

72155-91 7.26.2010

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg. Number:

72155-91

Date of Issuance:

JUL 26 2010

NOTICE OF PESTICIDE:

x Registration
Reregistration
(under FIFRA, as amended)

Term of Issuance: conditional

Name of Pesticide Product:

Lawn 3FL Herbicide Granule

Name and Address of Registrant (include ZIP Code):

Bayer Advanced
2 T W Alexander Drive
Research Triangle Park, NC 27709

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

The 'Basic Formulation' and 3 Alternate Formulations dated 3/13/2008, 3/14/2008, 3/15/2008, and 3/16/2008 respectively, are found acceptable.

This product is conditionally registered in accordance with FIFRA provided that you:

- 1. Submit and/or cite all data required for registration review/reregistration of your product when the Agency requires all registrants of similar products to submit data.
2. Submit the data listed below:
a. Within one year of the date on this registration notice, Storage Stability (830.6317) and Corrosion Characteristics (830.6320) studies must be submitted. It is recommended that the observations be made at 0, 3, 6, 9, and 12 month intervals.
b. Within two years of the date on this registration notice, submit the following studies as a condition of registration:
-Guideline 850.1350: Estuarine/Marine Invertebrate Life Cycle
-Guideline 850.2300: Avian reproduction study on mallard duck (a second study is needed to reduce uncertainty and obviate the need to presume risk to this taxon)

Continued on Page 2

Signature of Approving Official:

Jim Tompkins
Project Manager 25
Herbicide Branch
Registration Division (7505P)

Date:

JUL 26 2010

- c. The proposed analytical method of the three active ingredients in the product entitled "HPLC Determination of AA10717, Dicamba, and Penoxsulam in Formulations" will need to be validated by EPA's laboratory. Submit a copy of the method and samples to EPA's laboratory for validation at the following address:
EPA's Analytical Chemistry Laboratory, 701 Mapes Road, Fort Meade, Maryland 20755-5350.
 - d. The label states "Use on established southern lawns only". Replace this statement with the following:
"Use only on established lawns of the turf types listed below:
Bermudagrass, Centipedegrass, St. Augustinegrass, Zoysia, and Kentucky Bluegrass.
DO NOT use on improved varieties of St. Augustinegrass, such as Floratam, Fescue, Bentgrass, Carpetgrass, Kikuyugrass, Ryegrass or Dichondra lawns."
 - e. Revise the Environmental Hazards statement to read as follows:
"Environmental Hazards:
This Product is toxic to fish, aquatic invertebrates, and plants. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean water mark. Do not contaminate water when disposing of rinseate or washwater. This product may impact water through spray drift or runoff. Follow directions for use to avoid spray drift and runoff. A level well maintained vegetative buffer strip between areas to which this product is applied and surface water features including ponds, streams, and springs will reduce the potential of this product entering water from rainfall runoff. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours."
- In addition, add the following Ground Water and Surface Water Advisory statements:
- "This pesticide has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into ground water if used in areas where soils are permeable, particularly where the water table is shallow.
- This pesticide may impact water quality due to runoff of rain water. This is especially true for poorly draining soils and soils with shallow ground water. This product is classified as having a high potential for reaching surface water via runoff for several months or more after application."
- f. Add "to the extent consistent with applicable law" in front of "the buyer assumes responsibility".
 - g. On page 4, after "Keep people and pets out of the area during application" add "Do not allow people or pets to enter the treated area until dusts have settled."
 - h. Delete "FOR OUTDOOR RESIDENTIAL USE ONLY". This statement may be replaced with "Intended for use on residential lawns."
 - i. Above Quick Facts and Appendix 2 explain [4-in-1][3-in-1] [2-in-1] formula. References to kills over 200 weeds can only be used if over 200 weeds are listed on the label.

j. In Appendix 2

- The claim "new" may be used on the labeling of a product of a new composition for a period of six months from the date of this registration notice.
- Explain [4-in-1][3-in-1] [2-in-1] formula.
- Add "when used as directed" in front of "Won't Harm your lawn".
- Replace "season long control" and "all season" with a fixed time period such as 6 months for which you have data to support the claim.
- Where you use a statement [up to 3 months] and [up to 6 months] these must appear and are not optional.
- Provide an explanation after the statement "proven performance"
- Delete "One application= Multiple applications of traditional products."

