



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

March 28, 2018

Ms. Carrie M. Tackema  
Regulatory Manager  
Nufarm Americas Inc.  
4020 Aerial Center Parkway, Suite 101  
Morrisville, NC 27560

Subject: Notification per PRN 98-10 – Add pesticide mode of action codes  
Product Name: NUP-15014 Fungicide  
EPA Registration Number: 228-739  
Application Date: February 28, 2018  
Decision Number: 538871

Dear Ms. Tackema:

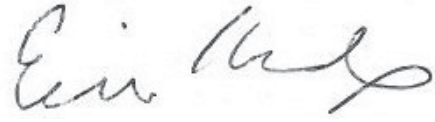
The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

The label submitted with the application has been stamped “Notification” and will be placed in our records.

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.

If you have any questions, you may contact BeWanda Alexander at (703)347-0313 or via email at [alexander.bewanda@epa.gov](mailto:alexander.bewanda@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Erik Kraft". The signature is written in a cursive style with a large, sweeping flourish at the end.

Erik Kraft, Product Manager 24  
Fungicide and Herbicide Branch  
Registration Division (7505P)  
Office of Pesticide Programs

<u>GROUP</u>	<b>29</b>	<u>FUNGICIDE</u>
<u>FLUAZINAM</u>	<u>GROUP</u>	<b>29</b> <u>FUNGICIDE</u>
<u>TEBUCONAZOLE</u>	<u>GROUP</u>	<b>3</b> <u>FUNGICIDE</u>

# NUP-15014 Fungicide

[ABN: Traction Fungicide]

[ABN: Sector Fungicide]

[ABN: Sektor Fungicide]

For use to control diseases of turf grasses on golf courses only.

**Active Ingredients:**

Fluazinam: 3-chloro- <i>N</i> -[3-chloro-2,6-dinitro-4-trifluoromethyl)phenyl]-5-trifluoromethyl-2-pyridinamine (CA).....	17.0%
Tebuconazole: α-[2-(4-chlorophenyl)ethyl]-α-(1,1-dimethyl)-1H-1,2,4-triazole-1-ethanol.....	17.6%

**Other Ingredients:**..... 65.4%  
**Total:**..... 100.0%

Contains 1.59 pounds fluazinam per gallon  
 Contains 1.65 pounds tebuconazole per gallon

**KEEP OUT OF REACH OF CHILDREN  
 CAUTION**

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.  
 (If you do not understand the label, find someone to explain it to you in detail.)  
 SEE INSIDE BOOKLET FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

**For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300  
 For Medical Emergencies Only, Call (877) 325-1840**

**NOTIFICATION**

228-739

The applicant has certified that no changes, other than those reported to the Agency have been made to the labeling. The Agency acknowledges this notification by letter dated:

03/28/2018

EPA REG. NO. 228-739  
 EPA EST. NO. \_\_\_\_\_

**NUFARM AMERICAS INC.**  
 11901 S. Austin Avenue  
 Alsip, IL 60803



NET CONTENTS \_\_\_\_\_ GAL. ( \_\_\_\_\_ Liters)  
 [Designation as "NONREFILLABLE" or "REFILLABLE" for containers > 5 GAL]

<b>FIRST AID</b>	
<b>IF SWALLOWED:</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>• Do not give anything to an unconscious person.</li> </ul>
<b>IF ON SKIN</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call poison control center or doctor for treatment advice.</li> </ul>
<b>IF INHALED</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>NOTE TO PHYSICIAN</b>	
Probable mucosal damage may contraindicate the use of gastric lavage.	
<b>HOT LINE NUMBER</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-877-325-1840 for emergency medical treatment information.	

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**CAUTION:** Harmful if swallowed. Harmful if absorbed through skin. Avoid contact with skin, eyes, or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before use.

### PERSONAL PROTECTIVE EQUIPMENT (PPE)

**Applicators and other handlers must wear:**

- Long-sleeved shirt, long pants
- Chemical-resistant gloves made of any waterproof material
- Chemical resistant footwear and socks

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. Do not allow contact of contaminated clothing with unprotected skin.

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

### Engineering Controls

When handlers use closed systems, or enclosed cabs, in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

**IMPORTANT:** When reduced PPE is worn because a closed system is being used, handlers must be provided all PPE specified above for "applicators and other handlers" and have such PPE immediately available for use in an emergency, such as a spill or equipment break down. Do not allow contact between contaminated sprayer parts and unprotected skin. Ensure sprayer is washed down daily.

