

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

April 22, 2016

Gregory C. Mattern Nufarm Americas Inc. 4020 Aerial Center Parkway, Suite 101 Morrisville, NC 27560

Subject: Label Amendment – To update use directions and make other minor labeling

changes.

Product Name: Change Up Selective Herbicide

EPA Registration Number: 228-445 Application Date: 12/22/2015 Decision Number: 512651

Dear Mr. Mattern:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

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.

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Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Karen Samek by phone at (703) 347-8825, or via email at samek.karen@epa.gov.

Sincerely,

Kathryn Montague, Product Manager 23

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Herbicide Branch

Registration Division (7505P)

Office of Pesticide Programs

Enclosure

04/22/2016

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

228-445

GROUP 4 HERBICIDE

# Change Up SELECTIVE HERBICIDE

[Alternate brand name: Trupower 3 Selective Herbicide]

FOR SELECTIVE BROADLEAF WEED CONTROL IN ORNAMENTAL LAWNS AND TURF GRASSES.

CONTAINS MCPA, FLUROXYPYR AND DICAMBA

CONTROLS: Dandelion, Chickweed, Black medic, Knotweed, Plantain, Oxalis, Clover, Cocklebur, Thistle and many other species of broadleaf weeds listed on this label.

#### **ACTIVE INGREDIENTS:**

Dimethylamine Salt of 2-Methyl-4-Chlorophenoxyacetic Acid*	51.05%
1-Methylheptyl Ester of Fluroxypyr:[(4-amino-3-5-dichloro-6-fluoro-	
2-pyridinyl)oxy]acetic Acid, 1-methylheptyl ester**	6.00%
Dicamba (3,6-Dichloro-o-Anisic Acid)***	4.17%
OTHER INGREDIENTS	
	<b>TOTAL:</b> 100.00%
Isomer Specific Method, Equivalent to:	
*2-Methyl-4-Chlorophenoxyacetic Acid	41.68%, 4.0 lbs./gal.
**[(4-amino-3-5-dichloro-6-fluoro-2-pyridinyl)oxy]acetic acid	4.17%, 0.4 lbs./gal.
***3,6-Dichloro-o-Anisic Acid	4.17%, 0.4 lbs./gal.

DO NOT SELL, DISTRIBUTE OR USE THE PRODUCT IN NASSAU AND SUFFOLK COUNTY IN NEW YORK.

## WARNING / AVISO

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. 228-445 EPA EST. NO. \_\_\_\_\_ Manufactured for NUFARM AMERICAS INC. 11901 S. Austin Avenue Alsip, IL 60803



NET CONTENTS: GAL. ( Liters)

[Designation as "NONREFILLABLE" or "REFILLABLE" for containers >5gal]

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**WARNING / AVISO:** Causes substantial but temporary eye injury. 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 waterproof material.

#### Mixers, loaders, applicators, and other handlers must wear:

- long-sleeved shirt and long pants
- · shoes plus socks
- chemical-resistant gloves when mixing, loading, or using any hand-held equipment
- protective eyewear (goggles, face shield, or safety glasses)

#### **User Safety 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.

#### **USER SAFETY RECOMMENDATIONS**

#### **Users Should:**

- Wash hands, face and arms with soap and water 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> <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 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>	
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>	

#### **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.

#### **ENVIRONMENTAL HAZARDS**

This pesticide is toxic to fish, aquatic invertebrates and aquatic plants. 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. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours.

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.

#### 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 DIRECTIONS.

Do not apply this product in a way that will contact any person, or pet, either directly or through drift. Keep people and pets out of the area during application. Aerial application is prohibited.

This pesticide must be used strictly in accordance with the drift and run-off precautions on this label in order to minimize offsite exposure. 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.

Under some conditions this product may have a potential to run-off to surface water or adjacent land. Where possible, use methods which reduce soil erosion, such as no till, limited till and contour plowing; these methods also reduce pesticide run-off. Where feasible, use application techniques such as T-banding and in-furrow techniques which incorporate the pesticide into the soil. Use of vegetation filter strips along rivers, creeks, streams, wetlands, etc. or on the downhill side of fields where run-off could occur will minimize water run-off is recommended.

