



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Khalid Akkari
BASF Corporation
P.O. Box 13528,
26 Davis Drive
Research Triangle Park, NC 27709

JUL 7 2010

Subject: Emerald Fungicide
EPA Reg. No. 7969-196
Amendment dated: February 11, 2011
EPA Decision No. 434264

Dear Dr. Akkari

The amended label referred to above, submitted in connection with registration under the Federal, Insecticide, Fungicide, and Rodenticide Act as amended is acceptable provided the following changes are made.

On page 4,

1. Change the heading "General Information" to "Product Information".

On page 6,

2. Within the Application Information section, revise the first sentence of the fifth paragraph by adding the underlined text as follows. "Apply Emerald according to the instructions, rate, timing, resistance management and adjuvant use recommendations in the directions in Table 3, Table 4, Table 5, Table 6 and the Addition of Additives text sections, in this label".

On page 8,


3. Change the heading "Additives and Tank Mixing Information for Ornamentals" to "Addition of Additives and Tank Mixing Information-for Ornamentals".

2 of 17

Emerald Fungicide
EPA Reg. No. 7969-196
Page 2 of 2

One copy of the label stamped "Accepted with Comments" is enclosed for your records. This label supersedes all labels previously accepted for this product. Please submit one copy of the final printed label that incorporates the required changes before the product is released for shipment. Should you have any further questions, please feel free to contact Shaunta Hill via email at hill.shaunta@epa.gov or telephone at 703-347-8961.

Sincerely,



Erik Kraft
Acting Product Manager (20)
Fungicide Branch
Registration Division (7504P)

Enclosure
Label stamped Accepted with Comments

30617

Group 7 Fungicide

ACCEPTED
with COMMENTS
In EPA Letter Dated
JUL 7 2010



Emerald®

F U N G I C I D E

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.
7969-196

For disease control on golf course turfgrass and ornamentals

| | |
|---|--------|
| Active Ingredient: | |
| Boscalid, 3-pyridinecarboxamide, 2-chloro-N-(4-chloro(1,1'-biphenyl)-2-yl)- | 70.0% |
| Other Ingredients: | 30.0% |
| Total: | 100.0% |

EPA Reg. No. 7969-196

EPA Est. No.

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 someone to explain it to you in detail.)

See inside booklet for complete **First Aid, Precautionary Statements, Directions For Use, Conditions of Sale and Warranty**, and state-specific crop and/or use site restrictions.

In case of an emergency endangering life or property involving this product, call day or night 1-800-832-HELP (4357).

Net Contents:

BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709

 **BASF**
The Chemical Company

| FIRST AID | |
|--|--|
| If in eyes | <ul style="list-style-type: none"> • Hold eyes open and rinse slowly and gently with water for 15 to 20 minutes. • Remove contact lenses, if present, after first 5 minutes; then continue rinsing eyes. • Call a poison control center or doctor for treatment advice. |
| If on skin or clothing | <ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • 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 inhaled | <ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance; then give artificial respiration, preferably mouth to mouth, if possible. • Call a poison control center or doctor for further treatment advice. |
| HOT LINE NUMBER | |
| <p>Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact BASF Corporation for emergency medical treatment information: 1-800-832-HELP (4357).</p> | |

Precautionary Statements

Hazards to Humans and Domestic Animals

Warning. Causes substantial but temporary eye injury. Harmful if absorbed through skin. Harmful if swallowed.
DO NOT get in eyes or on clothing. Avoid contact with skin, eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

Personal Protective Equipment (PPE)

Applicators and other handlers must wear:

- Protective eyewear (goggles, face shield, or safety glasses)
- Long-sleeved shirt and long pants
- Chemical-resistant gloves
- Shoes plus socks

Follow the manufacturer's instructions for cleaning and maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- 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

DO NOT apply directly to water, areas where surface water is present, or to intertidal areas below the high water mark. **DO NOT** contaminate water when disposing of equipment washwaters.

Surface Water Advisory

This product may contaminate water through drift of spray in wind. This product has a potential for runoff according to the pesticide's "mean" soil partition coefficient (15 mL/g²) for several months or more after application. Poorly draining soils and soils with shallow water tables are more prone to produce runoff that contains this product. A level, well-maintained vegetative buffer strip between areas to which this product is applied and surface water features such as ponds, streams, and springs will reduce the potential for contamination of water from rainfall runoff. Runoff of this product will be reduced by avoiding applications when rainfall is forecast to occur within 48 hours. Sound erosion control practices will reduce this product's contribution to surface water contamination.

DO NOT discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. **DO NOT** discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

Directions For Use

It is a violation of federal law to use this product in a manner inconsistent with its labeling. **DO NOT** apply this product in a way that will contact workers or other persons, either directly or through drift. For any requirements specific to your

state or tribe, consult the agency responsible for pesticide regulation.

This product is for golf course and ornamentals use only. Not for use on residential turfgrass, turfgrass being grown for sale, or other commercial use such as sod production, seed production, or for research purposes.

FAILURE TO FOLLOW THE USE DIRECTIONS AND PRECAUTIONS ON THIS LABEL MAY RESULT IN PLANT INJURY OR POOR DISEASE CONTROL.

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), notification to workers, and restricted-entry intervals. 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 **12 hours** for all crops.

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 (such as nitrile, butyl, neoprene, and/or barrier laminate)
- Shoes plus socks

Nonagricultural 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, nurseries, or greenhouses.

DO NOT enter or allow others to enter treated areas until sprays have dried.

Storage and Disposal

DO NOT contaminate water, food, or feed by storage or disposal.

Pesticide Storage. DO NOT store at extreme temperatures. Store in a dry place away from heat or open flame.

Pesticide Disposal. Wastes resulting from the use of this product may be disposed of on-site or at an approved waste disposal facility. If these wastes cannot be disposed of 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.

