



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

January 7, 2015

Jamin Huang  
Senior Regulatory Manager  
Bayer CropScience  
P.O. Box 12014, 2 T.W. Alexander Drive  
Research Triangle Park, NC 27709

Subject: Label Amendment – To delete “Do not graze or feed soybean forage and hay to livestock” in the required seed bag tag information  
Product Name: Evergol Energy  
EPA Registration Number: 264-1122  
Application Date: 10/17/14  
Decision Number: 497869

Dear Mr. Huang:

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 Shaunta Hill by phone at 703-347-8961, or via email at [hill.shaunta@epa.gov](mailto:hill.shaunta@epa.gov).

Sincerely,

A handwritten signature in black ink that reads "Tony Kish". The signature is written in a cursive style with a large, sweeping initial "T".

Tony Kish, Product Manager 22  
Fungicide Branch  
Registration Division (7505P)  
Office of Pesticide Programs

Enclosure

**ACCEPTED**

01/07/2015

Under the Federal Insecticide, Fungicide  
and Rodenticide Act as amended, for the  
pesticide registered under  
EPA Reg. No. 264-1122

# EverGol Energy

For use as a fungicide seed dressing for protection against listed soilborne, seedborne and early season post-emergence diseases of listed crop plants.

**ACTIVE INGREDIENTS:**

Prothioconazole ..... 7.18%  
Penflufen ..... 3.59%  
Metalaxyl ..... 5.74%

**OTHER INGREDIENTS:** ..... 83.49%

**TOTAL:** ..... 100.00%

Contains 0.64 lb prothioconazole; 0.32 lb penflufen; 0.51 lb metalaxyl per gallon

Contains 76.8 g prothioconazole; 38.4 g penflufen; 61.4 g metalaxyl per liter

**EPA Reg. No. 264-1122**

**EPA Est.**

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

For MEDICAL and TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577  
For PRODUCT USE Information Call 1-866-99BAYER (1-866-992-2937)

**FIRST AID**

<b>IF SWALLOWED:</b>	<ul style="list-style-type: none"><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 by a poison control center or doctor.</li><li>• Do not give anything by mouth to an unconscious person.</li></ul>
<b>IF ON SKIN:</b>	<ul style="list-style-type: none"><li>• Take off contaminated clothing.</li><li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li><li>• Call a poison control center or doctor for treatment advice.</li></ul>

**In case of emergency call toll free the Bayer CropScience Emergency Response Telephone No. 1-800-334-7577.  
Have a product container or label with you when calling a poison control center or doctor, or going for treatment.**

# PRECAUTIONARY STATEMENTS

## HAZARDS TO HUMANS AND DOMESTIC ANIMALS

### CAUTION

Harmful if swallowed. Harmful if absorbed through skin. Avoid contact with skin, eyes, or clothing.

### PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, polyvinyl chloride, or viton. If you want more options, follow the instructions for category C on an EPA chemical-resistance category selection chart.

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

- long sleeved shirt and long pants,
- socks plus shoes,
- chemical resistant gloves, except when bagging or sewing bags of treated seeds,

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

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 pesticide is toxic to fish, aquatic invertebrates, and freshwater/estuarines/marine aquatic plants. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment washwater or rinsate. Treated seed exposed on soil surface may be hazardous to wildlife. Cover or collect seed spilled during loading.

This product has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into ground water if used in areas where soils are permeable, particularly where the water table is shallow. Therefore contain any product spills or equipment leaks and dispose of wastes according to the disposal instructions on this label.

# DIRECTIONS FOR USE

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

For use only in commercial seed treatment equipment. Not for use in hopper box, planter box, slurry box, or other on-farm seed treatment applications.

