34704-942

09/07/2006

1	1	

UNITED STATEST	U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505C) 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460	EPA Reg. Number: 34704-942	Date of Issuance: SEP 7 2006
	NOTICE OF PESTICIDE: <u>X</u> Registration <u>—</u> Reregistration (under FIFRA, as amended)	Term of Issuance: Conditional Name of Pestucide Produ Dyna-Shield Me	ct: talaxyl Fungicide
	s, Inc.		
health and the environment, The acceptance of any name use of the name or to its use : This product is con 1. Submit and/ when the ag	tration is in no way to be construed as an endorsement or recomment the Administrator, on his motion, may at any time suspend or cance in connection with the registration of a product under this Act is no if it has been covered by others. ditionally registered in accordance with FIFR /or cite all data required for registration of your gency requires all registrants of similar product responses required for reregistration of your p	I the registration of a pesticide in t to be construed as giving the re LA section $3(c)(7)(A)$ ur product under FIFF cts to submit such data	accordance with the Act. gistrant a right to exclusive provided that you: RA Section 3(c)(5) a; and submit
a. Revi b. Line c. Dele 1 and d. Add,	allowing label changes before you release the ise the EPA Registration Number to read, "EF up the percentages in the ingredient statemer ete, "Precautionary Statements, Hazards to Hu d "Keep out of reach of Children, Warning A , "Packaged for" above the registrant's name , "WARNING" before <i>Causes skin irritation</i> .	PA Reg. No. 34704-94 of by the decimal poin smans and Domestic A viso" from page 2. e and address on page	42." t. Animals" on page
			Continued on page 2
Signature of Approving Off. Mary J.		Date: 9/7/2006	

Page 2 EPA Reg. No. 34704-942

- f. Delete the phrase, "For terrestrial uses," from Environmental Hazards section on page 2.
- g. Change *protective eyewear* to "goggles or face shield" in the Agricultural Use Requirements box.
- h. Revise application rate for Carrots to 0.7 fl. oz.
- i. Revise application rate for Grain Crops and delete "- 1.5 fl. oz."
- 3. Submit one copy of the revised final printed label before the product is released 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.

Sincerely,

Mary J. Weller

Mary L. Waller Product Manager (21) Fungicide Branch Registration Division (7505P)

Dyna-Shield[™] Metalaxyl Fungicide

SEED TREATMENT FUNGICIDE A SEED TREATMENT CHEMICAL FOR CONTROL OF SEED ROT AND DAMPING-OFF DISEASES OF CERTAIN CROPS

ACTIVE INGREDIENTS: Metalaxyl: N-(2,6-dimethylphenyl)-N-(methoxyacetyl)alanine methyl ester 28.35% INERT INGREDIENTS: 71.65% TOTAL: 100.0% Contains 2.65 lbs. Metalaxyl per gallon. EPA Reg. No. 34704-EPA Est. NET CONTENTS

KEEP OUT OF REACH OF CHILDREN WARNING AVISO

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

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 ADDITIONAL PRECAUTIONARY STATEMENTS



ACCEPTED with COMMENTS In EPA Letter Dated:

SEP 7 2006

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

34704-942

P.O. Box 1286 Greeley, CO 80632-1286

4/11

KEEP OUT OF RÉACH OF CHILDREN WARNING AVISO PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Causes skin irritation. Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Do not get on skin or on clothing. Avoid contact with eyes. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE): Some materials that are chemicalresistant to this product are listed below. If you want more options, follow the instructions for category E on an EPA chemical resistance category selection chart.

Applicators and other handlers must wear coveralls over short-sleeved shirt and short pants, socks and chemical-resistant footwear and chemical-resistant gloves (such as nitrile, butyl, neoprene, and/or barrier laminate). Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, 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. Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change clothing.

	FIRST AID
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 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 a poison control center or
	doctor.
	Do not give anything by mouth to an unconscious person.
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.
	uct container or label with you when calling a poison control center or
doctor, or goir	ng for treatment. FOR A MEDICAL EMERGENCY INVOLVING THIS
	ALL: 1-800-301-7976.

ENVIRONMENTAL HAZARDS

For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not apply when weather conditions favor drift from treated areas. Do not contaminate water when disposing of equipment washwaters or rinsate.

