

PLEASE NOTE

**This image contains more than one label
approved for this product on this date.**

279-3108

2/19/2004

1/1

RESTRICTED USE PESTICIDE
 Toxic to fish and aquatic organisms.
 For retail sale to and use only by certified applicators, or persons under their direct supervision and only for the uses covered by the certified applicator's certification.

**PRODUCT INFORMATION
 SUPPLEMENTAL LABEL FOR USE IN FLORIDA**



WSB Insecticide/Miticide

EPA Reg. No. 279-3108

EPA Est. 279-NY-1

| | |
|--|---------------|
| Active Ingredient: | By Wt. |
| Bifenthrin, (2-methyl [1,1'-biphenyl]-3-yl methyl 3-(2-chloro-3,3,3-trifloro-1-propenyl)-2,2-dimethylcyclopropanecarboxylate | 10.0% |
| Inert Ingredients: | 90.0% |
| | 100.0% |

* Cis isomers 97% minimum, trans isomers 3% maximum
 U.S. Patent No. 4,238,505

**KEEP OUT OF REACH OF CHILDREN
 WARNING
 AVISO**

This label must be in the possession of the user at the time of application.
 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.)

DIRECTIONS FOR USE

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

Read and follow all applicable precautionary statements, use directions and restrictions on the full Brigade WSB label.

ACCEPTED

FEB 19 2004

Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under
 EPA Reg. No. 279-3108



FMC Corporation
 Agricultural Products Group
 Philadelphia PA 19103

BrigadeWSB_supp_citrus_2-2-2004

CITRUS (1 day phl)

| Insects Controlled | Rate of Application | Method of Application |
|---|-----------------------------------|--|
| Diaprepes Root Weevil (<i>Diaprepes abbreviatus</i>) Southern Blue Green Citrus Root Weevil (<i>Pachnaeus litus</i>) Blue Green Citrus Root Weevil (<i>Pachnaeus opalus</i>) Brown Leaf Notcher (<i>Epicraerus mexicanus</i>) Little Leaf Notcher (<i>Artipus floridanus</i>) | 0.25 - 0.5 pound active per acre* | Apply Brigade WSB by ground equipment to bare soil beneath citrus trees. Brigade WSB must be uniformly applied from the trunk to the drip line of tree; apply in a minimum of 40 gallons of dilute spray per acre. Greater spray volume should insure greater uniformity of coverage. A pre- and post-application irrigation may aid in the uniformity of coverage as well. Brigade WSB protects citrus tree roots from Diaprepes and other citrus root weevil feeding by forming a barrier which provides contact activity on newly hatched larvae (neonates). As citrus root weevil eggs hatch in new foliage, neonates fall to the soil surface beneath the tree and come in contact with Brigade WSB as they attempt to burrow into the root zone. Disturbance of the soil beneath trees should be minimized. Timing of Brigade WSB applications is critical. Current information suggests that peak emergence of adult Diaprepes Weevil varies by citrus growing region and these emergence peaks can be dramatically affected by environmental factors, such as soil moisture. |
| Fireant (<i>Solenopsis spp.</i>) Asian Cockroach (<i>Blattella asahinae</i>) | 0.1 - 0.25 pound active* | Typically, two peaks are observed for Diaprepes, first in spring then late summer or early fall. Southern Blue-Green and Blue-Green Citrus Weevils and Fuller Rose Beetle typically exhibit a single emergence peak in the spring. Brown and Little Leaf Notchers typically exhibit three emergence peaks, spring, summer and fall. Since emergence varies seasonally and by location, timing of Brigade WSB application can be accurately forecast by observing adults. Adults are most active early morning and late afternoon; numbers can be estimated by trapping throughout spring and summer (emergence periods). Egg laying will occur for 8 to 10 weeks following adult emergence from the soil; larval invasion of the soil will begin 2-3 weeks following adult emergence. It is critical to have the Brigade WSB soil barrier in place prior to drop of the neonates. Brigade WSB is one of several effective tools in an integrated pest management program for Citrus Root Weevils. Application of Brigade WSB should be used in conjunction with good cultural practices, biological control of larvae and foliar control of adults. Consult local university extension personnel for current information to protect citrus trees from Citrus Root Weevils and other pests. Additional Instructions: Apply to individual citrus resets, when not in solid planted rows, using hand-gun or shielded sprayer. Peak emergence of Diaprepes root weevil generally occurs in the spring. Depending on weather conditions, a minor emergence of Diaprepes root weevil may also occur in the fall. If the citrus grove to be treated is in an area where weather conditions are conducive to primary emergence occurring in the spring, 0.5 lb. a.i.* per acre should be used to obtain the longest residual management of Diaprepes root weevil. If the citrus grove to be treated is in an area where weather conditions will promote more than one peak of pest emergence, 0.25 lb. a.i.* per acre can be applied early season and 0.25 lb. a.i.* per acre can be applied later in the season. |

Do not apply through irrigation systems.
 Do not allow any application of Brigade WSB to contact fruit or foliage.
 Do not apply more than a total of 0.5 lb. a.i.* per acre per year.
 Apply the specified dosage in a minimum of 40 gallons of finished spray per acre.
 Ground application only. Do not apply by air.

