

U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs Registration Division (7505C) 1200 Pennsylvania Ave., N W Washington, D.C. 20460 EPA Reg. Number:

Date of Issuance:

34704-939

7/10/06

NOTICE OF PESTICIDE:

X Registration
Reregistration
tunder FIFRA, as amended)

Term of Issuance:
Conditional

Name of Pesticide Product:

Dyna-Shield Thiamethoxam

Insecticide

Name and Address of Registrant (include ZIP Code):

Loveland Product, Inc. 7251 West 4th Street P.O. Box 1286 Greeley. CO 80632-1286

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number:

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA section 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration/reregistration of your product when the Agency requires all registrants of similar products to submit such data.

Signature of Approving Official:

Date:

John Hebert, Product Manager (07)

Insecticide-Rodenticide Branch, Registration Division (7505P)

7/10/06

EPA Form 8570-6

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- 2. Make the following label changes before you release the product for shipment:
 - a. Revise the EPA Registration Number to read. "EPA Reg. No. 34704-939."
- 3. Submit one copy of the revised final printed label for the record before you release the product for shipment.

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

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

John Hebert Product Manager (07) Insecticide-Rodenticide Branch Registration Division (7505P)

Enclosure

Dyna-ShieldTM Thiamethoxam Insecticide

A seed treatment product for protection against damage from, or control of, certain insects on barley, corn, cotton, legume vegetables (including soybean), oilseed crops (black mustard seed, borage seed, crambe seed, field mustard seed, flax seed, Indian mustard seed, Indian rapeseed seed, rapeseed seed, and safflower seed), potatoes, sorghum, sunflower and wheat.

KEEP OUT OF REACH OF CHILDREN. CAUTION

See additional Precautionary Statements, First Aid and Directions For Use in booklet.

EPA Reg. No. 34704-

EPA Est. No.

Net Contents:

ACCEPTED
with COMMENTS
In EPA Letter Datesh

JUL 10 2006

Under the Federal Investicite, Fungicide, and Rodenticide Act, as amended, for the penticide regulated under EFA Rey. Res. 34704-939



P.O. Box 1286 Greeley, CO 80632

FIRST AID		
If inhaled	Move person to fresh air.	
	If person is not breathing, call 911 or an ambulance, then give artificial	
	respiration, preferably by mouth-to-mouth, if possible.	
	Call a poison control center or doctor for further treatment advice.	
If swallowed	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 the poison control center	
	or doctor.	
	Do not give anything by mouth to an unconscious person.	
If on skin or	Take off contaminated clothing.	
clothing	Rinse skin immediately with plenty of water for 15-20 minutes.	
	Call a poison control center or doctor for treatment advice.	
If in eyes	Hold eye open and rinse slowly and gently with water for 15-20 minutes.	
	Remove contact lenses, if present, after the first 5 minutes, then continue	
	rinsing eye.	
	Call a poison control center or doctor for treatment advice.	
Have the prod	uct container or label with you when calling a poison control center or	
	ng for treatment. FOR A MEDICAL EMERGENCY INVOLVING	
THIS PRODUCT CALL: 1-800-301-7976.		

PRECAUTIONARY STATEMENTS Hazards to Humans and Domestic Animals CAUTION

Harmful if inhaled, swallowed, or absorbed through the skin. Causes moderate eye irritation. Avoid breathing vapor or spray mist. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash before reuse.

Personal Protective Equipment (PPE)

Applicators, Other Handlers, and Re-entry Workers Must Wear:

Long-sleeved shirt and long pants, chemical-resistant gloves made of any waterproof material – Category A (e.g., barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinyl chloride (PVC) or viton) and shoes plus socks.

User Safety Requirements

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

Engineering Control Statements

When handlers use closed systems in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations

Users should: Wash thoroughly with soap and water after handling. 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

This product is toxic to wildlife and highly toxic to aquatic invertebrates. Do not contaminate water when disposing of equipment wash water.

DIRECTIONS FOR USE

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

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours. Exception: If the seed is treated with the product and treated seed is soil-injected or soil-incorporated, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated.

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 – Category A (e.g., barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinyl chloride [PVC] or viton), and shoes plus socks.

