

228-372

04-26-2011

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (7504P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Registration
 Number:
 228-372

Date of Issuance:
 APR 26 2011

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(under FIFRA, as amended)

Term of Issuance: **Unconditional**

Name of Pesticide Product:
Eclipse Selective Herbicide

Name and Address of Registrant (include ZIP Code):

Nufarm Americas, Inc.
150 Harvester Drive, Suite 200
Burr Ridge, IL 60527

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

EPA received a label amendment request submitted on April 7, 2011. EPA grants this request under the authority of section 3(c)(5) of the Federal Insecticide, Fungicide and Rodenticide Act, as amended. With this accepted labeling, all requirements set forth in the Reregistration Eligibility Decision (RED) for MCPA and 2,4-DP-p have been satisfied. Therefore, EPA reregisters the product listed above. This action is taken under the authority of section 4(g)(2)(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain the registration of your product.

Submit one (1) copy of final printed labeling. Amended labeling will supersede all previously accepted labels. A copy of your label stamped "Accepted" is enclosed for your records. Products shipped after twelve (12) months from the date of this Notice or the next printing of your label, whichever occurs first, must bear the new revised label.

If you have any questions regarding this Notice, please contact Beth Benbow at (703) 347-8072 or at benbow.bethany@epa.gov.

Signature of Approving Official:

Kathryn V. Montague
 Product Manager 23
 Herbicide Branch
 Registration Division (7505P)

Date:

APR 26 2011

ECLIPSE™

Selective Herbicide

A PREMIUM THREE-WAY POST-EMERGENT SELECTIVE BROADLEAF HERBICIDE CONTAINING THE AMINES OF MCPA, CLOPYRALID AND DICHLORPROP-p. FOR USE ON GOLF COURSES, PARKS, AND ORNAMENTAL TURF LAWNS. CONTROLS DANDELIONS, CHICKWEEDS, PLANTAINS, OXALIS, SPURGE AND MANY OTHER BROADLEAF WEEDS, SOME OF WHICH ARE LISTED ON THIS LABEL.

ACTIVE INGREDIENT:

Dimethylamine Salt of 2-Methyl-4-Chlorophenoxyacetic Acid*	47.77%
Monoethanolamine Salt of 3,6-Dichloro-2-Pyridinecarboxylic Acid**	2.53%
Dimethylamine Salt of (+)-R-2-(2,4-Dichlorophenoxy)propionic Acid***‡	9.54%

OTHER INGREDIENTS:

.....	40.16%
TOTAL	100.00%

By Isomer Specific Method, Equivalent to:

*2-Methyl-4-Chlorophenoxyacetic Acid	39.00%, 3.74 lbs/gal.
**3,6-Dichloro-2-Pyridinecarboxylic Acid	1.92%, 0.18 lbs/gal.
***(+)-R-2-(2,4-Dichlorophenoxy)propionic Acid	8.00%, 0.76 lbs/gal.

‡CONTAINS THE SINGLE ISOMER FORM OF DICHLORPROP-p.

**NOT FOR SALE OR USE IN NASSAU AND SUFFOLK COUNTIES IN N.Y. STATE.
IN CALIFORNIA AND WASHINGTON, TURFGRASS AND LAWN USES ARE RESTRICTED TO GOLF COURSES ONLY.
*This product cannot be used on Agricultural, Forest sites or Rights-of-Way.**

NOTE: Spanish language is optional

KEEP OUT OF REACH OF CHILDREN

DAÑERO - 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) 325-1 840

EPA REG. NO. 228- 372
EPA EST. NO.

MANUFACTURED BY
NUFARM AMERICAS INC.
BURR RIDGE, IL 60527



NET CONTENTS GALLONS

000228-00372.20110407. 2,4-DP-p RED resubmission

ACCEPTED

APR 26 2011

Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under
EPA Reg. No. 228-372

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
DANGER-PELIGRO**

Corrosive, causes irreversible eye damage. Harmful if swallowed or absorbed through skin. 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 the EPA chemical resistant category selection chart.