* 1 bag = 0.05 lb ai = 8 oz formulated product

NEXT

LABEL

RESTRICTED USE PESTICIDE

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FIRST AID

If Swallowed: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by the poison control center or doctor. Do not give anything by mouth to an unconscious person.

If Inhaled: 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 in Eyes: 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 on Skin or Clothing: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

HOTLINE 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 1-800-331-3148 for emergency medical treatment information.

Note to Physician:

This product is a pyrethroid. If large amounts have been ingested, the stomach and intestines should be evacuated. Treatment is symptomatic and supportive. Digestible fats, oils, or alcohol may increase absorption and so should be avoided.

For Emergency Assistance Call (800) 331-3148.



FMC Corporation
Agricultural Products Group

Philadelphia PA 19103

BrigadeWSB_3_7-18-2003

PRECAUTIONARY STATEMENTS

Hazards to Humans (and Domestic Animals)

May be fatal if swallowed. Harmful if inhaled or absorbed through skin. Causes moderate eye irritation. Avoid breathing vapor or spray mist. Avoid contact with skin, eyes or clothing.

Personal Protective Equipment:

Applicators and other handlers (other than mixers and loaders) must wear:

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks

Mixers and Loaders must wear:

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks
- Protective eyewear

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

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 outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

Environmental Hazards

This pesticide is extremely toxic to fish and aquatic invertebrates. Use with care when applying in areas adjacent to any body of water. 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 make applications when weather conditions favor drift from treated areas. Drift and runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwaters.

This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds while bees are actively visiting the treatment area.

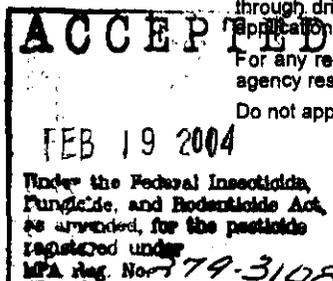
The use of bifenthrin is prohibited in areas that may result in exposure of endangered species to bifenthrin. Prior to use in a particular county contact the local extension service for procedures and precautions to use to protect endangered species.

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 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.

Do not apply this product through any type of irrigation system.



Resistance. Some insects are known to develop resistance to products used repeatedly for control. Because the development of resistance cannot be predicted, the use of this product should conform to resistance management strategies established for the use area. Consult your local or state agricultural authorities for details.

If resistance to this product develops in your area, this product, or other products with a similar mode of action, may not provide adequate control. If poor performance cannot be attributed to improper application or extreme weather conditions, a resistant strain of insect may be present. If you experience difficulty with control and resistance is a reasonable cause, immediately consult your local company representative or agricultural advisor for the best alternative method of control for your area.

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 intervals. 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.

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; Waterproof gloves; and Shoes plus socks.

See supplemental label for directions for use in California.

STORAGE AND DISPOSAL

Pesticide Storage

Keep out of reach of children and animals. Store in original containers only. Store in a cool dry place and avoid excess heat. Do not store at temperatures below 32°F (0°C). Rough handling may cause breakage, especially at low temperatures. Allow to warm above 50°F (10°C) before use. Do not allow inner bags to become wet during storage. Do not handle inner bag with wet hands or wet gloves. Do not put concentrate or diluted material into food or drink containers. Do not contaminate other pesticides, fertilizers, water, food or feed by storage or disposal.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills. Call FMC: (800) 331-3148.

To confine spill: If liquid, dike surrounding area or absorb with sand, cat litter or commercial clay. If dry material, cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

Pesticide Disposal

Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, 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 of the nearest EPA Regional Office for guidance.

Container Disposal

When all water soluble bags are used, the outer package should be clean and may be disposed of in a sanitary landfill, by incineration or if allowed by state and local authorities, by burning. If burned, stay out of smoke. If the outer container contacts formulated product in any way, it must be triple rinsed with clean water. Add rinsate to the spray tank and dispose of the outer package as described above.

