

655-990

10-18-2011

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U.S. ENVIRONMENTAL PROTECTION AGENCY  
Office of Pesticide Programs  
Registration Division (7505P)  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

EPA Reg. Number:  
655-900

Date of Issuance:  
**OCT 18 2011**

Term of Issuance:  
Conditional

Prentox-Perm-X Aqua 20-20

NOTICE OF PESTICIDE:

Registration  
 Reregistration

(Under FIFRA as amended)

Name and Address of Registrant (include ZIP Code):

Prentiss LLC  
501 Cascade Pointe Lane, Suite 103  
Cary, NC 27513

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A), provided that you:

- 1. You will submit and/or cite all data required for registration/reregistration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.

- a. Revise the EPA Registration Number to read "EPA Registration Number 655-990".

Signature of Approving Official:

*Linda A De Luse for Richard Gebben*

Date:

*October 18, 2011*

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b. Under Storage and Disposal delete "Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke." in both places.

c. At the end of the Storage and Disposal section add "Pressure rinse as follows: Empty the remaining contents into application equipment or mix tank and 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 flow begins to drip. Offer for recycling, if available.".

2. Please submit two (2) copies of your final printed labeling before releasing the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product bearing amended labeling constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records.

If you have any questions regarding this action, please contact Linda A. DeLuise of my team at (703) 305-5428.

# Prentox Perm-X Aqua 20-20

For use only by federal, state, tribal, or local government officials responsible for public health or vector control, or by persons certified in the appropriate category or otherwise authorized by the state or tribal lead pesticide regulatory agency to perform adult mosquito control applications, or by persons under their direct supervision.

## A Synergized Permethrin Formulation.

- For Effective Control of Adult Mosquitoes (including organophosphate resistant mosquitoes), Midges (Biting and Non-Biting) and Blackflies.
- For ULV, Thermal and Barrier Applications using Ground and Aerial Equipment for control of Adult Mosquitoes and other biting flies.
- Formulation Allows Dilution with Water or Oil.
- May be Applied Undiluted.
- For surface and barrier applications using handheld equipment.
- Quick Knockdown and Effective Control of Target Insects.
- For ULV applications at rates up to 0.007 lb. a.i. per acre.
- For barrier application at rates up to 0.1 lb. a.i. per acre.
- Compatible with injector mixing systems or other insecticide mixing systems.

### ACTIVE INGREDIENTS:

*Permethrin .....	20.6%
**Piperonyl Butoxide Technical .....	20.6%
<b>OTHER INGREDIENTS:</b> .....	<b>58.8%</b>
<b>TOTAL:</b> .....	<b>100.0%</b>

\*(3-phenoxyphenyl)methyl(+/-)Cis,trans 3-(2,2-dichloroethenyl) - 2,2 - Dimethylcyclopropanecarboxylate.)

Cis/trans ratio: min. 35% (+/-) cis and max. 65% (+/-) trans.

\*\* (butylcarbityl)(6-propylpiperonyl) ether and related compounds

Contains 1.75 pounds of Permethrin and 1.75 pounds of Piperonyl Butoxide per gallon.

## KEEP OUT OF REACH OF CHILDREN DANGER

**PRECAUCION AL USUARIO:** Si usted no lee ingles, no use este producto hasta que la etiqueta haya sido explicado ampliamente. (To the User: If you cannot read English, do not use this product until the label has been fully explained to you.)

**See inside label booklet for First Aid, Precautionary Statements, and Directions for Use including Storage and Disposal instructions.**

**For Chemical Spill, Leak, Fire, or Exposure, Call: CHEMTREC 1-800-424-9300**

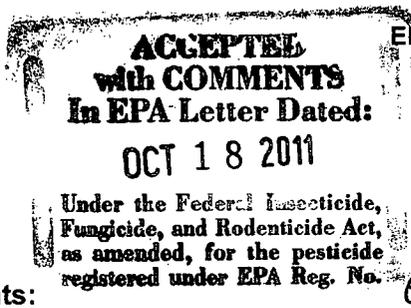
**For Medical Emergencies Only, Call: 866-257-4118**

EPA Reg. No. 655-xx

Manufactured for:

Prentiss LLC  
501 Cascade Point Lane, Suite 103  
Cary, NC 27513

Batch/Lot No.