<u>Groundwater Advisory</u>: This chemical is known to leach through soil into groundwater under certain conditions as a result of agricultural use. Use of this chemical in areas where soils are

permeable, particularly where the water table is shallow, may result in groundwater contamination.

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. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

IMPORTANT: Read the entire **Directions for Use** and **Limited Warranty Statement** before using this product.

AGRICULTURAL USE REQUIREMENTS

Use this product 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 24 hours. Exception: if the seed is treated with the product and the 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, socks and chemical resistant footwear, chemical resistant gloves, such as barrier laminate or nitrile rubber or neoprene rubber or viton and protective eyewear.

In California – Only for use in commercial seed treating establishments. Not allowed for "on-farm" use.

USE RESTRICTIONS:

Do not harvest mustard greens.

Rape greens grown and harvested from Dyna-Shield Metalaxyl treated seed must not be used for human and feed consumption. Rapeseed grown and harvested from Dyna-Shield Metalaxyl treated seed is only for industrial uses and cannot be used for edible oil or any other human/feed consumption.

NOTE: Seed treated commercially or for sale must be dyed an unnatural color using an EPA approved dye before being sold. Federal law requires that bags containing treated seeds shall be labeled with the following information. "This seed has been treated with Dyna-Shield Metalaxyl Fungicide. Do not use for feed, food or oil purposes. Store away from feeds and foodstuffs." Dyna-Shield Metalaxyl Fungicide is a systemic fungicide seed dressing specifically for control of systemic downy mildews, *Pythium* and *Phytophthora* spp. For control of other soilborne diseases, combination of Dyna-Shield Captan and VITAVAX® registered formulations are compatible. Do not use with other seed treatment products unless previous experience assures compatibility.

Dyna-Shield Metalaxyl Fungicide may be applied as a water-based slurry with other registered seed treatment insecticides and fungicides through standard slurry or mist-type commercial seed treatment equipment.

NOTE: Dyna-Shield Metalaxyl Fungicide is a systemic fungicide having a specific mode of action. Dyna-Shield Metalaxyl Fungicide could be subject to development of resistant strains of fungi. Development of resistance cannot be predicted. Therefore, Loveland Products, Inc. cannot assume liability for crop damage resulting from resistant strains of fungi. Consult your State Agricultural Experiment Service Specialist for guidance and ways to control any possible Dyna-Shield Metalaxyl Fungicide resistant strains of fungi which may occur. FAILURE TO FOLLOW DIRECTIONS ON THIS LABEL MAY RESULT IN CROP INJURY OR POOR DISEASE CONTROL.

Canola*	For Pythium damping-off control: Apply Dyna-Shield Metalaxyl	
Mustard seed*	Fungicide as a seed treatment at 0.25 – 0.5 fl. oz. per 100 lbs. of seed.	
Rapeseed*	*Not registered for use in California.	
Carrots*	For Pythium damping-off control: Apply Dyna-Shield Metalaxyl	
Currota	Fungicide as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed. *Not	
	for registered use in California.	
Cotton	For Pythium seed rot and damping-off: Apply Dyna-Shield Metalaxyl	
conon	Fungicide as a seed treatment at the rate of $0.75 - 1.5$ fl. oz. per 100 lbs.	
	of seed.	
Soybeans	For <i>Pythium</i> damping-off and early season <i>Phytophthora</i> control: Apply	
~~)	Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75	
	- 1.5 fl. oz. per 100 lbs. of seed.	
Spinach*	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl	
L	Fungicide as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed. Do not	
	apply Dyna-Shield Metalaxyl Fungicide to spinach which is destined to	
	be grown in the greenhouse. Containers or bags containing Dyna-Shield	
	Metalaxyl Fungicide treated spinach seed must be labeled with this	
	restriction. *Not registered for use in California.	
Peanuts*	For Pythium seed rot and damping-off control: Apply Dyna-Shield	
	Metalaxyl Fungicide as a seed treatment at 0.75 fl. oz. per 100 lbs. of	
	seed. *Not registered for use in California.	
Sorghum	For control of Pythium damping-off apply 0.375 - 0.75 fl. oz. of Dyna-	
	Shield Metalaxyl Fungicide per 100 lbs. of seed applied as a seed	
	treatment. For control of systemic downy mildew (races susceptible to	
	chemical control), apply 0.75 – 1.5 fl. oz. Dyna-Shield Metalaxyl	
	Fungicide per 100 lbs. of seed on cultivars which possess sorghum	
	downy mildew resistance. To those cultivars which do not possess	
	resistance to a particular race of sorghum downy mildew in heavily	
	infected areas with recent severe history, apply 1.5 – 3.0 fl. oz. of Dyna-	
	Shield Metalaxyl Fungicide per 100 lbs. of seed treatment. Only high	
	quality sorghum seed (90% germination and above) should be treated	
	with Dyna-Shield Metalaxyl Fungicide.	
Sunflowers	For control of systemic downy mildew: Apply Dyna-Shield Metalaxyl	
[Fungicide as a seed treatment at the rate of $1.5 - 3.0$ fl. oz. per 100 lbs.	

