



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg. Number:

53883-244

Date of Issuance:

MAY 29 2008

NOTICE OF PESTICIDE:

[x] Registration
[ ] Reregistration
(under FIFRA, as amended)

Term of Issuance: Conditional

Name of Pesticide Product:

Lambda 9.7 GC-O

Name and Address of Registrant (include ZIP Code):

Control Solutions, Inc.
5903 Genoa-Red Bluff
Pasadena, TX 77507

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 sec. 3(c)(7)(A) provided that you:

- 1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.
2. On your copy of the Confidential Statement of Formula, correct the product name on page 2.
3. Make the labeling changes listed below before you release the product for shipment:
a. Add the phrase "EPA Registration No. 53883-244".
b. In the ingredients statement, delete the underline in the space between "Other" and "Ingredients".
c. In the "Hazards to Humans and Domestic Animals" text, add "Harmful if inhaled." as the second sentence of that section, then delete "Harmful is inhaled" after "Avoid breathing spray mist or vapors.".
d. In the Turfgrass pests listing, revise "Ticks (including species which transmit Lyme disease)" to read "Ticks (including species which may transmit Lyme disease)".

Signature of Approving Official:

George LaRocca
Product Manager 13
Insecticide Branch
Registration Division (7505P)

Date:

MAY 29 2008

- e. Include the label revisions specified by PR Notice 2007-4, which is available at [www.epa.gov/opppmsd1/PR Notices/pr2007-4.pdf](http://www.epa.gov/opppmsd1/PR_Notices/pr2007-4.pdf).
- f. In the CONDITIONS OF SALE, etc., in the first sentence of the second paragraph replace "should" with "must".
- g. In the CONDITIONS OF SALE, etc., add "To the extent consistent with law," before "THE EXCLUSIVE REMEDY...".

Submit two copies of the revised final printed label for the record.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 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.

**RESTRICTED USE PESTICIDE**  
**Due to Toxicity to Fish and Aquatic Organisms**  
 FOR RETAIL SALE TO AND USE ONLY BY CERTIFIED APPLICATORS  
 OR PERSONS UNDER THEIR DIRECT SUPERVISION, AND ONLY FOR THOSE  
 USES COVERED BY THE CERTIFIED APPLICATOR'S CERTIFICATION.

# Lambda 9.7 GC-O

## Insecticide

For Use to Control Insect Pests On:

- Golf Course and Athletic Field Turf
- Sod Farms
- Ornamentals Grown in Commercial Greenhouses, Shadehouses and Nurseries
- Ornamentals and Lawns in Landscaped Areas Around Residential, Institutional, Public, Commercial and Industrial Buildings, Parks, Recreational Areas, Golf Courses and Athletic Fields

Active Ingredient:

Lambda-cyhalothrin\*

[1 $\alpha$ (S\*), 3  $\alpha$ (Z)]-(±)-cyano(3-phenoxyphenyl)methyl-3-(2-chloro-3,3,3-trifluoro-1-propenyl)-2,2-

d imethylcyclopropanecarboxylate:.....	9.7%
Other Ingredients:.....	90.3%
Total	100 0%

\* synthetic pyrethroid

Contains 0.88 lbs. active ingredient per gallon or 0.22 lbs. a.i. per quart

**KEEP OUT OF REACH OF CHILDREN**

### Warning

See additional precautionary statements and directions for use in booklet.

EPA Reg. No. 53883-XXX  
 EPA Est. No. 53883-TX-002

Manufactured By:  
 Control Solutions, Inc.  
 5903 Genoa-Red Bluff  
 Pasadena, TX 77507

**ACCEPTED**  
**with COMMENTS**  
**In EPA Letter Dated:**  
**MAY 29 2008**  
 Under the Federal Insecticide,  
 Fungicide, and Rodenticide Act,  
 as amended, for the pesticide  
 registered under EPA Reg. No.  
53883-244

<b>FIRST AID</b>	
<b>If on skin or clothing</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If in eyes</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If swallowed</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Do not give any liquid to the person.</li> <li>+ Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If inhaled</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
<b>HOT LINE NUMBER</b>	
You may also contact Safety Call® (866) 897-8050 for emergency medical treatment	

## PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

### WARNING

Harmful if absorbed through skin. Prolonged or frequently repeated skin contact may cause allergic skin reactions in some individuals. Avoid contact with skin, eyes, or clothing. Avoid breathing spray mist or vapors. Harmful if inhaled. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

Skin exposure may also result in a sensation described as a tingling, itching, burning, or prickly feeling. Onset may occur immediately to 4 hours after exposure and may last 2 to 30 hours, without damage. Wash exposed areas once with soap and water. Relief from the skin sensation may be obtained by applying an oil-based cream.

