



Alaska Department of Environmental Conservation
Division of Environmental Health
Pesticide Program

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Pesticide Product Alert 2008-2



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Additional ADEC Notice to Retailers and Consumers



About Unregistered Scotts Company Pesticides

The U.S. Environmental Protection Agency has ordered The Scotts Company to stop selling and distributing an additional two lawn and garden pesticide products that were not properly labeled.

The U.S. EPA has concluded that the Scotts products are mislabeled/misbranded resulting in an immediate cancellation of EPA registrations for both subject products. Pesticide products must be registered with the EPA and ADEC to protect public health and the environment before they can be sold in Alaska. The EPA registration process provides consumers with assurance that the products are safe when used in accordance with instructions on labels

The two pesticide products subject to this latest Stop Sale Order are commonly sold as 1) **“Turf Builder pre/Post 2”**, also known by the name **“Scotts Turf builder Max Plus 2 Weed & Feed And Crabgrass Preventer”**; and 2) **“SouthernMax”**, also known by the name **“Scotts Bonus S Max Southern Weed & Feed And Fire Ant Killer”**. Please note that these products may also be sold under different names. They are widely used on lawns by homeowners. The Alaska Department of Environmental Conservation (ADEC) is contacting retailers and checking shelves at retail facilities throughout Alaska.

ADEC advises retailers that are selling these unregistered/mislabeled pesticides, and consumers who may have purchased them, to look at the EPA registration number on the label. Whatever the name, the products can be identified by the (invalid) EPA registration numbers appearing on the label. The numbers are:

- EPA REG # 538-299
- EPA REG # 538-301

Consumers should not purchase or use these products.

Retailers that have these unregistered pesticides MUST remove them from the retail shelves and store them in a cool, dry place and contact their distributor or the Scotts Company directly regarding return options. If ADEC inspectors find the products at retail facilities they will be STOP-SALED. Do not dispose of these products down the drain, in the garbage or at a community disposal site. Scotts Company has agreed to recall these products from all retail locations across the United States and to set up a process for consumers and retailers to safely return any unregistered pesticides they may have purchased.

Consumers that have purchased these unregistered/mislabeled pesticides should store them in a cool, dry place such as a garage or utility shed and contact Scotts Company at 1-888-295-0671 or visit their website at <http://thescottsmiraclegrocompany.com>.

An EPA consumer hotline to answer questions about this action has been established at (888) 838-1304 or consumers can call the National Pesticide Information Center at (800) 858-7378 (6:30am-4:30pm Pacific Daylight Time). Consumers are advised to contact Scotts Co at 1-888-295-0671 for instructions on how to safely return the products obtains a full refund, and a future coupon. Retailers should contact Scotts Company or their distributor for further information and instructions.

EPA has posted information and fact sheets online at the following sites:

<http://yosemite.epa.gov/opa/admpress.nsf/a5792a626c8dac098525735900400c2d/6296934feb19a4185257434005c8127!OpenDocument>

<http://www.epa.gov/reg5rcra/ptb/news/>

<http://www.epa.gov/reg5rcra/ptb/news/ScottsQ&AFactSheetv-4-22-08.pdf>

Scotts Company has also posted information on the following websites:

<http://thescottsmiraclegrocompany.com>.

http://phx.corporate-ir.net/phoenix.zhtml?c=98364&p=irol-newsArticle_pf&ID=1134944&highlight=

For more information about Alaska Pesticide Registration and the ADEC Pesticide Program, visit <http://www.dec.state.ak.us/eh/pest/index.htm> or **call 1-800-478-2577**

Picture of the unregistered and mis-labeled products:

