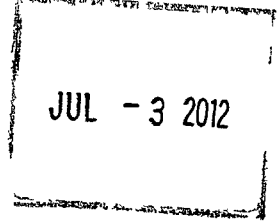
 <p>U S ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505P) 1200 Pennsylvania Avenue N W Washington D C 20460</p> <p>NOTICE OF PESTICIDE <u>X</u> Registration ____ Reregistration</p> <p>(Under FIFRA as amended)</p>	EPA Reg Number 5905-589	Date of Issuance JUL - 3 2012
	Term of Issuance Conditional	
	Name of Pesticide Product PRO-MATE UL 30-30	
Name and Address of Registrant (include ZIP Code) Helena Chemical Company 225 Schilling Boulevard Suite 300 Collierville TN 38017		
<p>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</p> <p>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</p> <p>This product is <u>conditionally</u> registered in accordance with FIFRA sec 3(c)(7)(A) provided that you</p> <ol style="list-style-type: none"><li>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</li><li>2 You will make the following label changes before you release the product for shipment<ol style="list-style-type: none"><li>a Revise the EPA Registration Number to read EPA Registration Number 5905-589</li></ol></li></ol>		
Signature of Approving Official  Refer to page #2  Richard Gebken Product Manager (10)		Date  

page 2

EPA Registration No 5905-589

3 Per 40 CFR 156 10(6) submit one copy of your final printed labeling before you release the product for shipment As defined in 40 CFR 152 3 "final printed labeling" means the "label or labeling of the product when distributed or sold " Clearly legible reproductions or photo reductions will be accepted for unusual labels Note that a clean copy of the master label in most cases does not meet the definition of final printed labeling 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

Sincerely yours



Richard Gebken  
Product Manager (10)  
Insecticide Branch  
Registration Division (7505P)

## PRO-MATE UL 30-30

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 application or by persons under their direct supervision

PRO MATE UL 30-30 is a Quick Knockdown, Low Odor, Non Corrosive, Synergized, Synthetic, Pyrethroid for use in the control of Outdoor Flying Insects such as, Adult Mosquitoes, Biting and Non Biting Midges, Black Flies, Gnats, Cluster Flies and House Flies in Residential Municipal, Recreational and non crop Areas

### ACTIVE INGREDIENTS

Permethrin 30.0%

Piperonyl Butoxide\* 30.0%

### OTHER INGREDIENTS\*\*

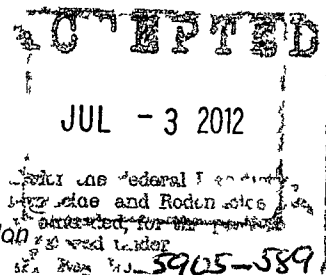
TOTAL 40.0%

100.0%

\*(butyl carbityl)(6-propylpiperonyl) ether and related compounds

\*\*Contains Petroleum Distillate

Contains 2.51 lbs Permethrin a.i. and 2.51 lbs Piperonyl Butoxide a.i. per gallon



### KEEP OUT OF REACH OF CHILDREN CAUTION

**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)

### FIRST AID

If swallowed	<ul style="list-style-type: none"> <li>Immediately call a poison control center or doctor</li> <li>Do not induce vomiting unless told to by a poison control center or doctor</li> <li>Do not give any liquid to the person</li> <li>Do not give anything by mouth to an unconscious person</li> </ul>
If on skin or clothing	<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>
If in eyes	<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>
If inhaled	<ul style="list-style-type: none"> <li>Move person to fresh air</li> <li>If person is not breathing call 911 or an ambulance then give artificial respiration preferably by mouth to-mouth if possible</li> <li>Call a poison control center or doctor for treatment advice</li> </ul>

### HOT LINE NUMBER

Have this product container or label with you when calling a poison control center or doctor or when going for treatment For Chemical Spill, Leak, Fire or Exposure, Call CHEMTREC 1 800 424-9300