Container Disposal

(for paper or plastic bags)

Nonrefillable Container. DO NOT reuse or refill this container. After completely emptying container into application equipment, dispose of empty bag in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities.

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 reconditioning, if appropriate, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities.

Triple rinse containers small enough to shake (capacity ≤ 50 pounds) as follows: Empty the remaining contents into application equipment or a mix tank. 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.

Pressure rinse as follows: Empty the remaining contents into application equipment or mix tank. 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.

In Case of Spill

In case of large-scale spillage regarding this product, call:
CHEMTREC 1-800-424-9300
BASF Corporation 1-800-832-HELP (4357)

Steps to be taken in case material is released or spilled:

Wear the personal protective equipment specified on the label. Recover the material for reuse according to the label whenever possible. Sweep and/or shovel up the spilled material into an appropriate closed container. Avoid the creation of dusty conditions. Remove and wash clothing and personal protective equipment prior to reuse. Keep the spill out of all sewers and open bodies of water.

General Information

Emerald® fungicide is a systemic anilide fungicide for the control of dollar spot (*Sclerotinia homoeocarpa*) and bentgrass dead spot (*Ophiosphaerella agrostis*) in turfgrass grown on golf courses and for several foliar and soilborne diseases in greenhouse and outdoor ornamentals. See **Ornamentals** section and **Table 3. Use Sites and Application Techniques for Ornamentals and Flower Bulbs** for additional use sites. Optimum disease control is achieved when **Emerald** is applied in a regularly scheduled preventive spray program and is used in a rotation program with other effective fungicides. Because of its high specific activity, **Emerald** has good residual activity against target fungi.

For the control of turfgrass and ornamental diseases not listed on this label, **Emerald** may be tank mixed with labeled rates of other fungicides. Follow label directions of any tank mix product and apply at the specified rate based on target disease. All applications should be made according to the use directions that follow. Failure to follow directions and precautions on this label may result in turfgrass and ornamentals injury and/or inferior disease control.

Golf Course Turfgrass

Application Information

Emerald is a systemic fungicide for the control of dollar spot and bentgrass dead spot of golf course turfgrass. **Emerald** may be applied as a solo foliar spray or in tank mixes with other registered turfgrass fungicides. **DO NOT** exceed the specified application rate or fail to comply with use restrictions listed in the **Resistance Management** and **Restrictions and Limitations for Golf Course Turfgrass**. All applications should be made according to the use directions that follow.

Uses and Tolerances

Emerald can be used only on turf grown on golf courses. Due to variability within turfgrass species, application techniques and possible tank mixes, neither the manufacturer nor the seller has determined if **Emerald** has adequate tolerance on all turfgrasses under all conditions. Therefore, apply the specified rate of **Emerald** on a small test area under conditions expected to be encountered and monitor for any adverse effects before applying **Emerald** to the targeted area.

Spray Instructions

For maximum efficacy, **Emerald** should be applied prior to or in the early stages of disease development. For maximum efficacy, apply **Emerald** at the rates indicated in **Table 1. Application Rates and Intervals for Emerald® fungicide on Golf Course Turfgrass** in 2 to 4 gallons of water per 1000 square feet (87 to 174 gallons per acre). Use the shorter specified application interval and/or the higher specified rate when prolonged favorable disease conditions exist. Applications should be repeated at the specified interval as necessary.

- **Emerald** is most effective when applied preventively.
- Actual length of disease control will vary depending on environmental conditions, disease pressure, and turfgrass management practices.
- Calibrate sprayer prior to use.
- After application, allow foliage to dry prior to mowing or irrigation.
- Apply **Emerald** using sufficient water volume and pressure for adequate coverage of the foliage.
- Apply **Emerald** as instructed in the **Specific Use Directions** with ground spray equipment.

Resistance Management

The active ingredient in **Emerald** is boscalid, an anilide **Group 7** (carboxamide) fungicide. Boscalid is effective against strains of pathogens, such as dollar spot, that are resistant to other fungicides, such as the dicarboximides, sterol inhibitors, or benzimidazoles. Fungal isolates resistant to anilide fungicides, such as boscalid, may eventually dominate the fungal population if boscalid is used predominantly and repeatedly in the same area in successive years as the primary method of control for the targeted pathogen species. This may result in reduction of disease control by **Emerald** or other **Group 7** fungicides.

To maintain the performance of **Emerald** in turfgrass, **DO NOT** exceed the total number of sequential applications of **Emerald**. Adhere to the label instructions regarding the consecutive use of **Emerald**.

To delay the development of fungicide resistance:

- **Tank mixtures**
Use tank mixtures with fungicides from different target site of action groups that are registered/permitted for the same use and that are effective against the pathogens of concern. Use at least the minimum labeled rates of each fungicide in the tank mix.
- **Integrated Pest Management (IPM)**
Integrate **Emerald** into an overall disease and pest management program. Follow cultural practices known to reduce disease development. Use **Emerald** in advisory (disease forecasting) programs that recommend application timing based on environmental factors favorable for disease development.
- **Monitoring**
Monitor efficacy of all fungicides used in the disease management program against the targeted pathogen and record other factors that may influence fungicide performance and/or disease development. If **Emerald** appears to be less effective against a pathogen that it previously controlled or suppressed, contact a BASF representative or local turfgrass expert for further investigation.

DO NOT make more than two (2) sequential applications of Emerald for disease control, especially for dollar spot or bentgrass dead spot in golf course turfgrass. Then alternate to another effective fungicide before reapplying Emerald.

Addition of Additives for Golf Course Turfgrass

Due to the large number of additives or adjuvants that may be used, neither the manufacturer nor the seller has determined whether **Emerald® fungicide** can be used safely with all additives on golf course turfgrass.