FAILURE TO FOLLOW THE DIRECTIONS FOR USE AND PRECAUTIONS ON THIS LABEL MAY RESULT IN CROP INJURY, POOR INSECT AND/OR DISEASE CONTROL, AND/OR ILLEGAL RESIDUES.

Treatment of highly mechanically scarred or damaged seed, or seed known to be of low vigor and poor quality, except for the purpose of curative control of existing disease

pests, may result in reduced germination and/or reduction of seed and seedling vigor. Treat a small quantity of seed using equipment similar to that planned for treating the total seed lot. Conduct germination tests on a small portion of seed before committing the total seed lot to a selected seed treatment. Due to seed quality, crop or variety sensitivity, and seed storage conditions beyond the control of Loveland Products, Inc., no claims are made to guarantee the germination of carry-over seed or propagating material for all crop seed.

GENERAL INFORMATION

Dyna-Shield Thiamethoxam is a systemic seed treatment insecticide belonging to the neonicotinoid class of chemistry. Dyna-Shield Thiamethoxam controls certain chewing and sucking insects through contact and ingestion. The plant rapidly takes up the active ingredient in Dyna-Shield Thiamethoxam as it starts to emerge and establish. Dyna-Shield Thiamethoxam is a selective seed treatment insecticide, which should not adversely impact beneficial arthropods, and its use is compatible with integrated pest management programs. The length of control of the major insect pests will vary depending on the product use rate, insect pressure, crop growth and maturity, and soil and environmental conditions. When rate ranges are given, use the higher rate when insect pressure is expected to be high.

MIXING PROCEDURES

Important: Thoroughly shake the container of Dyna-Shield Thiamethoxam prior to use. Apply Dyna-Shield Thiamethoxam as a water-based slurry utilizing standard slurry seed treatment equipment which provides uniform seed coverage. Uneven or incomplete seed coverage may not give the desired level of insect or disease control. Thoroughly mix the recommended amount of Dyna-Shield Thiamethoxam into the required amount of water for the slurry treater and dilution rate to be used. The typical density of Dyna-Shield Thiamethoxam is 10.5 pounds per gallon. Consult the manufacturer of the application equipment you plan to use for suitability of this application and for instructions on operation and calibration of the equipment. Allow seed to dry before bagging.

- Use an EPA-approved dye or colorant that imparts an unnatural color to the seed.
- Allow seed to dry before bagging.
- Store away from feed and foodstuffs.

Dyna-Shield Thiamethoxam has been found to be compatible with some liquid inoculant products. Dyna-Shield Thiamethoxam may be mixed or applied sequentially with approved liquid inoculants. Consult the maker of the liquid inoculants and a Loveland Products, Inc. representative for directions before applying Dyna-Shield Thiamethoxam with inoculants.

SEED BAG LABEL REQUIREMENTS

The Federal Seed Act requires that bags containing treated seeds shall be labeled with the following statements:

- This seed has been treated with Thiamethoxam insecticide.
- Do not use for feed, food or oil purposes.

In addition, the U.S. Environmental Protection Agency requires the following statements on bags containing seeds treated with Dyna-Shield Thiamethoxam (thiamethoxam):

- Store away from food and feedstuffs.
- Wear long-sleeved shirt, long pants and chemical-resistant gloves when handling treated seed.
- Treated seeds exposed on soil surface may be hazardous to wildlife. Cover or collect treated seeds spilled during loading.
- Dispose of all excess treated seed.
- Do not contaminate water bodies when disposing of planting equipment wash waters.
- Dispose of seed packaging in accordance with local requirements.
- In the event of crop failure or harvest of a crop grown from Dyna-Shield Thiamethoxam seed, the field may be replanted immediately to barley, canola, corn, cotton, cucurbit vegetables, fruiting vegetables, legume vegetables, mint (peppermint and spearmint), oil seed crops (black mustard seed, borage seed, crambe seed, field mustard seed, flax seed, Indian mustard seed, Indian rapeseed seed, Rapeseed seed, and safflower seed), root vegetables (except sugar beets), sorghum, strawberry, sunflowers, tobacco, tuberous and corm vegetables and wheat. For any other crop, the minimum plant back interval is 120 days from the date the Dyna-Shield Thiamethoxam treated seed was planted. A cover crop other than the crops listed above that is planted for erosion control or soil improvement may be planted sooner than the 120 day interval; however, the crop may not be grazed or harvested for food or feed.