**Note to Physician** Contains petroleum distillate - vomiting may cause aspiration pneumonia

EPA Reg No 5905-xxx 589

EPA Est No

NET CONTENTS

AD xxxxxx

Manufactured for  
Helena Chemical Company  
225 Schilling Boulevard Suite 300  
Collierville TN 38017

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**CAUTION** Harmful if swallowed Harmful if absorbed through skin Avoid contact with skin eyes or clothing  
Causes moderate eye irritation

### Personal Protective Equipment (PPE)

Some materials that are chemical-resistant to this product are listed below Mixers loaders applicators and other handlers including during mixing/loading repair and cleaning of equipment and disposal of pesticide must wear the following

Long-sleeved shirt and long pants  
Shoes plus socks  
Chemical-resistant gloves such as barrier laminate viton neoprene rubber or nitrile rubber  
Chemical-resistant apron for mixers/loaders persons cleaning equipment and persons exposed to the concentrate

In addition to the above PPE mixers and loaders supporting aerial applications to forests must wear at least a NIOSH-approved respirator with  
A dust/mist filter with MSHA/NIOSH approval number prefix TC-21C or any R P or HE filter

See engineering controls for additional requirements

### User Safety Requirements

Follow manufacturer's instructions for cleaning/maintaining PPE If there are no such instructions for washables 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

### 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 support aerial application is limited to 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

This pesticide 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

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 actively visiting the treatment area.*

*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. Do not contaminate bodies of water when disposing of equipment rinsate or washwaters.*

## PHYSICAL OR CHEMICAL HAZARDS

*Do not use, pour, spill, or store near heat or open flame.*

## DIRECTIONS FOR USE

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

*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 application, or by persons under their direct supervision.*

### Precautions and Use Restrictions

*Apply this product only as specified on this label.  
Apply this product at temperatures greater than 50°F and when wind speed equals or exceeds 1 mph.  
Not for use in metered release systems.  
Not for use in outdoor residential misting systems.  
Do not spray this product on or allow it to drift onto cropland (other than crops listed) or potable water supplies.  
In the treatment of corrals, feedlots, animal confinements/houses, swine lots, poultry ranges and zoos, cover any exposed drinking water, drinking fountains and animal feed before application.  
For hand-carried and/or lawn mower foggers, do not fog wet foliage. Do not fog when wind conditions exceed 10 mph. Only use a clean, well-maintained and properly calibrated fogger known to give excellent performance. Fog down wind.  
Do not apply by fixed-wing aircraft at a height 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.  
Apply when wind speed is greater than 1 mph.  
Do not make applications during rain.*

*Do not retreat site more than once in 3 days. Do not exceed 25 applications at 0.007 lbs permethrin per acre per application or 0.007 lbs PBO per acre per application or 0.18 lbs of permethrin per acre per season or 0.18 lbs 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.*

## HOW TO APPLY

*For proper ground application, mount the fog applicator so that the nozzle is at least 4 ½ feet above ground level and directed out the back of the vehicle. May be applied at speeds of 5 mph up to 20 mph. Failure to follow these label directions may result in reduced effectiveness. For Aerial Application, refer to the Aerial Application section on this label. Pro-Mate UL 30-30 may be used as is, or diluted with a suitable solvent, i.e., a 60 to 100 second viscosity mineral oil, and applied at a rate not to exceed 0.9636 fl oz of Pro-Mate UL 30-30 per acre. Both aerial and ground applications should be made when the wind is less than 10 mph. For exact rates, see the UNDILUTED or the DILUTION Rates charts on this label. Pro-Mate UL 30-30 is approved for application, as an Ultra Low Volume (ULV) Thermal or Non-thermal aerosol (cold fog), to control adult mosquitoes and other insects as listed on this label in residential and recreational areas where these insect pests become a problem, such as*

parks campsites woodlands athletic fields golf courses residential area municipalities gardens play grounds and non-crop waste areas Treat when mosquitoes or insects are most active and weather conditions are conducive to keeping the fog close to the ground e.g. cool temperatures and wind speeds not greater than 10 mph Applications during the cool hours of night or early morning are usually preferable Repeat treatment when recommended by Public Health officials or mosquito Abatement Districts

