

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

July 21, 2021

Catherine Rice Product Registration Manager FMC Corporation 2929 Walnut Street Philadelphia, PA 19104

Subject: Registration Review Label Mitigation for Bifenthrin and Zeta-Cypermethrin

Product Name: F6133 G INSECTICIDE EPA Registration Number: 279-3344

Application Dates: 3/24/2021 and 7/20/2021

Decision Numbers: 572630, 577283

Dear Ms. Rice:

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 Bifenthrin and Zeta-Cypermethrin Interim Decisions, 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 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 12 months from the date of this letter. After 12 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.

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If you have any questions about this letter, please contact DeMariah Koger by phone at (703)-347-0425, or via email at koger.demariah@epa.gov.

Sincerely,

Linda Arrington, Branch Chief

Risk Management and Implementation Branch 4

Pesticide Re-Evaluation Division

Office of Pesticide Programs

Enclosure

F6133 G Insecticide

For use to control pests as listed outdoors, including areas surrounding residential, institutional, public, commercial and industrial buildings.

For use on lawns and landscaped areas around residential, institutional, public, commercial and industrial buildings, parks, recreational areas and athletic fields.

EPA Reg. No. 279-3344	EPA Est. No
Active Ingredients	
Zeta-Cypermethrin*	0.05%
Bifenthrin**	
Other Ingredients	99.75%
Total	100.00%

^{*} Cis/trans isomer ratio: Max 75% (±) cis and Min. 25% (±) trans

[U.S. Patent No. 4,238,505 & other US patents pending]

KEEP OUT OF REACH OF CHILDREN CAUTION

See [other panels][booklet][back] for additional precautionary information.

ACCEPTED

Jul 21, 2021

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under

EPA Reg. No. 279-3344



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^{**} Cis isomers 97% minimum; trans isomers 3% maximum.

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

MEDICAL 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 Assistance.

NOTE TO PHYSICIAN

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

For Technical Support of information regarding the use of this product, call 1-(800)-321-1FMC (1362).

PRECAUTIONARY STATEMENTS

Hazards to Human and Domestic Animals

Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wear long-sleeved shirt and long pants, socks, shoes and gloves. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

Environmental Hazards

This pesticide is extremely toxic to fish, aquatic invertebrates, oysters and shrimp. Do not apply when weather conditions favor drift from treated areas. Drift and run-off from treated areas may be hazardous to aquatic organisms in neighboring areas.

DIRECTIONS FOR USE

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

For outdoor use only

For soil or foliar applications, do not apply by ground within 25 feet of lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries and commercial fish farm ponds.

Do not apply the product into fish pools, ponds, streams, or lakes. Do not apply directly to sewers or storm drains, or to any area like a drain or gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur.

Do not allow the product to enter any drain during or after application.

Do not apply directly to impervious except pavement cracks and crevices horizontal surfaces such as sidewalks, driveways, and patios. Sweeping any product that lands on a driveway, sidewalk, or street, back onto the treated area of the lawn or garden will help to prevent run off to water bodies or drainage systems.

Do not make applications during rain.

Do not irrigate to the point of runoff.

Do not apply when the wind speed is greater than 15 mph

Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

Product Information

For use on plants intended for aesthetic purposes or climate modification and being grown in interior plantscapes, ornamental gardens, parks, lawns or grounds. Also, for use as a perimeter or spot treatment to control pests outdoors, including areas surrounding residential, institutional, public, commercial and industrial buildings.

Not for use on plants being grown for sale of other commercial use, or for commercial seed production, or for research purposes.

Not for use on golf courses, sod farms, nurseries, in commercial greenhouses or on grass grown for seed.

[For residential use only. Not for use in pasture or animal (livestock) grazing areas.]

Resistance Management Recommendations:

F6133 G Insecticide contains Group 3A Insecticides. Any insect population may contain individuals naturally resistant to F6132 G Insecticide and other Group 3A insecticides. The resistant individuals may dominate the insect population if this group of insecticides are used repeatedly in the same fields. Appropriate resistance-management strategies should be followed.

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LAWN AND PERIMETER

Apply this product directly to the lawn or garden area. [On Lawns, Ornamentals, Flowers, Home Foundations] [Perimeter]

Water treated area as directed on this label. Do not water to the point of run-off.

Broadcast with suitable application equipment to ensure uniform coverage over the treatment area.

