

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

JUN 1 1 2009

Mr. Mathew Granahan Product Registration Nufarm Americas, Inc., 150 Harvester Drive, Suite 200 Burr Ridge, IL 60527

SUBJECT:

Application for Pesticide Notification (PRN 98-10)

Request Primary Brand Name "Turflon II Amine

EPA Reg. No. 228-316

Application Dated April 29, 2009

### Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 04/20/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

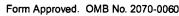
Sincerely,

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Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs





United States Environmental Protection Agency Washington, DC 20460  Registrat Amendm X Other				OPP Identifier Number		
Applica	tion for l	Pesticide	- Section	on I		
Company/Product Number     2. EPA Product Manager     3. Proposed Classification					posed Classification	
228-316		Joanne Mi	ier			None Restricted
Turflon II Amine PM# 23						
5. Name and Address of Applicant (Include ZIP Code)  6. Expedited Reveiw. In accordance with FIFRA Section 3(c)(3)						
Nufarm Americas, Inc.  150 Harvester Drive, Suite 200  (b)(i), my product is similar or identical in composition and labeling to:					•	
Burr Ridge, IL 60527		EPA Reg	J. No	NO.	TIFICA	TION
Check if this is a new address		Product	Name	JU	N 112	2009
	Sec	tion - II				
Amendment - Explain below.  Resubmission in response to Agency letter dated  X Notification - Explain below.	·	- [] "	nel printed li gency letter de Too" App ther - Explain	plication.	<sup>to</sup> Febi	ruary 24, 2009
Explanation: Use additional page(s) if necessary. (For section I and Section II.)  In Response to 2,4-D Reregistration Label Changes for Riverdale Turflon II Amine - Certified Letter. Above referenced date of February 24, 2009 is date certified letter was received.  Label Notification per PR Notice 98-10, see cover letter for detailed explaination. This notification is consistent with the provisions of PR notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. sec 1001 to willfully make any false statement to the EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under section 12 and 14 of FIFRA.						
	Sect	ion - III				
1. Material This Product Will Be Packaged In:						
Child-Resistant Packaging Unit Packaging	Water	Soluble Pack Yes	aging	2. Type of (	Ontainer Metal	
No No		No			Plastic	
* Certification must be submitted  If "Yes" Unit Packaging wgt. contained	If "Yes	*	No. per container		Glass Paper Other (S	pecify)
3. Location of Net Contents Information 4. Size(s) Retail Container 5. Location of Label Directions  Label Container						
6. Manner in Which Label is Affixed to Product   Lithograph   Other   Paper glued   Stenciled						
	Sect	ion - IV				•
1. Contact Point (Complete items directly below for identific	ation of indiv	dual to be c	ontacted, if	necessary, to pro	cess this	application.)
Name Matthew Granahan matthew.granahan@us.nufarm.com  Title Registration Manager  Title Registration Manager						
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowlinglly false or misleading statement may be punishable by fine or imprisonment or (Stamped) both under applicable law.						
2. Signature	3. Title Regi	stratio	n Mar	nager	ι ι(ι(ι (((ι	
4 Typed Name Matthew Granahan	5. Date 04/2	20/09				



Nufarm Americas Inc.

150 Harvester Drive, Suite 200 Burr Ridge, IL 60527

Telephone: (630) 455.2000 Facsimile: (630) 455.2001

www.us.nufarm.com

April 20, 2009

Via Overnight Courier

U. S. Environmental Protection Agency (7504P)
Document Processing Desk (NOTIF)
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

Subject:

**Turflon II Amine** 

EPA Reg. No. 228-316

2,4-D RED & PRN 98-10 Primary Brand Name Change

Dear Ms. Miller:

Enclosed are the subject product's final print labeling, which is now consistent with the EPA Comment Letter and for the 2,4-D Reregistration letter dated February 24, 2009.

Please note, Nufarm Americas Inc. wishes to change the Primary Brand Name of this product form Riverdale Turflon II Amine to Turflon II Amine.

