



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:
LC-8J

EXPRESS MAIL AND ELECTRONIC
FedEx Tracking No. 827442919524

Mr. James Hagedorn
President, CEO and COB
The Scotts Miracle-Gro Company
14111 Scottslawn Road
Marysville, Ohio 43041

Re: Stop Sale, Use or Removal Order
The Scotts Miracle-Gro Company, The Scotts Company LLC, and The Scotts Company

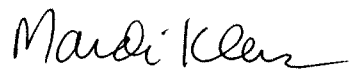
Dear Mr. Hagedorn:

The U.S. Environmental Protection Agency, Region 5 issued an Amended Stop Sale, Use, and Removal Order (Order) to Scotts Miracle-Gro Company, The Scotts Company LLC, and The Scotts Company (Respondents) on May 2, 2008, for the product "SouthernMax" (EPA Registration Number 538-301), also known by names including "Scotts Bonus S Max Southern Weed & Feed And Fire Ant Killer," (the Product). The Order requires the Respondents to cease the distribution and sale of the Product because of labeling claims that substantially differ from claims made for them as a part of the statements required in connection with their registration under Section 3 of FIFRA.

EPA is hereby amending the May 2, 2008 Order to allow, effective immediately, the distribution or sale of the Product with labeling that was accepted in connection with the registration of the Product on February 6, 2007 and in accordance with any other terms and conditions set forth as part of that acceptance. In addition, the product may be distributed or sold in accordance with any subsequent amendments or notifications that comply with FIFRA, the regulations, and EPA notification procedures. The Order of May 2, 2008 remains in effect for all other Product with labeling that does not meet the amended Order's requirements. Product with labeling which does not meet the requirements of the amended Order can only be moved between EPA registered pesticide producing establishments for the purpose of relabeling or repackaging the Product with the required labeling referenced above. Labeling, relabeling, or repackaging are production activities and must be performed in EPA registered pesticide producing establishments to comply with Section 7 of FIFRA, 7 U.S.C. § 136e.

If you have any questions please contact Terence Bonace at (312) 886-3387. If you have any legal questions, please contact Jeffery M. Trevino at (312) 886-6729.

Sincerely,

A handwritten signature in black ink that reads "Mardi Klevs". The signature is written in a cursive style with a long horizontal flourish at the end.

Mardi Klevs
Chief
Chemicals Management Branch



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:
LC-8J

EXPRESS MAIL AND ELECTRONIC
FedEx Tracking No. 827442919535

Chief Executive Officer
The Scotts Company
14111 Scottslawn Road
Marysville, Ohio 43041

Re: Stop Sale, Use or Removal Order
The Scotts Miracle-Gro Company, The Scotts Company LLC, and The Scotts Company

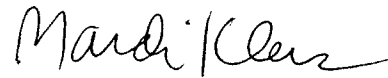
Dear Mr. Hagedorn:

The U.S. Environmental Protection Agency, Region 5 issued an Amended Stop Sale, Use, and Removal Order (Order) to Scotts Miracle-Gro Company, The Scotts Company LLC, and The Scotts Company (Respondents) on May 2, 2008, for the product "SouthernMax" (EPA Registration Number 538-301), also known by names including "Scotts Bonus S Max Southern Weed & Feed And Fire Ant Killer," (the Product). The Order requires the Respondents to cease the distribution and sale of the Product because of labeling claims that substantially differ from claims made for them as a part of the statements required in connection with their registration under Section 3 of FIFRA.

EPA is hereby amending the May 2, 2008 Order to allow, effective immediately, the distribution or sale of the Product with labeling that was accepted in connection with the registration of the Product on February 6, 2007 and in accordance with any other terms and conditions set forth as part of that acceptance. In addition, the product may be distributed or sold in accordance with any subsequent amendments or notifications that comply with FIFRA, the regulations, and EPA notification procedures. The Order of May 2, 2008 remains in effect for all other Product with labeling that does not meet the amended Order's requirements. Product with labeling which does not meet the requirements of the amended Order can only be moved between EPA registered pesticide producing establishments for the purpose of relabeling or repackaging the Product with the required labeling referenced above. Labeling, relabeling, or repackaging are production activities and must be performed in EPA registered pesticide producing establishments to comply with Section 7 of FIFRA, 7 U.S.C. § 136e.

If you have any questions please contact Terence Bonace at (312) 886-3387. If you have any legal questions, please contact Jeffery M. Trevino at (312) 886-6729.

Sincerely,

A handwritten signature in black ink that reads "Mardi Klevs". The signature is written in a cursive style with a large, prominent "M" and "K".

Mardi Klevs
Chief
Chemicals Management Branch



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:
LC-8J

EXPRESS MAIL AND ELECTRONIC
FedEx Tracking No. 827442919513

Mr. James Hagedorn, MBR
The Scotts Company LLC
14111 Scottslawn Road
Marysville, Ohio 43041

Re: Stop Sale, Use or Removal Order
The Scotts Miracle-Gro Company, The Scotts Company LLC, and The Scotts Company

Dear Mr. Hagedorn:

The U.S. Environmental Protection Agency, Region 5 issued an Amended Stop Sale, Use, and Removal Order (Order) to Scotts Miracle-Gro Company, The Scotts Company LLC, and The Scotts Company (Respondents) on May 2, 2008, for the product "SouthernMax" (EPA Registration Number 538-301), also known by names including "Scotts Bonus S Max Southern Weed & Feed And Fire Ant Killer," (the Product). The Order requires the Respondents to cease the distribution and sale of the Product because of labeling claims that substantially differ from claims made for them as a part of the statements required in connection with their registration under Section 3 of FIFRA.

EPA is hereby amending the May 2, 2008 Order to allow, effective immediately, the distribution or sale of the Product with labeling that was accepted in connection with the registration of the Product on February 6, 2007 and in accordance with any other terms and conditions set forth as part of that acceptance. In addition, the product may be distributed or sold in accordance with any subsequent amendments or notifications that comply with FIFRA, the regulations, and EPA notification procedures. The Order of May 2, 2008 remains in effect for all other Product with labeling that does not meet the amended Order's requirements. Product with labeling which does not meet the requirements of the amended Order can only be moved between EPA registered pesticide producing establishments for the purpose of relabeling or repackaging the Product with the required labeling referenced above. Labeling, relabeling, or repackaging are production activities and must be performed in EPA registered pesticide producing establishments to comply with Section 7 of FIFRA, 7 U.S.C. § 136e.

If you have any questions please contact Terence Bonace at (312) 886-3387. If you have any legal questions, please contact Jeffery M. Trevino at (312) 886-6729.

Sincerely,

A handwritten signature in black ink that reads "Mardi Klevs". The signature is written in a cursive style with a prominent loop at the end.

Mardi Klevs
Chief
Chemicals Management Branch