

69526-12



2/17/2010

1088

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

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

Petro-Canada  
c/o Juli Mann  
Steptoe & Johnson LLP  
1330 Connecticut Ave, N.W.  
Washington, DC 20036

FEB 17 2010

Dear Ms. Mann:

Subject: Revised Labeling  
PC RTU Herbicide  
EPA Registration No. 69526-12  
Your Submission Dated November 12, 2009

The amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended is acceptable provided that you:

1. Make the labeling changes listed below before you release the product for shipment bearing the amended labeling:

a. When placing an optional statement with a footnote on the final printed labeling assure the associated footnote is also on the labeling.

b. If all the precautionary statements do not appear on the front panel, add a front panel referral statement similar to the following:

See side or back panel for additional precautionary statements.

c. We note that "hone lawns, in yards, vacant lots and other grassy areas around the home" are listed as treatment sites on the labeling. Since it is a violation of federal law to use this product in a manner inconsistent with its labeling, we would like to point out that these are the only sites to which this product can be legally applied or referenced in associated literature and advertizing.

d. Wherever the term "Microtechnology" appears on the label add a footnote to a brief factual description of this technology.

e. Delete the claim "Weed Remover for Lawns". This claim is misleading. This product does not physically remove weeds, it kills or controls them.

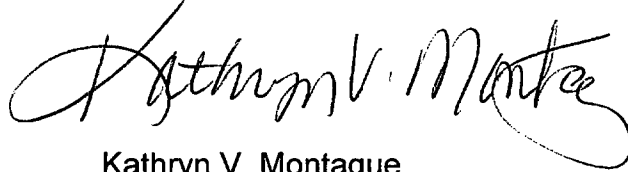
f. In reference to the bracketed information on page 4, we would like to point out that 40 CFR 156.10(i)(1)(ii) states that only the Directions For Use may appear on printed or graphic matter which accompanies the pesticide. The comment "To Appear ....Inside Booklet" implies that the Precautionary Statements are inside a booklet. If all of the Precautionary Statements cannot appear on the outside container label due to size constraints, you should formally submit a request for a size exemption from the Regulations for this product to allow the Precautionary Statements to appear inside a booklet..

2. Submit one (1) copy of your final printed labeling before you release the product for shipment.

A stamped copy of the labeling is enclosed for your records.

If you have any questions concerning this letter, please contact me at 703-305-1243

Sincerely yours,



Kathryn V. Montague  
Product Manager 23  
Herbicide Branch  
Registration Division (7505P)

Enclosure

3078

[Bracketed information will be removed from final printed label. Phrases in parenthesis and phrases or pictures that fall under "Optional Marketing Statements/Illustrations" are optional.]

[BATCH CODE WILL APPEAR ON IMMEDIATE CONTAINER]

[FRONT PANEL]

# PC RTU Herbicide

ACCEPTED  
with COMMENTS  
In EPA Letter Dated:

FEB 17 2010  
Under the Federal Insecticide,  
Fungicide, and Rodenticide Act  
as amended, for the pesticide  
registered under EPA Reg. No.

69526-12

**ACTIVE INGREDIENTS:**

2,4-D, dimethylamine salt *	0.0340%
Mecoprop-p, dimethylamine salt **	0.0220%
Dicamba, dimethylamine salt ***	0.0042%

<b>OTHER INGREDIENTS:</b>	99.9398%
<b>Total</b>	<b>100.0000%</b>

* 2,4-D Acid Equivalent.....	0.028%
** Mecoprop-p Acid Equivalent.....	0.018%
*** Dicamba Acid Equivalent.....	0.0035%

## KEEP OUT OF REACH OF CHILDREN

FORMULATED IN CANADA FOR:

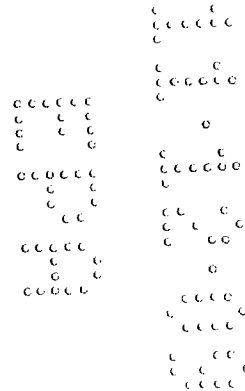
PETRO-CANADA  
385 SOUTHDOWN ROAD  
MISSISSAUGA, ONTARIO L5K 1A8

EPA REG. NO. 69526-12

EPA EST. NO. 79693-CAN-001

NET CONTENTS: 6 fl. oz. (177mL); 24 fl. oz. (1pt, 8 fl.oz) / 710ml; 64 fl. oz. (1/2 gallon) (1.89 L); 1 gal. (3.78 L); 1.33 gal. (5.03 L); 1.58 gal. (5.98 L); 1.75 gal. (6.62 L)

US Patent pending



4098

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**[Following notations will be found on the same panel as the referenced claims]**

\* When compared to other pesticides containing these active ingredients.

† Important: Do not apply to Bentgrass and Floratam. [Spanish Translation: ]( /) (No se aplique al Bentgrass y a Floratam). See full list of controlled weeds and use directions on peel-away label.

**[OPTIONAL MARKETING STATEMENTS/ILLUSTRATIONS]**

**[The following may appear on front panel, front of booklet attached to back of container, back panel, or side panel:]**

For use only on home lawns [OR] For use on home lawns and other grassy areas around the home.