Use Rate Conversion					
Ibs. F6133 G Ibs. Bifenthrin		Ibs. Zeta-Cypermethrin	lbs. Total ai	lbs. F6133 G	
per 1000 sq. ft.	per acre	per acre	per acre	per acre	
1.15	0.1	0.025	0.125	50	
2.3	0.2	0.050	0.25	100	
2.9	0.25	0.063	0.313	125	
3.9	0.34	0.085	0.425	170	
4.6	0.4	0.100	0.50	200	

{Note to reviewer – this product can be marketed to either professional or consumer users. The associated product use rates (per acre vs 1000 sq ft) depend on the targeted group. For the next three rate restrictions, only the relevant "product" rate for targeted group will be listed on the final printed label. Regardless of the targeted group, the "lbs bifenthrin per acre" rate will be listed.}

Do not broadcast apply more than [4.6 lbs granules per 1000 sq ft] [200 lbs product per acre] (equivalent to 0.4 lbs bifenthrin per acre) per year.

Do not apply more than [2.3 lbs granules per 1000 sq ft] [100 lbs product per acre] (0.2 lbs as bifenthrin per acre) per application on residential use sites (i.e., around private homes, apartment buildings, condominiums, non-agricultural outbuildings, non-commercial greenhouses, pre-schools or day-care facilities).

May be applied at up to [4.6 lb granules per 1000 sq ft]] [200 lbs product per acre] (0.4 lbs as bifenthrin per acre) per application on non-residential use sites (i.e., around institutional, public, commercial or industrial buildings; parks; recreational areas or athletic fields). In settings where children may visit and application rates are over [3.9 lbs granules per 1000 sq ft] [170 lbs product per acre] (0.34 lbs bifenthrin per acre) per application, then granules must be watered in.

The application rates listed in the following table will provide control of the respective pests under typical conditions.

		Application Rate			
Pest	lbs granules	Ib Total ai per acre	Ib product		
	per 1000 sq ft		per acre		
Annual Bluegrass Weevil (Hyperodes) (adults)					
Armyworms					
Billbugs (adults)					
Black Turfgrass Ataenius (adults)	1.15 - 2.3	0.125 - 0.25	50 - 100		
Cutworms	1.13 - 2.3	0.125 - 0.25	30 - 100		
Leafhoppers					
Mealybugs					
Sod Webworms					

Annual Bluegrass Weevil (*Hyperodes*) adults: Applications should be timed to control adult weevils as they leave their overwintering sites and move into grass areas. This movement generally begins when Forsythia is in full bloom and concludes when flowering dogwood is in full bloom. Consult your State Cooperative Extension Service for more specific information regarding application timing.

Armyworms, Cutworms, and Sod Webworms: To ensure optimum control, irrigate the treated area with water immediately after application to activate (release from the granule) the insecticide.

Billbug adults: Applications should be made when adult billbugs are first observed during April and May. Degree day models have been developed to optimize application timing. Consult your State Cooperative Extension Service for information specific to your region. In temperate regions, spring applications targeting billbug adults will also provide control of over-wintered chinch bugs.

Black Turfgrass Ataenius adults: Applications should be made during May and July to control the first and second generation of black turfgrass Ataenius adults, respectively. The May application should be timed to coincide with the full bloom stage of Vanhoutte spiraea (*Spiraea vanhouttei*) and horse chestnut (*Aesculus hippocastanum*). The July application should be timed to coincide with the blooming of Rose of Sharon (*Hibiscus syriacus*).

Ants (except Carpenter and Pharoah ants)			
Imported Fire Ants (adults)			
Crane Flies (larvae)			
Chinch Bugs			
Fleas (larvae and adults)			
Millipedes	2.3 to 4.6	0.25 - 0.5	100 - 200
Mole Crickets (nymphs & adults)			
Scorpions			
Pillbugs			
Sowbugs			
Ticks			

Chinch Bugs: Chinch bugs infest the base of grass plants and are often found in the thatch layer. Irrigate the treated area with up to 0.25 inches of water immediately after application to activate (release from the granule) the insecticide. Chinch bugs can be one of the most difficult pests to control in grasses and the higher applications rates may be required to control populations that contain both nymphs and adults during the summer.

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Crane Flies: Treatments should be made to control early to mid-season larvae (approximately August – February) as they feed on plant crowns. Treatments made to late-season larvae (approximately March - April) may only provide suppression. Consult your local extensions agent for specific recommendations for your area.

Fleas (adults and larvae): Control is provided for up to seven days. Flea larvae develop in the soil of shaded areas that are accessible to pets or other animals. Irrigate the treated area with up to 0.5 inches of water immediately after application to activate (release from the granule) the insecticide.