Sunflower Seed Bags Only:

To protect the Preble's Meadow Jumping Mouse, sunflower seed treated with Dyna-Shield Thiamethoxam may not be planted in Ebert or Weld counties in Colorado. Treated sunflower seed must be planted at a minimum depth of one inch.

CROP USE DIRECTIONS

Resistance Management

Dyna-Shield Thiamethoxam belongs to the neonicotinoid class of chemistry, which is not known to be cross-resistant to any other class of insecticide. However, insect pests are known to develop resistance to products used repeatedly. Because resistance development can not be predicted, the use of this product should conform to sound resistance management strategies established for the crop and use area. The following label restrictions must be followed to reduce the chance of resistance development:

- With the exception of cotton, do not apply a neonicotinoid insecticide to any crop which has been previously treated with Dyna-Shield Thiamethoxam seed treatment.
- For Cotton, do not apply a neonicotinoid insecticide within 45 days of planting seed treated with Dyna-Shield Thiamethoxam.

Consult your local pest control advisor or extension office for additional methods for preventing resistance development. Loveland Products, Inc. encourages responsible product stewardship to ensure effective long term control of the insect pests on this label.

Barley

To provide early season protection of seedlings against injury by bird cherry-oat aphids, English grain aphid, greenbug, Hessian fly, Russian wheat aphid, and wireworm, and to

reduce potential spread of barley yellow dwarf virus due to aphid vectors, apply Dyna-Shield Thiamethoxam at 0.75 – 1.33 fl. oz./100 lbs. of seed. At the high rate, Dyna-Shield Thiamethoxam will reduce grasshopper damage in barley during the early season. For early season wireworm protection, apply Dyna-Shield Thiamethoxam at 0.19 to 0.25 fl. oz./100 lbs. of seed.

Corn (Field, Pop, Seed and Sweet Corn)

NOTE: If corn seed to be treated with Dyna-Shield Thiamethoxam has existing infestation of stored grain pests, it is recommended that the seed be fumigated prior to treating with Dyna-Shield Thiamethoxam and bagging.

NOTE: When treated according to the following directions for post-planting protection against listed pests, Dyna-Shield Thiamethoxam will also provide protection during post treatment storage of the seed against damage from the following insects: Indian meal moth (*Plodia interpunctella*), Lesser grain borer (*Rhyzopertha dominica*), Red flour beetle (*Tribolium castaneum*), and Rice weevil (*Sitophilus oryza*).

Consult your Loveland Products, Inc. Seed Treatment representative for recommendations on slurry additives to use during application of Dyna-Shield Thiamethoxam.

Follow planter manufacturer recommendations for use of talc, graphite, or other hopper box additives at planting.

It is highly recommended to use registered seed treatment fungicides such as Dyna-Shield Mefenoxam, Dyna-Shield Azoxystrobin, and Maxim® XL as the broad spectrum seed treatment fungicide with Dyna-Shield Thiamethoxam applications on corn.

Field Corn, Pop Corn, Seed Corn, Sweet Corn

To provide early season protection of seedlings against injury by wireworm, seed corn maggot, southern corn leaf beetle, chinch bug, corn flea beetle, grape colaspis, white grub (including Japanese beetle larvae, European chafer larvae, true white grub, annual white grub, May/June beetle larvae), black cutworm, thrips, southern green stinkbug, seedcorn beetle, sugarcane beetle, and corn leaf aphid, apply Dyna-Shield Thiamethoxam at a rate to achieve between 0.125 and 0.80 mg thiamethoxam per kernel (each fluid ounce of Dyna-Shield Thiamethoxam contains 17.7 grams thiamethoxam).

Field Corn Only

To provide corn rootworm (including Mexican, Northern, Southern, and Western corn rootworm) and billbug protection, apply Dyna-Shield Thiamethoxam at a rate to achieve 1.25 mg thiamethoxam per kernel (each fluid ounce of Dyna-Shield Thiamethoxam contains 17.7 grams of thiamethoxam).

Cotton (Delinted Only)

To provide early season protection of seedlings against injury by cotton aphid, tobacco thrips, western flower thrips, wireworm, and the suppression of cotton fleahopper, and plant bugs, apply Dyna-Shield Thiamethoxam at a rate to achieve between 0.30 and 0.34 mg of thiamethoxam per seed (each fluid ounce of Dyna-Shield Thiamethoxam contains 17.7 grams thiamethoxam).

