

228-653

8/20/2009

10012



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Ms Lizbeth Rea
Nufarm Americas, Inc
150 Harvester Drive, Suite 200
Burr Ridge, IL 60527

AUG 20 2009

Subject: Notification(s) for Label Revisions under PRN 98-10, and PRN 2007-4
Storage & Disposal and Other Changes (Warranty Statement and Primary Brand
Name Change to "FreeFall™ SC Cotton Defoliant")

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 98-10 dated July 15, 2009 for:

EPA Registration 228-653 FreeFall™ SC Cotton Defoliant

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and 98-10 and finds that the label change(s) requested falls within the scope of PRN-2007-4 and 98-10. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

A handwritten signature in black ink, appearing to be "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

20912



United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 228-653	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TDZ E-AG 4 SC Cotton Defoliant	PM# 23	
5. Name and Address of Applicant (Include ZIP Code) Nufarm Americas, Inc. 150 Harvester Drive, Ste. 200 Burr Ridge, IL 60527 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(ii), my product is similar or identical in composition and labeling to: EPA Reg. No. NOTIFICATION Product Name AUG 20 2009	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of a primary brand name (FreeFall(TM) SC Cotton Defoliant) and minor label changes per PRN 98-10 and storage and disposal changes per PRN 2007-4. This notification is consistent with the provisions of PRN 98-10, PRN 2007-4 and EPA regulations at 40 CFR 152.46, 156.10, 156.140, 156.144, 156.146, and 156.156 and no other changes have been made to the labeling or the 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 EPA. I further understand that if this notification is not consistent with the terms of PRN 98-10, PRN 2007-4 and 40 CFR 152.46, 156.10, 156.140, 156.144, 156.146, and 156.156 this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 4 x 1 gal.		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product		<input checked="" type="checkbox"/> Lithograph Paper glued Stenciled		<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Lizbeth Rea	Title Regulatory Manager	Telephone No. (Include Area Code) 919/655-0701
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 knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Manager	
4. Typed Name Lizbeth Rea	5. Date 7/15/2009	



30412

Nufarm Americas, Inc.
Lizbeth Rea
Regulatory Manager
150 Harvester Drive, Suite 200
Burr Ridge, IL, 60527
Phone: 919.655.0701 Fax: 919.342.5176
liz.rea@us.nufarm.com

July 15, 2009

Via Overnight Courier

Linda Arrington
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U. S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Subject: TDZ E-AG 4 SC Cotton Defoliant
EPA Reg. No. 228-653
PBN Change: FreeFall™ SC Cotton Defoliant
Minor Label Changes

Dear Ms. Arrington:

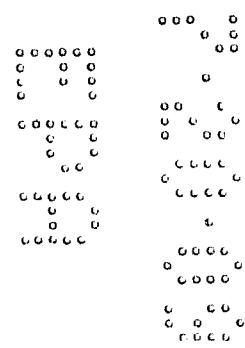
The following documents are attached in support of the primary brand name and minor label changes being made via notification under PRNs 98-10 & 2007-4.

- Application for a New Product Registration (EPA Form 8570-1)
- One (1) copy of the FreeFall™ SC Cotton Defoliant label with changes tracked. Changes include:
 - Replaced the product name throughout the label with "this product".
 - Replaced "recommend" and "may" with more definitive language.
 - Updated the Container Disposal statement to be consistent with PR Notice 2007-4.
 - Updated Warranty Disclaimer and Limitation of Liability statements.
- Five (5) copies of the FreeFall™ SC Cotton Defoliant label with changes incorporated.

Please call me at 919/655-0701 if you have any questions and/or comments regarding this submission.

Sincerely,

Lizbeth Rea
Regulatory Manager
Nufarm Americas Inc.



40912

FreeFall™ SC Cotton Defoliant
Cotton Defoliant - For Agricultural Use Only

ACTIVE INGREDIENT:

Thidiazuron (N-phenyl-N'-1,2,3-thiadiazol-5-ylurea)*42.4%

OTHER INGREDIENTS:57.6%

TOTAL: 100.0%

*Contains not less than 4.0 lbs. of thidiazuron per gallon.

