



U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (7504P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Registration
 Number:
 2217-983

Date of Issuance:
 AUG 08 2013

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(under FIFRA, as amended)

Term of Issuance: **Unconditional**

Name of Pesticide Product:
EH-1538 Herbicide

Name and Address of Registrant (include ZIP Code):

James L. Kunstman Ph.D.
PBI Gordon Corporation
P.O. Box 014090
Kansas City Missouri 64101

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 registered in accordance with FIFRA sec 3(c)(5) provided that you:

1. Submit and/or cite all data required for registration/reregistration review of your product when the Agency requires all registrants of similar products to submit data.
2. Make the following label revisions
 - a. Revise the EPA Reg No. to 2217-983
 - b. Assure that the establishment number and net content are also added to the label.
3. Since the proposed product and the cited product are not identical in chemical composition, data for both storage stability (830.6317) and corrosion characteristics (830.6320) are required. It is recommended that the observation be made at 0,3,6,9 and 12 month intervals. This data must be submitted within eighteen months of the date of this letter. The results must be submitted to the Agency in electronic and hard copy format.
4. Submit one copy of the revised final printed label before you release the product for shipment.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.

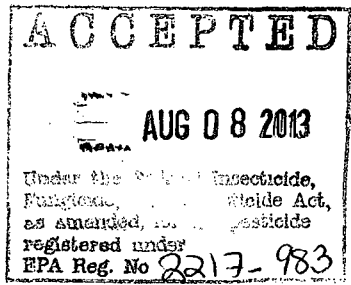
If you have any questions regarding the Notice, please contact Grant Rowland at (703) 347-0254 or rowland.grant@epa.gov.

Signature of Approving Official:

Kathryn Montague
 Product Manager 23
 Herbicide Branch
 Registration Division (7505P)

Date:

AUG 08 2013



EH-1538 HERBICIDE

EPA Reg. No. 2217-XXX

Alternate Brand Names: Empire, Lawn Vigor, Weed Clear

ACTIVE INGREDIENTS:

2,4-D, dimethylamine salt (CAS 2008-39-1).....	33.30%
MCPP-p, dimethylamine salt (CAS 66423-09-4).....	8.58%
2,4-DP-p, dimethylamine salt (CAS 104786-87-0).....	8.45%
OTHER INGREDIENTS:	49.67%
TOTAL	100.00%

THIS PRODUCT CONTAINS:

- 2.69 lb 2,4-dichlorophenoxyacetic acid equivalent per gallon or 27.66%
 - 0.71 lb (+)-R-2-(2-methyl-4-chlorophenoxy)propionic acid equivalent per gallon or 7.09%
 - 0.71 lb (+)-R-2-(2,4-dichlorophenoxy)propionic acid equivalent per gallon or 7.09%
- Isomer Specific By AOAC Methods.

KEEP OUT OF REACH OF CHILDREN

WARNING - AVISO

Si Usted no entiende la etiqueta, busque a alguien para que se la explique a Usted en detalle. (If you do not understand the label, find some one to explain it to you in detail.)

STOP! READ THE ENTIRE LABEL FIRST. OBSERVE ALL PRECAUTIONS AND FOLLOW DIRECTIONS CAREFULLY.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

WARNING: Causes substantial but temporary eye injury. Harmful if swallowed. Harmful if absorbed through skin. Do not get in eyes or on clothing. Avoid contact with skin. Wear protective eyewear (goggles, face shield, safety glasses), long sleeved shirt, long pants, shoes and socks, and chemical resistant gloves (made out of any waterproof material, Selection Category A).

Personal Protective Equipment (PPE)

Some materials that are chemical-resistant to this product are made of waterproof material. If you want more options, follow the instructions for category A on an EPA chemical-resistant selection chart.

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

- long-sleeved shirt and long pants,
- shoes and socks,
- chemical-resistant gloves
- protective eyewear (goggles, face shield, or safety glasses), and
- chemical-resistant apron for mixing, loading, cleaning up spills or equipment, or otherwise exposed to the concentrate.



User Safety Requirements

Follow the 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 materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.

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. If pesticide gets on skin, wash immediately with soap and water.
- 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.