## **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.
- Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

## **Environmental Hazards**

This product is toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater or rinsate. Do not apply when weather conditions favor drift from treated areas. Runoff and drift from treated areas may be hazardous to aquatic organisms in neighboring areas.

Ground Water Advisory: Tebuconazole is known to leach through soil into ground under certain conditions as a result of label use. Use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in ground-water contamination.

Surface Water Advisory: This product may contaminate water through drift of spray in wind. This product has a high potential for runoff for several months or more after application. Poorly draining soils and soils with shallow water tables are more prone to runoff that contains this product. A level, well-maintained vegetative buffer strip between areas to which this product is applied and surface water features such as ponds, streams, and springs will reduce the potential for contamination of water from rainfall runoff. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted within 48 hours.

## **Physical Chemical Hazards**

Do not mix or allow coming in contact with oxidizing agents. Hazardous chemical reaction may occur.

## **DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Failure to follow the use directions and precautions on this label may result in turf injury, poor disease control, and/or illegal residues. 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 application. For any requirements specific to your State or Tribe, consult the State or Tribal agency responsible for pesticide regulation.

## **PRODUCT INFORMATION**

This product is a broad spectrum fungicide for use to control diseases of turf grasses on golf courses only. This product may be applied with all types of spray equipment normally used for ground applications on golf courses. Apply this product in sufficient water to obtain adequate uniform coverage of the turf. Apply in a minimum spray volume of 40 gal of water per acre up to 132 gal of water per acre.

## **USE RESTRICTIONS**

- For use on golf course turf only.
- Do not apply this product to home lawns (turf) or any other residential turf or sod farms.
- Do not apply this product by aerial application.
- Do not apply this product through any irrigation system.
- Do not apply this product within 25 feet of permanent water bodies such as lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, and estuaries.
- Do not apply this product within 100 feet of any water bodies that connect with any off-site water bodies such as a freshwater lake, pond, river, stream or wetland in the State of New York.
- Do not apply this product when the wind direction is toward aquatic areas to minimize drift to these areas.

- Do not cultivate within 10 feet of an aquatic area to allow growth of a vegetative strip.
- Do not use clippings for animal feed.
- Do not apply more than six (6) applications at 1.3 fl. oz./1000 sq. ft. (57 fl. oz. per acre) per year.
- Do not exceed 7.8 fl. oz./1,000 sq. ft. (2.65 gallons per acre) (4.4 lb ai/A tebuconazole) (8.4 lb ai/A fluazinam) of this product per acre per year.
- Do not exceed 3.9 fl. oz. of this product per 1,000 sq. ft (1.33 gal per acre) (2.2 lb ai/A tebuconazole) (8.4 lb ai/A fluazinam) per year in the State of New York.
- Do not enter treated areas until sprays have dried.
- Avoiding spray drift at the application site is the responsibility of the applicator. The interaction of many equipment and weather related factors determine the potential for spray drift. The applicator is responsible for considering all these factors when making decisions.
- Where states have more stringent regulations, they must be observed.

## **INTEGRATED PEST MANAGEMENT**

This product is an excellent disease control agent when used according to label directions for control of a broad spectrum of listed plant diseases. This product is for use in programs which are compatible with the principles of Integrated Pest Management (IPM), which may include the use of disease resistant crop varieties, cultural practices, biological control agents, pest scouting and disease forecasting systems aimed at preventing economic pest damage and reducing unnecessary applications of pesticides. Practices known to reduce disease development should be followed. Consult your state cooperative extension service or local agricultural authorities for additional IPM strategies established in your area. This product may be used in State Agricultural Extension advisory (disease forecasting) programs that recommend application timing based on environmental factors which favor disease development.

## **RESISTANCE MANAGEMENT**

Some plant pathogens are known to develop resistance to products used repeatedly for disease control. This product is effective for strategic use in fungicide disease management programs that attempt to minimize disease resistance to fungicides. This product contains two active ingredients. Fluazinam is a multi-site mode of action that disrupts the energy production in the fungus. It is listed in FRAC code 29, as an uncoupler of oxidative phosphorylation. Some other fungicides, which are at risk from disease resistance, exhibit a single-site mode of fungicidal action. Tebuconazole is a member of the DMI (Demethylation Inhibitor) fungicide group (FRAC grouping 3) and can exhibit cross-resistance to products with the same mode of action when used repeatedly in the same location or in successive years as the primary method of control for targeted diseases. This product, with its multi-site mode of action, may be used to prevent or delay the development of resistance to single-site fungicides when used as a tank-mix partner or alternated in a disease management program.