Tank Mixing Information for Golf Course Turfgrass

Tank Mix Partners/Components

Emerald is compatible with most fungicide, insecticide and fertilizer products. If tank mixtures are used, adhere to restrictions due to rates, label directions and precautions on all labels. Physical incompatibility, reduced disease control, or turfgrass injury may result from mixing **Emerald** with fungicides, herbicides, insecticides, additives, or fertilizers. To improve control of certain diseases, **Emerald** may be tank mixed with other effective fungicides such as **Curalan® EG fungicide**, **Iprodione Pro fungicide** or **Propiconazole Pro fungicide**.

Compatibility Test for Tank Mix Components

Add components in the following sequence using 2 teaspoons for each pound or 1 teaspoon for each pint of label rate per acre.

1. **Water.** For 87 gallons per acre (2 gallons per 1000 square feet) spray volume, use 14.4 cups (3.5 liters) of water. For other spray volumes, adjust rates accordingly. Use only water from the intended source at the source temperature.
2. **Water-dispersible products** (dry flowables, wettable powders, suspension concentrates, or suspo-emulsions). Cap the jar and invert 10 cycles.
3. **Water-soluble products.** Cap the jar and invert 10 cycles.
4. **Emulsifiable concentrates** (oil concentrate or methylated seed oil when applicable). Cap the jar and invert 10 cycles.
5. **Water-soluble additives.** Cap the jar and invert 10 cycles.
6. Let the solution stand for 15 minutes.
7. **Evaluate** the solution for uniformity and stability. The spray solution should not have free oil on the surface, nor fine particles that precipitate to the bottom, nor thick (clabbered) texture. **DO NOT** use any spray solution that could clog spray nozzles.

Mixing Order

Limit amount of spray mixture prepared to that needed for immediate use.

1. **Water.** Begin by agitating a thoroughly clean sprayer tank 1/2 full of clean water.
2. **Products in PVA bags.** Place the water-soluble PVA bag into the mixing tank. The water-soluble PVA bag will dissolve in water to allow the contents to disperse. Wait until all water-soluble PVA bags have fully dissolved and the product is evenly mixed in the spray tank before continuing.

3. **Water-dispersible products** (dry flowables such as **Emerald**, wettable powders, suspension concentrates, or suspo-emulsions).
4. **Water-soluble products.**
5. **Emulsifiable concentrates** (oil concentrate or methylated seed oil when applicable).
6. **Water-soluble additives** (AMS or UAN when applicable).
7. Remaining quantity of water.

Maintain maximum constant agitation during application. **DO NOT allow mixture to stand for extended periods prior to application.**

Cleaning Spray Equipment

Spraying equipment must be cleaned thoroughly before and after applying this product, particularly if a product with the potential to injure turfgrass was used prior to **Emerald**.

Restrictions and Limitations for Golf Course Turfgrass

- Maximum seasonal use rate: **DO NOT** apply more than a total of 1.1 ounces of **Emerald** per 1000 sq ft per year (48 ounces **Emerald** per acre per year).
- Refer to **Specific Use Directions** for sequential application intervals for **Emerald**.
- **DO NOT** apply this product to turfgrass except for golf course turfgrass.
- **DO NOT** apply through any type of irrigation equipment.
- This product cannot be used to formulate or reformulate any other pesticide product.

Specific Use Directions for Golf Course Turfgrass

Use **Emerald** for the control of dollar spot and bentgrass dead spot in golf course turfgrass. For maximum efficacy, **Emerald** should be applied prior to or in the early stages of disease development. Apply **Emerald** at the rates indicated in **Table 1. Application Rates and Intervals for Emerald® fungicide on Golf Course Turfgrass** in 2 to 4 gallons of water per 1000 square feet (87 to 174 gallons per acre). Use the shorter specified application interval and/or the higher specified rate when prolonged favorable disease conditions exist. Applications should be repeated at the specified interval as necessary.

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Table 1. Application Rates and Intervals for Emerald® fungicide on Golf Course Turfgrass

| Disease (Pathogen) | Rate (oz Emerald per 1000 square feet) | Rate (ozs Emerald per acre) | Application Intervals (days) | Comments |
|---|--|-----------------------------|------------------------------|---|
| Dollar spot (<i>Sclerotinia homoeocarpa</i>) | 0.13 to 0.18 | 5.7 to 8.0 | 14 to 28 | Begin applications prior to or in the early stages of disease development. Use the shorter specified application interval and/or the higher specified rate when prolonged favorable disease conditions exist. |
| Bentgrass dead spot (<i>Ophiosphaerella agrostis</i>) | 0.18 | 8.0 | 14 | |

DO NOT apply more than two (2) sequential applications of **Emerald**. Then alternate to another effective fungicide before reapplying **Emerald**.

Table 2. Dilution Table for Spray Solutions of Emerald

| Emerald Use Rate (oz per 1000 sq ft) | ozs Emerald per 100 gallons spray solution | | |
|--------------------------------------|--|---------------------------------------|---------------------------------------|
| | Spray Volume 2 gallons per 1000 sq ft | Spray Volume 3 gallons per 1000 sq ft | Spray Volume 4 gallons per 1000 sq ft |
| 0.13 | 6.5 | 4.3 | 3.3 |
| 0.18 | 9.0 | 6.0 | 4.5 |

Ornamentals

Use not permitted in California unless otherwise directed by supplemental labeling.

Application Information

Use **Emerald** for control of certain foliar and soilborne diseases, including blights, rots, leaf spots, and powdery mildews of ornamental plants. **Emerald** may be used to control certain diseases of container, bench, flat, plug, bed-grown or field-grown ornamentals grown in outdoor nurseries, retail nurseries, forest and conifer nurseries and plantations, golf courses, residential and commercial landscapes, interiorscapes, greenhouses, lathhouses, shadehouses, and containers.

DO NOT exceed the application rate or fail to comply with the use restrictions listed in the **Resistance Management** and **Restrictions and Limitations** sections. Make all applications according to the use directions that follow. Failure to follow directions and precautions on this label may result in injury and/or inferior disease control.