Plant Dyna-Shield Thiamethoxam-treated cotton seed based on recommended planting dates and soil temperatures made by your state agricultural extension agent. In areas that

have a history of high thrips pressure or when cotton is grown in North Carolina or Virginia, use Dyna-Shield Thiamethoxam seed treatment followed by a foliar insecticide spray when cotton is between the 1st and 3rd leaf stage.

Do not apply a neonicotinoid insecticide within 45 days of planting seed treated with Dyna-Shield Thiamethoxam.

Legume Vegetable Group

Bean (Lupinus species) (includes grain, sweet, white, white sweet lupin).

Bean (*Phaseolus* species) (includes field bean, kidney bean, lima bean, navy bean, runner bean, snap bean, tepary bean, wax bean)

Bean (*Vigna* species) (includes adzuki bean, asparagus bean, blackeyed pea, catjang, Chinese longbean, cowpea, Crowder pea, moth bean, mung bean, rice bean, southern pea, urd bean, yardlong bean)

Broad bean (fava bean)

Chickpea (garbanzo bean)

Guar

Jackbean

Lablab bean (hyacinth bean)

Lentil

Pea (Pisum species) (includes dwarf pea, edible-pod pea, English pea, field pea, garden pea, green pea, snow pea, sugar snap pea)

Pigeon pea

Sword bean

To provide early season protection of seedlings against injury by aphids, bean leaf beetle, leafhoppers, leaf miner, Mexican bean beetle, pea leaf weevil, plant leaf hopper, seed corn maggot, thrips, white grub and wireworm, apply Dyna-Shield Thiamethoxam at 1.28 fl. oz. /100 lbs. of seed.

It is highly recommended to use Dyna-Shield Thiamethoxam with compatible and registered seed treatment fungicides proven to control seed and seedling diseases. These fungicides must show safety on treated seed, alone and in combination with Dyna-Shield Thiamethoxam.

Soybean

To provide early season protection of seedlings against injury by aphids, bean leaf beetle, grape colaspis, leafhoppers, seedcorn maggot, threecornered alfalfa hopper, thrips, white grubs, and wireworm, apply Dyna-Shield Thiamethoxam at 1.28 fl. oz. /100 lbs. of seed. Use recommended slurry additives such as seed treatment polymers, talc, colors and seed treatment fungicides during application.

Oil Seed Crops (black mustard seed, borage seed, crambe seed, field mustard seed, flax seed, Indian mustard seed, Indian rapeseed seed, rapeseed seed, and safflower seed). To provide early season protection of seedlings against injury by crucifer flea beetles and wireworms, apply Dyna-Shield Thiamethoxam at 10.24 fl. oz. /100 lbs. of seed. It is highly recommended to use Dyna-Shield Thiamethoxam with compatible and registered seed treatment fungicides proven to control seed and seedling diseases. These

fungicides must show safety on treated seed, alone and in combination with Dyna-Shield Thiamethoxam.

Potatoes

Dyna-Shield Thiamethoxam potato seed treatment is to be used as an integral part of a potato pest management strategy. This strategy includes the use of certified seed, proper crop rotation, insect population thresholds, appropriate control measures, optimal harvest time for tubers and proper handling of tubers without bruising. Consult your local agricultural extension agent for m ore detailed information on insect management practices.

Application Procedure

Apply Dyna-Shield Thiamethoxam using only Loveland Products approved equipment that is designed to apply liquid seed treatment product to potatoes. Follow the equipment instructions for set-up and calibration. Dyna-Shield Thiamethoxam may require dilution prior to atomization and application to potatoes (see equipment use instructions). Ensure that spray nozzles are properly hooded and shielded to prevent any spray from moving off target. Apply Dyna-Shield Thiamethoxam only in well-ventilated areas. Loveland Products will not warranty the field performance of Dyna-Shield Thiamethoxam if the application is made through non-Loveland Products approved equipment. The mixture is applied as a fine spray over the cut or whole seed tubers. The quantity of water and Dyna-Shield Thiamethoxam volume is adjusted based on the amount of seed moved under the hood. It is mandatory that the equipment be calibrated to deliver a maximum of 4 fl. oz. of the mixture per 100 lbs. of seed consistently. Applying excess moisture may predispose the seed to rotting, resulting in poor emergence and stand. Generally, liquid based fungicides (such as Dyna-Shield Fludioxonil), can be applied with Dyna-Shield Thiamethoxam, however check compatibility of the fungicides with Dyna-Shield Thiamethoxam before use. If inert dust (fir bark, talc, etc.) or dust-based fungicide is used, apply the Dyna-Shield Thiamethoxam seed treatment before applying the dust.

