

241-322

12/08/2006

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DEC - 8 2006

Mr. Craig D. Kleppe
BASF Corporation
26 davis Drive
Research Triangle Park, NC 27709-3528

Subject: Revise Label
Amdro Fire Ant Insecticide
EPA Reg. No. 241-322
Application Dated: October 20, 2005

Dear Mr. Klepp:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable with the comments listed below:

A. Efficacy Issues/Revisions

The amendment submitted seeks to add the little fire ant, *Wasmannia auropunctata*, to the product label. This addition is acceptable.

B. The only significant issue pertains to the application rates provided for various spacing plans in orchards. In the italicized examples, the amount of product applied according to the "Bait Station Chart" exceeds the limit (1.5 lbs/acre) provided elsewhere on the label. The amount of bait to be applied in ounces per bait station should also be provided.

L (ft)	Plot		Amount Applied			
	W (ft)	Area (ft ²)	g	oz	Bait Stations /acre	lbs product /acre
50	50	2500	40	1.411	17.424	1.536
45	45	2025	32	1.129	21.511	1.518
40	40	1600	25	0.882	27.225	1.500
35	35	1225	20	0.705	35.559	1.568
30	30	900	14	0.494	48.400	1.494
25	25	625	10	0.353	69.696	1.537
20	20	400	6.5	0.229	108.900	1.560
15	15	225	3.5	0.123	193.600	1.494
10	10	100	1.5	0.053	435.600	1.440

Table 1. Application rates presented on the label for various bait station spacings.

C. Claims: Collateral Labeling:

1. The label refers to the web sites www.turffacts.com and www.pestcontrolfacts.com, making the web sites part of the labeling.

a. From www.turffacts.com:

i. The claim, "Eliminates the queen and her colony within seven days of a mound treatment" appears in association with the Amdro Pro product on the website. This claim is unacceptable; it is an unsubstantiated efficacy claim.

ii. The claim, "Rids the entire area of fire ants within two weeks of a broadcast application" appears in association with the Amdro Pro product on the website. This claim is unacceptable; it is an assertion of heightened efficacy.

b. From www.pestcontrolfacts.com:

i. The claim, "AMDRO Pro Fire Ant Bait, with the proven active ingredient hydramethylox, is an effective long-term solution for fire ant control, killing the queen and eliminating both visible and hidden fire ant mounds. And unlike other insecticides that have only enough power to kill a few ants on contact, AMDRO kills steadily until the entire fire ant mound is destroyed. With AMDRO, there's no mixing, mess or smell – just apply it and let it go to work. Its flexible dose and application options make it effective on both entire yards and single mounds." appears on this website.

The underlined portion of the text is clearly a comparative claim and must be removed.

D. Crop Grouping Revisions

The proposed label for 241-260 includes use in strawberry patches, a use site which is not currently listed on 241-322. You must consider whether application instructions should be provided for strawberry patches, since the chart on the proposed label does not provide a good example for bait station spacing for a row crop such as strawberry. In addition, you must consider if additional instructions are needed for placement of bait stations in grape vineyards.

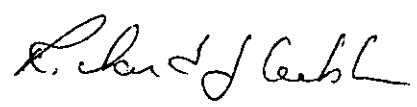
A copy of the reviews are enclosed for your records and stamped label "with comments" is enclosed.

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You must submit two copies of the final revised printed label for the record. If these conditions are not complied with the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). The release for shipment of the product constitutes acceptance of these conditions.

Sincerely,



Richard J. Gebken
Product Manager (10)
Insecticide Branch
Registration Division (7505P)

new or revised text highlighted in yellow!!

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AMDRO¹ Fire Ant Insecticide /

[Alternate tradenames]:

AMDRO¹ Granular Insecticide /
AMDRO¹ Pro Fire Ant Bait /
SIEGE[®] Pro Fire Ant Bait

ACCEPTED
with COMMENTS
in EPA Letter Dated

DEC - 8 2006

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

241-322

**KILLS IMPORTED AND NATIVE FIRE ANTS
and other ants**

KILLS THE QUEEN DESTROYS THE MOUND

Active Ingredient:	By wt.
Hydramethylnon: Tetrahydro-5,5-dimethyl-2(1H)-pyrimidinone (3-[4-(trifluoromethyl)phenyl]-1-(2-[4-(trifluoromethyl)phenyl]-ethenyl)-2-propenylidene)hydrazone.....	0.73%
Inert Ingredients	99.27%
Total	100.00%

EPA Reg. No. 241-322

EPA Est. No.

