UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

5 2002 MAR

Ms. Glenda Haage Registration Manager Platte Chemical Company 418 18<sup>th</sup> St. Greeley, CO 80631

Dear Ms. Haage:

Subject: Crabgrass Preventer with Barricade<sup>®</sup> .375% Plus EPA Registration Number 34704-776 Crabgrass Preventer with Barricade<sup>®</sup> .295% Plus EPA Registration Number 34704-778 Crabgrass Preventer with Barricade<sup>®</sup> .20% Plus EPA Registration Number 34704-781 Crabgrass Preventer with Barricade<sup>®</sup> 0.50% Plus EPA Registration Number 34704-820 Applications and Letters Dated February 19, 2002, Request To Amend Registrations To: "Respond to PR Notice 2001-1, First Aid Statements Required

The proposed labeling amendments have been reviewed and found acceptable for the subject pesticide product registrations under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, provided that you revise the label of each these products as described below:

- Revise the statement that reads: "Barricade<sup>®</sup> is a registered trademark of Novartis Crop Protection, Inc." to read: "Barricade<sup>®</sup> is a registered trademark of Syngenta Crop Protection, Inc.".
- 2. Revise the "Notice", regarding conditions of sales and warranty which clearly states remedies if these products cause any damage when used as directed or in their handling, by adding a statement that instructs the using public to return the product after reading the labeling of the product. A copy of the Uniform Commercial Codes that are applicable to the remedies claimed are enclosed with an example of an acceptable warranty with limitation of remedies.

Submit one (1) copy of the final printed label prior to your shipment of each of these pesticide products under its respective revised stamped labeling.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA, section 6(e). Your release for shipment under this labeling constitutes acceptance of these conditions. Stamped copies of these labels are enclosed for your records.

Sincerely yours,

Joanne I. Miller

> Joanne'1. Miller Product Manager (23) Herbicide Branch Registration Division (7505C)

Enclosures (4 stamped labels 3 pages re: UCC Codes)

# CRABGRASS PREVENTER WITH BARRICADE® 0.50% PLUS

ACTIVE INGREDIENT:

Prodiamine, [N3, N3-Di-n-propyl-2,4-dinitro-6-

Refer to Fertilizer Tag for Guaranteed Fertilizer Analysis BARRICADE® is a registered trademark of Novartis Crop Protection, Inc.

For selective preemergence control of grass and broadleaf weeds in:

- established turf grasses (excluding golf course putting greens) and lawns
- landscape ornamentals (including established perennials and wildflower plantings)

# KEEP OUT OF REACH OF CHILDREN CAUTION

See the following section, Precautionary Statements, Hazards To Humans and Domestic Animals, for additional information.

> EPA REG. NO. 34704-820 EPA EST. NO. 59197-CA-1 NET WEIGHT: 50 LBS. (22.68 KG)

EXP 01/02

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Causes moderate eye injury (irritation). Harmful if inhated or absorbed through the skin. Avoid contact with skin, eyes, or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling. Prolonged or frequently repeated skin contact while handling the material may cause allergic reactions in some individuals.

#### FIRST AID

If in eyes:	<ul> <li>Hold eye open and rinse slowly and gently with water for 15 -20 minutes.</li> </ul>
	Remove contact lenses, if present, after the first 5     minutes, then continue rinsing eve.
	Call a poison control center or doctor for treatment advice.
If on skin	Take off contaminated clothing.
or clothing:	Rinse skin immediately with plenty of water for 15-20     minutes.
	Call a poison control center or doctor for treatment     advice.
If Inhaled:	Move person to fresh air.
	<ul> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to- mouth, if possible.</li> </ul>
	Call a poison control center or doctor for further     treatment advice.
If swallowed:	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> </ul>
	· Have a person sip a glass of water if able to swallow,
	Do not induce vomiting unless told to do so by the poison control center or doctor.
	• Do not give anything by mouth to an unconscious person.

FOR A MEDICAL EMERGENCY INVOLVING THIS PRODUCT CALL: 1-800-228-5635, EXT. 136, OR CALL COLLECT, 612-851-8180, EXT. 136. Have the product container or label with you when calling a poison control center or doctor, or going for treatment. 31 b

#### **ENVIRONMENTAL HAZARDS**

This product has low solubility in water. At the limits of solubility, this product is not toxic to fish. However, at concentrations above the level of water solubility, it may be toxic to fish. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and runoff from treated areas may be hazardous to aquatic organisms in adjacent sites. Do not contaminate water when oisposing of equipment wash water.