It is highly recommended to use Dyna-Shield Thiamethoxam with compatible and registered seed treatment fungicides proven to control seed and seedling diseases. These fungicides must show safety on treated seed.

Use Dyna-Shield Thiamethoxam seed treatment to provide protection against injury from Colorado potato beetles, flea beetles, green peach aphids, leafhoppers, leafminers, potato aphids, psyllids, and whiteflies. Dyna-Shield Thiamethoxam will also control wireworms that feed on the seed piece.

The expected length of protection is dependent upon the rate used, soil and environmental condition and insect pressure. Select the appropriate Dyna-Shield Thiamethoxam rate based upon the history of pest pressure in the region and the length of the growing season. In general, use the high rate of Dyna-Shield Thiamethoxam in the following table for areas where high insect pressure is expected. Consult you Loveland Products, Inc. representative for information specific to your area or region.

Choose the appropriate Dyna-Shield Thiamethoxam rate from the following chart,

based upon your seeding rate:

Potato Seeding Rate: 100 lbs. per Acre	Fluid Ounces of Dyna-Shield
	Thiamethoxam per 100 lbs. of Potato Seed
	Tubers
16 - 19	0.11 - 0.16
20 - 21	0.11 - 0.15
22 - 24	0.11 - 0.13
25 – 26	0.11 - 0.12
27 – 29	0.11

For seeding rates not covered by the above table, do not use a Dyna-Shield Thiamethoxam rate that will result in more than 0.125 pounds thiamethoxam per acre.

Treated Seed Storage

If the treated seed needs to be store or held for a few days, make sure that there is adequate cool air (60°F) movement through the pile of cut seed potatoes at relative humidity of 85-90%. Cut and treated seed should not be piled above 6 ft. in height. Best results are obtained if potatoes are planted immediately after Dyna-Shield Thiamethoxam seed treatment. When transporting cut and Dyna-Shield Thiamethoxam treated seed, make sure the seed is covered.

Sorghum

To provide early season protection of seedling against injury by chinch bug, corn leaf aphid, fir ants, greenbug, seed corn maggot, store grain insects, wireworm, and yellow sugarcane aphid, apply Dyna-Shield Thiamethoxam at 5.1 fl. oz. /100 lbs. of seed. Follow planter manufacturer recommendations for use of talc or other hopper box additives at planting.

Sunflower

To provide early season protection of sunflower seedlings against injury by flea beetle, stored grain insects, sunflower beetle, and wireworm, apply Dyna-Shield Thiamethoxam at 0.25 mg thiamethoxam per seed (each fl. oz. of Dyna-Shield Thiamethoxam contains 17.7 grams of thiamethoxam).

It is highly recommended to use Dyna-Shield Thiamethoxam with compatible and registered seed treatment fungicides such as Dyna-Shield Mefenoxam, Dyna-Shield Azoxystrobin, and Dyna-Shield Fludioxonil, which are proven to control seed and seedling diseases.

Follow planter manufacturer recommendations for use of talc or other hopper box additives at planting.

Wheat

To provide early season protection of seedlings against injury by bird cherry-oat aphids, English grain aphid, greenbug, Hessian fly, and Russian wheat aphid, and to reduce potential spread of barley yellow dwarf virus due to aphid vectors, apply Dyna-Shield Thiamethoxam at 0.75 - 1.33 fl. oz./100 lbs. of seed. At the high rate, Dyna-Shield

Thiamethoxam will reduce grasshopper damage in wheat during the early season. For early season wireworm protection, apply Dyna-Shield Thiamethoxam at 0.19 to 0.25 fl. oz. /100 lbs. of seed.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage, disposal or cleaning of equipment. **PESTICIDE STORAGE**: Store in a cool, dry place. Storage for extended periods above 90°F is not recommended.

