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CONDITIONS OF SALE - LIMITED WARRANTY  
AND LIMITATIONS OF LIABILITY AND REMEDIES

The directions on this label are believed to be reliable and should be followed carefully. Insufficient control of pests and/or injury to the crop to which the product is applied may result from the occurrence of extraordinary or unusual weather conditions, the failure to follow the label directions, or good application practices, all of which are beyond the control of Helena (the "Company") or seller. In addition, failure to follow label directions may cause injury to crops, animals, man or the environment. The Company warrants that this product conforms to the chemical description on the label and is reasonably fit for the purpose referred to in the directions for use subject to the factors noted above which are beyond the control of the Company. The Company makes no other warranties or representations of any kind, express or implied, concerning the product, including no implied warranty of merchantability or fitness for any particular purpose, and no such warranty shall be implied by law.

The exclusive remedy against the Company for any cause of action relating to the handling or use of this product is a claim for damage and in no event shall damages or any other recovery of any kind against the Company exceed the price of the product which causes the alleged loss, damage, injury, or other claim. The Company shall not be liable and any and all claims against the Company are waived for special, indirect, incidental, or consequential damages or expense of any nature, including, but not limited to, loss of profits or income.

The Company and the seller offer this product and the buyer and user accept it, subject to the foregoing conditions of sale and limitation of warranty, liability and remedies.

PM 17 5602-176 2 144

NOV 29 1990

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Ms. Ruth Dodds  
Hub States Corporation  
419 East Washington Street  
Indianapolis, IN 46204

Dear Ms. Dodds:

Subject: Updated Product Labeling Submitted with Your Letter  
Dated June 5, 1990  
EPA Registration No. 5602-176

The labeling referred to above, submitted in connection with registration under the section 3(c)(7)(A) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable subject to the following comments:

1. Petroleum distillates are listed as an active ingredient in the label whereas they are listed for use as a solvent in the Confidential Statement of Formula. Therefore, you should either report petroleum distillates as an inert ingredient with a footnote to the ingredient statement indicating "Contains petroleum distillates," or provide the EPA Registration Number for the source product and justify its insecticidal properties.
2. Since your data matrix does not give a dielectrical breakdown voltage, you must add the following to the Physical or Chemical Hazards statement:

Do not use this product in or on electrical equipment due to the possibility of shock hazard.

51278:I:WP5.0:Mendelsohn:C.Disk:KENCO:09/27/90:DD:VO:EK:DD:ek:de

CONCURRENCES

SYMBOL							
SURNAME							
DATE							

3. Replace:

Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130 °F, may cause bursting.

with (due to the hydrocarbon propellant in your product):

Extremely flammable. Contents under pressure. Keep away from fire, sparks, and heated surfaces. Do not puncture or incinerate container. Exposure to temperatures above 130 °F may cause bursting.

4. We have no verification from the U.S. Department of Agriculture (USDA) that your product can be used in "Food processing plants, etc." Your labeling makes reference to areas that are clearly designated as USDA meat and poultry processing plants. You must delete the statement "After spraying, facilities and equipment in federally inspected meat and poultry plants must be washed with an effective cleaning compound followed by a potable water rinse" and qualify your site designation to exclude USDA meat and poultry processing plants.

If you wish to have this site listed on your label, you must file a separate application with USDA to obtain approval in such processing plants. Once you have obtained USDA acceptance, submit an application to amend your label per this change and a copy of the approved USDA application.

You may submit your USDA application to:

Mr. Charles Edwards  
Compound Evaluation Laboratory  
Scientific Services, F508  
Food Ingredient Assessment Division  
U.S. Department of Agriculture  
Building 306, BARC - East  
Beltsville, MD 20705  
(301) 344-2566

5. Add "Cover or remove food prior to treatment" in the Hazards to Humans and Domestic Animals section.

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A stamped copy of the label is enclosed for your records. Please submit five (5) final printed labels incorporating the changes required in this letter.

Sincerely yours,



Phil Hutton  
Product Manager (17)  
Insecticide-Rodenticide Branch  
Registration Division (H7505C)

Enclosure