Mixers, loaders, applicators and other handlers must wear:

- Protective eyewear (goggles, face shield, or safety goggles)
- Long sleeved shirt and long pants,
- Shoes plus socks and
- Chemical resistant gloves (when mixing, loading or using any hand-held equipment)

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

USER SAFETY RECOMMENDATIONS	
Users Should:	
<ul style="list-style-type: none"> • Wash hands after handling and 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. • 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 style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 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.
IF SWALLOWED	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by the poison control center or doctor. • Do not give anything by mouth to an unconscious person.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice.
HOT LINE NUMBER	
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.	
NOTE TO PHYSICIAN	
Probable mucosal damage may contraindicate the use of gastric lavage.	

ENVIRONMENTAL HAZARDS

This pesticide may be toxic to fish, aquatic invertebrates, aquatic plants and may adversely affect non-target plants. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours. 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.

This product has properties and characteristics associated with chemicals detected in groundwater. The use of this product 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.

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DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. READ ENTIRE LABEL BEFORE USING THIS PRODUCT. USE STRICTLY IN ACCORDANCE WITH LABEL PRECAUTIONARY STATEMENTS AND DIRECTIONS.

This product is for use on Ornamental Turf Lawns (Industrial and Institutional), Parks, Cemeteries, Athletic and Recreational Sports Fields, and Golf Courses (Fairways, Aprons, Tees* and Roughs). Not for use on turf being grown for sale or other commercial use as sod, or for commercial seed production or for research purposes--*Excluding Bentgrass Tees.

USE PRECAUTIONS

Avoid drift of spray mist to vegetables, flowers, ornamental plants, shrubs, trees and other desirable plants. Avoid fine mists. Use lawn type sprayer with coarse spray as wind drift is less likely. Avoid contact with exposed feeder roots of ornamentals and trees. Maximum control of weeds will be obtained from Spring or early Fall applications when weeds are actively growing. The degree of weed control and duration of effect will vary with weed size and density, spray rate and coverage, and growing conditions before, during, and after the time of treatment. Use the higher rate for hard-to-control weeds. Avoid broadcast applications when air temperature exceeds 90°F. When using in small, spot treatment applications in temperatures over 90°F, turf injury may occur.

The suitable use of this product on non-recommended turf species may be determined by treating a small area at any rate/acre which does not exceed 3 pints/acre. The treated area should be observed for any sign of turf injury for a period of 30 days of normal growing conditions to determine the phytotoxicity and efficacy to the treated area.

For optimum results:

- (1) avoid applying during excessively dry or hot periods unless irrigation is used;
- (2) turf should not be mowed 1 to 2 days before and following application;
- (3) reseed no sooner than 3 to 4 weeks after application of this product. Adding oil, wetting agent, or other surfactant to the spray may be used to increase effectiveness on weeds but doing so may reduce selectivity to turf resulting in turf damage. Clean and rinse spray equipment using soap or detergent and water, and rinse thoroughly before reuse for other sprays.

USE RESTRICTIONS

Do not apply this product in a way that will contact workers or other persons either directly or through drift. Do not enter or allow others to enter the treated area until sprays have dried. Do not pour spray solutions near desirable plants. Do not use on Carpetgrass, Centipede, St. Augustine, Dichondra, nor on lawns or turf where desirable clovers are present. Do not exceed specified dosages for any area; be particularly careful within the dripline of tree and other ornamental species. Do not apply to newly seeded grasses until well established. Do not use on residential turf. Do not collect grass clippings for mulch or compost. Do not send clippings to a compost facility. Applicator must give notice to landowners/property managers to not use grass clippings for mulching or composting.

Do not apply more than 3 pints of product per acre per year. Do not apply more than 2 broadcast applications per year with a minimum retreatment interval of 30 days.

Aerial applications are prohibited.

SPRAY DRIFT MANAGEMENT

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 and the grower are responsible for considering all these factors when making decisions. A variety of factors including weather conditions (e.g. wind direction, wind speed, temperature, relative humidity) and method of application (e.g. groundboom, sprayer) can influence pesticide drift. The applicator must evaluate all factors and make the appropriate adjustments when applying this product.

Droplet Size: Use only Medium or coarser spray nozzles according to ASAE (S 572) definition for standard nozzles.

Wind Speed: Do not apply at wind speeds greater than 10 mph.