Imported Fire Ants: Control will be optimized by combining broadcast applications that will control foraging workers and newly mated fly-in queens with mound treatments that will control existing colonies. Broadcast treatments should apply no more than 0.5 lbs. total ai (0.4 lbs. bifenthrin) per acre. Water-in area immediately after application.

For mound treatment, make applications in the early morning or late evening hours when it is cool and the ants are most active. Apply when temperatures are between 65° and 80°F. Irrigate the soil before application if it is dry. Treat mound and an area 4 ft in diameter around the mound. Apply ½ cup of product over each fire ant mound. After application, apply 1 to 2 gallons of water over each mound. Treat mounds with sufficient force to break their apex and allow the insecticide solution to flow into the ant tunnels, but not enough to significantly damage the mound which may lead to relocation. This treatment will control the mound within 15 [fifteen] minutes and kill the queen within 24 hours of application. **Do not use food utensils, such as teaspoons and measuring cups, for food purposes after use with pesticides.**

Mole Cricket adults: Achieving acceptable control of adult mole crickets is difficult because preferred grass areas are subject to continuous invasion during the early spring by this extremely active stage. Applications should be made as late in the day as possible and should be watered in with up to 0.5 inches of water immediately after treatment. If the soil is not moist, then it is important to irrigate before application to bring the mole crickets closer to the soil surface where contact with the insecticide will be maximized. Grass areas that receive pressure from adult mole crickets should be treated at peak egg hatch to ensure optimum control of subsequent nymph populations (see below).

Mole Cricket nymphs: Grass areas that received intense adult mole cricket pressure in the spring should be treated immediately prior to peak egg hatch. Optimal control is achieved at this time because young nymphs are more susceptible to insecticides and they are located near the soil surface where the insecticide is most concentrated. Control of larger, more damaging, nymphs later in the year may require both higher application rates and more frequent applications to maintain acceptable control. Applications should be made as late in the day as possible and should be watered in with up to 0.5 inches of water immediately after treatment. If the soil is not moist, then it is important to irrigate before application to bring the mole crickets closer to the soil surface where contact with the insecticide will be maximized.

Scorpions: To ensure optimum control, treat the building perimeter at dusk to prevent outdoor scorpions from entering the building. Scorpions reside hidden in cracks and voids during the day and are active at night at temperatures above 77°F (25°C). Resting areas can be identified at night using a blacklight (UV bulb) as scorpions will fluoresce. These areas should also be treated. Prior to treatment, to increase treatment efficacy, remove trash, debris, or firewood that scorpions may use as resting sites.

Ticks (Including ticks that may transmit Lyme Disease and Rocky Mountain Spotted fever): Do not make spot applications. Treat the entire area where exposure to ticks may occur. Use higher application rates when treating areas with dense ground cover or heavy leaf litter. Ticks may be reintroduced from surrounding areas on host animals. Do not allow public use of treated areas during application.

Deer ticks (Ixodes sp.) have a complicated life cycle that ranges over a two year period and involves four life stages. Applications should be made in mid to late-spring to control larvae and nymphs that reside in the soil and leaf litter.

American dog ticks may be a considerable nuisance in suburban settings, particularly where homes are built on land that was previously field or forest. These ticks commonly congregate along paths or roadways where humans are likely to be encountered. Applications should be made as necessary from mid-spring to early fall to control American dog tick larvae, nymphs and adults.

Perimeter Applications: Apply to ground area up to 7 feet wide around and adjacent to the structure.

Boundary Applications: Apply to soil areas, ornamental gardens, pavement crevices, fencelines, planter areas, vegetation areas and mulch areas.

Application Rate:	Band	Ibs F6133 G Granular for Perimeter Applications Linear Distance (Feet) Around Structure							
lbs per 1000 sq ft	Width (ft)	100	150	200	250	300	400	500	1000
2.3	5	1.3	1.9	2.5	3.1	3.6	4.8	5.9	11.7
2.3	7	2.0	2.8	3.6	4.4	5.2	6.8	8.4	16.5
3.0	5	1.7	2.5	3.2	4.0	4.7	6.2	7.7	15.2
3.0	7	2.6	3.6	4.7	5.7	6.8	8.9	11.0	21.5
3.5	5	2.0	2.9	3.8	4.7	5.5	7.3	9.0	17.8
3.5	7	3.0	4.2	5.4	6.7	7.9	10.3	12.8	25.0
4.6	5	2.7	3.8	5.0	6.1	7.3	9.6	11.9	23.4
4.6	7	3.9	5.5	7.1	8.8	10.4	13.6	16.8	32.9

Note: The amounts of F6133 G listed in the above table are based on the total area being treated. This area is determined by multiplying the linear distance by the band width and then adding to that value the area of a circle whose radius is equal to the band width (to account for the area treated at the four corners of a rectangular structure).

