

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

July 10, 2009

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Cheryl Wagner
Agent for K & W Agrichemicals, Inc.
Wagner Regulatory Associates, Inc.
PO Box 640
7460 Lancaster Pike, Suite 9
Hockessin, DE 19707

RE:

Product Name: 5-15-5 With Gro-Root Liquid (GRL)

EPA Reg. No: 82437-1

Application for Label Notification Dated April 13, 2009 to Update Storage

and Disposal Language per PR Notice 2007-4

Dear Ms. Wagner:

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticide Registration (PR) Notice 98-10 dated above. A preliminary screen of this request has been conducted for its applicability under PR Notice 98-10 and it has been determined that the action(s) requested falls within the scope of PR Notice 98-10. Our records have been duly noted, and the label submitted with this application has been stamped "Notification, received and reviewed" and will be placed accordingly in our records.

If you have any questions concerning this action, please feel free to contact Ms. Diana Hudson at (703) 308-8713 or email at hudson.diana@epa.gov.

Sincerely,

Linda Hollis

Linda Hollis, Chief Biochemical Pesticides Branch Biopesticides and Pollution Prevention Division (7511P)

Please read instructions on revers	se before company in g form	<u>1</u>	Form	Appro		070-0060. Approva		
•	V .				Registration	on OPP Iden	tifier Number	
United States Environmental Protection			A		Amendme	ont		
			-geney					
	Washington,	DC 20460		Х	Other			
	Appli	cation for	Pesticide - Se					
Company/Product Number			EPA Product Manager			Proposed Classification		
82437-1			Tony Kish					
Company/Product (Name)			PM# Q				Restricted	
5-15-5 with GRO Root Liquid ((GRL)							
5. Name and Address of Applicant (Include Zip Code)			6. Expedited Review. In accordance with FIFRA Section 3(c)(3)					
K&W Agrichemicals, Inc.			(b)(l), my product is similar or identical in composition and labeling to:					
9127 Highway 431 South, Owens Cross Roads, AL 3		EPA Reg. No.			OTIFICATION			
Owells Closs Roads, AL 30/03			Product Name Date Reviewed: 7-10-09					
Check if this is a new address								
		Sec	ction - II			ed By: D. H	udson	
Amendment - Explain below.			Final printed labels in response to Agency letter dated					
Resubmission in respons	e to Agency letter dated		. Me Too" A					
X Notification - Explain below. Other - Explain below.								
Explanation: Use additional	page(s) if necessary.	(For Section I	and Section II.)					
Notification of label change per PF 156.10, 154.140, 156.144, 156.14	₹ Notice 2007-4. This not 6. and 156 156. No other	tification is cons	sistent with the provision	ons of F	PR Notice 2007-4	and EPA Regulation	ons at 40 CFR	
I understand that it is a violation of	f 18 U.S.C. Sec. 1001 to	willfully make a	ny false statement to	EPA. I	further understan	d that if this notifica	ation is not	
consistent with the terms of PR No penalties under Sections 12 and 1		152.46, this prod	duct may be in violation	on of FII	FRA and I may be	e subject to enforce	ement action and	
		Sec	tion - III					
1. Material This Product Wil	l Be Packaged In:							
Child-Resistant Packaging	Unit Packaging	Į. V	Vater Soluble Packa	ging	2. Type of C			
Yes* Yes			Yes			Metal Plastic		
X No	X No	No. per If	X No "Yes" No.		4 <u>1</u> ^			
* Cartification must	Unit Packaging wgt.			. per ntainer		Glass Paper		
* Certification must be submitted	Onic r dokaging wgt.	Container	ackage wgt cor	itaniei	l ————————————————————————————————————	гареі Other (Specify) Н	NPF lined hade	
							Di E illied bags	
l ——— 1						f Label Directions		
X Label · Container		12 fl. oz.			X On Label On Labeling accompanying product			
					UII CIII Lab	eing accompany	ing product	
			ograph	\Box	Otheradhe:	sive backed label		
			oer glued nciled					
		. 			· .			
			tion - IV					
Contact Point (Complete its	ems directly below for Title		of individual to be co	ontacte		/, to process this ಎಗಿ!ಎ.(Include Ar		
			&W Agrichemicals		(302) 234		ea Code)	
	Certific		414			6. Date Applicati	ច្ចក	
I certify that the statements I hav I acknowledge that any knowing!					na complete.	Reseived	c c	
both under applicable law.						ເຂ້ເ (Stamັ		
2. Signature		3. Title				((((
Cheel Wagnes		Agent for K&W Agrichemicals				(((((((((((((((((((· ·	
4. Typed Name		5. Date				(((
CHERYL WAGNER		April 13, 2009					L	



Wagner Regulatory Associates, Inc. P.O. Box 640 7460 Lancaster Pike, Suite 9 Hockessin, Delaware 19707

April 13, 2009

Document Processing Desk (NOTIF)
Mr. Tony Kish
BPPD (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Re: 5-15-5 with GRO Root Liquid (GRL)

EPA Registration Number 82437-1 5-15-5 with GRO Root Xtra (GRX) EPA Registration Number 82437-2

Notification of Revised Storage & Disposal Label Language

K&W Agrichemicals, Inc. respectfully notifies the Agency that the storage and disposal sections of the subject labels have been revised to comply with PR Notice 2007-4. Enclosed for the Agency's files are the Notification forms and a copy of the revised label for each product.

Please feel free to contact me via email at <u>Cheryl@wagnerreg.com</u> or telephone at (302) 234-8551 if you have any questions.