If material is spilled: Contain and sweep up material of spill for disposal or use per label instructions. Wash cleanup equipment to prevent contamination elsewhere. Excess quantities above normal application rates could result in damage to plants subject to spill. Water-in remainder, disc under, cover with layer of soil, or leave exposed to sunlight, as deemed appropriate to the situation.

# STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. **STORAGE:** Store in original container away from other fertilizer, feed, or food stuffs and separated from other pesticides.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. CONTAINER DISPOSAL: Paper or plastic containers: Completely empty container into application equipment. Then dispose of empty container in a sanitary landfill or, at an incineration facility, or, if allowed by state and local authorities, by burning locally. If burned, stay out of smoke.

# DIRECTIONS FOR USE

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

This product is a selective preemergence herbicide that provides residual control of many grass and broadleaf weeds in:

 established turl grasses (excluding golf course putting greens) and lawns

- landscape ornamentals
- established perennials & wildflower plantings

This product controls susceptible weeds by inhibiting weed seed germination and root development. Most effective weed control will be obtained when this product is activated by at least 0.5 inch of rainfall or irrigation, or with shallow (1 to 2 inches) incorporation, prior to weed seed germination and within 14 days following application.

Not for use on plants being grown (1) for sale or other commercial use, (2) for commercial seed production, or (3) for research purposes. For use on plants intended for aesthetic purposes or climatic modification and being grown in ornamental gardens or parks, or on golf courses or lawns and grounds.

Do not graze or feed livestock forage cut from areas treated with this product.

Do not apply this product through any type of irrigation system.

Do not apply aerially.

Do not apply to golf course putting greens.

#### APPLICATION DIRECTIONS

Apply uniformly with suitable, calibrated application equipment.

# CRABGRASS PREVENTER WITH BARRICADE® 0.50% PLUS EPA REG, NO. 34704-820

#### ESTABLISHED TURF

This product is a selective preemergence herbicide that, when properly applied, will control certain grass and broadleaf weeds in established turf grasses and lawns. The maximum amount of this product that may be applied per year is given for each turf grass species in the **Maximum Annual Rates** section of this label. Most effective weed control in turf grasses will be obtained when this product is activated by atleast 0.5 inch of rainfall or irrigation prior to weed seed germination and within 14 days following application.

To obtain maximum crabgrass control, apply at time of germination of crabgrass seed. See the map below for approximate crabgrass seed germination dates.

# CRABGRASS SEED GERMINATION DATES

#### **Use Precautions**

The following precautions apply to the use of this product in turl grasses and lawns:

- (1) Application of this product may thin emerged annual bluegrass and newly overseeded grasses.
- (2) Do not apply to overseeded turl within 60 days after seeding or until after the second mowing, whichever is longer. Injury to desirable seedlings is likely if this product is applied before seedling secondary roots are in the second inch of soil, not thatch plus soil.
- (3) Do not cut (harvest) treated sod before 120 days after application. Do not apply to newly set sod until the following year.
- (4) Application of this product to turf stressed by drought, low fertility, or pest damage may result in turf injury.
- (5) Disturbing the herbicide barrier with cultural practices such as disking may result in reduced weed control.
- (6) Do not apply this product to putting greens or areas where dichondra, colonial bentgrass, velvet bentgrass or annual bluegrass (*Poa annua*) are desirable species.

#### **Rates of Application**

This product may be applied as a single application or in sequential applications to control weeds germinating throughout the year. All applications must be made prior to germination of the target weeds. This product will not control established weeds.

Maximum use rate selection should be based on turf species. The length of time of residual weed control provided by this product is related to the rate applied.

#### **Maximum Annual Rates**

This product is recommended for use on the turf grass species listed in the following table. Do not exceed the maximum yearly rate as given in the following table:

Maximum Application Rate/Calendar Year of	

Crabgrass Preventer with BARRICADE .50% Plus by Turf Grass Species<sup>1)</sup>

Turt Species:	Ibs product/A	lbs ai/A
Bermudagrass <sup>2)</sup>	300	1.5
Bahiagrass		1
Centipedegrass	1	
Seashore Paspalum		
St. Augustinegrass	1	
Tall Fescue		
(including turf-type)		
Zoysia		
Buffalograss	200	1.0
Kentucky Bluegrass		
Perennial Ryegrass		
Creeping Red Fescue	150	0.75
Creeping Bentgrass	132	0.65

<sup>1)</sup>These are the maximum rates per calendar year by species limitations.