KEEP OUT OF REACH OF CHILDREN
CAUTION/PRECAUCION

See inside label booklet for additional **FIRST AID** and **PRECAUTIONARY STATEMENTS**.

EPA Reg. No. 228-653

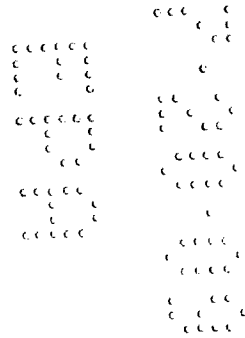
EPA Est. No.

Manufactured for:
Nufarm Americas Inc.
150 Harvester Drive
Burr Ridge, IL 60527

FreeFall SC Cotton Defoliant
contains thidiazuron, the active
ingredient used in Dropp®.

Net Contents:

000228-000653.20090715.EXFR.Notification



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**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
CAUTION/PRECAUCION**

Harmful if swallowed, inhaled or absorbed through skin. Avoid breathing spray mist. Avoid contact with skin, eyes, and clothing.

PERSONAL PROTECTIVE EQUIPMENT

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

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves made of any waterproof material such as polyethylene or polyvinyl chloride
- Shoes plus socks

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 STATEMENTS

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 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 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.
If in eyes:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 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 inhaled:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
If swallowed:	<ul style="list-style-type: none"> • Call 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 a poison control center or doctor. • Do not give anything by mouth to an unconscious person.

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 1-800-424-9300 for emergency medical treatment information.

USE PRECAUTIONS

- Do not apply this product through any type of irrigation system.
- To avoid inconsistent or ineffective results, do not apply this product if rainfall is expected within 24 hours of application.
- Do not feed gin trash, treated foliage or immature crops to livestock.

Rotation Crop Restrictions: Do not replant the following crops unless the minimum specified time has elapsed after the last application of this product.

ROTATION CROP	PLANTBACK INTERVAL
Small grains, sorghum, corn, or root crops (except carrots, onions or sugar beets)	Two (2) weeks
Legumes (including alfalfa) or leafy vegetables (except lettuce and spinach)	Two (2) months
Sugar beets	Four (4) months
Carrots, onions and spinach	Nine (9) months
Lettuce (replant ONLY if the soil has been deep-plowed down to 12-15 inches.)	Nine (9) months

This product will defoliate and cause injury to other plant species. Avoid spray drift to crops other than the target crop of cotton.

Increased non-target phytotoxicity is sometimes observed when tank-mixing this product with organophosphates or when particularly sensitive crops such as lettuce, citrus, and cantaloupes are planted adjacent to fields treated this product.

STEPS TO REDUCE SPRAY DRIFT POTENTIAL - NON-TARGET CROPS

Drift to non-target crops occurs during application of this product especially under windy weather conditions. Take the following steps to reduce the potential for off-site spray drift:

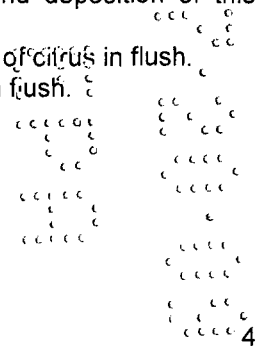
- Do not make aerial or ground applications of this product when wind speeds are greater than ten (10) miles per hour at the application site.
- Use the specified low nozzle pressures of 20-30 psi.
- Do not apply this product during a temperature inversion or if a temperature inversion appears likely to occur during the application.
- Do not make ground applications of this product within 100 feet of growing lettuce.
- Do not make aerial applications of this product within 0.5 miles of growing lettuce.

STEPS TO REDUCE SPRAY DRIFT POTENTIAL - NON-TARGET CROPS IN THE RIO GRANDE VALLEY OF TEXAS

The following steps can help reduce the potential for drift:

- Do not make aerial or ground applications of this product when wind speeds are greater than ten (10) miles per hour at the application site. If wind speeds are less than ten (10) miles per hour, consult your State Extension Cotton Specialist for local application instructions.
- Use the specified low nozzle pressures of 20-30 psi.
- Do not apply this product during a temperature inversion or if a temperature inversion appears likely to occur during the application.
- Use the maximum nozzle orifice size that provides appropriate coverage and deposition of this product.
- **Citrus Areas:** Do not make ground applications of this product within 0.5 miles of citrus in flush. Do not make aerial applications of this product within 0.5 miles downwind of citrus in flush.