NOTE: While no additional data is being requested at this time, marketing claims made on the pesticide label must be substantiated by data maintained in your files. If data supporting marketing claims made on the product label is not available then those claims must be removed.

NOTE: Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

3. Submit production information (in pounds or gallons of product) for this product for the fiscal year in which the uses on this label are conditionally registered, in accordance with FIFRA §29. The fiscal year begins October 1 and ends September 30. The production information will be submitted to the Agency no later than November 15, following the end of the preceding fiscal year.

This information must be submitted to:

Mr. Owen F. Beeder
 U.S. Environmental Protection Agency
 Office of Pesticide Programs
 Registration Division (7505P)
 1200 Pennsylvania Avenue, NW
 Washington, DC 20460

4. Submit one (1) copy of the revised final printed label for the record.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records.

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Lawn 3FL Herbicide Granule

[ABN: Southern Season Long Weed Control Granules]

▪ Editorial Note – Marketing Claims Positioned Here

ACTIVE INGREDIENTS:

Dicamba acid.....	0.11%
Penoxsulam.....	0.06%
Indaziflam.....	0.05%
OTHER INGREDIENTS:	<u>99.78%</u>
TOTAL	100.00%

This Product Contains:
 0.11 lb Dicamba acid per lb.
 0.06 lb Penoxsulam per lb.
 0.05 lb Indaziflam per lb.

ACCEPTED
 with COMMENTS
 In EPA Letter Dated

[FERTILIZER ANALYSIS X-X-X]

JUL 26 2010
 Under the Federal Insecticide,
 Fungicide, and Rodenticide Act
 as amended, for the pesticide
 registered under EPA Reg. No.
72155-91

Net Contents [8 oz. to 50 lb]

KEEP OUT OF REACH OF CHILDREN

CAUTION

See back panel for additional precautionary statements.

Editorial Note – [Bracketed text] is optional language

72155-91 (91)

(Back Panel)

OPEN Resealable Label for Directions & Precautions **PRESS TO RESEAL**

[The days of multiple applications to kill weeds are over!] Just one application of Lawn 3FL Herbicide Granule's [patented] [exclusive] [proprietary] [3-in-1] [2-in-1] formula kills lawn weeds [plus] prevents new lawn weeds for up to 6 months [and feeds and strengthens your lawn!] [It delivers Season Long Weed Control that's simple and easy to use] [and it will not harm your lawn when used as directed]. [No need [to re-apply every couple of weeks] [for frequent re-application] [PLUS, when applied in Early Spring, prevents Crabgrass [Goosegrass] [and when applied late summer, Annual Bluegrass] all season long]]. Ideal for large areas – treats 5,000 square feet [10 lb size] [or X,XXX sq. ft. [for XX lb size]]. [Easy-to-Spread Granules]. Controlling [listed] weeds in your lawn up to 6 months [plus feeding the lawn] has never been easier!



QUICK FACTS	
<i>Editorial Note – Marketing Claims Positioned Here [see Appendix 2]</i>	
KILLS & PREVENTS For up to 6 Months [PLUS FEEDS]	[Kills broadleaf weeds such as Dollarweed, Chickweed, Dandelion, Clover & Plantain] [Prevents grassy & broadleaf weeds such as Crabgrass, Annual Bluegrass, Goosegrass, White Clover, Dandelion, Plantain, Henbit and Black Medic] [Feeds and strengthens the lawn. Contains slow release fertilizer for long lasting feeding.]
WHEN TO [APPLY] [USE]	[Apply] Anytime [in] [early] spring [or fall].
WHERE TO USE	ON ESTABLISHED SOUTHERN LAWNS ONLY Bermudagrass, Centipedegrass, St. Augustinegrass (including Floratam variety), Zoysiagrass DO NOT use on Fescue, Bentgrass, Carpetgrass, Kikuyugrass, Ryegrass or Dichondra lawns
COVERAGE	This bag treats 5,000 sq ft [10 pound size] [or X,XXX sq. ft. [for XX lb size]]
 	For questions or comments, call toll-free 1-800-XXX-YYYY [or visit our website at www.CompanyName.com]

ACTIVE INGREDIENTS:

Dicamba acid.....	0.11%
Penoxsulam.....	0.06%
Indaziflam*.....	0.05%

OTHER INGREDIENTS:	<u>99.78%</u>
TOTAL	100.00%

* Protected by patent number US 6,069,114

[FERTILIZER ANALYSIS X-X-X]

[Total Nitrogen (N).....	X %]
[Available Phosphate (P2O5).....	X %]
[Soluble Potash (K2O).....	X %]

[Derived from commercially available fertilizer]

FOR OUTDOOR RESIDENTIAL USE ONLY

EPA Reg. No. 72155-OR

EPA Est. No.