EPA Est. No.

Net Contents:

655-900

<b>FIRST AID</b>	
<b>If in eyes</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If on skin or clothing:</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>
<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 do so by a poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>HOT LINE NUMBER</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-866-257-4118 for emergency medical treatment information.	
<b>NOTE TO PHYSICIAN:</b> Probable mucosal damage may contraindicate the use of gastric lavage.	

**PRECAUTIONARY STATEMENTS  
HAZARD TO HUMANS AND DOMESTIC ANIMALS**

**DANGER:** Corrosive. Causes irreversible eye damage. Causes skin irritation. Do not get in eyes, on skin, or on clothing. Harmful if absorbed through skin. Harmful if swallowed. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

**PERSONAL PROTECTIVE EQUIPMENT (PPE)**

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

Mixers, loaders, applicators and other handlers must wear:

- Coveralls worn over short-sleeved shirt and short pants; Goggles or face shield;
- Chemical-resistant footwear plus socks;
- Chemical-resistant gloves made of any waterproof material (except for applicators using motorized ground equipment, pilots and flaggers); and
- Chemical-resistant apron for mixers, loaders, persons cleaning equipment and persons exposed to concentrate.

See Engineering Controls for additional requirements.

**USER SAFETY REQUIREMENTS**

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.

Discard clothing and other absorbent material that have been drenched or heavily contaminated with the product's concentrate. Do not reuse them.

**ENGINEERING CONTROLS**

Pilots must use an enclosed cockpit that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(6)]. Human flagging is prohibited. Flagging to

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support aerial application is limited to the use of the Global Positioning System (GPS) or mechanical flaggers.

#### **USER SAFETY RECOMMENDATIONS**

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Users should 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 FOR TERRESTRIAL APPLICATIONS**

This product is extremely toxic to aquatic organisms, including fish and invertebrates. This product may contaminate water through drift of spray in wind or via runoff events. Use care when applying in areas adjacent to any body of water. Do not apply when weather conditions favor drift from target area.

Except as specified in the directions for use, 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 contaminate water when disposing of equipment wash-waters or rinsate.

#### **ENVIRONMENTAL HAZARDS FOR WIDE AREA MOSQUITO ADULTICIDE APPLICATIONS**

This product is extremely toxic to aquatic organisms, including fish and invertebrates. Runoff from treated areas or deposition of spray droplets into a body of water may be hazardous to fish and aquatic invertebrates.

When applying as a wide area mosquito adulticide, before making the first application in a season, it is advisable to consult with the state or tribal agency with primary responsibility for pesticide regulation to determine if other regulatory requirements exist.

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

When applying as a wide area mosquito adulticide, do not apply over bodies of water (lakes, rivers, permanent streams, natural ponds, commercial fish ponds, swamps, marshes or estuaries), except when necessary to target areas where adult mosquitoes are present, and weather conditions will facilitate movement of applied material away from the water in order to minimize incidental deposition into the water body.

#### **PHYSICAL AND CHEMICAL HAZARDS**

Combustible. Do not use or store near heat or open flame. Keep away from oxidizers.

#### **DIRECTIONS FOR USE**

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

#### **HOW TO APPLY AND WHERE TO USE**

This product is designed for application as an Ultra-Low Volume (ULV) or thermal aerosol to control adult mosquitoes and flies of nuisance, public health or disease vector importance in areas including: residential areas, industrial areas, commercial areas, urban areas, parks, campgrounds, woodlands, athletic fields, golf courses, playgrounds, recreational areas, overgrown waste areas, roadsides, and other areas where adult mosquitoes and flies may be found.

Apply this product with ULV cold aerosol generators, thermal aerosol generators, mist-blowers, backpack sprayers, or handheld sprayers. Backpack sprayers, handheld sprayers and low-pressure hand sprayers may be used for barrier or surface applications.

Treat when mosquitoes or insects are most active and weather conditions are conducive to keeping the fog near the ground e.g. cool temperatures, and consistent wind speeds are not greater than 10 mph.

Applications during the cool hours of night or early morning are usually preferable. Apply when wind speed is greater than 1 mph.