First Aid

If in eyes:	<ul style="list-style-type: none"> • 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:	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
If on skin or clothing:	<ul style="list-style-type: none"> • 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.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-888-800-5556 for emergency medical treatment information.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.

Environmental Hazards

This pesticide is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. Do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash waters or rinsate.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this product in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater.

DIRECTIONS FOR USE

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

READ ENTIRE LABEL BEFORE USING THIS PRODUCT. USE STRICTLY IN ACCORDANCE WITH LABEL PRECAUTIONARY STATEMENTS AND DIRECTIONS.

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.

Aerial applications of this product are prohibited.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170.

This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about Personal Protective Equipment (PPE) and restricted entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 48 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls,
- chemical-resistant gloves made of any waterproof material,
- shoes plus socks, and
- protective eyewear

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.

Reentry Statement: Do not enter or allow entry until sprays have dried.

Spray Drift Management

A variety of factors including weather conditions (e.g., wind direction, wind speed, temperature, relative humidity) and method of ground application can influence pesticide drift. The applicator must evaluate all factors and make appropriate adjustments when applying this product.

Droplet Size

When applying sprays that contain 2,4-D as the sole active ingredient, or when applying sprays that contain 2,4-D mixed with active ingredients that require a coarse or coarser spray, apply only as a coarse or coarser spray (ASAE standard 572) or a volume mean diameter of 385 microns or greater for spinning atomizer nozzles.

When applying sprays that contain 2,4-D mixed with other active ingredients that require a medium or more fine spray, apply only as a medium or coarse spray (ASAE standard 572) or a volume mean diameter of 300 microns or greater for spinning atomizer nozzles.

Wind Speed

Do not apply at wind speeds greater than 10 mph. Only apply this product if the wind direction favors on-target deposition and there are not sensitive areas (including, but not limited to, bodies of water, known habitat for nontarget species, nontarget crops) within 250 feet downwind. If applying a medium spray, leave one swath unsprayed at the downwind edge of the treated field.

Temperature Inversions

If applying at wind speeds less than 3 mph, the applicator must determine if: a) conditions of temperature inversion exist, or b) stable atmospheric conditions exist at or below nozzle height. Do not make applications into areas of temperature inversions or stable atmospheric conditions.

Susceptible Plants

Do not apply under circumstances where spray drift may occur to food, forage, or other plantings that might be damaged or crops thereof rendered unfit for sale, use or consumption. Susceptible crops include, but not limited to, cotton, okra, flowers, grapes (in growing stage), fruit trees (foliage), soybeans (vegetative stage), ornamentals, sunflowers, tomatoes, beans, and other vegetables or tobacco. Small amounts of spray drift that might not be visible may injure susceptible broadleaf plants.

Other State and Local Requirements

Applicators must follow all state and local pesticide drift requirements regarding application of 2,4-D herbicides. Where states have more stringent regulations, they must be observed.

Equipment

All ground application equipment must be properly maintained and calibrated using appropriate carriers or surrogates. If applied by ground boom, do not apply with a nozzle height greater than 4 feet above the target site.

Use Precautions

Do not spray on St. Augustinegrass, buffalograss, carpetgrass, dichondra, nor on grasses where desirable clovers are present. Avoid fine mists. Use a lawn type sprayer with coarse spray as wind drift is less likely. Do not spray exposed roots of desirable plants. Use the higher rate for hard-to-kill weeds. Do not exceed specified application dosages for any area. Apply to newly seeded lawns or turf after grasses are well established and have been mowed three times. Avoid broadcast applications when air temperature exceeds 90 degrees. When using small, spot treatment applications in temperature over 90 degrees, turf injury may occur.

For optimum results: (1) turf should not be mowed for 1 to 2 days before and after application; (2) do not apply if rainfall is expected within 8 hours; nor should lawns be irrigated (watered) for 24 hours following application; (3) reseed no sooner than three to four weeks after application of this product.

This product can be mixed with some liquid fertilizers or liquid iron materials. Because liquid fertilizers and liquid iron differ in pH, free ammonia content, density, salt concentration, and percentage of water, a compatibility test is recommended prior to mixing in the application equipment. All regulations, either State or Federal, relating to the application of liquid fertilizers or liquid iron and this product must be strictly followed.