<sup>21</sup> May be used on newly sprigged or plugged Bermudagrass at rates not to exceed 104 lbs/A. Newly sprigged or plugged Bermudagrass stolon rooting may be temporarily retarded. Suppression only of Foxtail, Goosegrass and Rescuegrass due to reduced product rates used in sprigging situations

- Do not apply more than 300 lbs of this product per calendar year
- Use nigher rates of this product to achieve higher levels of tertility and longer periods of weed control for each turl type, but do not exceed the maximum application rates specified in the Maximum Annual Rates Table.

#### Weeds Controlled

When used in accordance with this label this product will provide control of the following weeds:

Barnyardgrass Bluegrass, Annual (*Poa annua*) Carpetweed Chickweed, Common Chickweed, Mouseear (from seed) Crabgrass (large, smooth) Crowfootgrass Cuggrass, Woolly Foxtails, Annual Goosegrass' Henbit Itchgrass Johnsongrass (from seed) Junglerice Knotweed Kochia Lambsquarter, Common Lovegrass Panicum (Texas, Fall, Browntop) Pigweed Purslane, Common Pusley, Florida Rescuegrass<sup>3</sup> Shepherd's Purse<sup>2</sup> Signalgrass, Broadieal Speedwell, Persian Sprangletop Spurge, Prostrate Witchgrass Woodsorrel, Yellow (from seed)

- In many areas a single application of 132 to 300 lbs/A of this product will control goosegrass. However, under heavy goosegrass pressure and/or an extended growing season, most effective weed control may be obtained by making an initial application of 132 to 200 lbs/A followed after 60 to 90 days by a second application at doses that would not exceed these given in the Maximum Annual Rates Table. Do not exceed the maximum rate for turd grass species listed in the Maximum Annual Rates Table.
- <sup>2</sup> Applications for this weed should be made in late summer, fall or winter prior to germination.
- 3 Suppression only.

Sequential applications may be made so long as the total amount of product applied does not exceed the maximum annual application rates recommended for each turf species. All applications must be made prior to germination of the weed seeds.

#### WHEN TO APPLY AFTER OVERSEEDING TURF

Do not apply to overseeded turt within 60 days after seeding or until after the second mowing, whichever is tonger. Injury to desirable seedlings is likely if this product is applied before seedling secondary roots are in the second inch of soil, not thatch plus soil.

#### WHEN TO OVERSEED AFTER APPLICATION

This product will inhibit the germination of turt species if overseeded too soon after application. Follow rates and intervals in the table below for best overseeding/reseeding results.

Crabgrass Preventer with BARRICADE .50% Plus Rate (Ib/A)		Month	s Before Over	seeding
Product	ai		Transition	
100	0.50	4	4	4
132	0.66	5	4	4
150	0.74	6	5	5
160	0.80		6	6
200	1.00		7	7
228	1.14	_		9
260	1.30			10
300	1.50	_		12

#### LANDSCAPE ORNAMENTALS

(including Established Perennials and Wildflower Plantings)

This product may be applied for residual preemergence weed control in ornamentals.

#### **Use Rates**

Apply this product at 132 to 300 lbs/A in fall and/or spring. Use higher rates of application for longer control periods. Sequential or single applications are allowed so long as the total amount of product applied does not axceed the maximum annual application rate of 300 lbs/Ayr.

#### **Application Timing and Information**

This product is a preemergence herbicide and will not control emerged weeds. Most effective weed control in ornamentals will be obtained when this product is activated by at least 0.5 inch of rainfall or irrigation, or with shallow (1 to 2 inches) mechanical incorporation, prior to weed seed germination and within 14 days following application.