Uses and Tolerances

The phytotoxic potential of **Emerald** has been assessed on a wide variety of common ornamental plants with no phytotoxicity observed. Refer to **Table 8. Emerald® fungicide Tolerant Plant Species** for the list of plants shown to be tolerant to **Emerald**. Not all plant species and their varieties and cultivars have been tested for tolerance to **Emerald**, possible tank mix combinations of **Emerald**, pesticide treatments preceding or following those of **Emerald**, and combinations of **Emerald** with adjuvants or surfactants. Local conditions can also influence plant tolerance and may not match those under which BASF has conducted testing.

Therefore, before using **Emerald**, test the product on a sample of the plant to be treated to ensure that a phytotoxic response will not occur prior to large-scale use.

Apply **Emerald** according to the instructions, rate, timing, resistance management and adjuvant use recommendations in the use directions in **Table 3, Table 4, Table 5** and **Table 6** in this label. **Emerald** may be applied by ground **sprayers such as tractor groundboom, backpack/handboom, handwand, etc.; aerial spray with fixed-wing aircraft or helicopter; and by chemigation using sprinkler and drip irrigation.**

Aerial Application Directions

Emerald may be applied aerially to field-grown nursery plants using a minimum of 10 gallons per acre of finished spray solution. Use the **Emerald** rate per 100 gallons in **Table 4. Emerald Application Rates and Intervals on Ornamentals Foliar Diseases** concentrated into 10 gallons per acre only for aerial applications. **DO NOT** apply aerially when environmental conditions favor drift from target area. Drift potential is lowest when wind speed does not exceed 10 mph.

Table 3. Use Sites and Application Techniques for Ornamentals and Flower Bulbs

| Use Sites | Application Techniques | Application Equipment |
|--|---------------------------------|---|
| Outdoor nurseries (container, bench, flat, plug, bed-grown or field-grown) | Ground (foliar spray or drench) | Tractor ground-boom, backpack, handwand |
| | Chemigation | Sprinkler and drip irrigation |
| | Aerial (foliar spray) | Aircraft (fixed-wing and helicopter) |
| Retail nurseries | Ground (foliar spray or drench) | Tractor ground-boom, backpack, handwand |
| Forest and conifer nurseries and plantations | Ground (foliar spray) | Tractor ground-boom, backpack, handwand |
| | Aerial (foliar spray) | Aircraft (fixed-wing and helicopter) |
| Greenhouses, lathouses and shadehouses | Ground (foliar spray or drench) | Tractor ground-boom, backpack, handwand |
| Containers | Ground (foliar spray or drench) | Tractor ground-boom, backpack, handwand |
| Residential and commercial landscapes | Ground (foliar spray) | Tractor ground-boom, backpack, handwand |
| Interiorscapes | Ground (foliar spray) | Backpack, handwand |
| Recreational areas such as parks and sports fields where ornamentals and bulbs are present | Ground (foliar spray) | Tractor ground-boom, backpack, handwand |

Use Precautions for Sprinkler and Drip Irrigation Applications

Drip Irrigation. Emerald® fungicide may be applied through drip irrigation systems to potted ornamentals or to bedded, field-grown ornamentals for soilborne disease control. Apply 8 to 16 ozs Emerald per acre as a preventive disease application. The soil or potting media must have adequate moisture capacity prior to drip application.

Terminate drip irrigation at fungicide depletion or after 6 hours from start, whichever is shorter. For maximum efficacy, subsequent irrigation (water only) should be delayed for at least 24 hours following drip application.

Sprinkler Irrigation. Emerald may be applied by sprinkler irrigation to potted ornamentals or to bedded, field-grown ornamentals. Apply this product through sprinkler irrigation systems including center pivot, lateral move, end tow, side [wheel] roll, traveler, big gun, solid set, or hand move irrigation systems.

DO NOT apply this product through any other type of irrigation system, except as specified on this label.

Apply with center pivot or continuous-move equipment distributing 1/2 acre-inch or less during treatment. In general, use the least amount of water required for proper distribution and coverage. If stationary systems (solid set, handlines or wheel lines other than continuous-move) are used, apply this product by injection into no more than the last 20 to 30 minutes of the set.

DO NOT spray when conditions favor drift beyond the area intended for application. Plant injury and lack of effectiveness can occur with misapplication or drift. Thorough coverage of foliage is required for good control.

Good agitation should be maintained during the entire application period.

If you have questions about calibration, contact state extension service specialists, equipment manufacturers or other experts. The system must contain a functional check valve, vacuum-relief valve, and low-pressure drain appropriately located on the irrigation pipeline to prevent water-source contamination from backflow.

The pesticide injection pipeline must contain a functional, automatic quick-closing check valve to prevent the flow of fluid back toward the injection pump. The pesticide injection pipeline must also contain a functional, normally closed solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down. The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops. The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected. Systems must use a metering pump, such as a positive displacement injection pump (e.g. diaphragm pump), effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.

Allow sufficient time for pesticide to be flushed through all lines and all nozzles before turning off irrigation water. A person knowledgeable of the chemigation system and responsible for its operation, or under the supervision of the responsible person, shall shut the system down and make necessary adjustments should the need arise. **DO NOT** connect an irrigation system (including greenhouse systems) used for pesticide application to a public water system unless the pesticide label-prescribed safety devices for public water systems are in place.

Specific Instructions for Public Water Systems

1. Public water system means a system for the provision to the public of piped water for human consumption if such system has at least 15 service connections or regularly serves an average of at least 25 individuals daily at least 60 days out of the year.