Weeds Controlled			
Alder	English daisy	Nettle	Spurge
Artichoke	Fleabane (daisy)	Orange hawkweed	Spurweed
Aster	Flixweed	Oxalis	Stinkweed
Austrian fieldcress	Florida pusley	Parsnip	Stitchwort
Beggarticks	Frenchweed	Pennycress	Sumac
Bindweed	Galinsoga	Pennywort	Sunflower
Bitterweed	Garlic Mustard	Peppergrass	Sweet clover
Bitter wintercress	Goatsbeard	Pepperweed	Tarweed
Black medic	Goldenrod	Pigweed	Thistle
Blessed thistle	Ground ivy	Plantain	Toadflax
Blue lettuce	Gumweed	Poison hemlock	Tumbleweed
Box elder	Hawkweed	Poison ivy	Velvetleaf
Broomweed	Healall	Poison oak	Veronica
Buckhorn plantain	Heartleaf drymary	Pokeweed	Vervain
Bull thistle	Hemp	Poorjoe	Vetch

Weeds Controlled			
Burdock	Henbit	Povertyweed	Virginia buttonweed
Bur ragweed	Hoary cress	Prickly lettuce	Virginia creeper
Buttercup	Honeysuckle	Primrose	Wild aster
Canada thistle	Horsetail	Puncturevine	Wild carrot
Carpetweed	Indian mallow	Purslane	Wild garlic
Catnip	Ironweed	Ragweed	Wild geranium
Chickweed	Jewelweed	Red clover	Wild lettuce
Chicory	Jimsonweed	Red sorrel	Wild onion
Clover	Kochia	Russian thistle	Wild radish
Cocklebur	Knotweed	St. Johnswort	Wild rape
Coffeeweed	Lambsquarters	Sheep sorrel	Wild strawberry
Common sowthistle	Locoweed	Shepherdspurse	Wild sweet potato
Creeping jenny	Lupines	Smartweed	Willow
Croton	Mallow	Sneezeweed	Witchweed
Dandelion	Marshelder	Southern wild rose	Woodsorrel
Dock	Mexicanweed	Sowthistle	Wormseed
Dogbane	Morningglory	Spanishneedles	Yarrow
Dogfennel	Musk thistle	Speedwell	Yellow rocket
Elderberry	Mustard		

Note: Repeat spot applications may be required for weed species that are traditionally harder to control.

Ornamental Lawns and Turf

Applications	Use Rate	Use Directions
Cool Season Grasses (Such as Bluegrass, Fescue and Ryegrass)	3 to 4 pints per acre (1.1 to 1.5 fl.oz. / 1,000 sq.ft.)	For Normal Application: Use in 0.5 to 5.5 gallons of water per 1,000 square feet (20 to 240 gallons of water per acre).
Warm Season Grasses (Such as Bahia, Common Bermuda, and Zoysia)	1.75 to 2.5 pints maximum in 20 to 250 gallons of water per acre (0.62 to 0.92 fl.oz. / 1,000 sq.ft.)	Note: Some hybrid Bermuda grasses may be sensitive to this product. Contact your local Extension Service weed control specialist.
Bentgrass Turf (Putting and Bowling Greens)	1.7 to 2.5 pints per acre (0.62 to 0.92 fl.oz. / 1,000 sq.ft.)	On closely mowed Bentgrass – other than golf course greens and tees, apply this product at the same rates as for warm season grasses, in May or mid-August through September when weeds are actively growing. Exercise care to avoid overdosing bentgrass or injury may result. Slight turf yellowing should disappear after about 1 week. On closely mowed golf course fairways and tees or bowling greens – apply when weeds are actively growing and temperatures are low. Exercise care to avoid over application to prevent injury. Temporary discoloration may occur.

Low Volume Equipment:

Use as little as 5 gallons of water per acre. Use only application equipment that is capable of spreading uniform droplets, wetting each weed surface.

NOTE: For all grasses use reduced rates if grass is stressed from heat, drought, etc.