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

#### 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 worn over short-sleeved shirt and short pants
- chemical-resistant footwear plus socks
- chemical-resistant gloves made of any waterproof material
- · chemical-resistant headgear for overhead exposure, and
- protective evewear

#### 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. For Turf use, the maximum number of broadcast applications per treatment site is 2 per year.

Do not allow people (other than applicator) or pets on treatment area during application. Do not enter or allow others to enter the treated area until sprays have dried.

This product is for use on Ornamental Turf Lawns (Residential, Industrial and Institutional), Parks, Cemeteries, Athletic Fields and Golf Courses (Fairways, Aprons, Tees\* and Roughs); also for use on Sod Farms.

\*Excluding Bentgrass Tees.

#### **SPRAY DRIFT MANAGEMENT**

Preventing 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.

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.

Apply only when the wind speed is 2-10 mph at the application site.

For groundboom application, do not apply with a nozzle height greater than 4 feet above the crop canopy. Avoid drift of spray mist to vegetables, flowers, ornamental plants, shrubs, trees and other desirable plants. Do not use on Dichondra, nor on lawns or turf where desirable clovers are present. 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. Do not allow the herbicide solution to mist, drip, drift, or splash from treated areas onto desirable broadleaf plants as small amounts of this product can damage sensitive plants near the treated area. If desirable plants are accidentally sprayed, immediately rinsing leaves with water may reduce or eliminate plant damage.

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. Use added caution when treating Carpetgrass and St. Augustinegrass and air temperature exceeds 80°F.

#### **APPLICATION RESTRICTIONS**

- Do not apply more than 3 pints of this product per acre per application (1.5 lbs MCPA ae, 0.15 lbs Fluroxypyr ae, 0.15 lbs Dicamba ae).
- Do not apply more than 2 broadcast applications of this product to the same treatment site per year, excluding spot treatments.
- Do not apply more than 6 pints of this product per acre per year, including all broadcast and spot treatments combined.
- The minimum retreatment interval for this product is 21 days.
- Do not apply this product to lawn or turf during spring transition (green-up).
- 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 apply by air.
- Do not apply this product through any type of irrigation system.

#### **ACTIVE INGREDIENT APPLICATION RESTRICTIONS**

- Application of MCPA is limited to 3.0 lbs ae per acre per year, no more than 1.5 lbs ae per application, and no more than 2 broadcast applications per year.
- Application of Fluroxypyr is limited to 0.47 lbs ae per acre per year
- Application of Dicamba is limited to 2.0 lbs ae per acre per year, no more than 1.0 lbs ae per application, and no more than 2 broadcast applications per year.

The suitable use of this product on non-labeled 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 appropriate 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.

**NOTE:** The **DIRECTIONS FOR USE** of this product reflect the cumulative inputs from both historical field use and product testing programs. However, it is impossible to test this product under all conditions on all turfgrass species and cultivars. For carpetgrass and St. Augustinegrass a preliminary trial is suggested on a small scale before a full treatment is applied. Wait 5 to [7] [10] days after treatment to evaluate results.

#### WEEDS CONTROLLED

This product is designed to control many broadleaf weeds such as:

Annual yellow sweet clover Artichoke Aster Austrian fieldcress **Bedstraw** Beggartick Biden Bindweed Bird vetch

Bitterweed Bitter wintercress Black-eyed Susan Black medic Black mustard Black-seed plantain Blessed thistle Blue lettuce Blue vervain Box elder Bracted plantain Brassbuttons Bristly oxtongue

Buckhorn Buckhorn plantain Bulbous buttercup Bull nettle Bull thistle Burdock Burning nettle Bur ragweed Burweed Buttercup Canada thistle Carolina geranium Carpetweed Catchweed bedstraw