This product has demonstrated excellent control of *Sclerotinia homeocarpa*, *Lanzia* and *Moellerodiscus* strains (causing Dollar Spot) that are insensitive to several classes of fungicides.

Consult with your Federal or State Cooperative Extension Service representatives for guidance on the proper use of this product in programs that seek to minimize the occurrence of disease resistance to other fungicides. This product is an excellent partner for those products that specify the use of a protectant or other fungicide that has a different mode of action.

## **PLANT TOLERANCE**

**NOTE TO USER:** Although this product has been evaluated on several turf species with no indication of phytotoxicity, neither the manufacturer nor seller has determined whether or not this product can be used safely on all turf species. The professional user should determine if this product can be used safely prior to commercial use by testing on the type of turf to be treated as specified rates for phytotoxicity.

## SPRAY DRIFT MANAGEMENT

Make ground application when wind velocity favors on-target product deposition (approximately 3 to 10 mph). Do not apply when wind velocity exceeds 15 mph. Avoid applications when wind gusts approach 15 mph.

Risk of exposure to sensitive aquatic areas can be reduced by avoiding applications when wind direction is toward the aquatic area.

Low humidity and high temperatures increase the evaporation rate of spray droplets and therefore the likelihood of spray drift to aquatic areas. Avoid spraying during conditions of low humidity and/or high temperatures.

Do not make ground applications during temperature inversions. Inversions are characterized by stable air and increasing temperatures with height above the ground. Mist or fog may indicate the presence of an inversion in humid areas. The applicator may detect the presence of an inversion by producing smoke and observing a smoke layer near the ground surface.

## MIXING AND SPRAYING

This product can be used effectively in dilute sprays. Thorough, uniform coverage is essential for disease control.

**NOTE:** Slowly invert container several times to assure uniform mixture. Prepare only the amount of spray mixture required for immediate use. Thoroughly clean spray equipment before using this product. Vigorous agitation is necessary for proper dispersal of the product. Maintain maximum agitation throughout the spraying operation. Do not allow spray mixture to stand overnight or for prolonged periods in the spray tank. Spraying equipment should be thoroughly cleaned immediately after the application.

**Product Alone:** Fill the spray tank with half of the required amount of water with the agitator running, add this product to the spray tank. Continue agitation while adding the remainder of the water. Begin application of the solution after this product has completely dispersed into the mix water. Maintain agitation until all of the mixture has been applied.

**Tank Mixtures:** It is the pesticide user's responsibility to ensure that all products are registered for the intended use. Read and follow the applicable restrictions and limitations and directions for use on all product labels involved in tank mixing. Users must follow the most restrictive directions for use and precautionary statements of each product in the tank mixture. This product is physically compatible with many products recommended for control of diseases, liquid fertilizers, growth regulators, insecticides and biological control products. This product must not be mixed with any product which prohibits such mixing. It is the applicator's responsibility to ensure that the companion product is EPA approved for use on the intended site. Tank mixtures or other applications of products referenced on this label are permitted only in those states in which the referenced products are registered.

This product is generally compatible with the products mentioned above, provided sufficient free water is available for dispersion of all the tank mix products. However, the physical compatibility of this product with tank mix partners should be evaluated before use. A jar test should be conducted with the intended tank-mix products prior to preparation of large volumes. Use the following procedure:

### Jar Compatibility Test:

1. Pour the recommended proportions of the products into a suitable container of water;
2. Mix thoroughly; and
3. Allow to stand for 5 minutes.

If the combination remains mixed or can be re-mixed readily, it is considered physically compatible. Any physical incompatibility in the jar test indicates that this product should not be used in the tank mix.

Consult compatibility charts or your local or state agricultural authorities for additional compatibility information.