For post-emergent use on turf, ornamental (such as golf courses, cemeteries, parks, sports fields, turfgrass, lawns and other grass areas) the following application restrictions apply:

Ornamental Lawns and Turf:

Limitations: No more than 2 broadcast and 2 spot treatments per year are allowed. Allow at least 30 days between applications. Maximum of 4 pints per acre per broadcast application. Maximum of 13.5 pints per acre per spot application. Spot treatment is defined as a treatment no greater than 1,000 sq.ft. per acre.

Non-Crop Areas

Roadsides (including aprons and guard rails), rights-of-way, fencerows, hedgerows, ditches, utility, pipelines, powerlines, railroads, airports, commercial plants, storage and lumber yards, barrier strips and firebreaks, equipment areas, nurseries and ornamental plantings, fuel tank farms, pumping stations and other industrial sites.

Applications to non-cropland areas are not applicable to treatment of commercial timber or other plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes.

Annual and Perennial Broadleaf Weeds

For the control of broadleaf weeds, mix 2.5 pints to 3.5 pints of this product in 50 to 300 gallons of water. This mixture will cover 43,560 square feet (1 acre). Thoroughly saturate all weeds with spray mixture. Apply when plants come into full leaf (spring) to the time plants begin to go dormant. Best results are obtained when weeds are young and actively growing. Do not cut weeds until herbicide has translocated throughout the plant causing root death. For small broadleaf weeds, use the lower rate. Heavy, dense stands require the higher rate with high water volume.

For post-emergent (annual and perennial weeds) use on non-cropland (including fencerows, hedgerows, roadsides, ditches, rights-of-way, utility power lines, railroads, airports and industrial sites) the following application restrictions apply: The minimum days between applications is 30. Limited to 2 applications per year. Maximum of 6 pints per acre per broadcast application.

Woody Plants

For control of woody plants, apply to both stems and foliage from the time foliage is completely matured until the plants start to go dormant. All leaves, stems and suckers must be completely wet to the ground line for effective control. Regrowth may be anticipated on the more resistant species. Add 0.75 gallon to 1.25 gallons of this product to 100 gallons of water using 200 to 600 gallons of spray mixture per 43,560 square feet (1 acre) depending upon the height and thickness of the brush. Mix thoroughly before spraying.

Limited to 1 application per year with a maximum single application rate of 1.25 gallons of product per acre per application.

Tank Mixes

Unless otherwise prohibited on this label or the label of an intended tank mix product, this product may be applied in combination with any pesticide registered for the same crop, timing, and method of application. Observe the most restrictive label statements of various tank mix products used.

Compatibility

Before full-scale mixing of this product with other pesticides, fertilizers, secondary plant nutrients, adjuvants, surfactants or oils, you must determine the compatibility of the proposed mixture. Use proportionate quantities of each ingredient and mix in a small container. Always mix one product thoroughly with the diluent before adding another product. If no incompatibility is evident after 30 minutes, the mixture is generally compatible for spraying. To evaluate potential short term effects of applying the mixture, test the tank mix combination on a few plants or a small area before larger-scale treatments. Wait at least 2 to 3 days for problems to become apparent.

IMPORTANT: PESTICIDE TANK MIXES AND MIXING WITH OTHER SUBSTANCES MAY INCREASE THE RISK OF MIXING INCOMPATIBILITIES, REDUCED EFFECTIVENESS AND/OR CAUSE CROP INJURY OR LOSS. ANY LIABILITY FOR LOSS, INJURY OR DAMAGE RESULTING FROM A MIXTURE NOT SPECIFIED ON THIS LABEL OR IN MANUFACTURER'S SUPPLEMENTAL LABELING DISTRIBUTED FOR THIS PRODUCT IS SPECIFICALLY DISCLAIMED BY MANUFACTURER.

Use of this product in certain portions of California, Oregon, and Washington is subject to the January 22, 2004 Order for injunctive relief in *Washington Toxics Coalition, et al. v. EPA*, C01-0132C (W. D. WA). For further information, please refer to EPA Website: <http://www.epa.gov/espp/litstatus/wtc/index.htm>.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in original container in a locked storage area inaccessible to children or pets. Keep from freezing.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your state Pesticide or Environmental Control Agency or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

[For Plastic Containers – Nonrefillable with capacities equal to or less than 5 gallons:]

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Triple rinse [or pressure rinse] container (or equivalent) promptly after emptying. 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.