[In New York State, this product may NOT be applied to any grass or turf area within 100 feet of a water body (lake, pond, river, stream, wetland, or drainage ditch). In New York State, do make a single repeat application of F6133 G if there are signs of renewed insect activity, but not sooner than two weeks after the first application.]

SPREADER EQUIPMENT SETTINGS

Broadcast application should be performed with a calibrated commercial broadcast spreader to evenly distribute the granules. Approximate settings for several models are provided in the table below.

Insert spreader setting table here (optional)

INDUSTRIAL NON-AGRICULTURAL APPLICATIONS

(Including Industrial Sites, Parks, Ball Fields and Cemeteries)

Broadcast and Spot Treatment: For the control of actively foraging ants (including Imported Fire Ants) broadcast uniformly 2.3 lbs - 4.6 lbs F6133 G insecticide per 1000 sq. ft. (0.25 – 0.5 lbs total ai per acre). For Imported Fire Ants treatment recommendations, refer to the application rate table in the "LAWN AND PERIMETER" section.

Spot treatments must not exceed two square feet in size (for example, 2 ft. by 1 ft. or 4 ft. by 0.5 ft.)

Pad Mounted Electrical Sites: To reduce or prevent ant mound building activity on electrical pads, uniformly distribute 1.0 to 1.5 Tablespoons of F6133 G insecticide per 4 sq. ft. of mounting pad. Where existing transformers are completely or partially filled with soil excavated by resident ants, remove any excess fill and level the remaining soil prior to application. For best results treat in the Fall or early Spring. Food utensils such as tablespoons must not be used for food purposes after use in measuring pesticides.

Note: Electrical transformers appear to be more attractive to ants during the cooler months. For best results treat in the Fall or early Spring.

Imported Fire Ants:

This product is designed for use as a ready-to-use granular insecticide to control imported Fire Ants. This product can be used as a broadcast or mound treatment to prevent imported fire ants from establishing populations and/or to control existing populations.

Control will be optimized by combining broadcast applications that will control foraging workers and newly mated fly-in queens with mound treatments that will control existing colonies.

FOR BROADCAST TREATMENT

HOW TO USE:

Apply during the morning or late evening when it is cool and the ants are most active. Treat the entire lawn area to prevent reinfestation of fire ants from neighboring areas using broadcast or drop spreader. For best control of foraging workers and newly mated fly-in queens, use both broadcast applications and mound treatments that will kill existing colonies.

HOW TO APPLY: Apply uniformly over your lawn using the suggested spreader settings. Measure your treatment area to calculate the square feet (Length x Width of lawn area) and evenly distribute the product across the entire area. Water-in area immediately after application.

FOR MOUND TREATMENT:

HOW TO USE [Application Tips]

Make applications in the early morning or late evening hours when it is cool and the ants are most active. Apply when temperatures are between 65° and 80° F.

HOW TO APPLY [Basic Bag]

Treat mound and an area 4 ft in diameter around the mound. Apply ½ cup of product over each fire ant mound. Irrigate the soil before application if it is dry. After application, apply 1 to 2 gallons of water over each mound. Treat mounds with sufficient force to break their apex and allow the insecticide solution to flow into the ant tunnels, but not enough to significantly damage the mound which may lead to relocation. This treatment will control the mound within 15 [fifteen] minutes and kill the queen within 24 hours of application.

HOW TO APPLY [Shaker Bag]

Slide tab to open bag. Pull apart to break seal inside the bag. Hold handle to shake. Treat mound and an area 4 ft in diameter around the mound. [Shake bag to] Apply ½ cup of product over each fire ant mound (Please refer to the Application Rate Diagram[s] below for uniform distribution of granules at the specified application rate). Irrigate the soil before application if it is dry. After application, apply 1 to 2 gallons of water over each mound. Treat mounds with sufficient force to break their apex and allow the insecticide solution to flow into the ant tunnels, but not enough to significantly damage the mound which may lead to relocation. Slide tab back to close bag after application. This treatment will control the mound within 15 [fifteen] minutes and kill the queen within 24 hours of application.