GENERAL INSTRUCTIONS

Unless otherwise directed by registered supplemental labeling, follow the Directions for Use in each crop group section.

The product in this outer package is a wettable powder formulation of the insecticide bifenthrin packaged in a translucent water soluble bag. Do not allow the inner bag to become wet before adding it to the spray or nurse tank. Do not handle the inner bag with wet hands or wet gloves. Rough handling may cause breakage. Do not store at temperatures below 32°F (0°C). Allow to warm above 50°F (10°C) before use. Cooler water temperatures increase the time needed for the inner bag to dissolve completely.

Brigade WSB insecticide is to be diluted with water for spray application. Do not use strainers finer than 50 mesh size. Determine the number of water soluble bag(s) to make up necessary spray suspension.

Calculate the number of bags needed for the recommended rate and number of acres to be treated by using the following equation:

$$\frac{\text{Recommended Rate for Pest (Active/Acre)} \times \text{\# Acres to be Treated with Tankload}}{0.05 \text{ (amt. ai in each bag)}} = \text{\# of Brigade Water Soluble Bags to use for acres to be treated.}$$

Do not break bags. When the equation equals less than a whole number of bags, use the next higher whole number of bags.

Fill the spray tank 1/2 full with water. Open the outer wrapper of this product and immediately dump required contents into the spray tank. Allow the water soluble bag(s) to dissolve completely. Start mechanical or hydraulic agitation. Air agitation is not recommended. Mix thoroughly to fully disperse and suspend the wettable powder. Fill the spray tank with the required amount of water. Maintain agitation during storage in nurse or supply tank and during application.

Mix as needed; do not store diluted material.

Rotational Crops

Crops for which bifenthrin tolerances exist may be rotated at any time. All other crops may be rotated 30 days following the final application of bifenthrin.

Tank-Mixture

Brigade WSB Insecticide/Miticide may be applied in tank mixtures with other products approved for use on registered crops. Observe all restrictions and precautions which appear on the labels of these products. Test for compatibility of products before mixing.

Application Instructions

Rate of application is variable according to pest pressure, timing of sprays, and field scouting. Use lower rates under light to moderate infestation; higher rates under heavy insect pressure and for mite control. Arid climates generally require higher rates.

Artichoke

| Pest | Dosage* oz/A (lb ai/A) | Directions |
|---|---------------------------|---|
| Cribrate Weevil Artichoke Plume Moth | 16.0 (0.10) | Apply when pest population reaches damaging threshold and repeat as necessary to maintain control, but not more often than 15 day intervals. Do not exceed 2 bags (0.10 lb ai/A) between bud formation and harvest of an individual fruit. Application by ground: Apply a full cover spray in a minimum of 75 gallons of finished spray per acre. Application by air: Apply specified dosage in a minimum of 10 gallons per acre. Do not exceed 10 bags (0.5 lb ai) per acre per season. A 5-day preharvest interval must be observed. |

*1 bag = 0.05 lb ai

Hops*

| Pest | Dosage** oz/A (lb ai/A) | Directions |
|---|------------------------------|---|
| Aphids Armyworms Cutworms Leafrollers Loopers | 9.6 to 16.0 (0.06 to 0.1) | Do not exceed 2 bags (0.1 lb ai) per acre per application. Do not exceed 6 bags (0.3 lb ai) per acre per season. |
| Root Weevils | 8.0 to 16.0 (0.05 to 0.1) | A spray interval of 21 days between applications must be maintained. A 14 day pre-harvest interval must be observed. |
| Twospotted spider mite | 16.0 (0.1) | Application by ground: For best results, full coverage is essential. Early season recommend 100-150 gallons of spray per acre. Late season recommend 200-250 gallons of spray per acre. For Root Weevil control, make a directed spray to the base of the plant. Spray up the vine 3 feet and the soil surface 1.5 to 2 feet on either side of the plant. Application by air for late season control of twospotted spider mites: Apply no less than 16 oz. (0.1 lb ai) per application in a minimum of 10 gallons per acre. |