### SPRAY DROPLET SIZE DETERMINATION

**Ground based Application** Spray equipment must be adjusted so that the volume median diameter is less than 30 microns ( $Dv\ 0.5 < 30\ \mu m$ ) and that 90% of the spray is contained in droplets smaller than 50 microns ( $Dv\ 0.9 < 50\ \mu m$ ) Directions from the equipment manufacturer or vendor pesticide registrant or a test facility using laser based equipment to produce acceptable droplet 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  $\leq 200$  feet above ground elevation** Spray equipment must be adjusted so that the volume median diameter produced is less than 60 microns ( $Dv\ 0.5 < 60\ \mu m$ ) and that 90% of the spray is contained in droplets smaller than 100 microns ( $Dv\ 0.9 < 100\ \mu m$ ) 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

**Aerial Application made at  $> 200$  feet above ground elevation** Spray equipment must be adjusted so that 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

### ULV NON-THERMAL AEROSOL (COLD FOG)

To control adult mosquitoes flies and gnats (blackflies) apply Pro-Mate UL 30-30 using truck mounted ground ULV (cold fog) equipment with a swath width of 300 feet in areas such as residential recreational industrial areas For best results apply when insects are most active and conditions are conducive to keeping the fog close to the ground Apply the undiluted product at flow rates of 0.5472 to 2.1816 fluid oz per minute at a truck speed of 10 mph These rates are equivalent to 0.00175 to 0.007 pounds of permethrin a.i. and 0.00175 to 0.007 pounds of piperonyl butoxide a.i. per acre If a different vehicle speed is used adjust the flow rate accordingly An accurate flow control system must be used to ensure proper flow rate Use the maximum flow rates and application rates listed on this label to treat heavy vegetation or when target insect populations are high Do not exceed the highest flow rates specified by the manufacturer Pro-Mate UL 30-30 may also be applied by diluting with 60-100 second mineral oil or another suitable solvent applied so as not to exceed 0.007 lb a.i. per acre using a swath width of 300 feet for calculation Refer to the rates chart for suggested rates for diluted use Pro-Mate UL 30-30 may be used to treat outdoor aggregation and harborage sites including storm drains underground drainage pipes and pipe chases

### THERMAL AEROSOL FOGGING

Refer to the DILUTION RATES tables for fogging applications Droplet size of thermal fog will be very small usually in the 0.5 to 1.0 micron range

**TRUCK MOUNTED** - Apply Pro-Mate UL 30-30 diluted or undiluted with Suitable Thermal Fogging equipment If diluted use a 60 to 100 second viscosity mineral oil or another suitable non-phytotoxic diluent to reduce oil requirement and sludge buildup in equipment Do not exceed the maximum 0.007 lb a.i. permethrin per acre rate May be applied at speeds of 5 mph up to 20 mph For use with HAND CARRIED and/or LAWN MOWER FOGGERS use the same rates of A.I. per acre with a 50 foot swath width at a walking speed of 2 mph Apply Pro-Mate UL 30-30 at 0.00175 lb to 0.007 lb of a.i. Permethrin/a.i. Piperonyl Butoxide per acre

**USE AS AN INSECT BARRIER  
AS AN INSECT BARRIER – USE A “BACKPACK” FOG TYPE MIST BLOWER**

*For use in Non-Thermal ULV motorized portable backpack fog type mist blower equipment apply Pro-Mate UL 30-30 with equipment adjusted to deliver ULV particles of 50 to 100 volume median diameter Pro-mate UL 30-30 may be applied undiluted or diluted (see Application Rates tables section) If diluted use a 30 to 100 second viscosity mineral oil or another (if recommended by Public Health Officials) suitable non-phytotoxic diluent Use 0.00175 to 0.007 pound permethrin A.I. per acre at a 50 ft (15.2m) swath width while walking at a speed of 2 mph (3.2 kph) Whether applied undiluted or diluted or at a different speed make sure that the same amount of Permethrin a.i. – PBO a.i. is applied/acre*