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.

[OR

Pressure rinse as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.]

[For Plastic Containers – Nonrefillable with capacities greater than 5 gallons:]

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Triple rinse [or pressure rinse] container (or equivalent) promptly after emptying. 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.

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.

[OR

Pressure rinse as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.]

[For Refillable Containers:]

CONTAINER HANDLING: Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Container cleaning: Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller.

To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

LIMITED WARRANTY AND DISCLAIMER

IMPORTANT: Read this LIMITED WARRANTY AND DISCLAIMER before buying or using this product. By opening and using this product, buyer and all users agree to accept the terms of this LIMITED WARRANTY AND DISCLAIMER in their entirety and without exception. If the terms are not acceptable, return this product unopened immediately to the point of purchase, and the purchase price will be refunded in full.

It is impossible to eliminate all risks inherently associated with use of this product. Damage to the treated article, ineffectiveness, or other unintended consequences can result from use of the product under abnormal conditions such as weather, presence of other materials, or the manner or use of application, etc. Such factors and conditions are beyond the control of the manufacturer, and **BY PURCHASING AND USING THIS PRODUCT THE BUYER AND ALL USERS OF THIS PRODUCT AGREE TO ACCEPT ALL SUCH RISKS.** Buyer and all users further agree to assume all risks of loss or damage from the use of the product in any manner that is not explicitly set forth in or that is inconsistent with label instructions, warnings and cautions.

The manufacturer warrants only that this product conforms to the chemical description given on the label, and that the product is reasonably suited for the labeled use when applied according to the Directions for Use, subject to the inherent risks described below. **TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY OTHER EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE HEREBY EXPRESSLY DISCLAIMED.**

THE EXCLUSIVE REMEDY OF BUYER AND ALL USERS OF THIS PRODUCT, AND THE EXCLUSIVE LIABILITY OF THE MANUFACTURER, FOR ANY AND ALL LOSSES, DAMAGES, OR INJURIES RESULTING FROM THE USE OF HANDLING OF THIS PRODUCT, WHETHER OR NOT BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY IN TORT OR OTHERWISE, SHALL BE LIMITED, AT THE MANUFACTURER'S OPTION, TO REPLACEMENT OR THE REPAYMENT OF THE PURCHASE PRICE FOR THE QUANTITY OF PRODUCT WITH RESPECT TO WHICH DAMAGES ARE CLAIMED. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO CASE SHALL THE MANUFACTURER BE LIABLE FOR INCIDENTAL, CONSEQUENTIAL, OR SPECIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THE PRODUCT. The Manufacturer must be promptly notified in writing of any claims, whether based in contract, tort, negligence, strict liability, or otherwise, to be eligible to receive either remedy stated above.

The terms of this LIMITED WARRANTY AND DISCLAIMER cannot be varied by any written or verbal statements or agreements at the point of sale or elsewhere. No employee or agent of the manufacturer or seller is authorized to vary or exceed the terms of this LIMITED WARRANTY AND DISCLAIMER in any manner.

APPENDIX

1. Statements which may appear on different label components depending on packaging configuration.

- See next panel for additional Precautionary Statements and First Aid
- Net Contents: 1 pint to 2.5 gallons and 4 fl.oz. cartridges
- EPA Est. No. _____

2. Advertising claims that may be presented on container labeling, advertisements, brochures, and other marketing/sales promotional materials:

- Three-way post-emergent selective herbicide containing the amines of 2,4-D, mecoprop-p and dichlorprop-p.
- For use on ornamental turf such as lawns, parks, cemeteries, and golf courses (fairways, aprons, tees, and roughs), also along highways, other similar non-crop areas, and sod farms.
- Kills dandelion, chickweed, plantain, oxalis, spurge and many other listed broadleaf weeds

DOCUMENT CONTROL INFORMATION

1. Unique Label Identifier: 002217-00XXX.20130730.new-proposed-clean-EH1538.doc

2. Reason for Issue: EPA Comments #2