DIRECTIONS FOR USE	
It is a violation of Federal law to use this product in a manner inconsistent with its labeling.	
BEFORE YOU USE	<ul style="list-style-type: none"> • Use this product only on established southern lawns – new lawns must be at least 3 months old if sodded, 4 months old if sprigged & 12 months old if seeded. • Do not overlap treated areas or make repeat applications within 6 months as over application could damage the lawn. • Do not apply to recently aerated or verticutted turf until it has recovered. • Apply when the air is calm to avoid drift onto desirable plants. • Sweep, brush or blow any accidentally applied material off driveways, sidewalks etc. back on to the lawn.
HOW TO USE	<ul style="list-style-type: none"> • Use rotary or drop type spreader to apply granules evenly over the lawn. To be sure you cover lawn areas uniformly, first treat the border of the lawn then fill in the center. Make parallel passes, walking at a steady pace to ensure even distribution of the granules. • [Wait 2 days after applying then] activate residual barrier by watering with ¼ - ½" of irrigation. • Do not make more than two applications per site in any 12 month period.
[FOR BEST RESULTS]	<p>[WHEN TO APPLY]</p> <ul style="list-style-type: none"> • [Apply when <ul style="list-style-type: none"> – weeds are small and actively growing – temperatures are between [50][60] – [80][90]°F.] • [May be applied to wet or dry lawn. For best results, apply to dew-wetted lawn or water lawn lightly before application.] • [Do not apply while grass is emerging from dormancy.] • [Do not apply to centipedegrass after October 1.] • [This product also prevents crabgrass & goosegrass when applied early spring before the fourth mowing or before the temperatures are regularly in the 80's.] • [This product also prevents annual bluegrass (<i>Poa annua</i>) when applied August – December.] • [Certain hard-to-kill weeds may be retreated in 2 weeks if necessary. [Spray individual weeds using any Bayer Advanced lawn weed herbicide.]] • [Heavy raking will disturb the weed preventative barrier and reduce the effectiveness of this product.] • [Lawns may be seeded 8 months, sodded 4 months, and sprigged 2 weeks after applying this product.] <p>[MOWING]</p> <ul style="list-style-type: none"> • [Tall grass should be mowed 1 to 2 days before applying.] • [Do not mow for 1 to 2 days after applying.] • [Clippings from the first three mowings should be left on the treated area. Do not use the clippings from the treated areas as mulch or compost around flowers, ornamentals, trees, or in vegetable gardens.] <p>[WATERING]</p> <ul style="list-style-type: none"> • [If lawn is dry, water 1 to 2 days before using this product.] • [Do not water [for at least 24 hours after application] or [if rain is expected within 24 hours]. [Granules must remain on weed leaves for 24 hours to be effective.]
HOW IT WORKS	This product contains a proven blend of weed killers to kill existing weeds plus a residual herbicide to keep them from coming back for up to 6 months. Weeds begin to wilt & die within [24] hours [and are completely dead in [14 – 28] days]. [And, it feeds your lawn for quick green-up and long lasting feeding].

KILLS
<p>[Weeds presented here to be chosen from Appendix 1.]</p> <p>[and many other weeds]</p>

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SPREADER SETTINGS

If your spreader is not listed, please call our Consumer Service Hotline toll-free (877) 229-3724 for help.

SPREADER	SETTING to deliver 2 lbs per 1,000 sq ft
[Spreader models to be determined.]	[Spreader settings to be determined.]
<ul style="list-style-type: none"> • Settings are approximate. The condition of your spreader, the speed at which you walk and uneven terrain may affect the rate of application. Calibrate your spreader according to manufacturer's directions. • Tip: 1,000 sq ft = 20 ft x 50 ft • Do not use a spreader that applies granules in narrow, concentrated or uneven bands. Be sure the spreader works properly and spreads granules evenly. 	

	<p>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.</p>
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PRECAUTIONARY STATEMENTS

CAUTION

Hazards to Humans and Domestic Animals

Harmful if swallowed or absorbed through skin.