Best weed control is obtained when this product is applied to soil free of clods, weeds, and debris such as leaves. Prior to application of this product, control

# **CRABGRASS PREVENTER WITH** BARRICADE® 0.50% PLUS EPA REG. NO. 34704-820

existing vegetation by hand weeding, cultivation, or the use of an appropriate postemergence herbicide

#### Established Landscape Ornamentals

This product may be applied to established ornamentals as a broadcast, over-thetop or directed application, Irrigation or rainfall soon after application will wash residues off plant lokage and activate this product in the soil

#### Newly-Transplanted Landscape Ornamentals

This product may be applied to newly-transplanted ornamentals as a broadcast, over-the-top or directed application. Delay application to allow soil to settle around new transplants and water thoroughly before applying this product. Apply this product after cuttings form roots and become established. Apply before budding/grafting or after buds/grafts have taken to avoid any inhibition of the tissue union.

#### **Tolerant Ornamental Species**

Scientific name

This product will not harm most trees, shrubs, vines, and flowers. The species listed below in Table 1 are tolerant to Barricade. This product is approved for application, except in California, to the species in Table 2. This product may be applied over the top of the listed species.

When plants are under stress (such as heat, drought, or frost damage) some cultivars of listed plants may be sensitive to this product.

Best results will be obtained when this product is uniformly applied to the soil surface, avoid applying to ornamental shoots that may defeat the effort to get uniform distribution on the soil surface.

Table 1 - Tolerant Ornamental Species - All States

Ables spp. Acer palmatum Acer platanoides Actinidia chinensis Agapanthus africanus Arctostaphylos densiflora Arctotheca calendula Aucuba japonica Berberis gladwynensis Berberis julianae Berberis mentorensis Berberis thunbergii Berberis verruculosa Buxus microphylla Callistemon viminalis Calluna vulgaris Carpobrotus edulis Cassia artemisioides Ceanothus rigidus Chamaecyparis pisitera Cleyera japonica Citrus spp. Cornus florida Cornus stolonitera Cortaderia selloana Cotoneaster apiculatus Cotoneaster buxifolius Cotoneaster dammeri Cotoneaster microphyllus Crataegus spp. Cupressus sempervirens Delosperma alba Dodonaea viscosa Elaeagnus pungens Euonymus fortunei Euonymus japonica

Euonymus kiautschovicks Fatsia japonica Forsythia intermedia Forsythia viridissima Gardenia jasminoides Gladiolus spp Hedera helix Hibiscus Hibiscus Rosa-sinensis llex cornuta llex crenata Hex opaca llex pernyi llex vomitoria Iris spp. Jasminium nudiflorum Juniperus chinensis Juniperus conferta

Common name Fir species' (Balsam, Fraser, Noble, etc.) Japanese Maple Norway Maple Kiwi\* Lily-of-the-Nile (African Lily) Vine Hill Manzanita Cape Weed Japanese Aucuba Barberry Wintergreen Barberry Mentor Barberry Japanese Barberry Warty Barberry Japanese Boxwood Weeping Bottlebrush Scotch Heather Hottentot Fig (Ice Plant) Feathery Cassia Wild Lilac False Cypress Cleyera Citrus species\* Flowering Dogwood American Dogwood Pampas Grass Cranberry Cotoneaster Cotoneaster **Bearberry Cotoneaster** Rockspray Cotoneaster Hawthorne Italian Cypress White Trailing Ice Plant Hop Bush Silverberry Wintercreeper Japanese Spindle Tree (Evergreen Euonymus) Spreading Euonymus Japanese Aralia Border Forsythia Greenstern Forsythia Gardenia, Cape-Jasmine Gladiolus species\*\* English Ivy Rose of Sharon\* Chinese Hibiscus\*\* Chinese Holly\* Japanese Holly American Holly Holly Yaupon Hołly Iris species' Winter Jasmine Chinese Juniper

Shore Juniper

Scientific name Juniperus horizontalis Jugians spp. Justicia brandegeana Lagerstromia indica Ligustrum amurense Ligustrum japonicum Ligustrum lucidum Lirope muscari Lonicera japonica Lonicera tatarica Magnolia spp. Malephora luteola Malus spp. Nandina domestica Narcissus spp. Nerium spp. Olea europaea Ophiopogon japonicus Osteospermum fruticosum Oxydendrum arboreum Persea americana Photinia fraseri Picea spp.