Respectfully submitted,

Cheryl Wagner

For K&W Agrichemicals

cc: K&W Agrichemicals, Inc.

K & W Agrochemicals 5-15-5 with GRO-Root Liquid (GRL) ato Root & Transplant Stimulator with 2 Hormones

Root & Transplant Stimulator with 2 Hormones

Roviewed By.

0.05% TOTAL......100.00%

GUARANTEED MINIMUM ANALYSIS (fertilizer)

Total Nitrogen (N) 5.00% Available Phosphorus Acid (P₂O₅) 15.00% Soluble Potash (K₂O) 5.00%

KEEP OUT OF REACH OF CHILDREN

CAUTION

	FIRST AID
If on skin:	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 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.
	Hotline
Have the produ	ct container or label with you when calling a poison control center or doctor, or going for
treatment. For	general product information, call Agrochem Inc. at 613-384-4957 between the hours of 9
am to 4pm East	ern Time.

Precautionary Statements

Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wear long-sleeved shirt and long pants, socks, shoes, and chemical-resistant gloves (such as Natural Rubber, Selection Category A).

Environmental Hazards

Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when cleaning equipment or disposing of equipment washwaters.

> Manufactured for: K & W Agrochemicals Inc. 9127 Highway 431 South Owens Cross Roads, AL 35763

EPA Reg. No. 82437-1 EPA Est. No. 82752-CAN-001

Net Contents: As marked on container

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PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category A on an EPA chemical-resistance category selection chart.

Applicators and other handlers must wear: long sleeved shirt and long pants, chemical resistant gloves Category A, such as butyl rubber ≥ 14 mils, or natural rubber ≥ 14 mils, or neoprene rubber ≥ 14 mils or nitrile rubber ≥ 14 mils and shoes plus socks. Follow the manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

DIRECTIONS FOR USE:

It is a violation of Federal law to use this product in a manner inconsistent with its labelling. Do not apply this product in a way that will contact workers or other persons, either directly or through drift.

Only protected handlers may be in the area during applications. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

Do not apply this product through any type of irrigation system.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 24 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is:

- Coveralls
- Chemical resistant gloves Category A, such as butyl rubber ≥ 14 mils, or natural rubber ≥ 14 mils, or neoprene rubber ≥ 14 mils or nitrile rubber ≥ 14 mils
- Shoes plus socks

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard (WPS) for agricultural pesticides (40 CFR Part 170). The WPS applies within product is used to produce agricultural plants on farms, nurseries, or greenhouses.

Do not enter without appropriate protective clothing until sprays have dried.

DIRECTIONS FOR USE

For Home Use

ANNUAL AND PERENNIAL FLOWERS (BEDDING PLANTS such as Dianthus, Alyssum, Pansy, Petunia, Snapdragon)

Use 15 ml (1 tbsp) per 1 litre of water. Apply as foliar spray to point of runoff or as a soil drench to thoroughly saturate roots at time of planting. Repeat application weekly using 10 ml (2 tsp) per 1 litre of water until plants are well established.

HOUSE PLANTS (POTTING AND PLANTING such as Hibiscus, Pointsettia, Gardenia, Camellia, Philodendron)

Use 15 ml (1 tbsp) per 1 litre of water. Apply as foliar spray to point of runoff or as a soil drench to thoroughly saturate roots at time of planting. Repeat application biweekly using 10 ml (2 tsp) per 1 litre of water until plants are well established.

<u>CUTTINGS (SOFT WOOD, SEMI HARD WOOD, HARD WOOD such as Dogwood, Douglas fir, Forsythia, Hawthorne, Oak, Pine, Poplar)</u>

Soak fresh cuttings in a solution of 5 ml (1 tsp) per 1 litre of water.

For Greenhouse Use

ANNUAL AND PERENNIAL FLOWERS (BEDDING PLANTS such as Dianthus, Alyssum, Pansy, Petunia, Snapdragon)

Use 15 ml (1 tbsp) per 1 litre of water. Apply as foliar spray to point of runoff or as a soil drench to thoroughly saturate roots at time of planting. Repeat application weekly using 10 ml (2 tsp) per 1 litre of water until plants are well established.

HOUSE PLANTS (POTTING AND PLANTING such as Hibiscus, Pointsettia, Gardenia, Camellia, Philodendron)

Use 15 ml (1 tbsp) per 1 litre of water. Apply as foliar spray to point of runoff or as a soil drench to thoroughly saturate roots at time of planting. Repeat application biweekly using 10 ml (2 tsp) per 1 litre of water until plants are well established.

<u>CUTTINGS (SOFT WOOD, SEMI HARD WOOD, HARD WOOD such as Dogwood, Douglas fir, Forsythia, Hawthorne, Oak, Pine, Poplar)</u>

Soak fresh cuttings in a solution of 5 ml (1 tsp) per 1 litre of water.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE:

Product should be stored in its original container in a cool, dry locked place out of the reach of children and out of direct sunlight.

PESTICIDE DISPOSAL:

Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

LIMITED WARRANTY AND DISCLAIMER

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the Directions for Use. Buy assumes all risks of use and handling which differ in any way from the Directions for Use. Seller makes no offer of expressed or implied warranty of fitness or merchantability. In no case shall seller be liable for consequential, special or indirect damages resulting from the use or handling of this product. Seller offers this product and Buyer and User accept it, subject to the foregoing Limited Warranty and Disclaimer which may be varied only by agreement in writing, signed by a duly authorized representative of seller.