KEEP OUT OF REACH OF CHILDREN

CAUTION! / ;PRECAUCION!

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 additional **First Aid, Precautionary Statements** and **Directions For Use.**

In case of an emergency endangering life or property involving this product, call day or night at 800-832-HELP (4357).

For more information, please visit our website www.turffacts.com or www.pestcontrolfacts.com

Manufactured For:
BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709

BASF

[®] Registered Trademark of BASF

¹ Registered Trademark of Central Garden and Pet Company

Net Weight: 4.5 lb. (2.0 kg)
25 lb. (11.3 kg)

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 15-20 minutes. • Call a <i>poison control center or doctor for treatment advice.</i>
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. • Call a <i>poison control center for treatment advice.</i>
If swallowed	<ul style="list-style-type: none"> • Call a <i>poison control center or doctor immediately for treatment advice.</i> • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by the <i>poison control center or doctor.</i> • Do not give anything by mouth to an unconscious person.
HOT LINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact BASF Corporation for emergency medical treatment information: 1-800-832-HELP (4357)</p>	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS (AND DOMESTIC ANIMALS)

CAUTION!

Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. May be harmful if swallowed

Personal Protective Equipment (PPE): Applicators and other handlers must wear:

- Long-sleeve shirt and long pants
- Chemical resistant gloves (such as rubber or waterproof gloves)
- 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: When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

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.
- 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.

Environmental Hazards: This product is toxic to fish. Do not apply directly 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 washwaters. Do not apply when weather conditions favor drift from target areas.

General Information: AMDRO is a bait which is highly attractive to imported and native fire ants and other ants. Worker ants carry it into the mound as food for the colony. They eat it and feed it to the queen. AMDRO starts to kill ants immediately. In about a week the queen is dead, which destroys the mound.

Further information regarding ants may be obtained from your Cooperative Agricultural Extension Service.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Do not apply this product by any method not specified on this label.

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 12 hours.

The 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 (such as rubber or waterproof gloves)
- Shoes plus socks

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 Standards 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.

- Keep unprotected persons out of treated area during pesticide applications.

Outdoor Use: AMDRO controls imported, little, and native fire ants and other ants, such as harvester ants, bigheaded ants and Argentine ant. AMDRO is for use on lawns, landscaped areas, golf courses, and other noncropland areas such as airports, roadsides, cemeteries, commercial grounds, parks, school grounds, picnic grounds, athletic fields and other recreational areas, as well as on grounds surrounding poultry houses (excluding runs and ranges) or corrals and other animal holding areas. Avoid direct exposure of animals to AMDRO granules.

AMDRO may be used in and around container or field-grown ornamental and non-bearing nursery stock, and on sod farms (commercial turf). AMDRO may also be applied to the soil around non-bearing fruit or nut trees. **DO NOT** harvest food/feed from non-bearing nursery stocks within one year of application. **DO NOT** graze or feed lawn or sod clippings to livestock.

Treatment	Rate	Comments
Individual mounds: imported fire ants little fire ants native fire ants harvester ants bigheaded ants Argentine ant	2 to 5 level tablespoons	Distribute bait uniformly around the mound. Do not disturb the mound. Do not apply more than 2.0 lb. per acre. Do not contaminate kitchen utensils by use or storage.
Broadcast treatment: imported fire ants little fire ants native fire ants harvester ants	1.0 - 1.5 lb./acre [2.0 - 3.0 oz./5,000 square feet]	Broadcast bait uniformly with ground (granular spreaders) or aerial equipment.
Broadcast treatment: bigheaded ants Argentine ant	1.0 - 2.0 lb./acre [2.0 - 4.0 oz./5,000 square feet]	Broadcast bait uniformly with ground (granular spreaders) or aerial equipment.

Apply when ants are actively foraging (typically when soil temperature is greater than 60°F). Repeat applications as needed.