2. Chemigation systems connected to public water systems must contain a functional, reduced-pressure zone back-flow preventer (RPZ) or the functional equivalent in the water supply line upstream from the point of pesticide introduction. As an option to the RPZ, the water from the public water system must be discharged into a reservoir tank prior to pesticide introduction. There shall be a complete physical break (air gap) between the outlet end of the fill pipe and the top or overflow rim of the reservoir tank of at least 2 times the inside diameter of the fill pipe.
3. The pesticide injection pipeline must contain a functional, automatic quick-closing check valve to prevent the flow of fluid back toward the injection pump.
4. The pesticide injection pipeline must contain a functional, normally closed solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
5. The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops, or in cases where there is no water pump, when the water pressure decreases to the point that pesticide distribution is adversely affected.
6. Systems must use a metering pump, such as a positive displacement injection pump (e.g. diaphragm pump), effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.

Resistance Management

Emerald® fungicide provides optimum disease control when applied in a regularly scheduled protective fungicide program and used in a spray program that rotates fungicides with different modes of action. Refer to the specific use directions and restrictions found in this label.

Fungal isolates resistant to **Group 7** (carboxamide) fungicides, such as dicarboximides, sterol inhibitors, benzimidazoles, **QoI** fungicides, and phenylamides, may eventually dominate the fungal population if **Group 7** fungicides are used predominantly and repeatedly in the same area in successive years as the primary method of control for the targeted pathogen species. This may result in reduction of disease control by **Emerald** or other **Group 7** fungicides.

Emerald should be applied in an alternation or tank mix program with other registered fungicides that have a different mode of action and to which pathogen resistance has not developed. **DO NOT** make more than two (2) sequential applications of **Emerald**. Then alternate with a fungicide of a different mode of action before reapplying **Emerald**.

DO NOT alternate **Emerald** with other **Group 7** fungicides.

Begin **Emerald** applications prior to disease development and continue throughout the season at specified intervals following resistance management guidelines. **Emerald** works best when used as part of a preventive disease management program. Use of **Emerald** as a late curative or eradicator treatment may not always result in satisfactory disease control. **DO NOT** exceed 3.0 lbs (48 ozs) product per use site acre per year.

Integrated Pest (Disease) Management (IPM)

Emerald should be integrated into an overall disease and pest management program that includes selection of varieties with disease tolerance, optimum plant populations, proper fertilization, pruning, plant residue management, proper timing and placement of irrigation, and manipulation of environmental conditions to prevent fungal development where possible.

Additives and Tank Mixing Information for Ornamentals

Emerald can be tank mixed with most recommended fungicides, insecticides, herbicides, liquid fertilizers, biological control products, adjuvants, and additives for use on ornamentals.

Label directions are based on data without additives. Additives or spray adjuvants are usually not necessary for use with **Emerald**. If so desired, use only surfactants approved for ornamental plants in combination with **Emerald**. Test the product on a sample of the plant to be treated to ensure that injury will not occur prior to large-scale use. **DO NOT** use organosilicone-based adjuvants with **Emerald** because injury may result on certain ornamental species. **Always** test tank mixes on a small group of representative plants prior to broad-scale use.

If tank mixtures are used, adhere to restrictions due to rates, label directions and precautions on all labels.

Under some conditions, the use of additives or adjuvants may improve the performance of **Emerald**. However, all varieties and cultivars have not been tested with possible tank mix combinations. Local conditions can also influence plant tolerance and may not match those under which BASF has conducted testing. Physical incompatibility, reduced disease control, or plant injury may result from mixing **Emerald** with other products. Therefore, before using any tank mix (fungicides, insecticides, herbicides, liquid fertilizers, biological control products, adjuvants, and additives), test the combination on a small portion of the plant to be treated to ensure that a phytotoxic response will not occur as a result of application.

Consult a BASF representative or local agricultural authorities for more information concerning additives.

Compatibility Test for Tank Mix Components

Add components in the following sequence using 2 teaspoons for each pound or 1 teaspoon for each pint of label rate per acre.

1. **Water.** For 100 gallons per acre spray volume, use 16 cups (1 gallon) of water. For other spray volumes, adjust rates accordingly. Use only water from the intended source at the source temperature.
2. **Water-dispersible products** (dry flowables, wettable powders, suspension concentrates, or suspo-emulsions). Cap the jar and invert 10 cycles.
3. **Water-soluble products.** Cap the jar and invert 10 cycles.

4. **Emulsifiable concentrates** (oil concentrate or methylated seed oil when applicable). Cap the jar and invert 10 cycles.
5. **Water-soluble additives**. Cap the jar and invert 10 cycles.
6. Let the solution stand for 15 minutes.
7. **Evaluate** the solution for uniformity and stability. The spray solution should not have free oil on the surface, or fine particles that precipitate to the bottom, or thick (clabbered) texture. **DO NOT** use any spray solution that could clog spray nozzles.

Mixing Order

1. **Water**. Begin by agitating a thoroughly clean sprayer tank 3/4 full of clean water.
2. **Agitation**. Maintain constant agitation throughout mixing and application.
3. **Inductor**. If an inductor is used, rinse it thoroughly after each component has been added.
4. **Products in PVA bags**. Place any product contained in water-soluble PVA bags into the mixing tank. Wait until all water-soluble PVA bags have fully dissolved and the product is evenly mixed in the spray tank before continuing.
5. **Water-dispersible products** (such as **Emerald® fungicide**, dry flowables, wettable powders, suspension concentrates, or suspo-emulsions).
6. **Water-soluble products**.
7. **Emulsifiable concentrates** (such as oil concentrates when applicable).
8. **Water-soluble additives** [such as ammonium sulfate (AMS) or urea ammonium nitrate (UAN) when applicable].
9. **Remaining quantity of water**.

Make sure that each component is thoroughly mixed and suspended before adding tank mix partners. Maintain constant agitation during application.

Cleaning Spray Equipment

Spraying equipment must be cleaned thoroughly before and after applying this product, particularly if a product with the potential to injure plants was used prior to **Emerald**.

