

72155-2

09/22/2009

1/8



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Gregory C. Mattern
Product Registration
Bayer Environmental Science
2T.W Alexander Drive
Research Triangle Park, NC 27709

SEP 22 2009


SUBJECT: Application for Pesticide Notification (PRN 98-10)
Request General Label Change
EPA Reg. No. 72155-2
Application Dated August 18, 2009

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 08/18/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,


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



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 72155-2	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lawn Herbicide JD Ready-to-Use	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Bayer Advanced P.O. Box 12014, 2 T.W. Alexander Drive Research Triangle Park, NC 27709 <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 SEP 22 2009
<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 change in accordance with PR Notice 98-10. Please see attached Section II Explanation.

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 type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
* Certification must be submitted				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 16 fl. oz. or 24 fl. oz. or 1 gal		5. Location of Label Directions <input type="checkbox"/> Booklet	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued 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 Gregory C. Mattern		Title Regulatory Product Manager		Telephone No. (Include Area Code) (919) 549-2630	
Certification					6. Date Application Received (Stamped)
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.					
2. Signature <i>Gregory C. Mattern</i>		3. Title Regulatory Product Manager			
4. Typed Name Gregory C. Mattern		5. Date August 18, 2009			

Section II - Explanation

With this application, Bayer Advanced is submitting to the Agency a Notification of the following minor changes to the label for Lawn Herbicide JD Concentrate (EPA Registration # 72155-2):

1. Under the "Quick Facts" section on page 2, brackets were placed around the 2nd bullet "[Contains SmartTrack, a non-staining marker that indicates where you've sprayed]" to make the text optional (e.g., if the product is made according to the alternate formula without the dye marker).
2. Also, under the "How to Apply" section on page 2, brackets were placed around the last bullet "[Non-Staining marker indicates where product was applied]" to indicate that the text is optional.

Enclosed are 2 copies of the updated product label.

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

(FRONT PANEL)

Highlighted Copy 4/8

Bayer Advanced Southern Weed Killer for Lawns Ready-To-Use

- Kills listed weeds
- Kills hard-to-control weeds
- Won't harm lawns†
- Gets the root
- Kills over 200 types of weeds
- Systemic
- Kills the weeds, not the lawn†
- Kills Broadleaf weeds in St. Augustine & other Southern Lawns
- SmartTrack™ Marker Shows Treated Weeds
- Kills Broadleaf weeds
- 100% Satisfaction Guaranteed* (or your money back)
- Kills 200+ Weeds
- For St. Augustine & Other Southern Lawns
- Kills Broadleaf Weeds in Southern Lawns
- Ideal for Spot Treatment
- Rainproof in one hour

NOTIFICATION

SEP 22 2009

ACTIVE INGREDIENTS:

2,4-D, dimethylamine salt	0.311 %
Mecoprop-p, dimethylamine salt	0.075 %
Dicamba, dimethylamine salt	0.034 %

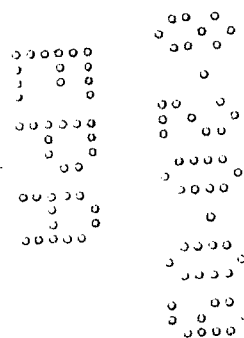
OTHER INGREDIENTS: 99.580 %

Net Contents: 16 fl. oz. (473 mL) or 24 fl. oz. (709 mL) or 1 Gal. (3.78 L)

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

See Back Panel [Booklet] for Additional Ingredients and Precautionary Statements


[] Information is optional



(BACK PANEL)

This product kills broadleaf weeds in St. Augustine and other Southern lawns. This special formula kills Dollarweed, Spurge, Oxalis and Dandelion without harming your lawn. Controlling weeds in your lawn has never been easier.

READ THE LABEL FIRST!

QUICK FACTS	
<ul style="list-style-type: none"> • Kills Broadleaf weeds in Southern Grasses • [Contains SmartTrack™, a non-staining marker that indicates where you've sprayed] • Kills the Weed, Root and All • Won't Harm Your Lawn 	
KILLS	Broadleaf weeds such as Dollarweed, Spurge, Oxalis, Chickweeds, Clovers, Dandelion and other listed weeds
WHERE TO USE	On Lawns † (NOT for use on Carpetgrass, Dichondra or desirable clovers.)
WHEN TO USE	When weeds are actively growing
	For questions or comments, call toll-free 1-877 BayerAG or visit us on-line at www.Bayeradvanced.com