To process this request please find enclosed the following:

- Application for Pesticide Registration EPA form 8570-1
- Revised labeling with areas of change clearly identified (1 copy)
- Revised labeling clean (3 copy)

If you should have any questions regarding this matter, please feel free to contact me at (630) 455-2048 or <a href="matthew.granahan@us.nufarm.com">matthew.granahan@us.nufarm.com</a>.

Sincere

Matthew Granahan Registration Manager Nufarm Americas, Inc.

MOTIFICATION
JUN 1 1 2009

# TURFLON® II AMINE

FOR THE CONTROL OF UNWANTED TREES AND BRUSH, AS WELL AS ANNUAL AND PERENNIAL BROADLEAF WEEDS ON RANGELAND, PASTURES, FENCEROWS, NON-IRRIGATION DITCHBANKS, ROADSIDES, OTHER NON-CROP AREAS, RIGHTS-OF-WAY, ORNAMENTAL TURF AND SOD FARMS.

 ACTIVE INGREDIENTS:
 34.2%

 2,4-Dichlorophenoxyacetic Acid, Dimethylamine salt\*
 34.2%

 Triclopyr: 3,5,6-trichloro-2-pyridinyloxyacetic acid\*\*
 15.2%

 OTHER INGREDIENTS:
 50.6%

 TOTAL:
 100.0%

 Isomer Specific Method, Equivalent to:
 \*2,4-Dichlorophenoxyacetic Acid
 28.4%, 2.78 lbs./gal.

 \*\*Triclopyr acid
 10.9%, 1.07 lbs./gal.

Notice: Read the entire label: Use only according to label directions.

Before buying or using this product, read "Warranty" elsewhere on this label.

# DANGER / PELIGRO

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

EPA REG. NO. 228-316 EPA EST. NO. 228-IL-1 Manufactured For NUFARM AMERICAS INC. 150 Harvester Drive Burr Ridge, IL 60527



NET CONTENTS:

Gals. (L)

000228-00316.20080417.EPA24D.RED.Pending



### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS **DANGER / PELIGRO**

Corrosive. Causes irreversible eye damage. May be fatal if absorbed through skin. Harmful if swallowed. Do not get in eyes, on skin, or on clothing.

### PERSONAL PROTECTIVE EQUIPMENT (PPE):

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

### Pilots must wear:

- · long-sleeved shirt and long pants, and
- · shoes and socks

### All mixers, loaders, flaggers, and other applicators and handlers must wear:

- · goggles or face shield,
- · coveralls over short-sleeved shirt and short pants.
- · chemical-resistant footwear plus socks, and
- · chemical-resistant gloves.

See engineering controls for additional requirements.

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 Control Statement:**

Pilots must use an enclosed cockpit that meets the requirements listed in the WPS for agricultural pesticides. [40 CFR 170.240(d)(6)].

### **USER SAFETY RECOMMENDATIONS**

### Users Should:

- · Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- · Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. If pesticide gets on skin, wash immediately with soap and water.
- 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.

FIRST AID			
IF IN EYES	<ul> <li>Hold eye open and rinse slowly and gently with water for 15 to 20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>		
IF ON SKIN OR CLOTHING	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15 to 20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>		
IF SWALLOWED	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>		

### **NOTE TO PHYSICIAN**

Probable mucosal damage may contraindicate use of gastric lavage.

### **ENVIRONMENTAL HAZARDS**

This pesticide 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. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash waters or rinsate.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas, where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater

Triclopyr has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable particularly where the water table is shallow, may result in groundwater contamination.

Mixing and Loading: Most cases of groundwater contamination involving phenoxy herbicides such as 2,4-D have been associated; with mixing/loading and disposal sites. Caution should be exercised when handling 2,4-D pesticides at such sites to prevent contamination of groundwater supplies. Use of closed systems for mixing or transferring this pesticide will reduce the probability of spills. Placement of the mixing/loading equipment on an impervious pad to contain spills will help prevent ground/ພະເປັດ contain in impervious pad to contain spills will help prevent ground/ພະເປັດ contain in impervious pad to contain spills will help prevent ground/weter contain in its pills.