Microtechnology improves penetration of reduced active ingredient formulation\*

With Microtechnology

Reduced Active Ingredient Formulation\*

Won't harm lawns when used as directed. †

**[Descriptor:]** Weed Remover for Lawns † [Spanish Translation:] (Eliminador de malas hierbas que no daña el césped †)

Use as a spot treatment to control broadleaf weeds on a variety of lawns †, in yards, vacant lots and other grassy areas around the home.

When used as directed, kills broadleaf lawn weeds without harming most lawn grasses †.

**KILLS BROADLEAF WEEDS INCLUDING:** Dandelions, Plantains, Clover, Chickweed, Bedstraw, Black Medic, English Daisy, Curled Dock, Heal-all, Ground Ivy (Creeping Charlie), Knotweed, Ragweed, Shepherd's Purse, plus (over 60) (many) other lawn weeds listed (on) (side) (back) (panel).(inside) (inside booklet)

**KILLS:** Dandelions, Plantains, Clover, Chickweed, Bedstraw, Black Medic, English Daisy, Curled Dock, Heal-all, Ground Ivy (Creeping Charlie), Knotweed, Ragweed, Shepherd's Purse, plus over 60 other lawn weeds.

When used as directed, controls a wide range of broadleaf weeds in most home lawns †.

Ready-To-Use. No mixing.

Kills over 60 broadleaf weeds without harming lawns †. See (inside booklet) (booklet) (back panel) (back) (side panel) (side) for details.

Kills down to the root

Kills listed broadleaf weeds in lawns – right down to the root.

Outdoor use only

Ready to use! No mixing required!

Low-Odor formulation

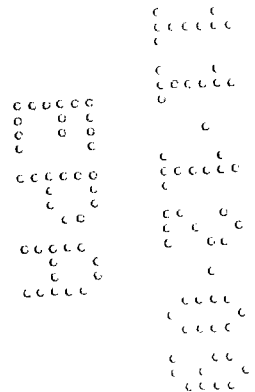
Low-Odor formula

Convenient Ready-to-Use Formula

Step 1: Shake Well

Step 2: Apply

Step 3: Let Dry



5048

[Bracketed information will be removed from final printed label. Phrases in parenthesis and phrases or pictures that fall under "Optional Marketing Statements/illustrations" are optional.]

Kills Weeds Dead

Kills listed broadleaf weeds

Container spot treats up to 50 weeds [for 6 fl. oz.]

Container spot treats more than 200 weeds [for 24 fl. oz.]

Container spot treats more than 500 weeds [for 1/2 gal.]

Container spot treats more than 1000 weeds [for 1 gal.]

Container spot treats more than 1333 weeds [for 1.33 gal.]

Container spot treats more than 1580 weeds [ for 1.58 gal. ]

www.todaysclearchoice.com

PEEL HERE .....>

[The following are illustrations that may appear on final printed label:]

[House and home lawn]



[Dandelion with root highlighted]

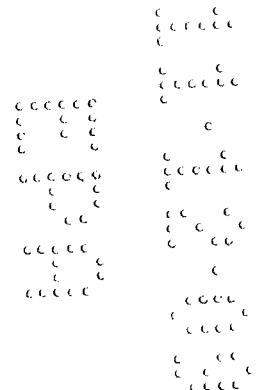
[Dandelion with root highlighted; spray and portion of spray bottle]



["With" Burst referring to Microtechnology]



**WITH  
MICROTECHNOLOGY**



60098

[Bracketed information will be removed from final printed label. Phrases in parenthesis and phrases or pictures that fall under "Optional Marketing Statements/Illustrations" are optional.]

**[To Appear on Back or Side Panel or Inside Booklet or Base Panel]**

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS.** Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

**ENVIRONMENTAL HAZARDS**

This pesticide is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. Do not apply directly to water.

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. Application around a cistern or well may result in contamination of drinking water or groundwater.

Do not apply directly to or near water, storm drains, gutters, sewers, or drainage ditches. Do not apply within 25 feet of rivers, fish ponds, lakes, streams, reservoirs, marshes, estuaries, bays, and oceans. Do not apply when windy. To prevent product run-off, do not over water the treated area(s) to the point of runoff or apply when raining or when rain is expected that day.

**DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read and follow all label directions.

**PRECAUTIONS AND RESTRICTIONS**

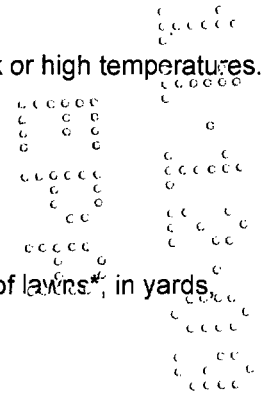
- Do not apply this product in a way that will contact any person or pet, either directly or through drift. Keep people and pets out of the area during application.
- Do not allow people or pets to enter the treated area until sprays have dried.
- Do not apply near lakes, streams, rivers or ponds.
- Avoid drift of spray mist onto vegetables, flowers, ornamental plants, shrubs, trees and other desirable plants. Do not apply in windy conditions.
- Do not apply as a fine mist because of potential injury to desirable plants.