	of seed.
Beets, Garden Sugarbeets	For control <i>Pythium</i> damping-off: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed.
Forage Legumes	 Alfalfa, clover, lespedeza, beans (for forage), soybeans (for forage), soybean hay, peanuts (for forage), peanut hay, peas (for forage), peanut hay, cowpeas (for forage), cowpea hay, trefoil, vetch and velvet beans (for forage). For <i>Pythium</i> damping-off and early season <i>Phytophthora</i> control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 – 1.5 fl. oz. per 100 lbs. of seed.
Grain Crops	Wheat, barley, rye, oats, millet, milo, corn (field corn, sweet corn, and popcorn), buckwheat and triticale. For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 – 1.5 fl. oz. per 100 lbs. of seed. For systemic downy mildew control of sweet corn: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 1.5 fl. oz. per 100 lbs. of seed.
Rice*	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 – 1.5 fl. oz. per 100 lbs. of seed. If using Dyna-Shield Metalaxyl Fungicide treated rice do not use Ridomil® for control of <i>Pythium</i> in water-seeded rice. *Not registered for use in California.
Seed and Pod Vegetables	Black-eyed peas, chickpeas (Garbanzos), cowpeas, dill, edible soybeans, field beans, field peas, garden peas, green beans, kidney beans, lima beans, lupines, navy beans, okra, peas, pole beans, snap beans, string beans, wax beans, and lentils. For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. For early season <i>Phytophthora</i> control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. For control of <i>Pythium</i> damping-off and systemic downy mildew of peas: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 1.5 fl. oz. per 100 lbs. of seed.
Cucumbers*	For control of <i>Pythium</i> damping-off: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed. *Not registered for use in California.
Turf Grasses	For <i>Pythium</i> damping-off control on golf courses, home lawns, reclamation and erosion control projects: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 1.5 fl. oz. per 100 lbs. of seed.
Forage Grasses	Grasses grown for hay, grazing or silage, corn (fodder or silage), sorghum (hay or silage), and small grain grown for hay, grazing or silage. For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of 0.75 fl. oz. per 100 lbs. of seed.

SEED TREATMENT – EXPORT USE:

For treatment of the following seed for export only to countries requiring treatment with metalaxyl before importation.

Brassica (Cole) Leafy Vegetables	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of $0.75 - 1.5$ fl. oz. per 100
	lbs. of seed.
Canola	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at the rate of $0.50 - 1.70$ fl. oz. per 100 lbs. of seed. (32 - 110 ml per 100 kg of seed).
Corn	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 0.75 – 1.50 fl. oz. per 100 lbs. of seed. For systemic downy mildew control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 3.0 fl. oz. per 100 lbs. of seed.
Cucurbit	For Pythium damping-off control: Apply Dyna-Shield Metalaxyl
Vegetables	Fungicide as a seed treatment at 0.75 fl. oz. per 100 lbs. of seed.
Fruiting	For Pythium damping-off control: Apply Dyna-Shield Metalaxyl
Vegetables	Fungicide as a seed treatment at $0.75 - 1.50$ fl. oz. per 100 lbs. of seed.
Leafy Vegetables	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 0.75 – 1.50 fl. oz. per 100 lbs. of seed.
Onions	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 0.75 – 1.50 fl. oz. per 100 lbs. of seed.
Millet	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 0.75 – 1.50 fl. oz. per 100 lbs. of seed. For systemic downy mildew control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 2.5 fl. oz. per 100 lbs. of seed.
Peas	For <i>Pythium</i> damping-off and early season <i>Pytophthora</i> control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 3.5 fl. oz. per 100 lbs. of seed.
Root and Tuber	For Pythium damping-off control: Apply Dyna-Shield Metalaxyl
Vegetables	Fungicide as a seed treatment at 0.75 – 1.5- fl. oz. per 100 lbs. of seed.
Sorghum	For <i>Pythium</i> damping-off control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 0.75 – 1.50 fl. oz. per 100 lbs. of seed. For systemic downy mildew control: Apply Dyna-Shield Metalaxyl Fungicide as a seed treatment at 5.25 fl. oz. per 100 lbs. of seed.
Sunflowers	For systemic downy mildew control: Apply Dyna-Shield Metalaxyl