### PHYSICAL OR CHEMICAL HAZARDS

### Do not cut or weld container.

### **DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Read all Directions for Use carefully before applying.

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 agency responsible for pesticide regulation.

### 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 of this product 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 48 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 made of any waterproof material, shoes plus socks and protective eyewear.

### 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 for agricultural pesticides. (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses. **Restricted Entry Interval:** Do not allow people (other than applicator) or pets on treatment area during application. Do not enter into treated areas until sprays have dried or dust has settled.

### **GENERAL INFORMATION**

This product is for use on fence rows, non-irrigation ditchbanks, roadsides, other non-crop areas, industrial sites, rights-of-way, rangeland, pastures, ornamental turf, and sod farms.

### **USE PRECAUTIONS**

Be sure that use of this product conforms to all applicable regulations.

Restrictions on Retreatment: Do not apply more than 2 broadcast applications per year per treatment site.

Do not apply this product directly to, or otherwise permit it to come into direct contact with, cotton, grapes, tobacco, vegetable crops, flowers, fruit or ornamental trees, or other desirable broadleaf plants and do not permit spray mists containing it to drift onto them. Very small amounts of spray drift may injure susceptible plants, including ornamental trees or shrubs.

Do not use for manufacturing or formulating.

### Do not apply to exposed roots of shallow rooted trees or shrubs.

Do not apply on ditches used to transport irrigation water. Do not apply where runoff or irrigation water may flow onto susceptible crops as injury may result.

Do not apply to open water such as lakes, reservoirs, streams, creeks, salt water bays, or estuaries.

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

**Avoid Injurious Spray Drift.** Applications should be made only when hazards from spray drift are at a minimum. Very small quantities of spray, which may not be visible, may seriously injure susceptible plants. Do not spray when wind is blowing toward susceptible crops or ornamental plants near enough to be injured.

With ground broadcast equipment, drift can be reduced by keeping the spray boom as low as possible; by applying no less than 20 gallons of spray per acre; by using no more than 20 pounds spraying pressure with flat fan or flooding flat fan nozzle tips; and by spraying when wind velocity is low.

In handgun applications drift can be reduced by using low pressure Teejet flat fan, Raindrop or other drift controlling nozzles. Standard a flat fan nozzles may also be used at no more than 20 psi. At this pressure the spray pattern may be narrower.

Foliar sprays should be applied during warm weather when brush and weeds are actively growing. Application under droughte conditions may provide less than desirable results.

Note: Do not use spray equipment for other applications to land planted, or to be planted to susceptible crops of desirable plants, unless it has been determined that all phytotoxic herbicide residue has been removed by thorough cleaning of the equipments of the e

### SPRAY DRIFT MANAGEMENT

A variety of factors including weather conditions (e.g., wind direction, wind speed, temperature, relative humidity) and method of application (e.g., ground, aerial, airblast, chemigation) can influence pesticide drift. The applicator must evaluate all factors and make appropriate adjustments when applying this product.

### **Droplet Size**

When applying sprays that contain 2,4-D as the sole active ingredient, or when applying sprays that contain 2,4-D mixed with active ingredients that require a Coarse or coarser spray, apply only as a Coarse or coarser spray (ASAE standard 572) or a volume mean diameter of 385 microns or greater for spinning atomizer nozzles.

When applying sprays that contain 2,4-D mixed with other active ingredients that require a Medium or more fine spray, apply only as a Medium or coarser spray (ASAE standard 572) or a volume mean diameter of 300 microns or greater for spinning atomizer nozzles.

Do not apply at wind speeds greater than 15 mph. Only apply this product if the wind direction favors on-target deposition and there are not sensitive areas (including, but not limited to, residential areas, bodies of water, known habitat for nontarget species, nontarget crops) within 250 feet downwind. If applying a Medium spray leave one swath unsprayed at the downwind edge of the treated field.

If applying at wind speeds less than 3 mph, the applicator must determine if: a) conditions of temperature inversion exist, or b) stable atmospheric conditions exist at or below nozzle height. Do not make applications into areas of temperature inversions or stable atmospheric conditions.