Do not retreat the same site more than once in 3 days. Do not exceed 25 applications of 0.007 lb permethrin and 0.007 lb PBO per acre per application, or 0.18 lb of permethrin per acre per season and 0.18 lb PBO per acre per year. More frequent treatments may be made to prevent or control a threat to public and/or animal health determined by a state, tribal or local health or vector control agency on the basis of documented evidence of disease causing agents in vector mosquitoes or the occurrence of mosquito-borne disease in animal or human populations, or if specifically approved by the state or tribe during a natural disaster recovery effort.

Apply this product over specific growing crops and range grasses prior to harvest for the control of adult mosquitoes and biting flies within or adjacent to these areas. Application can only be made where the following crops are present:

- |                  |   |
|------------------|---|
| Almonds          | Lettuce, head   |
| Apples           | Mushrooms   |
| Broccoli         | Onions, dry bulb  |
| Brussels sprouts | Peaches   |
| Cabbage          | Pears   |
| Celery           | Peppers, bell   |
| Cauliflower      | Soybeans  |
| Cherries         | Tomatoes  |
| Corn, fodder     | Vegetables, cucurbit: balsam apple, balsam pear, cantaloupe, fruit chayote, cucumber, cucurbits, West Indian gherkin, edible gourd, melon, muskmelon, pumpkin, squash, watermelon, Chinese waxgourd |
| Corn, forage     | Walnuts   |
| Corn, grain      |   |
- Leafy vegetables (except Brassica): leafy amaranth, arugula, cardoon, celery, celtuce, chervil, chrysanthemum, corn salad, garden and upland cress, dandelion leaves, dock, endive, fennel, sea kale, head and leaf lettuce, orach, parsley, garden and winter purslane, radicchio, rhubarb, spinach, Swiss chard, and tampala
- Eggplant

Do not allow spray treatment to drift on cropland (other than crops listed) or water supplies. In treatment of corrals, feedlots, animal confinements/houses, swine lots and zoos, cover any exposed drinking water, drinking fountains and animal feed before application.

Air temperatures should be greater than 50°F when conducting all types of applications.

This product provides effective control of adult mosquitoes, black flies, gnats, biting and non-biting midges, stable flies, horse flies, deer flies, sheep flies, horn and heel flies, and nuisance flying insects such as houseflies.

Do not make applications during rain. Do not apply directly to sewers or drains, or to any area like a gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur, except as directed by this label.

Not for use in outdoor residential misting systems. Not for use in metered release systems.

**GROUND APPLICATION**

**Vehicle-Mounted ULV Cold Aerosol Generators (Cold Fog):** Apply through non-thermal ULV application equipment and base all acreage calculations on the equipment manufacturer's recommended swath width. Spray equipment must be adjusted so the volume median diameter is less than 30 microns (Dv 0.5 < 30 µm) and that 90% of the spray is contained in droplets smaller than 50 microns (Dv 0.9 < 50 µm). Directions from the equipment manufacturer or vendor, pesticide registrant or a test facility using a

laser-based measurement instrument must be used to adjust equipment to produce acceptable droplet size spectra. Application equipment must be tested at least annually to confirm that pressure at the nozzle and nozzle flow rate(s) are properly calibrated. Apply at a rate not to exceed 0.007 lb. of permethrin per acre. An optimum swath is created when this product is applied from a truck being driven perpendicular to the wind direction. Direct the spray head of the equipment to ensure an optimum distribution of the spray cloud throughout the area. For best results, apply when insects are most active and meteorological conditions are conducive to keeping the spray cloud near the ground. An inversion of air temperatures and a light breeze of approximately 1 to 3 mph are preferable. During applications, consistent ground wind speeds should not exceed 10 mph. Application of this product during cooler hours of the night or early morning is recommended.

This product may be applied through all ULV Cold Aerosol Generators, or other similar equipment designed for non-thermal ULV aerosol applications. The desired application rate may be obtained from the chart below or by altering the dilution rate, the flow rate of the insecticide from the application equipment and the vehicle speed. Some examples are provided in the following chart. When an alternate rate is required, adjust the flow rate accordingly, provided the droplet size and spectrum remain within the label specifications.