## COMMERCIAL SEED TREATMENT

CROP	DISEASE	Application Rate Per 100 lbs Seed	DIRECTIONS
Alfalfa	Seed rot and damping-off caused by <i>Rhizoctonia</i>	Apply 3 fl oz  To deliver 0.0006 – 0.0008 mg ai per seed, apply 0.013 – 0.015 fl oz of the product per 100,000 seeds. (Based on an average of 213,000 seeds per lb)  Maximum number of applications per year is 3.	Apply using commercial slurry or mist-type seed treatment equipment. Uniform application of seed is necessary to ensure seed safety and best disease protection. Dilute product with sufficient water to ensure complete seed coverage. Apply to high quality, properly cleaned seed.  <b>NOTES for Beans and Peas (dried) including Soybeans:</b> Early season <i>Phytophthora</i> . For longer season control add sufficient metalaxyl product (such as, Allegiance) to supply a total metalaxyl amount of 15 to 30 gai/100kg of seed.
<b>Beans and Peas (dried) including Soybean</b> (Crop Group 6-C)  Soybean, Adzuki Bean, Blackeyed Pea, Broad Bean, Catjang, Chickpea, Cowpea, Crowder Pea, Field Bean, Field Pea, Guar, Kidney Bean, Lablab Bean, Lentil, Lima Bean, Moth Bean, Mung Bean, Navy Bean, Pigeon Pea, Pinto Bean, Rice Bean, Southern Pea, Tepary Bean, Urd Bean	Seed rot and damping-off caused by <i>Rhizoctonia</i> , <i>Fusarium</i> and <i>Pythium</i>  Seed rot, damping-off, and seedling blight caused by seedborne <i>Botrytis cinerea</i>  Seed decay caused by <i>Phomopsis Ascochyta</i> blight (suppression)  Seed decay	Apply 1.0 fl oz  To deliver 0.017 - 0.021 mg ai per seed, apply 0.45 – 0.55 fl oz of the product per 140,000 soybean seeds. (Based on an average of 2,800 soybeans per lb)  To deliver 0.02943 – 0.03597 mg ai per seed, apply 0.5625 – 0.6875 fl oz of the product per 100,000 bean seeds. (Based on an average of 1,600 beans per lb)  To deliver 0.01485 – 0.01815 mg ai per seed, apply 0.2826 – 0.3454 fl oz of the product per 100,000 pea seeds. (Based on an average of 3,181 peas per lb)  Maximum number of applications per year is 3.	All seed must be adequately dyed with a suitable colorant to prevent its accidental use as food for man or feed for animals. Refer to 21CFR, part 2.25. Any colorant added to treated seed must be cleared for use under 40CFR, part 153.155.
Cereal grains	Common bunt	Apply 1 fl oz	