Fungicide as a seed treatment at 0.9 fl. oz. per 100 lbs. of seed.

Seed treated in accordance with export use pattern must be labeled as follows:

FOR EXPORT USE ONLY NOT FOR DOMESTIC SALES OR USE.

DIRECTIONS FOR USE AT REDUCED RATES IN COMBINATION WITH OTHER FUNGICIDES.

Dyna-Shield Metalaxyl Fungicide is a systemic fungicide seed dressing which may be applied in combination with other EPA-registered fungicides to aid in control of *Pythium*. Dyna-Shield Metalaxyl Fungicide may be applied as a water-based slurry through standard slurry or mist-type commercial seed treatment equipment.

······································	treatment equipment.
Corn (field)	To aid in the control of seed decay and damping-off caused by
Wheat, Oats,	Pythium: Apply Dyna-Shield Metalaxyl Fungicide as a commercial
Barley, Rye	seed treatment at the rate of $0.10 - 0.375$ fl. oz. per 100 lbs. seed.
	Apply only in combination with EPA registered rates of Loveland
	Products, Inc. broad-spectrum seed treatment fungicides.
Soybeans,	To aid in control of seed decay and damping-off caused by Pythium:
Field beans,	Apply Dyna-Shield Metalaxyl Fungicide as a commercial seed
Kidney beans,	treatment at the rate of $0.10 - 0.375$ fl. oz. per 100 lbs. of seed. Apply
Navy beans,	in combination with EPA registered rates of broad-spectrum seed
Pinto beans,	treatment fungicides.
Lentils, Peas	
Sunflowers	To aid in the control of seed decay and damping-off caused by
	Pythium: Apply Dyna-Shield Metalaxyl Fungicide as a commercial
	seed treatment at the rate of $0.10 - 0.375$ fl. oz. per 100 lbs. of seed.
	Apply in combination with EPA registered rates of broad-spectrum
	seed treatment fungicides.
Peanuts*	To aid in control of seed decay and damping-off caused by Pythium:
	Apply Dyna-Shield Metalaxyl Fungicide as a commercial seed
	treatment at the rate of $0.10 - 0.375$ fl. oz. per 100 lbs. of seed. Apply
)	in combination with EPA registered rates of broad-spectrum seed
	treatment fungicides. *Not registered for use in California.
Rice*	To aid in the control of seed decay and damping-off caused by
}	Pythium: Apply Dyna-Shield Metalaxyl Fungicide as a commercial
	seed treatment at the rate of $0.10 - 0.375$ fl. oz. per 100 lbs. of seed.
	Apply in combination with EPA registered rates of broad-spectrum
}	seed treatment fungicides. *Not registered for use in California.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage, disposal, or by cleaning of equipment. Open dumping is prohibited. Do not reuse empty containers. **PESTICIDE STORAGE:** Store in a cool, dry location. Do not store in direct hot sunlight. Do not store above 90°F for prolonged periods of time. After prolonged storage in intense cold, allow product to return to approximately 75°F before using. **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:** Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities by burning. If burned stay out of smoke. 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 EXCEEDING THE PURCHASE PRICE OF THE PRODUCT OR 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. VITAVAX is a registered trademark of Chemtura Corporation. RIDOMIL is a registered trademark of a Syngenta Group Company