

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

April 17, 2020

Kevin Finnegan Registration Specialist FMC Global Specialty Solutions FMC Corporation 2929 Walnut Street Philadelphia, PA 19104

Subject: Registration Review Label Mitigation for Sulfentrazone

Product Name: Sulfentrazone Row Herbicide

EPA Registration Number: 279-3282

Application Dates: 11/19/2018 Decision Numbers: 561729

Dear Mr. Finnegan:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all the information submitted with your application to support the Registration Review of the above referenced product in connection with the Sulfentrazone Interim Decision, and has concluded that your submission is acceptable. The label referred to above, submitted in connection with registration under FIFRA, as amended, is acceptable.

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.

A copy of your label stamped "Accepted" is enclosed. Products shipped after 12 months from the date of this amendment must bear the new revised label. Your release for shipment of the product bearing the amended label 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.

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If you have any questions about this letter, please contact Darius Stanton by phone at 703-347-0433, or via email at Stanton.darius@epa.gov.

Sincerely,

Linda Arrington, Branch Chief

Risk Management and Implementation Branch 4

Pesticide Re-Evaluation Division

Office of Pesticide Programs

Enclosure

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Sulfentrazone ROW Herbicide

For Commercial Use Only. For use in Railroad, Highway, Roadside, Pipeline and Utility Rights-of- Way, Industrial Areas, Fence Rows, and other Non- crop sites.

EPA Reg. No 279-3282

EPA Est. _____

Active Ingredient:	By Wt.
Sulfentrazone[*]	75.0%
Other Ingredients:	<u>25.0%</u>
_	100.0%

[*N-[2,4-dichloro-5-[4-(difluoromethyl)-4,5-dihydro-3- 'methyl-5-oxo-1H-1,2,4-triazol-1-yl]phenyl]methanesulfonamide.]

Contains 0.75 pounds of active ingredient per pound formulated.

[U.S. Patent No. 4,818,275]

KEEP OUT OF REACH OF CHILDREN

CAUTION

See other panels for additional precautionary information.



FMC Corporation 2929 Walnut Street Philadelphia, PA 19104

Net Contents

ACCEPTED

04/17/2020

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 279-3282

FIRST AID	
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 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.
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 SWALLOWED	 Call a poison control center or doctor immediately for treatment advice. Do not give any liquid to the person. 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.
HOTLINE NUMBER	
Have the product container or label with you when	

PRECAUTIONARY STATEMENTS **Hazards to Humans and Domestic Animals** CAUTION

Call 1-800-321-1FMC(1362)

calling a poison control center or doctor, or going for treatment. You may also contact 1-800-331-3148 for emergency medical treatment information.

For Information Regarding the Use of this Product

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

Personal Protective Equipment (PPE)

Applicators, mixers, loaders, and other handlers must wear:

- Long-sleeves and long pants,
- Chemical resistant gloves (such glove have a thickness of 14 mL or greater and include glove types suchs as: Laminate, Butyl Rubber, Nitrile Rubber, Neoprene, Natural Rubber, Polyethylene, PVC, or Viton.)
- Shoes plus socks

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product. 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.

The reentry interval for Sulfentrazone Row herbicide is 12 hours

User Safety Recommendations:

Users should:

• Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Environmental Hazards

This pesticide is toxic to marine/estuarine invertebrates. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to terrestrial and aquatic plants in neighboring areas. Do not contaminate water when disposing of equipment washwaters or rinsate. <u>Groundwater advisory:</u> This chemical is known to leach through soil into groundwater under certain conditions as a result of label use. Use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

Do not use on course soils classified as sand which have less than 1% organic matter.

<u>Surface water advisory:</u> Sulfentrazone can contaminate surface water through spray drift. Under some conditions, sulfentrazone may also have a high potential for runoff into surface water (primarily via dissolution in runoff water), for several to many months post-application. These include poorly draining or wet soils with readily visible slopes toward adjacent surface waters, frequently flooded areas, areas overlying extremely shallow groundwater, areas with in-field canals or ditches that drain to surface water, areas not separated from adjacent surface waters with vegetated filter strips, and areas over-lying tile drainage systems that drain to surface waters.

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 through any type of irrigation system.

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.

Non-Agricultural Use Requirements

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Re-entry Statement: Do not allow people (other than applicator) or pets on treatment area during application. Do not enter treatment area until spray has dried.