APPLICATION TIMING



Make applications of this product only to mature cotton plants and when bolls are mature. Bolls are considered mature when the following are observed: 1) the boll does not dent when squeezed between thumb and finger; and/or 2) the boll is difficult to cut using a sharp knife; and/or 3) the seeds have fully developed cotyledons (determined by the fact that the seeds lack liquid within the seed coat if cut in cross section or if the outer edges of the seed coat are light brown).

Make product applications at least five (5) days before the expected day of harvest.

Note: The success of this product as a cotton defoliant depends on the following factors

- Cotton plants are actively growing.
- Humid weather conditions exist.
- Cotton plant leaves are high in moisture content

APPLICATION CONDITIONS

If the temperatures at night fall below 60°F, this product applied as a stand-alone product (i.e., without a tank mix partner), gives inconsistent or ineffective defoliation and/or regrowth suppression. Improved performance of this product is achieved if application is timed so that the overnight temperatures exceed 60°F for 2-3 days prior to and 2-3 days after application.

Heat- and/or drought-stressed cotton (low leaf moisture content, thick cuticle) will not be completely defoliated and/or suppressed in growth when this product is applied to these plants.

SEQUENTIAL PRODUCT APPLICATIONS

To avoid reduced or unsatisfactory defoliation, apply a sequential application of this product **only** if the first application was applied as a stand-alone or as a tank mix with other defoliants. Also refer to the section on **APPLICATION CONDITIONS** of this label.

USE OF CROP OIL/ADJUVANTS

Improved defoliation and regrowth suppression has been shown when crop oil concentrates (COC's) or penetrating oils approved for use on agricultural crops are mixed with this product and applied when nighttime temperatures are low (60°-65°F) or when drought conditions exist. Consult the adjuvant label for use directions and rates.

When applying this product in the desert Southwest (i.e., Arizona and California), use adjuvants.

NOTE: Do not use adjuvants during high temperature periods as freezing and/or desiccation of leaves has been observed.

MIXING INSTRUCTIONS

1. Add one-half the amount of water required to the spray applicator tank.
2. Begin agitation and continue agitation during the addition and application steps below.
3. Add this product.
4. Fill the spray tank with the remainder of the water.

Prepare only the amount of spray solution needed for a single day of application. Do not allow the spray tank mixture to stand overnight.

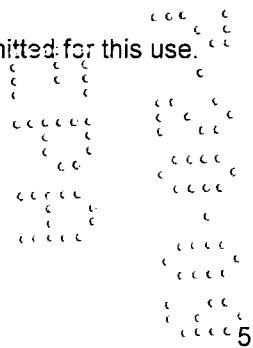
TANK MIX ADJUVANTS

To improve defoliation and spray tank clean-out, add a compatibility agent or surfactant to tank mixes of this product with organophosphate defoliants. Conduct a compatibility test of all components before adding to the spray tank.

Only products which are exempt from tolerance (refer to 40 CFR 180.1001) are permitted for this use.

Consult the adjuvant label for mixing and application directions and use rates.

DIRECTIONS FOR APPLICATION



Apply the specified amount of this product in sufficient volume of water to ensure uniform and thorough coverage of the leaves. Ground equipment: apply 10-25 gallons per acre. Aerial applications: apply 3-10 gallons per acre.

Ensure adequate agitation is maintained during application.

APPLICATION USE RATES

For defoliation of rank cotton, apply a second application to ensure adequate defoliation. Do not make more than two applications and do not exceed a total of 9.6 fl. oz. (0.3 lb. AI/acre).

DO NOT APPLY MORE THAN 9.6 FL. OZ. (0.3 LB. AI/ACRE) PER SEASON.