**DIRECTIONS FOR AERIAL APPLICATION**

*Use aircraft specially equipped and capable of applying Ultra-Low Volumes of Pro-Mate UL 30-30 according to the rate chart on this label Applications can be made diluted or undiluted but cannot exceed the specified rates of 0.007 lbs permethrin per acre and 0.007 lbs PBO per acre equivalent to 0.3646 fl. Oz. of undiluted Pro-Mate UL 30-30 per acre Applications should be made at an altitude of 100 to 300 feet Apply at airspeed sufficient to deliver the appropriate amount of active ingredient per acre A forward speed of 150 mph achieving a swath width of 500 feet is recommended The minimum height (from the ground) for aerial application of this product is 100 feet Treat when insects are most active and meteorological conditions are conducive to keeping the spray cloud close to the ground In order to compensate for windy conditions and ensure drift onto the target area aerial application with aircraft equipped with Global Positioning Systems (GPS) is recommended*

**PROHIBITION OF AERIAL USE IN FLORIDA** Not for aerial use in Florida UNLESS specifically authorized by the Bureau of Entomology and Pest Control Florida Department of Agriculture and Consumer Services

*This product can be applied over specific growing crops prior to harvest and range grasses 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*

*Alfalfa Almonds Apples Artichoke Asparagus Avocado Broccoli Brussel sprouts Cabbage Cantaloupe Cauliflower Celery Cherry Corn (field and pop) Corn (sweet) Eggplant Filberts (Hazelnuts) Garlic Horseradish Lettuce Onions (dry bulb only) Papayas (FL only) Peaches/Nectarines Pears Bell peppers Pistachios Potatoes Soybeans Spinach Tomatoes and Walnuts*

*Cucurbit vegetables including Chayote (fruit) Chinese waxgourd (Chinese preserving melon) Citron melon Cuban pumpkin Cucumber Gherkin Gourd (edible includes hyotan cucuzza hechima Chinese okra) Momordica spp. (includes balsam apple balsam pear bitter melon Chinese cucumber) Muskmelon (hybrids and/or cultivars of Cucumis melo including true cantaloupe cantaloupe casaba Crenshaw melon golden pershaw melon honeydew melon honey balls mango melon Persian melon pineapple melon Santa Claus melon snake melon and Winter melon) Pumpkin Squash (includes summer squash types such as butternut squash calabaza crookneck squash Hubbard squash scallop squash straightneck squash vegetable marrow and zucchini and winter squash types such as acorn squash and spaghetti squash) Watermelon (includes hybrids and/or varieties of Citrullus lanatus)*

*Leafy Vegetables including Leafy vegetables (except brassica) (Amaranth (leafy amaranth Chinese spinach tampala) Arugula (Rocket) Chervil Chrysanthemum (edible leaved and garland) Corn salad Cress (garden) Cress (upland yellow rocket winter cress) Dandelion Dock (sorrel) Endive (escarole) Lettuce (head and leaf) Orach Parsley Purslane (garden and winter) Radicchio (red chicory) Spinach (including New Zealand and vine (Malabar spinach Indian spinach))*

*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*

Pounds A I Per Acre		Application Rates Fluid Oz Per Minute at M P H				FI OZ of PERM-X UL 30 30 Per Acre
Permethrin	PBO	5 MPH	10 MPH	15 MPH	20 MPH	
0 00700	0 00700	1 0938	2 1876	3 2814	4 3752	0 3646
0 00350	0 00350	0 5468	1 0938	1 6507	2 1876	0 1823
0 00175	0 00175	0 2736	0 5472	0 8208	1 0944	0 0912