Broadleaf dock

Broomweed

Broadleaf plantain

Catsear Catnip Chickweed Chicory Cinquefoil Clover Cockle

Cocklebur Coffeebean

Coffeeweed

Common chickweed Common mullein Common sowthistle Corn Chamomile Creeping ienny Crimson

clover Croton Cudweed Curly dock

Curly indigo Dandelion Dead nettle

Dock Dogbane Dogfennel Elderberry English daisy

Fall dandelion

False dandelion False flax False sunflower

Fiddleneck Field bindweed Field pansy

Flea bane (daisy) Flixweed Florida betony Florida pusley Frenchweed

Galinsoga Garlic mustard Goathead Goatsbeard Goldenrod

Ground ivy Gumweed Hairy bittercress Hairy fleabane Hawkweed Healall Heartleaf drymary

Hedge bindweed Hedge mustard Hemp Henbit Hoary cress Hoary plantain Hoary vervain Honeysuckle Hop clover

Horsenettle Horsetail Indiana mallow Ironweed Jewelweed Jimsonweed Kochia

Knawel Knotweed Lambsquarter Lespedeza Locoweed Lupine Mallow Marshelder Matchweed Mexicanweed

Milk vetch

Milkweed

bloodflower Mugwort Morningglory Mousear chickweed Musk thistle Mustard Narrowleaf plantain

Narrowleaf vetch Nettle **Nutarass** 

Oxeye daisy

Parsley-piert

Orange hawkweed Oxalis

Parsnip Pearlwort Pennycress Pennywort Peppergrass Pepperweed

Pigweed Pinevwoods bedstraw Plains coreopsis Plantain Poison hemlock Poison ivy Poison oak Pokeweed Poorjoe

Povertyweed Prickly lettuce Prickly sida Primrose

Prostrate knotweed Prostrate pigweed Prostrate spurge Prostrate vervain Puncture vine Purslane Ragweed Red clover Redroot pigweed Red sorrel Redstem filaree Rough cinquefoil

Roundleafed marigold Rush Russian pigweed Russian thistle St. Johnswort

Rough fleabane

Scarlet pimpernel Scotch thistle Sheep sorrel Shepherdspurse Slender plantain Smallflower

galinsoga Smartweed Smooth dock Smooth pigweed Sneezeweed Southern wild rose Sowthistle Spanishneedle

Spatterdock Speedwell Spiny Amaranth Spiny cocklebur Spotted catsear Spotted knapweed Spotted spurge

Spurge Spurweed Stinging nettle Stinkweed Stitchwort Strawberry clover Sumac

Sunflower Sweet clover Tall nettle Tall vervain Tansy mustard Tansy ragwort Tanweed Tarweed Thistle Tick trefoil Toadflax

Trailing crownvetch Tumble mustard Tumble pigweed Tumbleweed Velvet leaf Venice mallow Veronica

Vervain Vetch

Virginia buttonweed Virginia creeper Virginia pepperweed Wavyleaf bullthistle Western clematis Western salsify White clover White mustard Wild mustard Wild aster Wild buckwheat Wild carrot Wild four-o'-clock Wild garlic Wild geranium Wild lettuce Wild marigold Wild onion Wild parsnip Wild radish Wild rape Wild strawberry Wild sweet potato Wild vetch Willow

Witchweed Woolly morningglory Woodsorrel Woolly croton Woolly plantain Wormseed Yarrow Yellow rocket Yellowflower

pepperweed

#### MIXING INSTRUCTIONS

Fill spray tank with water. Start agitation and slowly add the specified amount of concentrate. Maintain continuous agitation after mixing and during application. If this product is allowed to stand in tank for extended periods of time, some separation may occur. Reagitate before use.

#### ORNAMENTAL LAWNS AND TURF

This product may be applied by broadcast or spot treatment application methods.

#### Rates for Ornamental Lawns and Turf

For Bluegrass, Ryegrass and Fescue, apply 2 to 3 pints per acre. For Creeping Bentgrass use 1.25 pints per acre. For Common and Hybrid Bermudagrass, Bahiagrass, Carpetgrass, Centipedegrass and Zoysiagrass apply 1.5 to [1.75] [2.0] [2.5] pints per acre. For St. Augustinegrass apply 1.0 to [1.25] [1.5] pints per acre.