PRODUCT INFORMATION

Sulfentrazone ROW is a selective soil applied herbicide for the control of certain broadleaf weeds, grasses and sedges. When applied according to directions, it will provide control of susceptible species.

Sulfentrazone ROW is formulated as a water dispersible granule containing 75% of the active ingredient sulfentrazone.

The mode of action of Sulfentrazone ROW involves uptake by weed roots and shoots. Observe all instructions, mixing directions, application precautions and other label information of each product when tank mixing with Sulfentrazone ROW.

Proper handling instructions: This product may not be mixed or loaded within 50 feet of any wells (including abandoned wells and drainage wells), sink holes, perennial or intermittent streams and rivers, and natural or impounded lakes and reservoirs. This setback does not apply to properly capped or plugged abandoned wells and does not apply to impervious pad or properly diked mixing/loading areas.

Operations that involve mixing, loading, rinsing or washing of this product into or from pesticide handling or application equipment or containers within 50 feet of any well, are prohibited unless conducted on an impervious pad constructed to withstand the weight of the heaviest load that may be positioned on or moved across the pad. Such a pad shall be designed and maintained to contain any product spills or equipment leaks, container or equipment rinse or wash water, and rainwater that may fall on the pad. Surface water shall not be allowed to either flow over or from the pad, which means the pad must be self contained. The pad shall be sloped to facilitate material removal. An unroofed pad shall be of sufficient capacity to contain at a minimum 110% of the capacity of the largest pesticide container or application equipment on the pad. A pad that is covered by a roof of sufficient size to completely exclude precipitation from contact with the pad shall have a minimum containment capacity of 100% of the capacity of the largest pesticide container or application equipment on the pad. Containment capacities as described above shall be maintained at all times. The above specific minimum containment capacities do not apply to vehicles when delivering pesticide shipments to the mixing/loading site. States may have in effect additional requirements regarding wellhead setbacks and operational containment.

Product must be used in a manner which will prevent back siphoning in wells, spills or improper disposal of excess pesticide, spray mixtures or rinsates.

GENERAL APPLICATION INFORMATION

Utilize a boomless application system or a boom and nozzle sprayer equipped with the appropriate nozzles, spray tips and screens and adjusted to provide optimum spray distribution and coverage at the appropriate operating pressures.

Utilize nozzles and boomless sprayer configurations which produce minimal amounts of fine spray droplets.

Do not exceed 25 psi spray pressure unless otherwise required by the manufacturer of drift reducing nozzles or boomless application systems.

Water must be used as the carrier for this product when applied alone, or when tank mixed with other herbicides.

Avoid letting this product sit overnight as settling of product and difficulty of re-suspending may occur.

Do not apply to ornamental shrubs and trees, turf grasses or crops.

SPRAY TANK PREPARATION

It is important that spray equipment is clean and free of existing pesticide deposits before using this product. Follow the spray tank clean out procedures specified on the label of product previously applied before adding Sulfentrazone ROW to the tank.

MIXING INSTRUCTIONS

Sulfentrazone ROW may be tank mixed with other herbicides for control of additional weed species. Mixtures with some other herbicides have not been tested. Conduct an appropriate compatibility test prior to tank mixing with other products. Follow all precautions and restrictions on the tank mix partner label.

For best results, fill spray tank with one fourth of the volume of clean water needed for the area to be treated. Start agitation system, add this product per directions under APPLICATION INFORMATION. Continuous spray tank agitation is required at all times to keep the product in suspension. Make sure Sulfentrazone ROW is thoroughly mixed before application or before adding another product to the spray tank. For best mixing and application, the preparation of a slurry with water is recommended before adding this product to the spray tank.

For tank mixtures with other herbicides, a jar test should be conducted to ensure product compatibility before full-scale mixing. Provided the jar test indicates the mixture to be compatible, prepare the tank mixture as follows: Fill the tank one fourth full with water. With agitator operating, add the recommended amounts of ingredients using the following order: dry granules first, liquid suspensions (flowables) second. Add EC products followed by water soluble products

to tank as agitation continues and tank is filled with water. All applicable directions, restrictions and precautions for the tank mixture herbicides must be followed.