FOR OUTDOOR RESIDENTIAL USE ONLY




ACTIVE INGREDIENTS:

2,4-D, dimethylamine salt	0.311 %
Mecoprop-p, dimethylamine salt	0.075 %
Dicamba, dimethylamine salt	0.034 %
OTHER INGREDIENTS*:	99.580 %
	100.000 %

EPA Reg. No. 72155-2

EPA Est. No. XXXX-AA-XX

IMPORTANT! READ BEFORE USE

[For 1 gallon]		
		
<p>ATTACH SPRAYER</p> <ul style="list-style-type: none"> • Remove sprayer from bottle and extend hose. • Open flip-cap on bottle. • Insert hose and plug into flip-cap opening until it snaps into place. 	<p>SPRAY</p> <ul style="list-style-type: none"> • Adjust nozzle to stream or spray position. • Point sprayer downward and squeeze trigger repeatedly until liquid is released. 	<p>AFTER USE</p> <ul style="list-style-type: none"> • Turn sprayer nozzle to X (off) position. • Do not unplug hose. • Return sprayer to bottle. Sprayer will snap into place.

DIRECTIONS FOR USE

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

For best results, read and follow all label directions.

BEFORE YOU USE Read and follow directions when using.	<ul style="list-style-type: none"> • 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. • Apply when wind is calm.
HOW TO APPLY SHAKE WELL BEFORE USE	<ul style="list-style-type: none"> • Adjust spray nozzle to give a coarse spray. • Hold sprayer about 12 inches from weed. • Aim at center of weed. NOTE: Over-applying could damage Bentgrass, Centipede and St. Augustine (including Floratam) grasses. Do not squirt the same weed more than twice (two pulls on the trigger sprayer) in a four-week period. This is enough to control weeds without harming sensitive lawn grasses. • [Non-Staining marker indicates where product was applied].
FOR BEST RESULTS	<ul style="list-style-type: none"> • Apply when weeds are actively growing. • Rainfall or watering soon after application may reduce effectiveness.
HOW THIS PRODUCTS WORKS	<p>This product is a <i>selective</i> [lawn] herbicide – it <i>selectively</i> kills weeds in the lawn but can't harm the lawn itself. It is a blend of proven weed killers designed to get broadleaf weeds such as dollarweed, spurge and oxalis. [This product works on broadleaf weeds by speeding up their growth, the new tissues block the food transport system (phloem), certain parts of the plants starve e.g., the roots, and the plants die.]</p>