Restrictions and Limitations for Ornamentals

- **DO NOT** apply more than a total of 3.0 pounds (48 ozs) of **Emerald** per use site acre per year.
- **DO NOT** apply to plants that show injury (leaf phytotoxicity or plant stunting) produced by prior pesticide applications.
- **DO NOT** use on crops intended for food or feed use.
- **DO NOT** use in vegetables grown in greenhouses for crop production, or in vegetable production of transplants for outdoor use.
- **DO NOT** expose grapes of varieties Concord, Fredonia, Niagara, Noiret (NY73.0136.17), Rougeon, Steuben, and Worden to spray or drift containing **Emerald** because injury may result.

Specific Use Directions for Ornamentals

Application Directions

Foliar-directed and Crown-directed

Apply **Emerald** at use rates and intervals stated in **Table 4. Emerald Application Rates and Intervals on Ornamentals Foliar Diseases** and **Table 7. Rate Conversions for Volume-based and Surface Area-based Applications of Emerald**. Apply **Emerald** as a broadcast or banded spray targeted at the foliage or crown of the plant. Apply to runoff in sufficient water to ensure complete coverage of the target plant. Thorough coverage and wetting of foliage, crown and base of the plant and growth media surrounding the crown is necessary for best control. Refer to **Table 4. Emerald Application Rates and Intervals on Ornamentals Foliar Diseases** for specific use directions for control of specific diseases. Repeat applications at specified intervals (plus alternations for resistance management) for as long as required.

Drench

Emerald may be applied preventively as a drench treatment for control of certain soilborne, seedling and crown diseases in production ornamentals including *Rhizoctonia solani* and *Fusarium* spp. For control of *Phytophthora* spp. and *Pythium* spp., apply **Emerald** in tank mix with another fungicide effective against these diseases.

Thorough coverage and wetting of root zone, crown and base of the plant and surrounding growth media is necessary for best control. Use enough solution to wet the root zone of the plant. Provide a well-drained substrate at the time of application. Avoid watering plants for several hours before application to improve plant uptake of the product. Repeat applications as needed within 7 to 21 days.

Applications made to plugs and propagation trays or beds: Use a broadcast or directed spray applied in sufficient water to obtain thorough coverage of the plant crown and plant stem with thorough wetting of the soil surface.

See **Table 5. Emerald Treatment Rates for Drench Treatments to Control Certain Soilborne Diseases** and **Table 6. Emerald® fungicide Treatment Rates for Dip Treatments of Ornamental Bulbs** for more information regarding drench treatments. BASF does not recommend using **Emerald** alone after symptoms of soilborne disease have become evident because control may not be satisfactory.

Dip Application for Bulbs

Postharvest dipping of bulbs for the reduction of basal rot and blue mold on freshly dug plant material: Clean and treat bulbs within 24 to 48 hours of digging. Follow instructions below for preparing dip mixture, dipping and drying of bulbs.

Preplant dipping for basal rot on bulbs prior to planting into fields or bulbs used in containers: Start with clean, dry bulbs. Follow instructions below for preparing dip mixture, dipping and drying of bulbs.

Instructions for preparing Emerald® fungicide mixture, dipping and drying of bulbs: Prepare mixture in water with the amount of **Emerald** stated in **Table 6. Emerald® fungicide Treatment Rates for Dip Treatments of Ornamental Bulbs.** Keep dip mixture well agitated prior to and during the submersion of bulbs so that **Emerald** is uniformly dispersed. Submerge the bulbs completely in the dipping mixture for 15 to 30 minutes. Follow normal drying procedures, such as allowing a minimum of 2 days for bulb drying when using a forced-air rack and/or greater drying time when using ambient air conditions while holding bulbs in racks or bins.

Discard mixture:

1. When it becomes dirty or
2. After using 5 times or
3. After 24 hours, whichever occurs first

Table 4. Emerald Application Rates and Intervals on Ornamentals Foliar Diseases

| Disease (Pathogen) | Product Use Rate per Application (ozs product per 100 gallons) | Application Interval (days)* |
|---|---|---------------------------------|
| Powdery mildews <i>Oidium</i> spp. <i>Sphaerotheca</i> spp. <i>Uncinula</i> spp. | 4 to 8 | 7 to 10 |
| Leaf spots <i>Alternaria</i> spp. | 4 to 8 | 7 to 14 |
| Rots, Blights Botrytis rot <i>Botrytis</i> spp. | 8 to 16 | 7 to 14 |
| Blossom blight Monilinia blossom blight <i>Monilinia</i> spp. | 4 to 8 | 7 to 14 |
| Use preventively. Begin applications when conditions are favorable for fungal infection, prior to disease symptom development. | | |
| *The stated interval applies to conditions under which moderate-to-high disease pressure is expected. If conditions are unfavorable for infection or if disease pressure is absent, the interval may be extended up to 28 days. | | |

Table 5. Emerald Treatment Rates for Drench Treatments to Control Certain Soilborne Diseases

| Disease (Pathogen) | Product Use Rate per Application (ozs product/100 gallons) | Comments |
|--|--|--|
| Soilborne disease <i>Fusarium</i> spp. <i>Rhizoctonia solani</i> <i>Sclerotinia</i> spp. | 12 to 16 | Use as a preventive treatment. Drench the soil with a solution of 12 to 16 ozs of Emerald per 100 gallons. Thorough coverage and wetting of root zone, crown and base of the plant, and surrounding growth media is necessary for best control. Use enough solution to wet the root zone of the plant. Provide a well-drained substrate at the time of application. Avoid watering plants for several hours before application to improve plant uptake of the product. Repeat applications as needed within 7 to 21 days. Applications made to plugs and propagation trays or beds: Use a broadcast or directed spray applied in sufficient water to obtain thorough coverage of the plant crown and plant stem with thorough wetting of the soil surface. |
| Soilborne disease <i>Phytophthora</i> spp. <i>Pythium</i> spp. | 12 to 16 | For control of <i>Phytophthora</i> spp. and <i>Pythium</i> spp., apply Emerald in tank mix with another fungicide effective against these diseases using application instructions above for <i>Fusarium</i> , <i>Rhizoctonia</i> and <i>Sclerotinia</i> . |