FLOW RATE (Fluid Ounces Per Minute)						
Dilutions Based on a 15-Gallon Tank*						
Application Rate (Pounds of Permethrin a.i./Acre)	Vehicle Speed (MPH) †	Undiluted	Diluted 1:3	Diluted 1:4.5	Diluted 1:6.5	Diluted 1:9
0.0015	10	0.7	2.8	3.7	5.25	6.7
	15	1.05	4.2	5.5	7.88	10.0
	20	1.4	5.6	7.3	10.50	14.0
0.0035	10	1.55	6.2	8.6	11.7	15.6
	15	2.35	9.3	12.8	17.5	23.3
	20	3.1	12.5	17.2	23.4	
0.007	10	3.1	12.4	17.0	23.2	
	15	4.65	18.6	25.5		
	20	6.2	24.7			

\*Dilution Instructions: Fill tank with the recommended amount of water, start agitation then add the correct amount of this product. The use of metering pumps, injector systems or other mixing systems is optional. Note: When using oil as a diluent agitate well before use.

Where dense vegetation is present, use higher rates of application and/or a slower speed for best results.

**BACKPACK OR HANDHELD SPRAYER APPLICATION:** Apply through non-thermal ULV application equipment and base acreage calculations on a 300-foot swath. To apply undiluted at 0.007 lb. of permethrin per acre adjust equipment to an output rate of 1.24 ounces per minute and walk at 4 mph. To apply 0.0035 lb. of permethrin per acre, dilute 1 part of this product with 5 parts of diluent and apply at a rate of 3.8 ounces per minute and walk at 4 mph.

**THERMAL AEROSOL APPLICATION:** For use in truck-mounted, handheld or other thermal fogging equipment. Spray equipment must be adjusted so the volume median diameter or mass median diameter is less than 30 microns (Dv 0.5 < 30 µm) and that 90% of the spray is contained in droplets smaller than 48 microns (Dv 0.9 < 48 µm). Directions from the equipment manufacturer or vendor, pesticide registrant or a test facility using a laser-based measurement instrument must be used to adjust equipment to produce acceptable droplet size spectra. Application equipment must be tested at least annually to confirm that pressure at the nozzle and nozzle flow rate(s) are properly calibrated. Apply this product mixed with water or oil at a rate not to exceed 0.007 lb. per acre. Base acreage calculations on 300 feet swath. For best results, direct the thermal fog into and allow to drift through areas where adult mosquitoes are found.

**BARRIER APPLICATIONS:** To exclude and control resting or flying adult mosquitoes in areas including animal quarters, roadsides, urban areas, residential areas, commercial areas, industrial areas, golf courses, parks, recreational areas, tire piles and all public areas where adult mosquitoes occur or find

harborage. May be used to treat aggregation and harborage areas such as the perimeter of residential buildings, commercial buildings, storage buildings, crawl spaces, transport trailers, abandoned or uninhabited buildings and other areas where adult mosquitoes find harborage.

When this product is applied as a barrier application do not apply within 100 feet (30 meters) of lakes and streams.

To apply this product using low pressure hand sprayers for the control of mosquitoes on resting or aggregation surfaces mix 0.126 oz. (3.73 ml) in one gallon of water and apply sufficient spray to dampen the surface – approximately 700-750 square feet of treated area. Use equipment that is capable of delivering an even distribution of the labeled rate over the treatment area. For application using backpack mist blower or truck-mounted low pressure, direct spray, non-ULV equipment, apply this product undiluted at a rate not to exceed 7.3 oz. per acre. If diluted apply at a rate not to exceed 0.1 lb. permethrin a.i. per acre. Diluted or undiluted applications may be made onto foliage at the perimeter of areas such as recreational areas, parks, or golf courses from which mosquitoes or flies are to be excluded. Applications may be directed into harborage areas or other resting areas where adult mosquitoes or flies may be found. Do not apply more than 0.18 lbs permethrin a.i. per year to the same site.