Grass Forage (Pasture and Rangeland) Use: AMDRO controls imported, little and native fire ants and other ants, such as harvester ants, bigheaded ants and Argentine ant. AMDRO may only be applied to grass forage (pasture and rangeland) for the control of fire ants only in the following states: Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Virginia. Use of AMDRO on grass forage in states other than those listed is unlawful. Reference the table below for application directions. Applications of AMDRO to grass forage may not exceed a maximum rate of 8.0 pounds per acre per year, and AMDRO may not be applied more than 4 times per year with minimum application intervals of 90 days. Do not cut and bale hay from pastures and rangeland treated with AMDRO until 7 days after the bait application is made. The restrictions on the use of AMDRO on cutting and baling hay do not apply when the treated pasture and rangeland is used solely to support companion animals (e.g., horses, llamas). These companion animals cannot be used for food or feed.

Treatment	Rate	Comments
Individual mounds: imported fire ants little fire ants native fire ants harvester ants bigheaded ants Argentine ant	2 to 5 level tablespoons	Distribute bait uniformly around the mound. Do not disturb the mound. Do not apply more than 2.0 lb. per acre. Do not contaminate kitchen utensils by use or storage.
Broadcast treatment: imported fire ants little fire ants native fire ants harvester ants	1.0 - 1.5 lb./acre [2.0 - 3.0 oz./5,000 square feet]	Broadcast bait uniformly with ground (granular spreaders) or aerial equipment.
Broadcast treatment: bigheaded ants Argentine ant	1.0 - 2.0 lb./acre [2.0 - 4.0 oz./5,000 square feet]	Broadcast bait uniformly with ground (granular spreaders) or aerial equipment.

Apply when ants are actively foraging (typically when soil temperature is greater than 60°F).

AMDRO Plus Extinguish* Professional Fire Ant Bait: Apply a blend of AMDRO and Extinguish to control imported fire ants in non-agricultural lands and grass forage (pasture and rangeland). AMDRO may only be applied to grass forage (pasture and rangeland) in the following states: Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Virginia. Use of AMDRO on grass forage in states other than those listed is unlawful. See table below for application directions. These products cannot be mixed with any other product bearing a label prohibiting against such mixing. Always read and follow all label directions when using any pesticide alone or in tank-mix/hopper blend combinations. Observe all conditions, restrictions and

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precautions which appear on all product labels. The most restrictive labeling applies when using tank-mixtures.

EXTINGUISH*Professional Fire Ant Bait is a Trademark of Wellmark International.

Treatment	Rate	Comments
Broadcast treatment: Imported fire ants	0.75 lb./acre AMDRO plus 0.75 lb./acre EXTINGUISH.	Mix bait products together thoroughly prior to application; distribute bait uniformly with ground (granular spreaders) or aerial equipment.

Apply when ants are actively foraging (typically when soil temperature is greater than 60° F).
Test using a small amount of bait near a fire ant mound.

Pineapple Use: For use in pineapple fields and in uncultivated land surrounding pineapple fields to control pest ants.

Treatment	Rate	Comments
Individual mound: imported fire ants little fire ants native fire ants bigheaded ants Argentine ant	5 level tablespoons	Distribute bait uniformly around the mound. Do not disturb the mound. Do not contaminate kitchen utensils by use or storage.
Broadcast treatment: imported fire ants little fire ants native fire ants	1.0 - 1.5 lb./acre/application	Broadcast by ground or aerial equipment (helicopter only) using disc or turbine blower type spreaders to all infested fields. Apply the first application approximately one month after planting. Apply AMDRO no more than 4 applications per 12-month period with minimum application intervals of 90 days.
Broadcast treatment: bigheaded ants Argentine ant	1.0 - 1.5 lb./acre/application for moderate infestations 1.5 - 3.0 lb./acre/application for heavier infestations	Broadcast by ground or aerial equipment (helicopter only) using disc or turbine blower type spreaders to all infested fields. Apply the first application approximately one month after planting. Apply AMDRO no more than 4 applications per 12-month period with minimum application intervals of 90 days.

Conduct ant surveys to monitor ant populations before and after treatments.
Apply when ants are active (typically when soil temperature is greater than 60°F).
Do not exceed 6.0 lbs. of AMDRO per acre within any 12-month period.

Aerial applications are prohibited within 200 ft. of irrigation ditches, streams, ponds and public roadways, and 1000 ft. of residential areas.

Do not harvest within thirty (30) days after last application.

Do not make applications if it is likely to rain within an hour of application.