- Causes moderate eye irritation.
- Avoid contact with eyes, skin, or clothing.
- Remove and wash contaminated clothing before reuse.
- 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 skin, wash thoroughly with soap & water.
- If product gets on clothing, remove clothing as soon as possible and launder clothing separately before reuse.
- Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

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 on Skin	<ul style="list-style-type: none"> ▪ Take off contaminated clothing. ▪ Rinse skin immediately with plenty of water for 15 – 20 minutes. ▪ Call a poison control center or doctor for further treatment advice.
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 further 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 1-877-229-3763 for medical emergency information.**

Active Ingredients: 0.11% Dicamba, (CAS # 1918-00-9), 0.06% Penoxsulam (CAS # 219714-96-2) and 0.05% Indaziflam (CAS # 950782-86-2).

ENVIRONMENTAL HAZARDS	
<ul style="list-style-type: none"> • This product is toxic to fish, oysters, aquatic invertebrates and non-target plants. Drift or runoff maybe hazardous to aquatic organisms in water adjacent to treated areas. • 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. Sweeping any product that lands on a driveway, sidewalk, or street, back onto the treated area of the lawn will help to prevent run off to water bodies or drainage systems. 	

Important – Directions for Storage and Disposal	
Storage Conditions	Store in original container in a cool, dry place, out of the reach of children, preferably a locked storage cabinet. Protect from freezing.
Disposal 	<p>If empty: Non-refillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available.</p> <p>If partly filled: Call your local solid waste agency or toll free 1-877-229-3724 for disposal instructions. Never place unused product down any indoor or outdoor drain.</p>

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.

Produced For



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

Lawn 3FL Herbicide GR (PENDING) 07/22/08; Resubmitted 11/04/09, Resubmitted 11/11/09

Appendix 1

KILLS & PREVENTS [or KILLS (a "1" indicated Kills & Prevents)]			
Annual Bluegrass (<i>Poa annua</i>) ²	Dandelion ¹	Knotweed ¹	Sheep Sorrel
Annual Sedge ²	Dock ¹	Kyllinga, Annual ^{3,4}	Shepherdspurse ¹
Barnyardgrass ²	Dollarweed (Pennywort)	Kyllina, Green ^{3,4}	Smartweed
Bedstraw	Eclipta	Lambsquarters ¹	Speedwell ¹
Beggarweed, Creeping	False Chamomile ²	Lespedeza	Spotted Catsear ¹
Beggarweed, Dwarf	False Dandelion	London Rocket ²	Spurweed
Black Medic ¹	Florida Betony	Mallow, Round Leaf ¹	Thistle ¹
Black Nightshade, American ²	Florida Pusley ¹	Matchweed	Tropic Ageratum ²
Broadleaf Plantain	Foxtail ²	Morningglory	Tufted Lovegrass ²
Buckhorn Plantain ¹	Foxtail Brome ²	Mouse Barley ²	Twincress ²
Burdock	Goldenrod	Nutsedge, Purple ³	Vetch, Common
Cheat ²	Goosegrass ²	Nutsedge, Yellow ³	Virginia Buttonweed
Chicory	Ground Ivy (Creeping Charlie)	Panicle Willowweed ²	Virginia Pepperweed
Chickweed ¹	Guineagrass ²	Peppergrass	Wild Violet
Clover ¹	Hairy Nightshade ²	Pigweed ¹	Woodsorrel, Creeping ¹
Cocklebur, Common	Hawkweed	Plantain ¹	Woodsorrel, Yellow ¹
Coffeeweed (Common Chicory)	Healall	Purslane ¹	Yellow Gromwell ²
Common Groundsel ²	Henbit ¹	Ragweed	
Crabgrass ²	Horseweed ²	Redmaids ²	
Cutleaf Eveningprimrose ²	Italian Ryegrass ²	Red Tasselflower ²	
Daisy, English		Ryegrass ²	

¹ Kills and prevents

² Prevents only

³ Retreatment may be necessary

⁴ Suppression

Appendix 2

Optional Advertising Claims:

- New [Formulation]!
 - [Brand] New [Formula]!
 - Breakthrough Formulation
 - Breakthrough Convenience
 - [Patented] [Exclusive] [Proprietary] [3-in-1] [2-in-1] Formula
 - Proprietary Formula that Kills Broadleaf Weeds
 - Systemic [Herbicide] [Activity]
 - Kills to the root.
 - Kills [Current] Weeds to the Root
 - Kills [Controls] even the tough weeds...to the root!
 - Kills 50+ Weeds [to the root]
 - Kills [Controls] [48] broadleaf weeds [to the root]
 - Kills Dandelion, Clover, plus 50 Other listed Weeds
 - Kills Over 50 Lawn Weeds in One Easy Step
 - Kills Lawn Weeds in One Step
 - Kills Broadleaf weeds
 - Kills Both Broadleaf and Grassy Weeds
 - Kills Listed Weeds
 - Kills Hard-to-Control Weeds
 - [Effectively] Kills Both Broadleaf and Weed [Crab] Grass[es]
 - Kills the weeds not the lawn† (when used as directed)
 - Won't Harm your Lawn† (when used as directed)
 - Won't Harm Lawns† (when used as directed)
 - [Patented] [Exclusive] [Unique] [Proprietary] 2-in-1 Product that Kills [Lawn] Weeds and [Stops] [Prevents] them [from] coming back
 - [Patented] [Exclusive] [Unique] [Proprietary] 3-in-1 Product: Kills Weeds, Prevents New Weeds [up to 6 Months] & Prevents Crabgrass
 - Season Long Weed Control [with 1 Application]
 - Season Long [Lawn] Weed & [Crab] Grass Control
 - Season Long [Lawn] Weed Control [Killer]
 - Season Long Crabgrass Control
 - 1 Application Provides Season Long [Lawn] [Weed] Control
 - One application = Multiple applications of traditional products
 - One application provides up to 6 months [weed] [crabgrass] control
 - [Up to] 6 Month Weed Control [with one application]
 - Kills Weeds [& Prevents New Weeds] [from Coming Back] [up to 6 months]
 - Kills [Current] [Existing] Weeds Up to 6 Months
 - Kills [& Prevents] Weeds Up to 6 Months
 - Keeps weeds out [of your lawn] up to 6 months
 - Prevents [New] Weeds up to 6 Months [with one application]
 - Prevents [listed] Grasses Up to 6 Months
 - Protects your lawn from weeds up to 6 months
 - Tough weed protection [for up to 6 months]
 - Weeds don't return [for up to 6 months]
 - Weed Free Lawn [up to 6 Months]
 - Extended [Weed] Control [Killer]
 - Lawn Weed Control is Easier than Ever Before
 - Simple, [Convenient], [Easy] to use
 - PLUS Prevents Crabgrass!
 - Prevents Crabgrass All Season
 - Prevents Crabgrass [up to 6 months]
 - Crabgrass Free Lawn [Up to 6 Months]
 - Prevents Crabgrass, [Goosegrass] [and Annual Bluegrass (poa annua)] [up to 6 months]
 - [Now] [Plus] Prevents [New] Weeds [Plus] [Crabgrass] [Grassy Weeds] [Poa Annua] [Annual Bluegrass] [up to 6 months]
 - Prevents Annual Bluegrass [poa annua]
 - Kills Dollarweed [and other common southern lawn weeds]
 - Starts Working Immediately
 - Visible Results in 24 Hours
 - Proven performance
 - Rainproof in 1 Hour
 - All Weather Formula (rainproof in 1 hour)
 - Guaranteed* not to harm lawns† (when used as directed)
 - 100% Satisfaction Guaranteed* (or your money back)
 - Easy-to-Spread Granules
 - [10 lbs][20 lbs] [XX lbs] treats [up to] [5,000] [10,000] [X,XXX] sq. ft.
 - One quart covers [up to] 5,000 [10,000] [X,XXX] square feet.
 - Treats 5,000 [10,000] [X,XXX] sq. ft.
 - Xx% More [FREE] versus XX lb size
 - Apply anytime spring or fall
 - † (When used as directed. [DO NOT use on] [improved varieties of St. Augustinegrass, such as Floratam], [Fescue], [Bentgrass], [Carpetgrass], [Kikuyugrass], [Ryegrass] or [Dichondra] lawns)
- Fertilizer Claims
- Builds thick, green turf from the roots up
 - Strengthens your lawn
 - Builds strong roots
 - Builds a thick lush green lawn
 - Even feeding for a thicker, greener lawn
 - Slow Release Fertilizer/Feeding
 - Long Lasting Feeding