KILLS [CONTROLS]	Annual yellow sweetclover	Cockle	Mugwort	Spiny amaranth
	Aster	Cocklebur	Musk thistle	Spiny cocklebur
	Austrian fieldcress	Common mullein	Mustard	Spiny sowthistle
	Bedstraw	Creeping charlie	Narrowleaf plantain	Spotted catsear
	Beggarticks	Creeping jenny	Narrowleaf vetch	Spotted spurge
	Betony, Florida	Cudweed	Nettle	Spurweed
	Bindweed, field	Curly dock	Orange hawkweed	Stinging nettle
	Bird vetch	Daisy, English	Oriental cocklebur	Strawberry, India mock
	Bitter wintercress	Daisy, fleabane	Oxalis	Tall nettle
	Bittercress, hairy	Daisy, oxeye	Parsley-piert	Tall vervain
	Bitterweed	Dandelion	Parsnip	Tansy mustard
	Black-eyed Susan	Dichondra	Pearlwort	Tanweed
	Black medic	Dogbane	Pennycress	Thistle
	Black mustard	Dogfennel	Pennywort	Trailing crownvetch
	Blackseed plantain	Dollarweed	Pepperweed	Tumble mustard
	Blessed thistle	Elderberry	Pigweed	Tumble pigweed
	Bloodflower milkweed	False dandelion	Pineywoods bedstraw	Velvetleaf
	Blue lettuce	False flax	Plains coreopsis (tickseed)	Venice mallow
	Blue vervain	False sunflower	Plantain	Virginia buttonweed
	Bracted plantain	Fiddleneck	Poison ivy	Virginia creeper
	Brassbuttons	Florida pusley	Poison oak	Virginia pepperweed
	Bristly oxtongue	Frenchweed	Pokeweed	Water pennywort
	Broadleaf dock	Galinsoga	Poorjoe	Wavyleaf bullthistle
	Broadleaf plantain	Goathead	Prairie sunflower	Western clematis
	Broomweed	Goldenrod	Prickly lettuce	Western salsify
	Buckhorn	Ground ivy	Prickly sida	White mustard
	Buckhorn plantain	Gumweed	Prostrate knotweed	Wild aster
	Bulbous buttercup	Hairy fleabane	Prostrate pigweed	Wild buckwheat
	Bull thistle	Hawkweed	Prostrate spurge	Wild carrot
	Bullnettle	Healall	Prostrate vervain	Wild four-o'clock
	Burclover	Heartleaf drymary	Puncturevine	Wild garlic
	Burdock	Heath aster	Purslane, common	Wild geranium
	Burning nettle	Hedge bindweed	Ragweed	Wild lettuce
	Burweed	Hedge mustard	Red sorrel	Wild marigold
	Buttercup	Hemp	Redroot pigweed	Wild mustard
	Buttonweed	Henbit	Redstem filaree	Wild onion
	Canada thistle	Hoary cress	Rough cinquefoil	Wild parsnip
	Carolina geranium	Hoary plantain	Rough fleabane	Wild radish
	Carpetweed	Hoary vervain	Russian pigweed	Wild rape
	Catchweed bedstraw	Horsenettle	Russian thistle	Wild strawberry
	Catnip	Jimsonweed	Scarlet pimpernel	Wild sweet potato
	Catsear	Knawel	Scotch thistle	Wild vetch
	Chickweed, common	Knotweed	Sheep sorrel	Woodsorrel
	Chickweed, mouseear	Kochia	Shepherdspurse	Woolly croton
	Chicory	Lambsquarters	Slender plantain	Woolly morningglory
	Cinquefoil	Lespedeza	Smallflower galinsoga	Woolly plantain
	Clover, crimson	Mallow	Smooth dock	Wormseed
	Clover, hop	Matchweed	Smooth pigweed	Yarrow
	Clover, red	Mexicanweed	Sorrel	Yellow rocket
	Clover, strawberry	Milk vetch	Sowthistle	Yellowflower pepperweed
	Clover, sweet	Morningglory	Spanishneedles	and other broadleaf
	Clover, white	Mouseear hawkweed	Speedwell	weeds



- Do not allow people (other than applicator) or pets on treated area during application.
- People and pets may re-enter the treated area after it has dried.

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION

- Harmful if swallowed.
- Avoid contact with eyes, skin, or clothing.
- When using this product, wear long-sleeved shirt, long pants, socks, shoes, and rubber gloves.

After using this product:

- Rinse gloves before removing and wash hands.
- IF product gets on clothing, remove clothing as soon as possible and shower. Launder clothing separately before reuse.

FIRST AID


IF SWALLOWED	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 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.

NOTE: When calling poison control center, have this product label accessible. If seeking treatment at an emergency room or doctor's office, bring this product label to show medical personnel. You may call toll-free 877-229-3763 for medical emergency information. Active Ingredients: 0.311% 2,4-D, dimethylamine salt [CAS # 2008-39-1], 0.258% acid equivalent; 0.075% Mecoprop-p, dimethylamine salt [CAS # 66423-09-4], 0.062% acid equivalent; and 0.034% Dicamba, dimethylamine salt [CAS # 2300-66-5], 0.028% acid equivalent.

ENVIRONMENTAL HAZARDS

- This product is toxic to aquatic invertebrates.
- Drift or runoff may adversely affect aquatic invertebrates and non-target plants.
- 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

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal	
PRODUCT STORAGE	Store in original container in a cool dry place, out of the reach of children, preferably a locked storage cabinet.
PRODUCT AND CONTAINER DISPOSAL: 	If empty: <ul style="list-style-type: none"> • Non-refillable container. Do not refill or reuse this container. • Place empty container in trash or offer for recycling if available. If partly filled: <ul style="list-style-type: none"> • Call your local solid waste agency toll free 1-877-229-3724 for disposal instructions. • Never place unused product down any indoor or outdoor drain.

8/8

NOTICE: Research and testing have determined that the "Directions For Use" are appropriate for the proper use of this product under expected conditions. The Buyer assumes responsibility for lack of performance or safety if not used according to the directions.

Money Back Guarantee: If you are not satisfied with this product, we will gladly refund your original purchase price.



www.bayeradvanced.com
A Business Unit of Bayer CropScience LP
P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, North Carolina 27709

Bayer Advanced Southern Weed Killer for Lawns (MASTER) Approved 03/21/01, Notification 08/11/05, Notification 11/18/05, Notification 09/26/07, Notification 02/16/09, Notification 06/04/09, Notification 08/19/09