130817

Table 6. Emerald® fungicide Treatment Rates for Dip Treatments of Ornamental Bulbs

| Disease (Pathogen) | Product Use Rate per Application (ozs product/100 gallons) | Comments |
|---|--|--|
| Basal and bulb rot <i>Fusarium</i> spp. | 12 to 16 | Post harvest dipping of bulbs for the reduction of basal rot and blue mold on freshly dug plant material: Clean and treat bulbs within 24 to 48 hours of digging. Follow instructions below for preparing dip mixture, dipping and drying of bulbs. |
| Blue mold <i>Penicillium</i> spp. | 12 to 16 | <p>Preplant dipping for basal rot on bulbs prior to planting into fields or bulbs used in containers: Start with clean, dry bulbs. Follow instructions below for preparing dip mixture, dipping and drying of bulbs.</p> <p>Instructions for preparing Emerald mixture, dipping and drying of bulbs: Prepare mixture in water with the amount of Emerald stated in Table 6. Emerald® fungicide Treatment Rates for Dip Treatments of Ornamental Bulbs. Keep dip mixture well agitated prior to and during the submersion of bulbs so that Emerald is uniformly dispersed. Submerge the bulbs completely in the dipping mixture for 15 to 30 minutes. Follow normal drying procedures, such as allowing a minimum of 2 days for bulb drying when using a forced-air rack and/or greater drying time when using ambient air conditions while holding bulbs in racks or bins.</p> <p>Discard mixture:</p> <ol style="list-style-type: none"> 1. When it becomes dirty or 2. After using 5 times or 3. After 24 hours, whichever occurs first <p>DO NOT discard the runoffs and wastes from the dipping operation in a drainage that could contaminate public water systems.</p> |

Table 7. Rate Conversions for Volume-based and Surface Area-based Applications of Emerald

| Spray Volume per acre (gallons) | Emerald Rate (ozs/100 gallons) | Emerald Rate | | Boscalid Rate (lbs ai/100 gallons) | Acres Treated per pound of Emerald |
|---------------------------------|--------------------------------|--------------|------------|------------------------------------|------------------------------------|
| | | (ozs/acre) | (lbs/acre) | | |
| 100 | 4 | 4 | 0.25 | 0.175 | 4.0 |
| | 8 | 8 | 0.50 | 0.35 | 2.0 |
| | 16 | 16 | 1.00 | 0.70 | 1.0 |

Plant Tolerance

Plants in Table 8. Emerald® fungicide Tolerant Plant Species have been found to be tolerant to Emerald when it is applied according to the use directions stated in this label.

The phytotoxic potential of **Emerald** has been assessed on a wide variety of common ornamental plants with no phytotoxicity observed. Not all plant species and their varieties and cultivars have been tested for tolerance to **Emerald**, possible tank mix combinations of **Emerald**, pesticide treatments preceding or following those of **Emerald**, and combinations of **Emerald** with adjuvants or surfactants. Local conditions can also influence crop tolerance and may not match those under which BASF has conducted testing. Therefore, before using **Emerald**, test the product on a sample of the crop to be treated to ensure that a phytotoxic response will not occur prior to large-scale use.

Additives or spray adjuvants are usually not necessary for use with **Emerald**. If they are needed, use only surfactants approved for ornamental plants in combination with **Emerald**. Test the product combination on a sample of the crop to be treated to ensure that a phytotoxic response will not occur prior to large-scale use. **DO NOT** use organosilicone-based adjuvants with **Emerald** because crop phytotoxicity may result on certain ornamental species.

140917

Table 8. Emerald® fungicide Tolerant Plant Species

| Plant (Common Name) | Plant (Scientific Name) |
|----------------------------|--|
| Almond - nonbearing | <i>Prunus dulcis</i> |
| Apple - nonbearing | <i>Malus</i> spp. |
| Apricot - nonbearing | <i>Prunus armeniaca</i> |
| Arborvitae, American | <i>Thuja occidentalis</i> , <i>T. plicata</i> , <i>T. occidentalis</i> |
| Ash, red | <i>Fraxinus pennsylvanica</i> |
| Asparagus - ornamental | <i>Asparagus officinalis</i> |
| Astilbe | <i>Astilbe buch-ham</i> spp. |
| Aucuba, Japanese | <i>Aucuba japonica</i> |
| Avens | <i>Geum chiloense</i> |
| Azalea | <i>Rhododendron</i> spp. |
| Bachelor button | <i>Centaurea montana</i> |
| Balloon flower | <i>Platycodon grandiflora</i> |
| Bamboo, heavenly | <i>Nandina domestica thunb</i> |
| Bee balm | <i>Monarda didyma</i> |
| Bellflower, clustered | <i>Campanula glomerata</i> |
| Blanket flower | <i>Gaillardia grandiflora</i> |
| Boxwood (common, Japanese) | <i>Buxus</i> spp. (<i>B. sempervirens</i> , <i>B. microphylla</i>) |
| Brachycome | <i>Brachycome</i> spp. |
| Bugleweed | <i>Ajuga</i> spp. |
| Burning bush | <i>Euonymus alatus</i> |
| Butterfly bush | <i>Buddleia</i> spp. |
| Caladium | <i>Caladium</i> spp. |
| Camellia, Japanese | <i>Camellia japonica</i> |
| Cape jasmine | <i>Gardenia jasminoides</i> |
| Cedar, Japanese | <i>Cryptomeria japonica</i> |
| Chamaecyparis | <i>Chamaecyparis pisifera</i> |
| Chrysanthemum | <i>Chrysanthemum hortorum</i> |
| Columbine | <i>Aquilegia</i> spp. |
| Coral bells | <i>Heuchera brizoides</i> |
| Crabapple | <i>Malus</i> spp. |
| Crambe | <i>Crambe abyssinica hochst</i> |
| Dahlia | <i>Dahlia pinnata</i> |
| Daylily | <i>Hemerocallis l.</i> spp. |
| Dogwood | <i>Cornus sanguinea</i> |
| Fern, ornamental | <i>Nephrolepis</i> spp. |
| Fir, Douglas | <i>Pseudotsuga menziesii</i> |
| Foxglove | <i>Digitalis parviflora</i> |
| Gazania | <i>Gazania hybridens</i> |
| Geranium | <i>Pelargonium</i> spp. |
| Gooseberry, Chinese | <i>Actinidia chinensis planch</i> |
| Grape - nonbearing | <i>Vitis</i> spp. |