Temperature Inversions: If applying at wind speeds less than 3 mph, the applicator must determine if 1) conditions of temperature inversion exist, or 2) stable atmospheric conditions exist at or below nozzle height. Do not make applications into areas of temperature inversions or stable atmospheric conditions.

Additional requirements for groundboom application: Do not apply with a nozzle height greater than four feet above target site.

WEEDS CONTROLLED

Alder	Dogbane	Nettle	Spurweed
Annual yellow sweet clover	Dogfennel	Orange hawkweed	Stinging nettle
Artichoke	Elderberry	Oxalis	Stinkweed
Aster	English daisy	Oxeye daisy	Stitchwort
Austrian fieldcress	Fall dandelion	Parsley-piert	Strawberry clover
Bedstraw	False dandelion	Parsnip	Sumac
Beggartick	False flax	Pearlwort	Sunflower
Biden	False sunflower	Pennycress	Sweet clover
Bindweed	Fiddleneck	Pennywort	Tall nettle
Bird vetch	Field bindweed	Peppergrass	Tall vervain
Bitterweed	Field pansy	Pepperweed	Tansy mustard
Bitter wintercress	Flea bane (daisy)	Pigweed	Tansy ragwort
Black-eyed Susan	Flixweed	Pineywoods bedstraw	Tanweed
Black medic	Florida betony	Plains coreopsis	Tanweed
Black mustard	Florida pusley	Plantain	Thistle
Blackseed plantain	Frenchweed	Poison hemlock	Tick trefoil
Blessed thistle	Galinsoga	Poison ivy	Toadflax
Blue lettuce	Garlic mustard	Poison oak	Trailing Crownvetch
Blue vervain	Goathead	Pokeweed	Tumble mustard
Box elder	Goatsbeard	Poorjoe	Tumble pigweed
Bracted plantain	Goldenrod	Povertyweed	Tumbleweed
Brassbuttons	Ground ivy	Prickly lettuce	Velvet leaf
Bristly oxtongue	Gumweed	Prickly sida	Venice mallow
Broadleaf dock	Hairy bittercress	Primrose	Veronica
Broadleaf plantain	Hairy fleabane	Prostrate knotweed	Vervain
Broomweed	Hawkweed	Prostrate pigweed	Vetch
Buckhorn	Healfall	Prostrate spurge	Virginia buttonweed
Buckhorn plantain	Heartleaf drymary	Prostrate vervain	Virginia creeper
Bulbous buttercup	Hedge bindweed	Puncture vine	Virginia pepperweed
Bull nettle	Hedge mustard	Purslane	Wavyleaf bullthistle
Bull thistle	Hemp	Ragweed	Western clematis
Burdock	Henbit	Red clover	Western salsify
Burning nettle	Hoary cress	Redroot pigweed	White clover
Bur ragweed	Hoary plantain	Red sorrel	White mustard
Burweed	Hoary vervain	Redstem filaree	Wild mustard
Buttercup	Honeysuckle	Rough cinquefoil	Wild aster
Canada thistle	Hop clover	Rough fleabane	Wild buckwheat
Carolina geranium	Horsenettle	Roundleaved marigold	Wild carrot
Carpetweed	Horsetail	Rush	Wild four-o'clock
Catchweed bedstraw	Indiana mallow	Russian pigweed	Wild garlic
Catsear	Ironweed	Russian thistle	Wild geranium
Catnip	Jewelweed	St. Johnswort	Wild lettuce
Chickweed	Jimsonweed	Scarlet pimpernel	Wild marigold
Chicory	Kochia	Scotch thistle	Wild onion
Cinquefoil	Knawel	Sheep sorrel	Wild parsnip
Clover	Knotweed	Shepherdspurge	Wild radish
Cockle	Lambsquarter	Slender plantain	Wild rape
Cocklebur	Lespedeza	Small lower galinsoga	Wild strawberry
Coffeebean	Locoweed	Smartweed	Wild sweet potato
Coffeeweed	Lupine	Smooth dock	Wild vetch
Common chickweed	Mallow	Smooth pigweed	Willow
Common mullein	Marshelder	Sneezeweed	Witchweed
Common sowthistle	Matchweed	Southern wild rose	Woolly morningglory
Corn Chamomile	Mexicanweed	Sowthistle	Woodsorrel
Creeping jenny	Milk vetch	Spanishneedle	Woolly croton
Crimson clover	Milkweed bloodflower	Spatterdock	Woolly plantain
Croton	Mugwort	Speedwell	Wormseed
Cudweed	Morningglory	Spiny Amaranth	Yarrow
Curly dock	Mousear chickweed	Spiny cocklebur	Yellow rocket
Curly indigo	Musk thistle	Spotted catsear	Yellow lower pepperweed
Dandelion	Mustard	Spotted knapweed	and other broadleaf weeds.
Dead nettle	Narrowleaf plantain	Spotted spurge	
Dock	Narrowleaf vetch	Spurge	