<p>Barley, Triticale, Wheat, Oats, Rye, Buckwheat and Millet (Pearl and Proso)</p>	<p>Covered smut  False loose smut  Flag smut  Leaf stripe  Loose smut  Stinking smut  Stem smut  True loose smut  Seed rot, pre-emergence damping-off and seedling blight caused by soilborne <i>Rhizoctonia</i>, <i>Fusarium</i>, <i>Cochliobolus</i> and <i>Pythium</i>  Seed rot, pre-emergence damping-off and seedling blight caused by seed-borne <i>Fusarium</i> and <i>Cochliobolus</i>.  Seed decay  Common root rot, foot rot, and crown rot (early season suppression)  Rust, <i>Septoria</i> and powdery mildew (early season suppression)</p>	<p>To deliver 0.0036 – 0.0044 mg ai per seed, apply 0.0693 – 0.0847 fl oz of the product per 100,000 wheat and barley seeds. (Based on an average of 13,000 wheat or barley seeds per lb)</p> <p>To deliver 0.00252 – 0.00308 mg ai per seed, apply 0.0477 – 0.0583 fl oz of the product per 100,000 Triticale seeds. (Based on an average of 18,840 Triticale seeds per lb)</p> <p>To deliver 0.0026 - 0.0032 mg ai per seed, apply 0.05 – 0.062 fl oz of the product per 100,000 oat and rye seeds. (Based on an average of 18,000 oat or rye seeds per lb)</p> <p>To deliver 0.0027 - 0.0033 mg ai per seed, apply 0.051 – 0.062 fl oz of the product per 100,000 buckwheat seeds. (Based on an average of 17,650 buckwheat seeds per lb)</p> <p>To deliver 0.0005 – 0.0007 mg ai per seed, apply 0.011 – 0.013 fl oz of the product per 100,000 millet seeds. (Based on an average of 84,000 millet seeds per lb)</p> <p>Maximum number of applications per year is 3.</p>	
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<p><b>Field Corn, Popcorn, and Sweet Corn</b></p>	<p>Seed rot and damping-off caused by <i>Rhizoctonia</i>, <i>Fusarium</i> and <i>Pythium</i> Seed decay</p>	<p>Apply 0.5 - 2.0 fl oz</p> <p>To deliver 0.0156 – 0.0623 mg ai per seed, apply 0.24 – 0.95 fl oz of the product per 80,000 field corn seeds. (Based on an average of 1,681 field corn per lb)</p> <p>To deliver 0.0086 - 0.0342 mg ai per seed, apply 0.16 – 0.65 fl oz of the product per 100,000 popcorn seeds. (Based on an average of 3,061 popcorn per lb)</p> <p>To deliver 0.0083 – 0.0332 mg ai per seed, apply 0.16 – 0.64 fl oz of the product per 100,000 sweet corn seeds. (Based on an average of 3,150 sweet corn per lb)</p> <p>Maximum number of applications per year is 3.</p>	
<p><b>Rice</b></p>	<p>Seed rot and damping-off caused by <i>Rhizoctonia</i>, <i>Fusarium</i> and <i>Pythium</i> Seed decay Seed-borne false smut (suppression) Seed-borne kernel smut (suppression)</p>	<p>Apply 1 – 2 fl oz</p> <p>To deliver 0.0024 – 0.0048 mg ai per seed, apply 0.046 – 0.092 fl oz of the product per 100,000 Rice seeds. (Based on an average of 21,850 Rice seeds per lb)</p> <p>(Must use high rate for moderate to high seedling disease pressure or for suppression of seed-borne false smut and kernel smut.)</p> <p>Maximum number of applications per year is 3.</p>	

## SEED BAG TAG

The Federal Seed Act requires that the container of seed treated with EverGol Energy must be labeled with the following statements:

- This seed has been treated with EverGol Energy which contains Metalaxyl, Prothioconazole and penflufen.

- Do not use treated seed for food, feed, or oil production. Excess treated seed may be used for ethanol production only if (1) by-products are not used for livestock feed and (2) no measurable residues of pesticide remain in ethanol by-products that are used in agronomic practice.
- User is responsible for ensuring that the seed bag meets all the requirements under the Federal Seed Act.

In addition, the US Environmental Protection Agency requires the following statements on the container of seed treated with EverGol Energy:

- Store away from feeds and foodstuffs.
- Wear long sleeved shirt, long pants, shoes, socks, and chemical resistant gloves when handling treated seed
- Crops on this label and other crops for which tolerances exist for metalaxyl, prothioconazole and penflufen may be replanted at any time. All other crops may be planted after 30 days.
- After the seeds have been planted, do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 24 hours. Exception: Once the seeds are planted in soil or other planting media, the Worker Protection Standard allows worker to enter the treated area without restriction if there will be no worker contact with the treated seeds in the soil or planting media.
- Dispose of all excess treated seed. Left over treated seed may be double sown around the headland or buried away from water sources in accordance with local requirements. Do not contaminate water bodies when disposing of planting equipment washwaters.
- This product contains chemicals which are known to leach through soil into ground water under certain conditions as a result of agricultural use. Use of this product in areas where soils are permeable, particularly where the water table is shallow, may result in ground water contamination.
- Dispose of seed packaging in accordance with local requirements.
- Use planting equipment that will plant treated seed into the soil to a minimum depth of 0.5 inch.
- This compound is toxic to birds and mammals. Treated seed exposed on soil surface may be hazardous to birds and mammals. Cover or collect seeds spilled during loading.
- Do not plant treated rice seed directly into flooded field. Do not soak treated rice seed.
- The maximum number of applications per year is 3.
- For alfalfa: Do not exceed 0.00225 lb penflufen /A (1.02 g ai/A) per crop season.
- For beans (excluding soybeans): Do not exceed 0.0384 lb penflufen /A (17.5 g ai/A) per crop season.
- For peas: Do not exceed 0.0384 lb penflufen /A (17.5 g ai/A) per crop season.
- For soybeans: Do not exceed 0.0384 lb penflufen /A (17.5 g ai/A) per crop season.
- For Barley and Wheat: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For Triticale: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For rice (dry seeded): Do not exceed 0.006 lb penflufen /A (2.7 g ai/A) per crop season.
- For Oats and Rye: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For Buckwheat: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For Millet: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For Field Corn: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For Popcorn: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- For Sweet Corn: Do not exceed 0.0078 lb penflufen /A (3.5 g ai/A) per crop season.
- This product has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into ground water if used in areas where soils are permeable, particularly where the water table is shallow. Therefore contain any product spills or equipment leaks and dispose of wastes according to the disposal instructions on this label.

## INFORMATION

EverGol Energy is a fungicide seed dressing for protection against listed soilborne, seed-borne and early season post-emergence diseases of listed crop plants.



## STORAGE AND DISPOSAL

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

### PESTICIDE STORAGE

Store in original container away from feed and food. Store in cool, dry area. Do not store in direct sunlight. Do not allow prolonged storage in temperatures that exceed 105°F (40°C) or in temperatures that fall below 14°F (-10°C).

### PESTICIDE DISPOSAL

To avoid wastes, use all material in this container by application according to label directions. If wastes cannot be avoided, offer remaining product to a waste facility or pesticide disposal program (often such programs are run by state or local governments or by industry).

### CONTAINER HANDLING

#### Dilutable Seed Treatment Products in Non-Refillable Plastic Containers

##### **Rigid, Non-refillable containers (equal to or less than 5 gallons)**

Non-refillable 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 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.

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.

Once container is rinsed, offer for recycling if available or puncture and dispose of in a sanitary landfill.

##### **Rigid Non-refillable containers that are too large to shake (i.e., with capacities greater than 5 gallons or 50 lbs)**

Non-refillable container. Do not reuse or refill this container. After emptying product from container, either return container to Bayer CropScience per instructions from Bayer CropScience Customer Service Center (1-800-527-4781), or rinse and either recycle or dispose of the container as follows:

##### **Bottom Discharge IBC (e.g. – Schuetz Caged IBC or Snyder Square Stackable)**

Pressure rinsing the container before final disposal is the responsibility of the person disposing of the container. To pressure rinse the container before final disposal, empty the remaining contents from the IBC into application equipment or mix tank. Raise the bottom of the IBC by 1.5 inches on the side which is opposite of the bottom discharge valve to promote more complete product removal. Completely remove the top lid of the IBC. Use water pressurized to at least 40 PSI to rinse all interior portions. Continuously pump or drain rinsate into application equipment or rinsate collection system while pressure rinsing. Continue pressure rinsing for 2 minutes or until rinsate becomes clear. Replace the lid and close bottom valve.

##### **Top Discharge IBC, Drums, Kegs (e.g.– Snyder 120 Next Gen, Bonar B120, Drums, and Kegs)**

Triple rinsing the container before final disposal is the responsibility of the person disposing of the container. To triple rinse the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container at least 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Rinse all interior surfaces. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this procedure two more times.

Once container is rinsed, offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration.