Make broadcast applications of 1.25 to 3 pints per acre in 20 to 240 gallons of water per acre (or spot treatment application of 0.46 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 grasses.

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 and (2) use reduced rates if grass is stressed from heat, drought, etc.

#### SOD FARMS

This product is also intended for use on sod farms. This herbicide provides selective broadleaf control in warm season and cool season turfgrass established for commercial sod production.

#### Timing

Apply this herbicide to broadleaf weeds that are actively growing. Follow-up applications may be required for dense infestations of perennial and biennial weeds.

The application of this product to newly sodded, sprigged, or plugged grasses should be delayed until 3 to 4 weeks after the sodding, sprigging, or plugging operations. Apply this herbicide to grass seedlings after the second mowing. Also, applications to dormant Bermudagrass, dormant Zoysiagrass and dormant Bahiagrass are suggested.

#### **Rates for Sod Farms**

For Bluegrass, Ryegrass and Fescue, apply 2 to 3 pints per acre. For Creeping Bentgrass use 1.25 pints per acre. For Common and Hybrid Bermudagrass, Bahiagrass, Carpetgrass, Centipedegrass and Zoysiagrass apply 1.5 to [1.75] [2.0] [2.5] pints per acre. For St. Augustinegrass apply 1.0 to [1.25] [1.5] pints per acre. Spray volume for Sod Farm application is 5 to 175 gallons per acre.

Generally, the lower application rates will provide satisfactory control of sensitive weeds. The higher application rates will be required for dense infestations of perennial weeds, for adverse/extreme environmental conditions, or for weeds beyond the appropriate growth stages.

#### OTHER NON-CROP AREAS

(fencerows, hedgerows, roadsides (including aprons and guard rails), ditches, rights-of-way, utility, pipelines, powerlines, railroads, airports, commercial plants, storage and lumber yards, barrier strips and firebreaks, equipment areas, nurseries and ornamental plantings, fuel tank farms, pumping stations and other similar industrial sites)

For broadcast application to control broadleaf weeds, mix at a rate of 2 to 3 pints per acre. Spray volume for these applications is 50 to 300 gallons of water per acre. Thoroughly saturate all weeds with spray mixture. Apply any time between the time when plants come into full leaf (Spring) to when the plants begin to go dormant. Best results are obtained when weeds are young and actively growing. Do not cut weeds until herbicide has translocated throughout the plant causing root death. For small broadleaf weeds, use the lower rate. Heavy, dense stands require the higher rate with high water volume.

For small (spot) applications with small tank sprayers, apply at the rate of 0.75 to 2.0 ounces of this product per gallon of water and spray to thoroughly wet all foliage.

For control of woody plants, apply to both stems and foliage any time from the time foliage is completely matured until the time plants start to go dormant. All leaves, stems and suckers must be completely wet to the ground line for effective control. Certain species are more resistant to this herbicide and may display regrowth. Mix thoroughly before spraying.

#### 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. It is the pesticide user's responsibility to ensure that all products in the listed mixtures are registered for the intended use. Users must follow the most restrictive directions for use and precautionary statements of each product in the tank mixture. 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. [Optional Language: Some suggested compatibility agents to try are Kalo Laboratories Complex, 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 and Universal Coop.'s Chem-Link. 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.

#### 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 25°F. Protect product from freezing. If allowed to freeze, remix well 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.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. 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 DISPOSAL AND HANDLING:**

[Note to Reviewer: The following statement will be included on all Final Printed Labels bearing multiple 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 handling instructions below that apply to your container type / size."

[Note to Reviewer: The bracketed section headers will be included when multiple container types / sizes are listed on the label.][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. 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

#### 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 the 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.

(	(RV	)

TruPower is a Registered Trademark of Nufarm Americas Inc. All other trademarks are the property of their respective owners.

000228-00445.20160415.AMEND (Clean)

### Optional Marketing Claims:

Nufarm Grow a better tomorrow. Grow a better tomorrow.