To prepare spray solution:

- Add ½ of the required amount of water to the mix/sprayer tank
- Start the agitator running before adding any tank mix partners.
- Add the tank mix partners in the following order:
  - Products packaged in water-soluble packaging;
  - Wettable powders;
  - Wettable granules (dry flowables);
  - Liquid flowables (such as this product);
  - Liquids; and
  - Emulsifiable concentrates
- Always allow each tank mix partner to become fully dispersed before adding the next product.
- Provide sufficient agitation while adding the remainder of the water.
- Maintain agitation until all of the mixture has been applied.
- When using this product in tank mixtures, add all products in water-soluble packaging to the tank before any other tank mix partner, including this product.
- Allow the water-soluble packaging to completely dissolve and the product(s) to completely disperse before adding any other tank mix partner to the tank.
- Use a pump with capacity to maintain the correct rated pressure for the nozzles selected.
- Maintain sufficient agitation to keep mixture in suspension.
- Use a jet agitator, liquid sparge tube, or mechanical paddle for agitation.
- Use screens to prevent nozzles from clogging. Use 50-mesh or coarser screens placed after the tank and before the nozzles. Check nozzle manufacturer's recommendations.
- For more information on spray equipment and calibration, consult sprayer manufacturers and state recommendations.

<b>TURFGRASS DISEASE CONTROL</b>
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1. Use this product in a Preventive Disease Control Program.
2. Apply in sufficient water to ensure thorough coverage.
3. Apply after mowing or allow sprayed area to completely dry before mowing.
4. For control of foliar diseases, allow sprayed area to completely dry before irrigation.
5. For optimum turf quality and disease control, use this product in conjunction with turf management practices that promote good plant health and optimum disease control.
6. Evaluate spray additives prior to use. Label directions are based on data obtained with no additives.
7. Before use of any fungicide, proper diagnosis of the organism causing the disease is important. Use of diagnostic kits or other means of identification of the disease organism is essential to determine the best control measures.
8. For use on all golf turf applications of cool season and warm season grasses.
9. Avoid consecutive applications of this product with other DMI containing fungicides when temperatures are expected to exceed 85 degrees F.



**USE RATE**

<b>Diseases Controlled Pathogen(s)</b>	<b>Application Interval (days)</b>	<b>Rate fl. oz. product/1000 sq. ft.</b>	<b>Instructions for Use on Golf Course Tees, Greens, Fairways and Roughs</b>
Dollar Spot <i>Sclerotinia homeocarpa</i> <i>Lanzia</i> spp. <i>Moellerodiscus</i> spp. Copper Spot <i>Gloeocercospora sorghi</i> Powdery Mildew <i>Erysiphe graminis</i>	14	1.3	Apply as a preventive disease program, starting when conditions become favorable for disease. Do not make more than two consecutive applications of this product or other DMI (Group 3) containing fungicides. Alternate with a fungicide having a different mode of action.
Leaf spot, Melting-out, Brown blight <i>Drechslera</i> spp. (including <i>D. poae</i> , <i>D. siccans</i> )	14	1.3	Apply when conditions become favorable for disease. For broad spectrum disease control tank mix with the labeled rate of another fungicide labeled for control of these diseases, such as Affirm™.
Brown patch Zoysia patch Large patch <i>Rhizoctonia solani</i>	14	1.3	Begin applications in May or June or as conditions become favorable for disease development. To control Large patch, apply in fall when temperature drops below 70°F. For broad spectrum control or for control greater than 14 days, tank mix with the labeled rate of another fungicide labeled for control of these diseases, such as Affirm.
Red Thread <i>Laetisaria fuciformis</i>	14	1.3	Apply when conditions become favorable for disease.
Anthracnose <i>Colletotrichum cereal</i>	14	1.3	Applications should be made prior to infection. Alternate or tank mix this product with another fungicide for anthracnose disease prevention. This product should be tank mixed with the labeled rate of another fungicide labeled for control of this disease, such as Affirm.
Gray Snow Mold <i>Typhula</i> spp.  Pink Snow Mold <i>Microdochium nivale</i>	Late Fall	1.3	Apply one to two applications in the late fall before snow cover. Do not apply on top of the snow. For optimum disease control, tank mix with the labeled rate of another fungicide labeled for control of these diseases, such as 26/36®.
Pink patch <i>Microdochium nivale</i>	14	1.3	Apply in the fall or early spring when conditions are favorable for disease development. For optimum disease control, rotate with the labeled rate of another fungicide labeled for control of this disease, such as 26/36 or 3336®.
Stem rust <i>Puccinia graminis</i> var. <i>graminicola</i>	14	1.3	Apply on a preventive schedule when disease conditions are favorable (cool and cloudy weather).
Algal scum (filamentous blue-green algae/cyanobacteria)	14	1.3	This product should be tank mixed with another fungicide labeled for control of this disease, such as Spectro™ 90 or Protect™ DF.