HOW TO APPLY [Resealable Bag]

Treat mound and an area 4 ft in diameter around the mound. Apply ½ cup of product over each fire ant mound (Please refer to the Application Rate Diagram[s] below for uniform distribution of granules at the specified application rate). Irrigate the soil before application if it is dry. After application, apply 1 to 2 gallons of water over each mound. Treat mounds with sufficient force to break their apex and allow the insecticide solution to flow into the ant tunnels, but not enough to significantly damage the mound which may lead to relocation. Press to reseal bag after application. This treatment will control the mound within 15 [fifteen] minutes and kill the queen within 24 hours of application.

Application Rate Diagram

Refer to the diagram [below] [above] as a guide for uniform distribution of granules at and around mound.

[Insert Diagram]

FOR MOUND DRENCH TREATMENT:

HOW TO USE

Make applications in the early morning or late evening hours when it is cool and the ants are most active. Apply when temperatures are between 65° and 80°F.

HOW TO APPLY

Dilute 1 teaspoon of this product per 1 gallon of water. Apply 1 to 2 gallons of diluted spray per mound. Treat mounds with sufficient force to break their apex and allow the insecticide solution to flow into the ant tunnels, but not enough to significantly damage the mound which may lead to relocation. This treatment will control the mound within fifteen minutes and kill the queen within 24 hours of application.

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OPTIONAL MARKETING CLAIMS:

One Application

[6][Six]Month Control

One application provides [6] month fire ant control

Kills Mounds and the Queen

Kills foraging Fire Ants

Kills Fly-in Queens

Kills, Controls and Protects for up to [6] months

Dual Active formula

Guaranteed [Or your money back]

Guaranteed Fire Ant Control

Up to [6] month control – Guaranteed!

Insect control with Bifenthrin as listed

Specially formulated for lawns

Kills listed insects in/and under the lawn

Kills [controls] fire ants in/and under the lawn

Provides a protective barrier to keep fire ants away up to 6 months

For use on Lawns, Ornamentals, Flowers, [Perimeter]

For Outdoor Use Only

Treats [Kills] XX [fire ant] mounds

Individual Mound Treatment

Apply over & around mound

Kills Visible and Hidden Mounds

X lbs [pounds][oz][ounces] treats [kills] XX mounds

No mound relocation

Guaranteed Results

Convenient shaker bag

Resealable bag

For convenient application to individual Fire Ant Mounds

Cut [here] to open

Press to reseal

For use around ornamental gardens

Kills [fire ants] by contact

Kills [fire ants] overnight

Kills mounds in minutes

Starts killing in minutes

Starts killing immediately after watering in [or][irrigating]

Starts killing immediately by contact

Keeps killing for [6] months

Fast Acting

Kills fire ants fast

Controls [Kills] fire ant mounds in 15 minutes

Prevents New Mounds from Forming [for up to [6] months]

Protects the lawn for [6] months

Quick and Easy

Quick and Immediate Release Granules

Deep Penetrating Formula

Easy To Use Granules

Ready to use [granules]

Easy to spread [granules]

[Quick and] Easy to apply

2x [2 times] the coverage[†] - 23 lbs [pounds] covers up to 10,000 sq ft

[†]As compared to the 5,000 sq ft bag

2x [2 times] the coverage † - 46 lbs [pounds] covers up to 20,000 sq ft $^{\dagger}\!As$ compared to the 10,000 sq ft bag

14.4 lbs [pounds] covers up to 6,260 sq ft

Special Value [Bonus Bag]! XX% More!*

*XX% More than the XX lb [pounds] bag

XX lb [pounds] covers up to XX sq. ft

XX% more than the XX lb [pounds] bag

Virtually dust free formula

Virtually odor-free

Not harmful to grasses

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STORAGE AND DISPOSAL

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

Pesticide Storage: Keep out of reach of children and animals. Store in original containers only. Store in a cool, dry place, preferably in a locked storage area and avoid excess heat. Carefully open containers. After partial use, close tightly.

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

To confine spill: Cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

Pesticide Disposal

Do not pour or dispose down-the-drain or sewer. Call your local solid waste agency for local disposal options.

Container Handling

Non-refillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Then offer for recycling, if available, or 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.

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 must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Turf or plant injury, ineffectiveness, or other unintended consequences may result because of such factors as manner of use or application, weather or conditions beyond the control or FMC or Seller. All such risks shall be assumed by Buyer and User, and, to the extent permitted by applicable law, 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. TO THE EXTENT PERMITTED BY APPLICABLE LAW, 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 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, to the extent permitted by applicable law, buyer assumes the risk of any such use.

To the extent consistent with applicable law, FMC or seller shall not be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, 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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