### Personal Protective Equipment (PPE)

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category F on an EPA chemical resistance category selection chart.

**Applicators and other handlers must wear:**

- Long-sleeved shirt and long pants
- Chemical-resistant gloves, such as barrier laminate or butyl rubber or nitrile rubber or viton
- Shoes plus socks

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. 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.
- 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 extremely toxic to fish. Do not contaminate water when disposing of equipment wash water. Do not apply directly to water, or 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 neighboring areas. Apply this product only as specified on this label. Care should be used when making applications to avoid household pets, particularly fish and reptile pets.

This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

Use of this pesticide adjacent to water may affect aquatic organisms. To protect these organisms, do not apply this pesticide within 25 ft. of lakes, reservoirs, rivers, permanent streams, marshes, or natural ponds, estuaries, and commercial fish farm ponds. In the state of New York, do not apply within 100 ft. of coastal marshes or streams that drain into marshes. When treating tall trees (>15 ft. from the ground) with high pressure sprays or during any application with air assisted equipment (mist blowers), do not apply within 150 ft. of aquatic areas.

Notify State and/or Federal authorities immediately if you observe any adverse environmental effects due to the use of this product.

**Physical or Chemical Hazards**

Do not use this product in or on electrical equipment due to the possibility of shock hazard.

**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.

**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 24 hours. Notify workers of the application by warning them orally and by posting warning signs at entrances to treated areas.

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, such as barrier laminate, butyl rubber, nitrile rubber, or viton
- Shoes plus socks

**NON-AGRICULTURAL 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, forests, nurseries, or greenhouses.

**Keep adults, children, and pets off treated areas until spray has dried following the application.**

Lambda 9.7 GC-O Insecticide is for use on turf and ornamentals in indoor and out door areas such as residential landscapes and non-residential landscapes around institutional, public, commercial, and industrial buildings, parks, recreational areas, golf courses, and athletic fields.

Lambda 9.7 GC-O Insecticide may be applied to ornamentals grown in commercial greenhouses, shadehouses, and nurseries, and turf grown on sod farms or for commercial seed production.

Lambda 9.7 GC-O Insecticide may also be used for applications to golf course fairways, greens, greens aprons, and tee areas.

#### **USE RESTRICTIONS:**

- Do not apply to flowering plants when pollinating insects are present. Make applications during the early morning or late evening hours.
- Do not apply this product through any type of irrigation system.
- Do not apply this product to edible crops or crops grown for food/feed.
- Do not apply this product by aerial application.

#### **Spray Drift Precautions**

Do not make applications when wind speed is 15 miles per hour or greater. Low humidity and high temperatures increase the likelihood of spray drift to sensitive areas. Avoid spraying during conditions of low humidity and/or high temperature. Risk of exposure to sensitive aquatic areas can be reduced by avoiding applications when the wind direction is toward the aquatic area. Do not make outdoor applications during temperature inversions. Inversions are characterized by stable air and increasing temperature with height above ground. Mist or fog may indicate the presence of an inversion in humid areas. The applicator may detect the presence of an inversion by producing smoke and observing a smoke layer near the ground surface.

#### **Application**

Lambda 9.7 GC-O Insecticide may be mixed with water and applied in all types of application equipment. Mix product with the required amount of water and apply as a dilute application to the point of runoff. Apply as a coarse spray using appropriate equipment. To avoid small droplets, do not use excessive spray, and using the correct nozzle. For hard-to-wet foliage, such as holly, pine, or ivy, use a spreader-sticker to increase knockdown and residual activity. If concentrate or mist-type application equipment is used, Use the equivalent amount of product for concentrate or mist type application equipment as would be used in a dilute application.

**Note:** Testing has been carried out on a wide range of ornamental plants under various environmental conditions, and no phytotoxicity has been observed, certain cultivars may be still be sensitive to the final spray solution. Before treating large areas, prespray a selection of ornamental plants and observe them for 7-10 days if local use data is not available.

**MIXING**

1. Fill application tank with 1/2 – 3/4 volume of water. The recommended pH of the water should be 5-7 pH. Use a buffering agent to adjust the pH level if necessary.
2. Slowly add Lambda 9.7 GC-O Insecticide to tank water with maximum agitation. If other chemicals are added to the applicator tank, Lambda 9.7 GC-O Insecticide should be added last. If mixed with EC formulations or oils, use within 24 hours.
3. Fill tank to desired volume, and continue to agitate while making applications. Shake or reagitae application equipment before use if application is interrupted
4. Make up only amount of application volume required.

**Mixing Chart for Use on Ornamental**

Lambda 9.7 GC-O Insecticide to add per spray tank.

Rate of Lambda 9.7 GC-O	25 gals.	50 gals.	100 gals.	200 gals.	300 gals. .
1.5 oz.	0.4 oz.	0.8 oz.	1.5 oz.	3.0 oz.	4.5 oz.
3.0 oz.	0.8 oz.	1.5 oz.	3.0 oz.	6.0 oz.	9.0 oz.
5.0 oz.	1.3 oz.	2.5 oz.	5.0 oz.	10.0 oz.	15.0 oz.

**Mixing Chart for Use on Turf**

Lambda 9.7 GC-O Insecticide to add per 100 gallon spray tank.

Rate of Lambda 9.7 GC-O	2 gals.	4 gals.	6 gals.	8 gals.	10 gals.
5 oz./A	5.7 oz.	2.9 oz.	1.9 oz.	1.4 oz.	1.2 oz.
10 oz./A	11.5 oz.	5.7 oz.	3.8 oz.	2.9 oz.	2.3 oz.
20 oz./A	23.0 oz.	11.5 oz.	7.7 oz.	5.7 oz.	4.6 oz.

Conversion Rate: 1 fluid ounce (fl. oz.) equals 29 milliliters (mL)

**Compatibility**

Lambda 9.7 GC-O Insecticide has been found to be compatible with all commonly used fungicides, miticides, liquid fertilizers, and other insecticides. Check compatibility using the correct proportion of products in a small jar, if local experience is not available.

**ORNAMENTALS****Agricultural Uses:**

Ornamentals in Greenhouses, Shadehouses, and Nurseries

**Non-Agricultural Uses:**

**Ornamentals** (Including Trees, Shrubs, Flowers, Evergreens, Foliage Plants, and Ground covers) in Residential Landscaped Areas and Landscaped Areas around Institutional, Public, Commercial, and Industrial Buildings, Parks, Recreational Areas,



Golf Courses, and Athletic Fields

**NOTE:** Do not apply more than 0.36 lb. of the active ingredient (52.4 fl. oz. of concentrate) per acre per year.

Pest Controlled		Amount of Lambda 9.7 GC-O
Ants (Including Imported fire ants), Armyworms, Azalea caterpillars, Aphids, Bagworms, Black vine weevils (adult), Boxelder bugs, Budworms, California oakworms, Cankerworms, Cockroaches, Crickets, Cutworms, Eastern tent caterpillars, Elm leaf beetles, European sawflies, Fall webworms, Flea beetles, Forest tent caterpillars, Gypsy moth larvae, Japanese beetles (adult),	June beetles (adult), Lace bugs, Leaf-feeding caterpillars, Leafhoppers, Leafminers (adult), Leaf rollers, Leaf skeletonizers, Midges, Mosquitoes, Oleander moth larvae, Pillbugs, Pine sawflies, Pine shoot beetles, Pinetip moths, Plant bugs, Root weevils, Sawflies, Scale insects (crawlers), Spiders, Spittlebugs, Striped beetles, Striped oakworms, Thrips, Tip moths, Tussock moth larvae, Wasps	1.5 – 5 fl. oz/100 gals. or 44 – 148 mL/100 gals.
Broadmites, Brown softscales, California redscales (crawler), Clover mites,	Mealybugs, Pine needlescales (crawler), Spider mites, Whiteflies	3 – 5 fl. oz/100 gals. or 88 – 148 mL/100 gals.