* Not for use in California

** 1 bag = 0.05 lb ai = 8 oz formulated product

Strawberries

| Pest | Dosage* oz/A (lb ai/A) | Directions |
|--|------------------------------|--|
| Aphids Armyworms Flea beetles Heliothis spp. Leafrollers Lygus spp. Plant Bugs Spittlebugs Stink Bugs Strawberry Clipper Strawberry Sap Beetle | 6.4 to 32.0 (0.04 to 0.2) | Apply when pest populations reach damaging thresholds and repeat as necessary at 7-14 day intervals. Do not apply more than 0.5 lb ai per acre per season. No preharvest interval is required. |
| Strawberry Root Weevil | 8.0 to 32.0 (0.05 to 0.2) | Application by ground: Apply a full cover spray in a minimum of 50 gallons of finished spray per acre. Application by air (Aerial application is prohibited in Florida): Apply specified dosage in a minimum of 5 gallons per acre. |
| Spider mites | 16 to 32.0 (0.1 to 0.2) | |

*1 bag = 0.05 lb ai = 8 oz formulated product

CALIFORNIA SPECIFIC REQUIREMENTS FOR STRAWBERRY HARVESTERS:

Harvesters and other personnel performing tasks with all-day foliage contact in treated fields within five (5) days of application must wear a long-sleeved shirt, long pants, and shoes plus socks.

Following treatment of strawberry fields at rates of Brigade® WSB greater than 0.1 lb ai/acre, harvesters must wear gloves for five (5) days following application.

Caneberries

| Crop | Pest | lb. ai/Acre | oz./Acre | Comments |
|---|---|-------------|----------|--|
| Caneberries including: Blackberries Bingleberries Dewberries Lowberries Marionberries Olallieberries Youngberries Loganberries Raspberries | Leafrollers Orange Tortrix Root Weevils | .05 - 0.1 | 8 - 16 | Apply by air or ground equipment using sufficient water to obtain full coverage of foliage. (minimum of 10 gallons per acre by air and 50 gallons per acre by ground). One application may be made pre-bloom and a second application may be made post bloom. Do not apply within 3 days of harvest. |
| | Spider Mites | 0.1 | 16 | Do not exceed 0.2 lb ai per acre per season. |

PEARS

| PEST | DOSAGE LB/A/A | REMARKS |
|--|------------------|---|
| Aphids Codling Moth Cutworms Green Fruitworm Leafhoppers Leafminers Leafrollers Lygus spp. Plant Bugs Plum Curculio San Jose Scale (Crawlers) Stink Bugs Tarnished Plant Bugs | 0.04 to 0.2 | Application by ground: Apply as a dilute (minimum of 200 gallons of finished spray per acre) or concentrate (minimum of 50 gallons of finished spray per acre) spray in sufficient water to provide thorough coverage. Application by air: Apply the specified dosage in a minimum of 10 gallons per acre by air. Do not apply more than 0.5 pound active per acre per season with no more than 0.45 pound active per acre applied after petal fall. Apply as necessary to maintain control using a minimum of 30 day spray interval. Apply up to 14 days prior to harvest. Do not graze livestock in treated orchards or cut treated cover crops for feed. |
| Twospotted Spider Mite Yellow Mite | 0.06 to 0.2 | |
| European Red Mite | 0.08 to 0.2 | |

Tree Nut Crops: Almond, Beech nut, Brazil nut, Butternut, Cashew, Chestnut, Chinquapin, Filbert (hazelnut), Hickory nut, Macadamia nut (bush nut), Pecan, Walnut (black and English)

| Insects Controlled | Rate of Application | Method of Application |
|---|------------------------------------|---|
| Black Pecan Aphid Codling Moth Filbert Worm Hickory Shuckworm Leaffooted Bugs Navel Orangeworm Oblique banded Leafroller Peach Twig Borer Pecan Leaf Casebearer Pecan Nut Casebearer Pecan Phylloxera Plant Bugs Stink Bugs Walnut Aphid Yellow Pecan Aphid | 0.05 to 0.20 pound active per acre | Application by ground: Apply as a dilute (minimum of 200 gallons of finished spray per acre) or concentrate (minimum of 50 gallons of finished spray per acre) spray in sufficient water to provide thorough coverage. Application by air: Apply the specified dosage in a minimum of 10 gallons of finished spray per acre. |
| European Red Mite Spider Mites | 0.08 to 0.20 pound active per acre | |
| Fire Ants Walnut Husk Fly | 0.1 to 0.2 pound active per acre | |

Minimum Spray Intervals: Apply Brigade WSB as needed to maintain control, but do not apply at intervals sooner than 15 days.
Observe a 21 day Pre Harvest Interval (phi) for Pecans and a 7 day Pre Harvest Interval (phi) for all other registered tree nut crops.
Do not exceed 0.2 lb ai per acre per application; do not exceed 0.50 lb ai per acre per season.
Do not graze livestock in treated orchards or cut treated cover crops for feed.