For minor spills, leaks, etc., follow all precautions indicated on this label and clean up immediately. Take special care to avoid contamination of equipment and facilities during cleanup procedures and disposal of wastes.

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 used according to label instructions, contact your State Pesticide Environmental Control Agency or the Hazardous Waste representative at the nearest EPA Regional Office for guidance in proper disposal methods.

CONTAINER DISPOSAL: Triple rinse (or equivalent), then offer for recycling or reconditioning or puncture and dispose in a sanitary landfill, or by other procedures allowed by state and local authorities.

CONTAINER DISPOSAL (Recyclable/Refillable Containers)

Before refilling, inspect thoroughly for damage such as cracks, punctures, bulges, dents, abrasions, and damaged or worn threads on closure devices. After filling and before transporting, check for leaks. Do not refill or transport damaged or leaking container.

CONTAINER IS NOT SAFE FOR FOOD, FEED OR DRINKING WATER! For help with any spill, leak, fire or exposure involving this material, call day or night CHEMTREC – 1-800-424-9300.

CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

BEFORE BUYING OR USING THIS PRODUCT, read the entire Directions for Use and the following Conditions of Sale and Limitation of Warranty and Liability. By buying or using this product, the buyer or user accepts the following Conditions of Sale and Limitation of Warranty and Liability, which no employee or agent of LOVELAND PRODUCTS, INC. or the seller is authorized to vary in any way.

Follow the Directions for Use of this product carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop or other plant injury, ineffectiveness, or other unintended consequences may result from such risks as weather or crop conditions, mixture with other chemicals not specifically identified in this product=s label, or use of this product contrary to the label instructions, all of which are beyond the control of LOVELAND PRODUCTS, INC. and the seller. The buyer or user of this product assumes all such inherent risks.

Subject to the foregoing inherent risks, LOVELAND PRODUCTS, INC. warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use when the product is used in strict accordance with such Directions for Use under normal conditions of use. EXCEPT AS WARRANTED IN THIS LABEL, THIS PRODUCT IS SOLD AS IS TO THE EXTENT ALLOWED BY APPLICABLE LAW. LOVELAND PRODUCTS, INC. MAKES NO OTHER WARRANTY, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR ELIGIBILITY OF THIS PRODUCT FOR ANY PARTICULAR TRADE USAGE.

IN THE UNLIKELY EVENT THAT BUYER OR USER BELIEVES THAT LOVELAND PRODUCTS, INC. HAS BREACHED A WARRANTY CONTAINED IN THIS LABEL, BUYER OR USER MUST SEND, TO THE EXTENT REQUIRED BY APPLICABLE LAW, WRITTEN NOTICE OF SUCH CLAIM TO THE FOLLOWING ADDRESS: LOVELAND PRODUCTS, INC., ATTENTION: LAW DEPARTMENT, 7251 WEST 4TH STREET, GREELEY, CO 80634.

TO THE EXTENT ALLOWED BY APPLICABLE LAW, THE BUYER'S OR USER'S EXCLUSIVE REMEDY FOR ANY INJURY, LOSS, OR DAMAGE RESULTING FROM THE HANDLING OR USE OF THIS PRODUCT. INCLUDING BUT NOT LIMITED TO CLAIMS OF BREACH OF WARRANTY OR CONTRACT, NEGLIGENCE, STRICT LIABILITY, OR OTHER TORTS, SHALL BE LIMITED TO ONE OF THE FOLLOWING, AT THE ELECTION OF LOVELAND PRODUCTS, INC. OR THE SELLER: DIRECT DAMAGES NOT PURCHASE PRICE OF EXCEEDING THE THE PRODUCT REPLACEMENT OF THE PRODUCT. TO THE EXTENT ALLOWED BY APPLICABLE LAW, LOVELAND PRODUCTS, INC. AND THE SELLER SHALL NOT BE LIABLE TO THE BUYER OR USER OF THIS PRODUCT FOR ANY CONSEQUENTIAL, SPECIAL, OR INDIRECT DAMAGES, OR DAMAGES IN THE NATURE OF A PENALTY.

Dyna-Shield™ is a trademark of Loveland Products, Inc. Maxim® is a registered trademark of a Syngenta Group Company.