Green chop (leaves and crowns) shall not be fed to animals.

Tropical Fruit and Nut Orchard Crop Use Applied in Bait Stations: AMDRO may be used in tropical fruit and nut orchards when applied in bait stations. This treatment involves placing AMDRO into bait stations (see section below entitled **Bait Stations** for list of applicable bait stations) that have been positioned in and around the listed orchard crops.

DO NOT apply AMDRO directly to the ground around these crops. **DO NOT** apply directly to any part of the crop plant.

Tropical fruit and nut orchard crops include the following: acerola, ambarella, blimbe, carob bean, cashew, date, fig, guava, imbu, jaboticaba, jujube, Indian jujube, natal plum, noni, olie, otaheite gooseberry, mountain papaya, persimmon, pomerac, rose apple, sentul, starfruit, surinam cherry, abiu, akee apple, atemoya, avocado, banana, biriba, breadfruit, canistel, cherimoya, custard apple, durian, feijoa, Governor's plum, ilama, imbe, jackfruit, longan, lychee, mamey apple, mango, mangosteen, marmaladebox, monstera, naranjilla, papaya, passionfruit, pawpaw, pitaya, pomegranate, prickly pear, pulasan, rambutan, sapodilla, black sapote, green sapote, mamey sapote, soursop, spanish lime, star apple, strawberry pear, sugar apple, tamarind, wax jambu, macadamia nut, betel nut, coconut, pili nut, coffee, citrus, almond, grape, blueberry.

Apply for control of bigheaded ants or fire ants or little fire ants.

When applying for control of little fire ant, apply AMDRO in orchards only during non-fruiting periods of the growing season to avoid possible contamination of the fruit. Remove bait stations from orchard after flowering but before fruiting structures appear on crop plants. **DO NOT** apply AMDRO in orchards when fruits are present on crop plants.

1. Bait Station Applications in field with actively foraging ants:

See the BAIT STATION chart to determine the amount(s) of AMDRO to be placed into baits stations that are spaced at various lengths. Place the specified amount of AMDRO into the bait station depending on the spacing of bait stations in the fields. Other bait station spacing may be used (e.g. 8 x 8, 22 x 22, etc.) depending on the design of the orchard, spacing of trees and/or applicator preference to keep bait stations away from heavy traffic areas or roads or alley ways. Then, the amount of AMDRO to be placed in the bait station needs to be re-calculated depending on the actual spacing of bait stations used. **DO NOT** exceed 1.5 lb of AMDRO per acre when applied in bait stations.

BAIT STATION Chart

Bait Station spacing (feet x feet)	Amount (in grams) of AMDRO placed into each bait station
50 x 50	40
45 x 45	32
40 x 40	25
35 x 35	20
30 x 30	14
25 x 25	10
20 x 20	6.5
15 x 15	3.5
10 x 10	1.5

After minimum of 2 weeks, move bait stations further away from treated area into adjacent infested areas. Place baits stations at desired spacing and place the specified amount of AMDRO into the bait station. However, if ants continue to be actively foraging in or around the bait stations, leave bait stations in place (and re-fill as necessary only with the specified amounts of AMDRO) until foraging activity is minimal or has ceased. Bait stations need not be placed immediately adjacent to nests.

2. Bait Station Applications along field border (to prevent ants from re-infesting field):

Place bait stations in border areas of the fields at between 10 ft x 10 ft and 50 ft x 50 ft spacings, depending on orchard configuration and intensity of ant infestation. See BAIT STATION chart, and place the specified amount of AMDRO into the bait station depending on the spacing of bait stations. Monitor stations at 2-week intervals and replace AMDRO as necessary.

3. Bait Replacement in Bait Stations:

Monitor bait stations to determine if ants are present. If ants are not present or AMDRO has remained in the baits station for > 10 weeks, remove AMDRO from the bait station and distribute uniformly in non-crop border areas. Re-place with the specified amount (see chart above, amount depends on bait station spacing) of fresh AMDRO in the bait station, and continue to monitor ant activity and AMDRO at 2-week intervals; or, remove bait station from site.

AMDRO may remain effective for up to 10 weeks (or longer) depending on environmental conditions. Excessively wet (prolonged high humidity, frequent and prolonged rainfall, and heavy mist) conditions may reduce the effectiveness of AMDRO. Monitor ant activity in and around bait station and replace bait as necessary. Monitor ant activity either by visual or mechanical (e.g., traps) methods.