**URBAN ULV MOSQUITO CONTROL APPLICATIONS:** For control of resting or flying adult mosquitoes, biting flies and biting midges in harborage areas such as but not limited to utility tunnels, sewers, storm drains and catch basins, pipe tunnels, basements, underground passages, parking decks, crawl spaces under buildings, abandoned buildings or uninhabited buildings. Apply this product diluted or undiluted using mechanical foggers, hand-held or truck-mounted ULV equipment, thermal foggers or other spray equipment suitable for this type of application. This product may be applied at rates up to but not exceeding 0.007 lb. permethrin per acre.

**AERIAL APPLICATION**

Apply this product either diluted or undiluted at rates up to 0.007 lbs permethrin/PBO per acre by fixed wing or rotary aircraft equipped with a spraying system capable of making a ULV application.

Aerial application of this product shall be made at altitudes ranging from 75 feet to 300 feet. Do not apply by fixed wing aircraft at a height of less than 100 feet, or by helicopter at a height less than 75 feet unless specifically approved by the state or tribe based on public health needs.

Do not apply when ground wind speed exceeds 10 mph. Aerial applications of this product shall only be made when recommended by public health officials and trained personnel of mosquito abatement districts and other mosquito control programs.

For best results, apply this product when insects are most active and meteorological conditions are conducive to keeping the spray cloud near the ground. Aerial applications using aircraft equipped with global positioning systems (GPS) may be needed to compensate for windy conditions and to ensure drift into target areas.

**IN FLORIDA:** Do not apply by aircraft **unless approved by** the Florida Department of Agriculture and Consumer Services.

**Aerial Application made at ≤ 200 feet above ground elevation:**

Use ULV equipment and nozzles such as rotary atomizers or similar spray equipment. Spray equipment must be adjusted so the volume median diameter produced is less than 60 microns (Dv 0.5 < 60 μm) and that 90% of the spray is contained in droplets smaller than 100 microns (Dv 0.9 < 100 μm). The effects of flight speed and, for non-rotary nozzles, nozzle angle on the droplet size spectrum must be considered. Directions from the equipment manufacturer or vendor, pesticide registrant or a test facility using a wind tunnel and laser-based measurement instrument must be used to adjust equipment to produce acceptable droplet size spectra. Application equipment must be tested at least annually to confirm that pressure at the nozzle and nozzle flow rate(s) are properly calibrated.

**Aerial Application made at > 200 feet above ground elevation:**

Use ULV equipment and nozzles such as rotary atomizers or similar spray equipment. Spray equipment must be adjusted so the volume median diameter produced is less than 70 microns ( $Dv\ 0.5 < 70\ \mu m$ ) and that 90% of the spray is contained in droplets smaller than 145 microns ( $Dv\ 0.9 < 145\ \mu m$ ). The effects of flight speed and, for non-rotary nozzles, nozzle angle on the droplet size spectrum must be considered. Directions from the equipment manufacturer or vendor, pesticide registrant or a test facility using a wind tunnel and laser-based measurement instrument must be used to adjust equipment to produce acceptable droplet size spectra. Application equipment must be tested at least annually to confirm that pressure at the nozzle and nozzle flow rate(s) are properly calibrated.

### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store upright at room temperature. Avoid exposure to extreme temperatures. In case of spill or leakage, soak up with an absorbent material such as sand, sawdust, earth, fuller's earth, etc. Dispose of with chemical waste.

**PESTICIDE DISPOSAL:** Pesticide, spray mixture or rinse water that cannot be used according to label instructions must be disposed of at or by an approved waste disposal facility.

**CONTAINER DISPOSAL:** Nonrefillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying.

(Nonrefillable container  $\leq$  5 gallons): 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. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

(Nonrefillable  $>$  5 gallons): Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 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. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

### CONDITION 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. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, presence of other materials or other influencing factors in the use of the product, which are beyond the control of Prentiss LLC or Seller. To the extent consistent with applicable law, all such risks shall be assumed by Buyer and User, and Buyer and User agree to hold Prentiss LLC and Seller harmless for any claims relating to such factors.

Prentiss LLC warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of

Seller or Prentiss LLC, and Buyer and User assume the risk of any such use. To the extent consistent with applicable law, PRENTISS LLC MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

To the extent consistent with applicable law Prentiss LLC 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 PRENTISS LLC 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 PRENTISS LLC OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

Prentiss LLC and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of Prentiss LLC.

[EPA approval date]