Citrus (1 day phi)

| Insects Controlled | Rate of Application | Method of Application |
|--|-----------------------------------|---|
| Diaprepes Root Weevil (<i>Diaprepes abbreviatus</i>) Fire ants Asian cockroach | 0.25 - 0.50 pound active per acre | Apply to individual citrus resets, when not in solid planted rows, using hand-gun or shielded sprayer. Peak emergence of Diaprepes root weevil generally occurs in the spring. Depending on weather conditions, a minor emergence of Diaprepes root weevil may also occur in the fall. If the citrus grove to be treated is in an area where weather conditions are conducive to primary emergence occurring in the spring, 0.50 pound active should be used to obtain the longest residual management of Diaprepes root weevil. If the citrus grove to be treated is in an area where weather conditions will promote more than one peak of pest emergence, 0.25 pound active can be applied early season and 0.25 pound active can be applied later in the season. If emergence extends beyond the residual protection of Brigade WSB, grower is advised to use additional management strategies (i.e. foliar adult control or soil larvae control such as nematodes). Contact your state agricultural Extension Specialist as to the recommendation suited for local conditions. |

Do not apply through irrigation systems.
Do not allow any application of Brigade WSB to contact fruit or foliage.
Do not apply more than a total of 0.5 lb. a.i. per acre per year.
Apply the specified dosage in a minimum of 20 gallons of finished spray per acre.
Ground application only. Do not apply by air.
IN FLORIDA: Use on citrus only as directed in Florida-specific supplemental labeling. See your FMC representative for availability.

Spray Drift Precautions

All aerial and ground application equipment must be properly maintained and calibrated using appropriate carriers.

OBSERVE THE FOLLOWING PRECAUTIONS WHEN SPRAYING IN THE VICINITY OF AQUATIC AREAS SUCH AS LAKES; RESERVOIRS; RIVERS; PERMANENT STREAMS, MARSHES OR NATURAL PONDS; ESTUARIES AND COMMERCIAL FISH FARM PONDS.

Do not apply by ground equipment within 25 feet, or by air within 150 feet of lakes; reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries, and commercial fish farm ponds.

In New York State this product may not be applied within 100 feet (using ground equipment) to 300 feet (using aerial equipment) of coastal marshes or streams that drain into coastal marshes.

Use of ultra low volume (ULV) application on hops is prohibited.

Do not make aerial or ground applications during temperature inversions or if heavy rainfall is imminent. Inversions are characterized by stable air and increasing temperatures with height above the ground. Mist or fog may indicate the presence of an inversion in humid areas. The applicator may detect the presence of an inversion by producing smoke and observing a smoke layer near the ground surface.

Make aerial or ground applications when the wind velocity favors on target product deposition (approximately 3 to 10 mph). Do not apply when wind velocity exceeds 15 mph. Avoid applications when wind gusts approach 15 mph. Inclusion of a compatible drift reducing agent is encouraged.

For aerial applications, the spray boom should be mounted on the aircraft so as to minimize drift caused by wingtip or rotor vortices. The minimum practical boom length should be used and must not exceed 75% of wing span or rotor diameter.

Risk of exposure to sensitive aquatic areas can be reduced by avoiding applications when wind direction is toward the aquatic area.

Do not cultivate within 10' of the aquatic area so as to allow growth of a vegetative filter strip.

Use the largest droplet size consistent with good pest control. Formation of very small droplets may be minimized by appropriate nozzle selection, by orienting nozzles away from the air stream as much as possible, and by avoiding excessive spray boom pressure.

Spray should be released at the lowest height consistent with pest control and flight safety. Applications more than 10 feet above the crop canopy should be avoided.

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

Dealers Should Sell in Original Packages Only.**Conditions of Sale and Limitation of Warranty and Liability:**

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product should be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness, or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions beyond the control of FMC or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold FMC and Seller harmless for any claims relating to such factors.

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the Directions for Use when used in accordance with the directions under normal conditions of use. FMC MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE, NOR ANY OTHER EXPRESS OR IMPLIED WARRANTIES WITH RESPECT TO THE SELECTION, PURCHASE, OR USE OF THIS PRODUCT. Any warranties, express or implied, having been made are inapplicable if this product has been contrary to label instructions, or under abnormal conditions, or under conditions not reasonably foreseeable to (or beyond the control of) seller or FMC, and buyer assumes the risk of any such use.

In no event shall FMC or seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF FMC AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF FMC OR SELLER, THE REPLACEMENT OF THE PRODUCT.

This Conditions of Sale and Limitation of Warranty and Liability may not be amended by any oral or written agreement.

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