Tank mixes with contact burndown herbicides: when utilizing a contact burndown herbicide (eg. paraquat, glufosinate) in combination with a sulfentrazone product, apply using nozzles that deliver a medium to very coarse droplet size as described in nozzle manufacturer's recommendations. Consider using low spray drift nozzles.

Use Sulfentrazone ROW spray mixture immediately after mixing. Do not store mixture. If this product was tank mixed with other herbicides, all additional directions, restrictions and precautions for the additional herbicides must also be followed.

Aerial Application

Aerial Application is allowed only when environmental conditions prohibit ground application.

For aerial applications, the maximum release height must be 10 feet from the top of the plant height, unless a greater application height is required for pilot safety.

When this product is allowed to be applied by air, applicator must use a minimum finished spray volume of 5 gallons per acre.

Ground Application

Ground applicators must use a minimum finished spray volume of 10 gallons per acre.

When sulfentrazone is tank mixed with a contact burndown herbicide, ground applicators must use a minimum spray volume of 15 gallons per acre.

SPRAY DRIFT ADVISORIES

THE APPLICATOR IS RESPONSIBLE FOR AVOIDING OFF-SITE SPRAY DIFT. BE AWARE OF NEARBY NON-TARGET SITES AND ENVIRONMENTAL CONDITIONS.

The following drift management requirements must be followed to avoid off-target drift movement from aerial applications. These requirements do not apply to forestry applications, public health uses or to applications using dry formulations.

- 1. The distance of the outer most nozzles on the boom must not exceed 3/4 the length of the wingspan or rotor.
- 2. Nozzles must always point backward and parallel with the air stream and never be pointed downwards more than 45 degrees. Where states have more stringent regulations, they should be observed.

Importance of Droplet Size

The most effective way to reduce drift potential is to apply large droplets. The best drift management strategy is to apply the largest droplets that provide sufficient coverage and control. Applying larger droplets reduces drift potential, but will not prevent drift if applications are made improperly, or under unfavorable environmental conditions (see Wind, Temperature and Humidity, and Temperature Inversion

section of this label).

Controlling Droplet Size

Volume: Use high flow rate nozzles to apply the highest practical spray volume. Nozzles with higher rated flows produce larger droplets.

Pressure: Do not exceed the nozzle manufacturer's recommended pressures. Lower pressure produces larger droplets in many types of nozzles. Use the lowest spray pressure recommended for the nozzle to produce the target spray volume.

Number of nozzles: Use the minimum number of nozzles that provide uniform coverage.

Nozzle Orientation: Orienting nozzles so that the spray is released backwards, parallel to the airstream will produce larger droplets than other orientations. Significant deflection from the horizontal will reduce droplet size and increase drift potential.

Nozzle Type: Use a nozzle type that is designed for the intended application. With most nozzle types narrower spray angles produce larger droplets Consider using low drift nozzles. Solid stream nozzles oriented straight back usually produce the largest droplets and the lowest drift potential in aerial applications.

Boom Height: Aerial applications should not be made at a height greater than 10 feet above the top of the target application site unless a greater height is required for aircraft safety. Making applications at the lowest height that produces a uniform spray pattern will reduce exposure of droplets to evaporation and wind.

Boom Length: For some use patterns, reducing the effective boom length to less than 3/4 of the wingspan or rotor length may further reduce drift without reducing swath width.

Application Height (by air): Applications should not be made at a height greater than 10 feet above the top of the application site unless a greater height is required for aircraft safety. Making applications at the lowest height that is safe reduces exposure of droplets to evaporation and wind.

Swath Adjustment

When applications are made with a crosswind toward sensitive areas, the swath will be displaced downwind. 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, smaller drops, etc.). For ground applications, when applications are made with a crosswind towards sensitive areas, the application should leave a buffer to avoid off-site movement.

Wind

Drift potentials are lowest between wind speeds of 3 to 10 miles per hour. Applicators may spray only when wind speed is between 3 and 10 mph. However, many factors, including droplet size and equipment type determine drift potential at any given wind speed. Applications in wind conditions outside of this range could increase the risk of off-target effects and should be avoided. Not that local terrain can influence wind patterns. Every applicator should be familiar with local wind patterns and how they affect spray drift.

Temperature and Humidity

When making applications in low relative humidity, set up equipment to produce larger droplets to compensate for evaporation. Droplet evaporation is most severe when conditions are both hot and dry.