### Susceptible Plants

Do not apply under circumstances where spray drift may occur to food, forage, or other plantings that might be damaged or crops thereof rendered unfit for sale, use or consumption. Susceptible crops include, but are not limited to, cotton, okra, flowers, grapes (in growing stage), fruit trees (foliage), soybeans (vegetative stage), ornamentals, sunflowers, tomatoes, beans, and other vegetables, or tobacco. Small amounts of spray drift that might not be visible may injure susceptible broadleaf plants.

### Other State and Local Requirements

Applicators must follow all state and local pesticide drift requirements regarding application of 2,4-D herbicides. Where states have more stringent regulations, they must be observed.

### Equipment

All aerial and ground application equipment must be properly maintained and calibrated using appropriate carriers or surrogates.

### For aerial application:

The boom length must not exceed 75% of the wingspan or 90% of the rotor blade diameter.

Release spray at the lowest height consistent with efficacy and flight safety. Do not release spray at a height greater than 10 feet above the crop canopy unless a greater height is required for aircraft safety. This requirement does not apply to forestry or rights-of-way applications.

When applications are made with a crosswind, the swath will be displaced downwind. The applicator must compensate for this by adjusting the path of the aircraft upwind.

### For ground boom application:

Do not apply with a nozzle height greater than 4 feet above the crop canopy.

### **APPLICATION INSTRUCTIONS**

### FOR PASTURE AND RANGELAND

For susceptible annual and biannual broadleaf weeds: Do not apply more than 2-3/4 pints of this product (1.0 lbs of 2,4-D ae) per acre per application.

Easy-To-Control Species: 1.5 gal/acre broadcast application or 1 to 1.5% solutions for high-volume foliar applications.

Alder	Ceanothus spp.	Maples (except	Sumac
Ash	Cherry (except black)	bigleaf and vine*)	Sycamore
Beech	Cottonwood	Multiflora Rose	Tamarack
Birch	Dogwood	Poison Ivy	Wax Myrtle (top growth)
Blackberry	Elderberry	Poison Oak	White Oak
Black Locust	Hawthorn	Sassafras (top growth)	Wild Grape
Boneset	Honeysuckle	Scotch broom	Willow
Cascara	·		

<sup>\*</sup>basal or dormant stem application only

For moderately susceptible biennial and perennial broadleaf weeds, difficult to control weeds and woody plants: Do not apply more than 5-1/2 pints of this product (2.0 lbs of 2,4-D ae) per acre per application.

Harder-To-Control Species: High-volume applications, 1.5% solution, conventional basal or dormant stem applications are CCCCCC.

Buckbrush (Symphoricarpos spp.)	Hazel	Salmonberry (suppression)	
(suppression)	Honeylocust (suppression)	Sweetgum occaci ; 6	ζ
Common Persimmon (suppression)	Pine (suppression)	Trumpetcreeper (suppression)	,
Elm (except winged elm)	Russian Olive	Virginia Creeper (suppression)	Ç
	4	((((	



### FOR FENCEROWS AND RIGHTS-OF-WAY

Maximum of 5-1/2 pints of this product (2.0 lbs of 2,4-D ae) per application for treatment of annual and perennial weeds. Maximum of 1 gallon, 3-1/2 pints of this product (4.0 lbs of 2,4-D ae) per application for treatment of woody plants.

### FOR ROADSIDES

### For annual and perennial plants:

Limit to 2 applications per year.

Maximum of 5-1/2 pints of this product (2.0 lbs of 2,4-D ae) per acre per application. Minimum of 30 days between application.

### For woody plants:

Limit to 1 application per year.

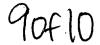
Maximum of 1 gallon, 3-1/2 pints of this product (4.0 lbs of 2,4-D ae) per acre per year.