#### Dilutable Seed Treatment Products in Non-Refillable Metal Containers

Nonrefillable container. Do not reuse or refill this container. After emptying product from container, either return container to Bayer CropScience per instructions from Bayer CropScience Customer Service Center (1-800-527-4781), or rinse and either recycle or dispose of the container as follows:

##### **Liquid dilutables in containers small enough to shake (5 gallons or less)**

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 ¼ 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.

**Solid dilutables in containers small enough to shake (5 gallons or 50 pounds or less)**

Triple Rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ 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.

**Any dilutable pesticides in containers too large to shake (larger than 5 gallons or 50 pounds)**

Triple Rinse as follows: Empty remaining contents into application equipment or a mix tank. Fill the container ¼ 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.

Once container is rinsed, offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration.

**[Non-Dilutable Seed-Treatment Products in Non-Refillable Containers]**

**Seed-Treatment Products in Non-Refillable Fiber Drums with Liners**

Non-refillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment, then offer for recycling if available or dispose of in a sanitary landfill or by incineration. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.

**Seed-Treatment Products in Non-rigid, Non-Refillable Containers**

Nonrefillable container. Do not reuse or refill this container. Completely empty container into application equipment. Then offer for recycling if available or dispose of in a sanitary landfill or by other procedures approved by state and local authorities.

**[Seed Treatment Products in Refillable Containers]**

Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose. After emptying product from container, either return container to Bayer CropScience per instructions from Bayer CropScience Customer Service Center (1-800-527-4781) or rinse and either recycle or dispose of the container as follows:

**Bottom Discharge IBC (e.g. – Schuetz Caged IBC or Snyder Square Stackable)**

Pressure rinsing 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 pressure rinse the container before final disposal, empty the remaining contents from the IBC into application equipment or mix tank. Raise the bottom of the IBC by 1.5 inches on the side which is opposite of the bottom discharge valve to promote more complete product removal. Completely remove the top lid of the IBC. Use water pressurized to at least 40 PSI to rinse all interior portions. Continuously pump or drain rinsate into application equipment or rinsate collection system while pressure rinsing. Continue pressure rinsing for 2 minutes or until rinsate becomes clear. Replace the lid and close bottom valve.

**Top Discharge IBC, Drums, Kegs (e.g. – Snyder 120 Next Gen, Bonar B120, Drums, and Kegs)**

Triple rinsing 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 triple rinse the containers before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container at least 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Rinse all interior surfaces. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this procedure two more times.

Once container is rinsed, offer for recycling if available or puncture and dispose of in a sanitary landfill or by incineration.

End users are authorized to remove tamper evident cables as required to remove the product from the container unless the container is equipped with one way valves and refilling or returning is planned. If this is the case, end users are not authorized to remove tamper evident cables, one way valves or clean container.

## IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

Treatment of highly mechanically damaged seed, or seed of known low vigor and poor quality, may result in reduced germination and/or reduction of seed and seedling vigor. Treat and conduct germination tests on a small portion of seed before committing the total seed lot to a selected chemical treatment. Due to seed quality conditions beyond the control of Bayer CropScience, no claims are made to guarantee germination of carry-over seed.

**CONDITIONS:** The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the 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 manner of use or application, all of which are beyond the control of Bayer CropScience. All such risks shall be assumed by the user or buyer.

**DISCLAIMER OF WARRANTIES:** TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE MAKES NO WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer CropScience is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

**LIMITATIONS OF LIABILITY:** TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER CROPSCIENCE'S ELECTION, THE REPLACEMENT OF PRODUCT.

## NET CONTENTS:

### PRODUCED FOR



**Bayer CropScience LP  
P.O. Box 12014, 2 T.W. Alexander Drive  
Research Triangle Park, North Carolina 27709  
1-866-99BAYER (1-866-992-2937)**

EVERGOL ENERGY (PENDING) 09/18/2014