ORNAMENTAL LAWNS AND TURF

Apply this product at the rate of 2 to 3 pints in 20 to 240 gallons of water per acre (0.73 to 1.10 fl. oz. in 0.5 to 5.5 gallons of water per 1,000 square feet) to control weeds growing in turf planted to Bluegrass, Fescue, Rye, Bent (excluding golf course greens and tees), Bahia, Bermuda and Zoysia.

Controlled Droplet Applicators - (CDA), Atomizers, and Spinning Disk Applicators: Use this product at the rate of 2 to 3 pints per acre (0.73 to 1.10 fluid ounces per 1,000 square feet) in sufficient water to assure coverage (1 to 4 gallons of water per acre is normal for this type of equipment).

Lower Volume Equipment: Use as little as 5 gallons of water per acre. Use only application equipment that is capable of spreading a uniform droplet, wetting each weed surface.

NOTE: For all grasses (1) Avoid double coverage resulting from overlap unless temporary turf injury can be tolerated. (2) Use reduced rates if grass is stressed from heat, drought, etc.; and (3) Follow CDA equipment spray instructions.

COMPATIBILITY

This product can be mixed with some liquid fertilizers or liquid iron materials. Because liquid fertilizers and liquid iron differ in pH, free ammonia content, density, salt concentration and percentage of water, a compatibility test (given below) is recommended prior to mixing in the application equipment. All regulations, either State or Federal, relating to the application of liquid fertilizers or liquid iron and this product must be strictly followed. The following compatibility test should always be performed prior to full-scale mixing.

1. Pour 18 ounces of water into a quart jar.
2. Add 1 ounce of either the liquid fertilizer or liquid iron to be used.
3. Add 1 ounce of this product.
4. Close jar and shake well.
5. Watch the mixture for several seconds after shaking and check again after 30 minutes.
6. If the mixture does not show signs of separating, the combination may be used. If the mixture foams excessively, gels, separates or gets very thick, do not combine for field application.
7. Compatibility may be improved by the use of a compatibility agent. Some suggested compatibility agents to try are Kalo Laboratories Complex, HACO Inc.'s Unite, Farm Chemicals Inc.'s Compat, Harcros Chemicals' T-Mulz 734-2, Rigo Company's Rigo Compatibility Agent, Witco Chemical's Sponto 168D, Amoco Oil's Amoco Spray Mate, Universal Coop.'s Chem-Link and Loveland Industries, Inc.'s E-Z Mix. These agents are all used in the same manner. Follow the previously outlined test procedures and add 1/6 ounce of the compatibility agent between steps (the compatibility agent must be added to the fertilizer or iron before adding this product.)
8. If the mixture does not separate, gel, foam or get very thick, it may be used for field application. Mix only the amount to be sprayed. Do not allow to stand overnight.

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STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Always use original container to store pesticides in a secured warehouse or storage building. Store at temperatures above 32NF. If allowed to freeze, remix before using. This does not alter this product. Containers should be opened in well ventilated areas. Keep container tightly sealed when not in use. Do not stack cardboard cases more than two pallets high. Do not store near open containers of fertilizer, seed or other pesticides. Do not contaminate water, food or feed by storage or disposal.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. If container is damaged or if pesticide has leaked, contain all spillage. Absorb and clean up all spilled material with granules or sand. Place in a closed labeled container for proper disposal. Improper disposal of excess pesticide, spray mixtures, or rinsate is a violation of Federal law. 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 HANDLING:

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 containers: 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. If practical, 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.

Or

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 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. ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR ITS CUSTOMERS. TO THE EXTENT CONSISTENT WITH APPLICABLE

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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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