4. **Bait Stations:**

Several bait stations have been tested and allow the ants to take the bait [e.g., Perimeter Patrol System (B&G Equipment Co.), Drax Liquidator (Waterbury Co.), A.C.E. Station (Whimire Micro-Gen Co.), Ants No More (Kness Mfg. Co.)]. Bait stations that minimize exposure to sunlight (dark colored) and moisture will help retain the effectiveness of AMDRO.

Indoor Use: AMDRO controls imported and native fire ants and other ants, such as harvester ants, bigheaded ants and Argentine ant. For use in homes, residential, commercial and other structures, and in the non-food/feed areas of institutional, warehousing and commercial establishments, such as groceries and supermarkets, hotels and motels, hospitals and nursing homes, schools, laboratories, computer facilities, food storage areas, sewers, transportation equipment, pet shops, or zoos, and in the inedible product areas of meat or poultry plants. Nonfood areas are areas such as garbage rooms, lavatories, floor drains (to sewers), entries, and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling).

In the home, all food processing surfaces and utensils should be covered during treatment or thoroughly washed before use. Exposed food should be covered or removed.

Using a duster, or similar equipment, apply bait ONLY into cracks and crevices or other inaccessible areas such as, but not limited to, structural voids, unfinished attics or crawl spaces. Apply 0.25 to 0.5 ounce per crack, crevice or other inaccessible area where ants are entering the structure or where ants are nesting. Clean up any loose or excess bait. Apply evenly in unfinished attics and crawl spaces at a rate of 0.25 ounce per 100 sq. feet only if the space is secured or otherwise inaccessible to children or domestic animals.

Aerial Drift Management

Avoiding drift at the application site is the responsibility of the applicator. The interaction of many equipment- and weather-related factors determine the potential for drift. The applicator and the grower are responsible for considering all these factors when making decisions.

Where states have more stringent regulations, they should be observed.

The applicator should be familiar with and take into account the information covered in *Aerial Drift Reduction Advisory Information*.

Aerial Drift Reduction Advisory

APPLICATION HEIGHT

Applications should not be made at a height greater than 10 feet above the top of the largest plants unless a greater height is required for aircraft safety.

SWATH ADJUSTMENT

When applications are made with a crosswind, the swath will be displaced downward. Therefore, on the up and downwind edges of the field, the applicator must compensate for

this displacement by adjusting the path of the aircraft upwind. Swath adjustment distance should increase, with increasing drift potential (higher wind, etc.)

WIND

Drift potential is lowest between wind speeds of 2-10 mph. However, many factors, including equipment type, determine drift potential at any given speed. NOTE: Local terrain can influence wind patterns. Every applicator should be familiar with local wind patterns and how they affect drift.

SENSITIVE AREAS

The pesticide should only be applied when the potential for drift to adjacent sensitive areas (e.g. residential areas, bodies of water, known habitat for threatened or endangered species, non-target crops) is minimal (e.g. when wind is blowing away from sensitive areas).

STORAGE AND DISPOSAL

Prohibitions: Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited.

Storage: Store in cool, dry, secure place and keep container tightly closed. Store container away from pets. This product is formulated in an oil bait. Prolonged exposure to air may turn oil rancid and reduce the attractiveness of the bait. Use within 3 months after opening.

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

(for plastic packaging)

Container Disposal: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

(for paper bags)

Container Disposal: Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

General: Consult Federal, State, or local disposal authorities for approved alternative procedures.

DISCLAIMER

The label instructions for the use of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and should be followed carefully. However, it is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the use or application of the product contrary to label instructions, all of which are beyond the control of BASF Corporation (BASF). All such risks shall be assumed by the user. BASF warrants only that the material contained herein conforms to

new or revised text highlighted in yellow!!

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the chemical description on the label and is reasonably fit for the use therein described when used in accordance with the directions for use, subject to the risks referred to above.

Any damages arising from a breach of this warranty shall be limited to direct damages and shall not include consequential commercial damages such as loss of profits or values or any other special or indirect damages.

BASF makes no other express or implied warranty, including any other express or implied warranty of FITNESS or of MERCHANTABILITY.

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Research Triangle Park, NC 27709