### DILUTION RATES FOR PRO-MATE UL 30-30

**FOR A 1 : 4 DILUTION**

Mix 1 part Pro-Mate UL 30-30 with 4 parts Suitable Mineral Oil      Apply as follows

Pounds A I Per Acre		Application Rates Fl Oz Per Minute at Vehicle Speeds				Fl Oz Finished Spray Per Acre
Permethrin	PBO	5 MPH	10 MPH	15 MPH	20 MPH	
0 00700	0 00700	5 3847	10 7694	16 1541	21 5388	1 7949
0 00350	0 00350	2 6925	5 3850	8 0775	10 7700	0 8975
0 00175	0 00175	1 3464	2 6928	4 0932	5 3856	0 4488

**FOR A 1 : 8 DILUTION**

Mix 1 part Pro Mate UL 30-30 with 8 parts Suitable Mineral Oil      Apply as follows

Pounds A I Per Acre		Application Rates Fl Oz Per Minute at Vehicle Speeds				Fl Oz Finished Spray Per Acre
<i>Permethrin</i>	<i>PBO</i>	5 MPH	10 MPH	15 MPH	20 MPH	
0 00700	0 00700	9 5457	19 0914	28 6371	38 1828	3 1819
0 00350	0 00350	4 7727	9 5454	14 3181	19 0908	1 5909
0 00175	0 00175	2 3862	4 7730	7 1595	9 5460	0 7955

**FOR A 1 2 DILUTION**

Mix 1 part Pro Mate UL 30-30 with 2 parts Suitable Mineral Oil      Apply as follows

Pounds A I Per Acre		Application Rates Fl Oz Per Minute at Vehicle Speeds				Fl Oz Finished Spray Per Acre
Permethrin	PBO	5 MPH	10 MPH	15 MPH	20 MPH	
0 00700	0 00700	3 2814	6 5628	9 8442	13 1256	1 0938
0 00350	0 00350	1 6407	3 2814	4 9221	6 5628	0 5469
0 00175	0 00175	0 8205	1 6410	2 4615	3 2820	0 2735



## STORAGE AND DISPOSAL

*Do not contaminate water food or feed by storage or disposal*

**PESTICIDE STORAGE AND SPILL PROCEDURES** *Store upright at room temperatures Do not expose to extreme temperatures In case of spill or leakage ventilate the area wear chemical resistant gloves and footwear Retrieve and filter the liquid in some manner and use as directed on this label or soak-up the liquid with absorbent material such as sawdust soil fuller's earth or etc Dispose of the resulting chemical waste as follows*

**PESTICIDE DISPOSAL** *Wastes resulting from a spill or use of this product may be disposed of on site or at an approved waste disposal facility*

**CONTAINER DISPOSAL** *Non-refillable container Do not reuse or refill this container Clean container promptly after emptying [Containers 5 gallons or less] 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 ¼ full with mineral oil (or other solvent used when diluting the product) 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 reconditioning if appropriate or puncture and dispose of in a sanitary landfill or by other procedures approved by State and local authorities [Containers larger than 5 gallons] Triple rinse as follows Empty the remaining contents into application equipment or a mix tank Fill the container ¼ full with mineral oil (or other solvent used when diluting the product) 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 reconditioning if appropriate or puncture and dispose of in a sanitary landfill or by other procedures approved State and local authorities*

## CONDITIONS OF SALE – LIMITED WARRANTY AND LIMITATIONS OF LIABILITY AND REMEDIES

**Read the Conditions of Sale - Warranty and Limitations of Liability and Remedies before using this product If the terms are not acceptable, return the product, unopened, and the full purchase price will be refunded**

*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 Chemical Company (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 shall be limited to at Helena Chemical Company's election one of the following*

- 1 Refund of the purchase price paid by buyer or user for product bought or*
- 2 Replacement of the product used*

*To the extent consistent with applicable law 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*

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