Temperature Inversions

Applications should not occur during a temperature inversion because drift potential is high. Temperature inversions restrict vertical air mixing, which causes small suspended droplets to remain in a concentrated cloud. This cloud can move in unpredictable directions due to the light variable winds common during inversions. Temperature inversions are characterized by increasing temperatures with altitude and are common on nights with limited cloud cover and light to no wind. They begin to form as the sun sets and often continue into the morning. Their presence can be indicated by ground fog; however, if fog is not present, inversions can also be identified by the movement of smoke from a ground source or an aircraft smoke generator. Smoke that layers and moves laterally in a concentrated cloud (under low wind conditions) indicates an inversion, while smoke that moves upwards and rapidly dissipates indicates good vertical air mixing.

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 the sensitive areas).

Drift Control Additives

Drift control additives may be used with all spray equipment with the exception of controlled droplet applicators. When a drift control additive is used, read and carefully observe cautionary statements and all other information on the label. It is recommended that additives be certified by the Chemical Producers and Distributors Association (CPDA).

Sprayer Equipment Clean-Out

After spraying Sulfentrazone ROW and before using sprayer equipment for any other applications, the sprayer must be thoroughly cleaned using the following procedure:

- Drain sprayer tank, hoses, and spray boom and thoroughly rinse the inside of the sprayer tank with clean water to remove sediment and residues. In addition, thoroughly flush sprayer hoses, boom, and nozzles with clean water.
- Fill the tank 1/2 full with clean water, and add appropriate detergent or ammonia (follow manufacturer's directions for use). Fill the tank to capacity and operate the sprayer for 15 minutes to flush hoses, boom, and nozzles.
- Drain the sprayer system. Rinse the tank with clean water and flush through the hoses, boom, and nozzles. Remove and clean spray tips and screens separately.
- 4. Properly dispose of all cleaning solution and rinsate in accordance with Federal, State and local regulations and guidelines.

Do not drain or flush equipment on or near desirable trees or plants. Do not contaminate any body of water including irrigation water that may be used on other plants.

APPLICATION INSTRUCTIONS

Railroad Rights-of-Way

Sulfentrazone ROW can be used to control many weeds and maintain bare ground on railroad rights-of-way, including railroad yards, railroad crossings and railroad bridge abutments.

Highway, Roadside, Pipeline and Utility Rights-of- Way.

Sulfentrazone ROW can be used to control many weeds and maintain bare ground in highway, roadside, pipeline and utility rights-of-way, Such areas would include, but are not limited to, guard rails, road shoulders, electric utility substations, pipeline pumping stations, around electric transmission towers, around distribution line poles and in other areas where complete vegetation control is desired.

Industrial Areas, Fence Rows and Other Non-crop Sites

Sulfentrazone ROW is recommended to control weeds and maintain bare ground in industrial areas including production facilities, tank farms, storage areas, parking areas, lumber yards, airports, military installations, along fence rows, and in similar non-crop sites where complete vegetation control is needed.

Method and Rate of Application

For residual control of germinating weeds in non-crop land, apply this product as a broadcast treatment at 5.33 to 8 ounces (0.25 to 0.375 pounds active ingredient) per acre by ground in a minimum of 10 gallons of spray solution per acre. Applications may be made by helicopter on railroad rights-of-way only. Aerial application is allowed only when environmental conditions prohibit ground application.

The maximum single application rate for Sulfentrazone Row herbicide is 8 ounces per acre, the equivalent of 0.375 lb ai/A. The maximum annual application rate for this product is 8 ounces per acre, which is equivalent to 0.375 lb ai A.

DO NOT apply Sulfentrazone ROW to soils classified as sand with less than 1% Organic Matter.

Use labeled rates of burndown herbicides such as glyphosate, glyphosate - trimesium, diquat, 2,4-D, dicamba,etc. as tank mixtures with Sulfentrazone ROW. Use recommended adjuvants for the herbicide tank mix partner. For all products used in tank mixes, refer to the specific product labels for all restrictions on tank mixing and observe all label precautions, instructions and rotational cropping restrictions.

Timing

For best results, apply Sulfentrazone ROW Herbicide alone or in combination with other herbicides for residual control of weeds in late summer, fall, or early spring to insure adequate moisture for soil activation.