General Use Rate Information (under normal conditions) for Cotton: 0.125 lbs. AI/A
Maximum application rate of 0.3 lbs. AI/A/year
Maximum of 2 applications, but not to exceed 0.3 lbs. AI/A/year

General Use Rate Information (under variable conditions) for Cotton:
Maximum application rate of 0.2 lbs. AI/A
Maximum application rate of 0.3 lbs. AI/A/year
Maximum of 2 applications, but not to exceed 0.3 lbs. AI/A/year

For cutout and mature cotton under normal weather patterns, use this product at 0.05 to 0.10 lb. active ingredient per acre. The 0.05 lb. rate is most effective when used in a tank mix with other cotton defoliating products.

Increase rates of this product above 0.10 lb. of active ingredient per acre to defoliate and control regrowth during periods of rank growth/high fertilizer conditions, extreme weather conditions, such as extended periods of rain and/or low temperatures (60-65°F), and on full-season cotton varieties.

To Achieve an Application Rate of:	Use This Amount of Product	At the Indicated Rate, One Gallon of Product Will Treat:
0.07 lbs. AI/Acre	2.3 fluid oz./A	56 Acres
0.17 lbs. AI/Acre	5.4 fluid oz./A	23.5 Acres

ARIZONA ONLY- BOTTOM DEFOLIATION

Use this product to improve air circulation within the cotton canopy and reduce boll rot and hard lock caused by moisture under the canopy.

Time the date of application so that application equipment can enter the fields without causing damage to the cotton crop.

Apply 0.05 lb. AI/acre (1.6 fl. oz. this product /A); direct the sprays to the lower 1/3 part of the plants.

ARIZONA AND CALIFORNIA ONLY: PRECONDITIONING

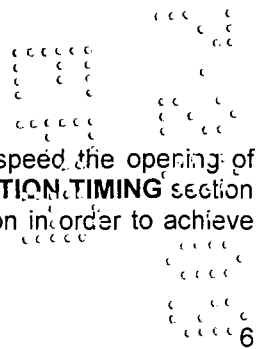
Apply this product to pre-condition the cotton seven to ten days prior to application of other defoliant compounds and results in improved efficacy of the defoliants. Consult the label of the other defoliant prior to use, and observe all product label directions, specifications and prohibitions.

Apply this product at rates between 0.05 lb AI/A (1.6 fl. oz./A) and 0.1 lb. AI/A (3.2 fl. oz./A).

TANK MIXES

PRODUCT PLUS ETHEPHON-CONTAINING COMPOUNDS – BOLL OPENING

Use of this product and Ethephon 6 or equivalents will improve defoliation and speed the opening of mature bolls. For best results, apply to mature cotton plants (refer to the **APPLICATION TIMING** section of this label). Ensure a sufficient number of bolls have matured prior to application in order to achieve



good cotton yields. Certified cottonseed producers should consult seed companies to determine the boll and seed maturity requirements for their varieties. Reduced defoliation or suppression of regrowth occurs if applications are made when nighttime temperatures are expected to be below 60°F.

Apply this product at rates between 0.05 lb. AI/A (1.6 fl. oz./A) and 0.2 lb. AI/A (6.4 fl. oz./A) plus 1-2 lbs. AI/acre (32-64 fl. oz./A) of Ethephon 6.

The higher rates of this product are used when excessive regrowth is expected or if temperatures are between 60-65°F.

PRODUCT PLUS ETHEPHON - ENHANCED DEFOLIATION

Use the lower rates of Ethephon 6 or its equivalents plus this product to enhance defoliation without affecting boll opening. After this tank mix application, use Ethephon 6 alone to promote boll opening but do not apply more than 2.0 lb. AI/acre of Ethephon 6 (approximately 42 fl. oz. of product) for all ethephon applications to cotton. Read and follow the Ethephon 6 label directions, specifications and prohibitions.

Apply this product at rates between 0.05 lb. AI/A (1.6 fl. oz./A) and 0.2 lb. AI/A (6.4 fl. oz./A) plus 0.25 lbs. AI/acre (32-64 fl. oz./A) of Ethephon 6. The higher rates of this product are used when excessive regrowth is expected or if temperatures are between 60-65°F.