**USE RATE**

<b>Diseases Controlled Pathogen(s)</b>	<b>Application Interval (days)</b>	<b>Rate fl. oz. product/1000 sq. ft.</b>	<b>Instructions for Use on Golf Course Tees, Greens, Fairways and Roughs</b>
Brown Ring Patch ( <i>Waitea circinata</i> )	21	1.3	For prevention, begin applications when conditions are favorable for disease development. Make two applications and tank mix or alternate with Affirm for optimal control.
Gray Leaf Spot ( <i>Pyricularia grisea</i> )	21	1.3	For prevention, begin applications when conditions are favorable for disease development (July-Aug). Alternate with another fungicide with a different mode of action, such as Spectro™ 90 or 3336®.
Stripe Smut ( <i>Ustilago striiformis</i> )	One Application	1.3	Make a single application to historical disease areas in spring as grass growth begins.
Fusarium Patch ( <i>Fusarium roseum</i> )	21	1.3	Apply first application in mid-June or 2-4 weeks prior to time this blight normally becomes evident. Immediately after fungicide is applied, irrigate the area with sufficient water to move the active ingredient down into the crown and active root zone of the turf. The amount of water is dependent on the depth of the root zone. Alternate with another fungicide with a different mode of action, such as 3336. A second application may be made after 21 days.

## STORAGE AND DISPOSAL

**DO NOT** contaminate water, food or feed by storage or disposal.

**PESTICIDE STORAGE:** Store in original container, in a secured, cool, dry place separate from food and feed. **DO NOT** store near heat or open flame.

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

### **CONTAINER HANDLING:**

**[Note to Reviewer:** The following statement will be included on all Final Printed Labels bearing multiple Container Disposal (Container Handling) statements] **NOTE:** This product is available in multiple containers. Refer to the Net Contents section of this products labeling for the applicable "Nonrefillable" or "Refillable" designation. Follow the container disposal [handling] instructions below that apply to your container type / size."

### **[Nonrefillable Containers 5 Gallons or Less]**

**Nonrefillable container. DO NOT** reuse or refill this container. Offer for recycling if available. Triple rinse container (or equivalent) promptly after emptying. **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 1/4 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. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities. Plastic containers are also disposable by incineration.

### **[Nonrefillable containers larger than 5 gallons]**

**Nonrefillable container. DO NOT** reuse or refill this container. Offer for recycling if available. Triple rinse or pressure rinse container (or equivalent) promptly after emptying.

**Triple rinse as follows:** Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration.

**Pressure rinse as follows:** Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration.

### WARRANTY DISCLAIMER

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, UNINTENDED CONSEQUENCES, INCLUDING BUT NOT LIMITED TO INEFFECTIVENESS, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR THE MANNER OF USE OR APPLICATION, INCLUDING WEATHER, ALL OF WHICH ARE BEYOND THE CONTROL OF MANUFACTURER OR SELLER AND ASSUMED BY BUYER OR USER. THIS WRITING CONTAINS ALL OF THE REPRESENTATIONS AND AGREEMENTS BETWEEN BUYER, MANUFACTURER AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY AUTHORITY TO MAKE ANY REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS.

### LIMITATION OF LIABILITY

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES, OR FOR DAMAGES IN THEIR NATURE OF PENALTIES RELATING TO THE GOODS SOLD, INCLUDING USE, APPLICATION, HANDLING, AND DISPOSAL. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, MANUFACTURER OR SELLER SHALL NOT BE LIABLE TO BUYER OR USER BY WAY OF INDEMNIFICATION TO BUYER OR TO CUSTOMERS OF BUYER, IF ANY, OR FOR ANY DAMAGES OR SUMS OF MONEY, CLAIMS OR DEMANDS WHATSOEVER, RESULTING FROM OR BY REASON OF, OR ARISING OUT OF THE MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD BY MANUFACTURER OR SELLER TO BUYER. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR ITS CUSTOMERS. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

**If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.**

(RV082947RV022818)

Affirm is a trademark of Nufarm Americas, Inc.  
26/36, 3336 are registered trademarks of Nufarm Americas, Inc.  
Spectro and Protect DF are trademarks of Cleary Corporation, LLC  
Pinpoint is a registered trademark of Valent, USA Corporation  
[All other trademarks are the property of their respective owners]

Optional Marketing Language:

**[Nufarm: Grow a better tomorrow]**

**[Grow a better tomorrow]**

[All other trademarks are the property of their respective owners]