Pieris iaponica Pinus brutia Pinus canariensis Pinus elliottii Pinus halepensis Pinus nigra Pinus palustris Pinus radiata Pinus strobus Pinus sylvestris Pinus taeda Pinus thunbergiana Pinus virginiana Pistacia spp. Pittosporum rhombilolium Pittosporum tobira Podocarous macrophyllus Prunus laurocerasus Prunus spp

Pseudotsuga menziesii Pyracantha coccinea Pyracantha lortuneana Pyracantha koidzumii Pyrus spp. Quercus rubra Rhaphiolepis indica Rhododendron (including Azalea)

Rosa banksiae Rosmarinus officinalis Rumohra adiantiformis Santolina virens Sedum album Syzygium paniculatum Taxus cuspidata Taxus media Thuja occidentalis Trachelospermum asiaticum Tsuga canadensis Tulipa spp. Viburnum japonicum Viburnum odoratissimum Viburnum plicatum Viburnum rigidum Viburnum tinus Viburnum trilobum Viburnum wrightii Vinca major Vinca minor Vitis spp Weigela florida Yucca aloifolia Yucca filamentosa

\*Do not use on food producing trees, vines, or plants. \*\*Not for use on container grown plants

Common name Creeping Juniper Walnut' Shrimp Plant Crape Myrtle Amur Privet Japanese Privet Glossy Privet (Wax-Leal) Big Blue Lillyturf Japanese Honeysuckle

Tatarian Honeysuckle Magnolia species\*\* Ice Plant Crabapple' Heavenly Bamboo Narcissus species\*\* Oleander Olive\* Mondo Grass Trailing African Daisy Sourwood Avocado\* Frasier's Photinia (Redtip) Spruce species\*\* (Colorado Blue, Norway, etc.) Lily-of-the-Valley Shrub Calabrian Pine Canary Island Pine Slash Pine Aleppo Pine Austrian Black Pine Longleaf Pine Monterey Pine Eastern White Pine Scotch Pine Lobiolly Pine Japanese Black Pine Virginia Pine Pistachio\* Queensland Pittosporum Japanese Pittosporum Japanese Yew English Laurel Almond, Apricol, Nectarine, Peach, Plum and Prune\* Douglas Fir\* Firethorn Scarlet Firethorn Firethorn Bradford Pear spp. Oak species Indian Hawthorne Coral Bells Formosa 'Hino-crimson 'PJM' 'Roseum Elegans' Lady Bank's Rose Rosemary' Leatherleaf Fern

Stonecrop Japanese Boxcherry Japanese Yew Yew American Arborvitae Star Jasmine Canada Hemiock Tulip species Japanese Viburnum Sweet Viburnum Japanese Snowball Canary Island Viburnum Laurustinus Cranberry Bush Leatherleaf Viburnum Vinca Dwarf Periwinkle Grane Old Fushioned Weigela Spanish Bayonet Yrichic, Arlam's Nendle

# CRABGRASS PREVENTER WITH BARRICADE® 0.50% PLUS EPA REG. NO. 34704-820

#### Table 2 - Tolerant Ornamental Species/Varieties - All States Except CA

Scientific name Abelia grandiflora Achillea spp. Agapanthus orientalis Akebia ouinata Allium cernuum Anemone hybrida Aquilegia spp. Artemisia spp Aster spp. Aster X frikartii Athyrium filix-temina Begonia spp. Bergenia cordifolia Boltonia asteroides Bougainvillea spp Buddleia davidii

Callistemon citrinus Campanula carpatica Campis X tagliabuana

Ceratostigma plumbaginoides Chrysanthemum nipponicum Coreopsis spp.

Crocosmia spp. Delosperma spp. Delphinium spp. Dianthus deltoides Dianthus gratianopolitanus Echinacea pupurea Forsythia suspensa Gaillardia spp. Gaura spp. Gentiana dahurica Geranium cinereum Gypsophila repens Helianthemum spp. Hemerocallis spp.

Heucherelia spp. Hibiscus spp. Hosta plantaginea Hosta sieboldiana Houttuynia cordata var. variegata Hydrangea macrophylia Inula ensifolia iris ensata Iris siberica Juniperus davurica Lagerstromia indica x tauriei Lantana montevidensis Lavender spp. Leontopodium alpinum Ligustrum sinense Lilium spp. Lirope muscari var. variegata Lirope spicata Lobelia cardinalis Loropetalum chinense Lythrum spp. Miscanthus sinensis Oenothera missourensis Osmanthus heterophyllus Paeonia suffruticosa Pennisetum setaceum Perovskia atriplicifolia Physostegia virginiana Quercus shumardii Rhaphiolepis umbellata Rhododendron (including azalea)

