEU1171H controls (weeds), (grasses), (algae), (moss)
- NEU1171H suppresses most (weeds), (grasses), (algae), (moss)
- NEU1171H can be used in cultivated areas prior to planting grass, flowers and vegetables.
- Areas can be re-sown five days after treatment.
- NEU1171H can be used on (weeds), (grasses), (algae) or (moss) growing on or around (buildings), (sidewalks), (fences), (trees), (bark mulch), (driveways), (patios) and (gravel).
- NEU1171H can be used at any time during the year.
- Use anytime during the year!
- Best results are obtained with young, actively growing weeds, less than five inches in size.
- This product contains 0.25 pounds maleic hydrazide/gallon.
- Sold under a license of W. Neudorff GmbH KG, Germany.
- Manufactured under a license of W. Neudorff GmbH KG, Germany.



[Optional warranty statements. Registrant has choice of using any or none.

**NOTICE TO BUYER**

To the extent consistent with applicable law, seller warrants that this product conforms to the chemical description on this label and is reasonably fit for purposes stated on this label only when used in accordance with directions under normal use conditions. This warranty does not extend to use of this product contrary to label directions, or under abnormal use conditions, or under conditions not reasonably foreseeable to seller. Buyer assumes all risk of any



such use. To the extent consistent with applicable law, seller makes no other warranties, either expressed or implied.

OR

Buyer assumes all responsibility for safety and use not in accordance with directions.]

Registrant: W. Neudorff GmbH KG, Postfach 1209, An der Mühle 3, D-31860 Emmerthal, Germany

US Patent Number: 6,486,097  
EPA Reg. No. 67702-19

EPA Est. No.67702-DEU-1

## **NET CONTENTS**

9/9