Table 8. Emerald® fungicide Tolerant Plant Species (continued)

| Plant (Common Name) | Plant (Scientific Name) |
|--------------------------------------|--|
| Gypsophila | <i>Gypsophila paniculata</i> |
| Hawthorn, Indian | <i>Raphiolepis indica</i> |
| Hemlock, Canadian | <i>Tsuga canadensis</i> |
| Hibiscus | <i>Hibiscus rosa sinensis</i> |
| Holly (Japanese, Chinese, yaupon) | <i>Ilex</i> spp. (<i>I. crenata</i> , <i>I. vomitoria</i>) |
| Hosta | <i>Hosta</i> spp. |
| Hyacinth | <i>Hyacinthus orientalis</i> L. |
| Hydrangea | <i>Hydrangea</i> spp. |
| Impatiens (spp., balsam, New Guinea) | <i>Impatiens</i> spp. |
| Iris | <i>Iris</i> spp. |
| Ivy, common | <i>Hedera helix</i> |
| Jessamine, yellow | <i>Gelsemium sempervirens</i> |
| Juniper | <i>Juniperus</i> spp. |
| Lamb's ear | <i>Stachys byzantina</i> |
| Larkspur | <i>Delphinium</i> spp. |
| Liatris, gayfeather | <i>Liatris</i> spp. |
| Lily, fortnight | <i>Dietes vegeta</i> |
| Liriope | <i>Liriope muscari</i> |
| Magnolia, star | <i>Magnolia stellata</i> |
| Mandevilla | <i>Mandevilla</i> spp. |
| Maple (arnur, Norway, sugar) | <i>Acer</i> spp. |
| Maudlin, blue | <i>Ageratum houstonianum</i> |
| Meadow sage | <i>Salvia superba</i> |
| Morningglory, dwarf | <i>Convolvulus tricolor</i> L. |
| Myrtle, common | <i>Myrtus communis</i> |
| Oak (red, bur) | <i>Quercus</i> spp. (<i>Q. rubra</i> , <i>Q. macrocarpa</i>) |
| Olive, fragrant | <i>Osmanthus fragrans</i> |
| Pansy, dwarf | <i>Viola kitaibeliana</i> |
| Peach - nonbearing | <i>Prunus persica</i> |
| Periwinkle, lesser | <i>Vinca minor</i> |
| Photinia, red-tipped | <i>Photinia fraseri</i> |
| Pine (black, white) | <i>Pinus strobus</i> |
| Plum, purple leaf | <i>Prunus cerasifera</i> |
| Poinsettia | <i>Euphorbia pulcherrima</i> |
| Primrose, showy | <i>Oenothera speciosa</i> |
| Privet | <i>Ligustrum</i> spp. |
| Purslane | <i>Portulaca oleracea</i> L. |
| Quince - nonbearing | <i>Cydonia oblonga</i> mill |
| Rose | <i>Rosa</i> spp. |
| Rose moss | <i>Portulaca grandiflora</i> hook |
| Sago palm | <i>Cycas revoluta</i> thunb |
| Snapdragon, great | <i>Antirrhinum majus</i> L. |

Table 8. Emerald® fungicide Tolerant Plant Species (continued)

| Plant (Common Name) | Plant (Scientific Name) |
|------------------------|------------------------------------|
| Speedwell, spiked | <i>Veronica spicata</i> |
| Spindle tree, Japanese | <i>Euonymus japonica thunb</i> |
| Spruce | <i>Picea spp.</i> |
| Spurge, Japanese | <i>Pachysandra terminalis sieb</i> |
| Star jasmine | <i>Trachelospermum jasminoides</i> |
| Stonecrop | <i>Sedum spp.</i> |
| Sunflower | <i>Helianthus annuus</i> |
| Thistle, globe | <i>Echinops ritro</i> |
| Tickseed | <i>Coreopsis lanceolata</i> |
| Tulip | <i>Tulipa l. spp.</i> |
| Verbena | <i>Verbena peruviana</i> |
| Water elder | <i>Viburnum opulus</i> |
| Waxmyrtle, Southern | <i>Myrica cerifera</i> |
| Wormwood | <i>Artemisia absinthium</i> |
| Yarrow, fern-leaf | <i>Achillea filipendulina</i> |

170417

Conditions of Sale and Warranty

The **Directions For Use** of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer.

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**, subject to the inherent risks, referred to above.

To the extent consistent with applicable law, BASF makes no other express or implied warranty of fitness or merchantability or any other express or implied warranty.

To the extent consistent with applicable law, Buyer's exclusive remedy and BASF's exclusive liability, whether in contract, tort, negligence, strict liability, or otherwise, shall be limited to repayment of the purchase price of the product.

To the extent consistent with applicable law, BASF and the Seller disclaim any liability for consequential, special or indirect damages resulting from the use or handling of this product.

BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

0408

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