Rudbeckia spp. Saxifraga spp. Scabiosa spp. Sedum cauticola Sedum dasyphyllum Sedum spurium Spiraea bumalda <u>Common name</u> Abelia: Sherwood Yarrow: King Edward

Five-Leaf or Chocolate Vine Lady's Leek, Nodding Onion Japanese Anemone Aquilegia: Red and Gold Wornwood; Silver Mound, Castle Aster: Bonny Blue, Purple Dome

Lady Fern; Fern Lady Fibrous Begonia: Hardy Grandis

Snowbank Bougainvillea Butterfly-Bush (Dwarf Blue); Royal Red Crimson Bottlebrush Tussock Bellflower; (White Clips) Trumpet Creeper, Trumpet Flower; Madame Galen

Coreopsis (Calliopsis): Early Sunrise, Moonbeam Luciter Cooperi Pink Larkspur; Blue Elf Dianthus, Maiden Pinks 'Zing' Cheddar Pink Coneflower, Purple; Magnus Weeping Forsythia Gaillardia, Blanket Flower: 'Goblin'

Gentian Cranesbill Baby's Breath Sunrose Daylily: Aztec Gold, Stella De Oro, Tender Love Coral Bell; Bridget Bloom

Mallow; Disco Belle White Hosta, Plantain Lily (Fragrant) Hosta, 'Searsucker'

**Bigleaf Hydrangea** 

Sword-Leaved Iris; Jodlesong Siberian Iris; Cabernet Parsoni Crape Myrtle; Tuscarora Weeping Lantana Lavender; Munstead Edelweiss Chinese Privet; Variegata Lily: Jazz Lirope, Variegated Lirope, Creeping Cardinal Flower, Indian Pink Burgundy Loosestrife; Modern Pink Yaku Jima\*\*, Silberteder\* Evening Primrose Osmanthus (False Holly): Gulf Tide Tree Peony Fountain Grass (Dwarf)\*\*

Dragonhead, False; Vivid Oak. Shumard's Red Yedda Hawthorne 'Delaware Valley White' Fiame Creeper Girard Crimson 'George L. Tabor' Wakeiebisu White Gumpo Black-Eyed Susan: Goldstrum Saxifrage; Purple Dome Pincushion Flower Stonecrop; Lidakense Stonecrop Stonecrop: Dragon's Blood Spirea: Anthony Waterer

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Scientific name Syzyglum paniculatum Teucrium spp. Thalictrum dipterocarpum Veronica spp. Viburnum suspensum Common name Australian Brushcherry Germander Meadow Rue Veronica, Speedwell, Sunny Boroer Arrowood Viburnum

\*Do not use on food producing trees, vines, or plants. \*\*Not for use on container grown plants.

#### NOTICE

IT IS IMPOSSIBLE TO ELIMINATE ALL RISKS INHERENTLY ASSOCIATED WITH THE USE OF THIS PRODUCT. CROP INJURY, INEFFECTIVENESS. OR OTHER UNITENDED CONSEQUENCES MAY RESULT BECAUSE OF SUCH FACTORS AS WEATHER CONDITIONS. PRESENCE OF OTHER MATERIALS. OR THE MANNER OF USE OR APPLICATION, ALL OF WHICH ARE BEYOND THE CON-TROL OF PLATTE, THE MANUFACTURER OR SELLER. IN NO CASE SHALL PLATTE. THE MANUFACTURER OR SELLER. IN NO CASE SHALL PLATTE. THE MANUFACTURER OR SELLER BE LIABLE FOR CONSEQUEN-TIAL. SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER.

EXCEPT AS EXPRESSLY PROVIDED HEREIN, PLATTE, THE MANUFACTURER OR SELLER MAKES NO WARRANTIES, GUARANTEES, OR REPRESENTA-TIONS OF ANY KIND, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE. WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO, MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. BUYER'S OR USER'S EXCLUSIVE REMEDY, AND PLATTE'S, THE MANUFACTURER'S OR SELLER'S TOTAL LIABILITY, SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

### ACCEPTED with COMMENTS In EPA Letter Dated

MAR 5 **2002** 

Under the Federal Insecticide, Fundicide, and Redenticide Act as amended, for the posticide registered matter EPA Reg. No. 34704-820

FORMULATED FOR PLATTE CHEMICAL CO. 419 18TH STREET, GREELEY, COLORADO 80631-585?