**WHEN TO USE**

- Apply when weeds are young and actively growing.
- Do not water within 24 hours after spraying.
- Spray when daytime temperatures are above 45° F and below 90° F.
- Do not apply when the lawn is under severe stress from drought, insect attack or high temperatures.
- Do not use more product than specified on the label.
- Newly seeded lawns may be treated after the third mowing.
- If the lawn is dry, water 24 hours before using this product.

**WHERE TO USE**

This product is used as a spot treatment to control broad leaf weeds on a variety of lawns\* in yards, vacant lots and other grassy areas.



7028

[Bracketed information will be removed from final printed label. Phrases in parenthesis and phrases or pictures that fall under "Optional Marketing Statements/Illustrations" are optional.]

**\*IMPORTANT:** Do not use this product on Bentgrass and Floratam, a variety of St. Augustine grass. Certain hybrid bermudagrasses vary in tolerance to this product. Temporary discoloration may occur on St. Augustine and Centipede.

**LIST OF WEEDS:** This product controls the following weeds:

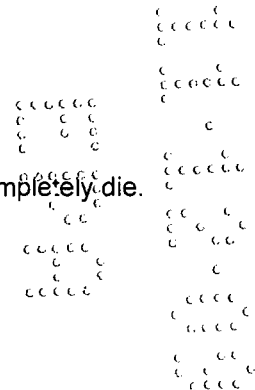
Bedstraw
Bindweed (field)
Birdsfoot trefoil
Black medic
Blackseed plantain
Blueweed
Brambles
Broad-leaved plantain
Buckhorn plantain
Bull thistle
Burdock
Buttercup
Canada thistle
Carolina geranium
Chickweed
Chicory
Clover
Cocklebur
Common chickweed
Cudweed
Daisy fleabane
Dandelion
Devil's paint brush (hawkweed)
Dock (curled)
English daisy
Evening primrose
Fall dandelion (fall hawkbit)
False dandelion
Fleabane
Florida pusley
Frenchweed poison oak

Grass leaved stitchwort
Ground ivy (creeping Charlie)
Hawkweed
Heal-all
Henbit
Honeysuckle
Jimsonweed
Knotweed
Kochia
Kudzu
Lambsquarters
Little starwort
Mallow
Morningglory
Mouse-ear chickweed
Mustards
Narrow-leaved plantain
Oxalis (yellow woodsorrel)
Ox-eye daisy
Pennywort
Peppergrass
Pigweed
Pineapple weed
Plantains (narrow, buckhorn, broadleaf)
Poison ivy
Poorjoe
Povertyweed
Prostrate pigweed
Purslane
Ragweed

Russian thistle
Sandwort (thyme-leaved)
Sheep sorrel
Shepherd's purse
Smartweed (green)
Soliva
Sow thistle
Speedwell (purslane leaved)
Spotted spurge
Spreadwell (annual)
Spurge
Stitchwort
Stoncrop (mossy)
Sumac
Veronica (thyme-leaved)
Vervain
Vetch
Violet
Wild aster
Wild blackberry
Wild carrot
Wild garlic
Wild geranium
Wild lettuce
Wild onion
Wild radish
Wild raspberry
Yarrow
Yellow hawkweed

**HOW TO USE**

- This product is ready-to-use. Do not mix or dilute.
- Shake well before use.
- Open spray nozzle.
- Adjust nozzle to provide desired spray pattern.
- Hold spray about 12 inches from weed.
- Aim at center of weed and spray to lightly cover. Do not overspray.
- Rotate nozzle to closed position.
- Weeds begin to die after 12 hours. It may take up to 4 weeks for a weed to completely die.
- If necessary, repeat application after 8 weeks.



8088

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### STORAGE AND DISPOSAL

Do not contaminate other pesticides, fertilizers, water, food, or feed by storage or disposal.

**Pesticide Storage:** Keep out of reach of children and animals. Keep from freezing. Keep pesticide in original container. Do not put into food or drink containers. Store in a cool, dry place, in a locked storage area.

**Pesticide and Container Disposal:**

**If empty:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. If recycling unavailable, place container in trash.

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

### CONDITIONS OF SALE AND LIMITATIONS OF WARRANTY AND LIABILITY

It is impossible to eliminate all risks inherently associated with the use of this product. Injury to desirable plants, ineffectiveness, or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Petro-Canada, the manufacturer, or seller. All such risks shall be assumed by the buyer. To the extent consistent with applicable law, neither Petro-Canada, the manufacturer nor seller shall be liable for consequential, special or indirect damages resulting from the use or handling of this product. Except as provided by applicable law or except as warranted by this label, Petro-Canada, the manufacturer or seller makes no warranties, guarantees, or representations of any kind, either express or implied, or by usage of trade, statutory or otherwise, with regard to the product sold, including, but not limited to, merchantability, fitness for a particular purpose, use or eligibility of the product for any particular trade usage. Except as provided by applicable law, buyer's or user's exclusive remedy, and Petro-Canada's, the manufacturer's or seller's total liability, shall be for damages not exceeding the cost of the product.