PRODUCT PLUS TRIBUFOS PRODUCTS (DEF®/FOLEX®) – NOT FOR USE IN CAMERON, HIDALGO, STARR AND WILLACY COUNTIES OF THE STATE OF TEXAS

If plants are treated when growing under less favorable conditions, such as when overnight temperatures are expected to be below 60°F one day prior to and three days after application, use this product and DEF® 6/ FOLEX® 6 EC tank mixes for improved regrowth suppression and defoliation. For optimum results, apply the tank mix to cotton plants that have at least 60% open bolls.

Apply this product at rates between 0.05 lb. AI/A (1.6 fl. oz./A) and 0.2 lb. AI/A (6.4 fl. oz./A) plus DEF® 6 at 0.5- 2.0 pints per acre.

Apply this product at rates between 0.05 lb. AI/A (1.6 fl. oz./A) and 0.2 lb. AI/A (6.4 fl. oz./A) plus FOLEX® 6 EC at 0.5-2.0 pints per acre.

The higher rates of this product are used when excessive regrowth is expected.

The lower rates of DEF® 6/ FOLEX® 6 EC are used when nighttime temperatures are expected to be 65°F or above. Use the higher rates if conditions are not ideal.

If a second application of this tank mix is necessary, do not exceed a total of 0.3 lb. AI/acre (9.6 fl. oz./A) of this product.

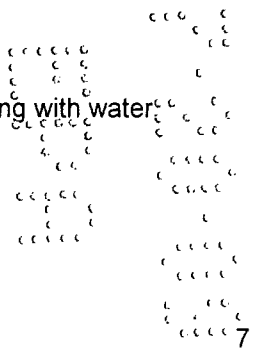
Read and follow the DEF® 6 and FOLEX® 6 EC label directions, specifications and prohibitions.

NOTE: Use caution when tank mixes of phosphate defoliant plus this product are applied at the highest use rates and during extremely high temperatures since leaf desiccation occurs.

Preparation of Tank Mixes of this product plus DEF® 6/ FOLEX® 6 EC

Use the directions below to prepare tank mixes of this product plus DEF® 6/ FOLEX® 6 EC:

1. Add one-half the amount of water required to the spray applicator tank.
2. Begin agitation and continue through addition and application steps.
3. Add the required amount of this product and agitate to ensure complete mixing with water.
4. Add the required amount of DEF® 6 or FOLEX® 6 EC to the spray tank.



11/12

SPRAY TANK CLEANOUT INSTRUCTIONS

IMPORTANT: Residues form in the spray equipment of tank mixes of this product plus organophosphates. The residues can be removed using a commercial tank cleaner as long as the spray equipment is cleaned while the residue is still fresh and moist. **DO NOT ALLOW SPRAY EQUIPMENT TO DRY BEFORE CLEANING.** Consult your State Extension Cotton Specialist for instructions tank cleaners and cleaning procedures.

Immediately after application, flush the entire system (nozzles, booms, application tanks, sumps, pumps, and transfer lines, etc.) using a tank cleaner and water.

Should the spray solution be allowed to dry in the application equipment, the residues will be more difficult to remove. Use the commercial tank cleaner diluted with water to completely fill the equipment and let it stand for 7 days. Then, completely flush and rinse all equipment with water.

If spray application equipment is not thoroughly cleaned, residues of this product will remain and be released during subsequent applications and lead to crop damage.

Nufarm assumes no liability for crop damage due to spray equipment that has not been properly cleaned before re-use.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store product at temperature less than 100°F. Re-mix product prior to use if product is exposed to freezing conditions.

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

CONTAINER DISPOSAL:

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.

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

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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 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.

(RV071509N)

FreeFall SC Cotton Defoliant is not manufactured or distributed by Bayer CropScience, seller of Dropp®. DEF® and Dropp® are trademarks of Bayer. FOLEX® is a trademark of AMVAC Chemical Corporation.

NOTIFICATION
AUG 20 2009