WEEDS CONTROLLED AND APPLICATION RATES				
WEEDS CONTROLLED RATE/ACRE RATE/1,000 SQUARE FEET				
black medic carpet weed catnip chamise chickweeds chicory cinquefoil clovers cocklebur coffeeweed cornflower creeping beggarweed dandelion dayflower docks dwarf beggarweed goldenrod	henbit hop clover knawel lambsquarters lespedeza little starwort mallow matchweed plantain purslane speedwell smartweed sowthistle spiderwort spotted catsear Spurweed vetch yarrow	2-1/2 pints	1 fluid ounce or 2 tablespoons	
burdock buttercup mustard	poison ivy poison oak wild carrot	3 to 3-1/2 pints	1.3 fluid ounces or 2-1/2 tablespoons	
cornspeedwell ground ivy oxalis (stricta and corniculata)	parsley-piert prostrate spurge wild violet	3 pints (2 applications, 4 to 6 weeks apart)	1.3 fluid ounces or 2-1/2 tablespoons (2 applications, 4 to 6 weeks apart)	

### PREPARING THE SPRAY

Add about one-half the desired amount of clean water to spray tank. Add this product and complete addition of water with agitation running. Mix thoroughly and continue moderate agitation while spraying.

Size of Sprayer (Gallons)	AMOUNT OF THIS PRODUCT REQUIRED FOR SPRAY MIXTURE					
	1% Solution	1.5% Solution	4% Solution			
1	1-1/3 fluid ounces	2 fluid ounces	5-1/3 fluid ounces			
. 3	4 fluid ounces	6 fluid ounces	1 pint c			
5	6-2/3 fluid ounces	10 fluid ounces	1-2/3 pints			
20	2 quarts	3 quarts	2 gallons			
100 .	1 gallon	1.5 gallons	4 gallons ?			
			· · · · · · · · · · · · · · · · · · ·			



### **APPLICATION INSTRUCTIONS**

### TURF

### BROADCAST TREATMENT OF ORNAMENTAL TURF AND SOD FARMS

Apply 1 to 2 quarts of this product in enough water to make 20 to 200 gallons total spray per acre to control broadleaf weeds growing in perennial bluegrass, tall fescue, or perennial ryegrass. **Do not** use on other grass species, such as bentgrass or St. Augustinegrass, unless injury can be tolerated. Apply from early spring through fall when weeds are actively growing. Broadleaf weed species germinate at different times. Only emerged weeds present at time of application are controlled. Additional applications should be made four weeks apart to minimize grass injury. Newly seeded turf should be moved two or three times before being treated. Do not water for 24 hours after application. Do not reseed for 3 weeks after application.

SPOT TREATMENT OF ORNAMENTAL TURF AND SOD FARMS USING PORTABLE SPRAYERS

Mix 1 to 2 fluid ounces of this product in enough water to make 3 gallons of spray (1 to 2 quarts per 100 gallons of spray) and apply at any time broadleaf weeds are susceptible by wetting foliage of undesirable plants to point of runoff.

### **Ornamental Turf and Sod Farm Restrictions**

The maximum application rate for ornamental turf is 4-1/4 pints of this product (1.5 lbs of 2,4-D ae) per acre per application. The maximum application rate for sod farm turf is 5-1/2 pints of this product (2 lbs of 2,4-D ae) per acre per application.

Use of this product in certain portions of California, Oregon, and Washington is subject to the January 22, 2004 Order for injunctive relief in <u>Washington Toxics Coalition et al vs. EPA</u>, C01-0132C, (W.D. WA). For further information, please refer to EPA Web site: http://www.epa.gov/espp.

### STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store above 28°F or agitate before use.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate, is a violation of Federal law and may contaminate groundwater. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

### CONTAINER DISPOSAL:

[Nonrefillable Containers 5 Gallons or Less:] Nonrefillable container. Do not reuse or refill this container. 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, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

[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. 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 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.

[Refillable Container Larger than 5 Gallons:] Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. Agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

Refillable Container: Refill this container with pesticide only. Do not reuse this container for any other purpose. Close all openings and replace all caps. Contact Nufarm's Customer Service Department at 1-800-345-3330 to arrange for return of the empty refillable container.

### 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. 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 RISING OUT OF THE MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD BY MANUFACTURER OR SELLER TO BUYER. 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.

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