Weeds Controlled

This product, when applied at 5.33 to 8 ounces per acre, will control the following weeds in non-cropland areas. Use the higher labeled rates to extend length of control. Use the higher rates on sites with fine soil textures and on sites with more

than 2% organic matter.

Weeds Controlled

Beggarweed, Florida Carpetweed Chickweed, common Copperleaf, Hophornbeam Crabgrass species Croton, tropic

Daisy, American
Dayflower, common
Dayflower, Virginia

Dock, curly Fixweed

Galinsoga, hairy

Groundcherry, clammy (seedling) Groundcherry, cutleaf

Jimsonweed

Kochia

ALS!Triazene Resistant Kochia

Lambsauarter, common

Lettuce, wild
Mallow, common
Milkweed, honeyvine
Mexicanweed
Morningglory species
Mustard species
Nightshade species
Nutsedge species
Palmer amaranth

Pigweed, smooth Pigweed, redroot Texasweed

Thistle, Russian Waterhemp, tall Waterhemo, common Desmodium tortuosum Mollugo verticillata Stellaria media Acalypha ostryifolia Digitaria spp. Croton glandulosus Coreopsis grandiflora Commelina communis

Commelina virginica Rumex crispus Descurainia Sophia Galinsoga ciliata Physallis heterophylla Physalis angulata Datura stramonium Kochia scoparia

Kochia scoparia Chenooodium album Lactuca virosa Malva neglecta Ampelamus albidus Caperonia castanifolia

Ipomoea spp.
Brassica spp.
Solanum spp.
Cyperus spp.
Amaranthus palmeri
Amaranthus hybridus

Amaranthus retroflexus Caperonia palustrus Salsola iberica Amaranthus tuberculatus Amaranthus rudis

WEED RESISTANCE MANAGEMENT

For resistance management, please note that Sulfentrazone Row Herbicide contains a Group 14 [sulfentrazone] herbicide. Any weed population may contain plants naturally resistant to Group 14 herbicides. The resistant individuals may dominate the weed population if these herbicides are used repeatedly in the same area. Appropriate resistance-management strategies should be followed.

To delay herbicide resistance take one or more of the following steps:

- •Rotate the use of Sulfentrazone Row Herbicide or other Group 14 herbicides within a growing season sequence or among growing seasons with different herbicide groups that control the same weeds.
- •Use tank mixtures with herbicides from a different group if such use is permitted; where information on resistance in target weed species is available, use the less resistance-prone partner at a rate that will control the target weed(s) equally as well as the more resistance-prone partner. Consult your local extension service or pest control advisor if you are unsure as to which active ingredient is currently less prone to resistance.
- •Adopt an integrated weed-management program for herbicide use that includes scouting and uses historical information related to herbicide use and that considers

mechanical control methods, cultural (e.g., timing to favor the turf and not the weeds), biological (weed-competitive varieties) and other management practices.

- •Scout before herbicide application to for identification of growth stage.
- •Scout after herbicide application to monitor weed populations for early signs of resistance development. Indicators of possible herbicide resistance include: (1) failure to control a weed species normally controlled by the herbicide at the dose applied, especially if control is achieved on adjacent weeds; (2) a spreading patch of noncontrolled plants of a particular weed species; (3) surviving plants mixed with controlled individuals of the same species. If resistance is suspected, prevent weed seed production in the affected area by an alternative herbicide from a different group or by a mechanical method. Prevent movement of resistant weed seeds to other areas by cleaning equipment.
- •If a weed pest population continues to progress after treatment with this product, discontinue use of this product, and switch to another management strategy or herbicide with a different mode of action, if available.
- •Contact your local extension specialist or pest control advisors for additional pesticide resistance-management and/or integrated weed-management recommendations for specific types of turf and weed biotypes.

STORAGE AND DISPOSAL

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

Pesticide Storage

Store product in original container only, away from other pesticides, fertilizer, food or feed.

Store in a cool, dry place and avoid excess heat.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills. Call CHEMTREC: (800) 424-9300

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

If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency or the Hazardous Waste representative at the nearest EPA Regional office for guidance.

Container Disposal

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

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 or 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 WARRANTI ES 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 used 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.

To the extent permitted by law, FMC or seller shall not 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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