**Application Instructions:**

Apply to ornamentals before the onset of high pest populations. Reapply at 7 day intervals if necessary to maintain control. Use higher rates when pest pressure increases.

For best results ensure thorough spray coverage. For ornamentals with waxy or hard to wet foliage, the use of a spreader-sticker at recommended rates may help with the control of insects.

Lambda 9.7 GC-O Insecticide may also be applied as a spot treatment at the rate of 0.5 fl. oz. per 1-2.5 gallons of water.

Consult your state university or local Cooperative Extension Service office for specific pest control application timing in your area.

**Note:** Testing has been carried out on a wide range of ornamental plants under various environmental conditions, and no phytotoxicity has been observed, certain cultivars may be still be sensitive to the final spray solution. Before treating large areas, prespray a selection of ornamental plants and observe them for 7-10 days if local use data is not available.

**Scale:** Thoroughly cover the plant with Lambda 9.7 GC-O Insecticide spray, including trunks, stems, twigs, and foliage for control of scale insects.

**Bagworm:** Apply Lambda 9.7 GC-O Insecticide when bagworm larvae begin to hatch. Spray directly on the larvae. Application is the most effective when the larvae are young.

## TURFGRASS

### Agricultural

Sod Farms and Grass Seed Farms

### Non-Agricultural

Lawns around Residential, Institutional, Public, Commercial, and Industrial Buildings, Parks, Recreational Areas, Golf Courses, and Athletic Fields

Golf Course and Athletic Field Turf

### NOTE:

- Do not apply more than 0.36 lb. of active ingredient (52.4 fl. oz. of concentrate) per acre per year.
- Do not apply when turfgrass is waterlogged or when soils are saturated with water (i.e., will not accept irrigation).
- Keep children and pets off treated areas until spray has dried following the application.

Pest	Amount of Lambda 9.7
Ants (Including Imported fire ants), Armyworms, Centipedes, Crickets, Cutworms, Earwigs, Fleas (adult), Grasshoppers, Japanese beetles (adult), Millipedes, Mites, Pillbugs, Sod webworms, Sow bugs, Ticks (including species which transmit Lyme disease)	3.4-7 mL/1,000 sq. ft. or 5-10 fl. oz./A
Bluegrass billbugs (adult), Black turfgrass ataenius (adult), Chiggers, Fleas (adult), Grub (suppression), Hyperodes weevils (adult), Mole crickets (nymphs and young adults)	7 mL/1,000 sq. ft. or 10 fl. oz./A
Chinch bugs Mole crickets (mature adults) (Not for use on mature adult mole crickets and chinch bugs in New York State.)	14 mL/1,000 sq. ft. or 20 fl. oz./A

**Application Instructions**

Make application to turf before high insect populations and turf damage is evident. Reapply at 7 day intervals if necessary to maintain control. Use higher rates when pest pressure increases.

Lambda 9.7 GC-O Insecticide may also be applied as a spot treatment at the rate of 0.5 fl. oz. per 1-2.5 gallons of water.

**Surface Insect Control (armyworm, cutworms, fleas, etc.):** For best results, apply Lambda 9.7 GC-O Insecticide at recommended rates in 2-5 gals. of water per 1,000 sq. ft. If high rainfall amounts are forecast the addition of a spreader-sticker may be helpful. For normal conditions for surface insect control on turf, the addition of adjuvants is not necessary. For best control of target pests, do not water or mow for 12-24 hours.

**Thatch Inhabiting Insect Control (chinch bugs, billbugs, etc.):** For best results, apply Lambda 9.7 GC-O Insecticide at recommended rates in 2-10 gals. of water per 1,000 sq. ft. .The use of a nonionic wetting agent, penetrant, or similar adjuvant is recommended at label rates. To help move the Lambda 9.7 GC-o into the thatch layer after application, lightly irrigate with up to 1/2 inch of water. If irrigation is not available, then use high water application rates for optimum results.

**Subsurface Insect Control (mole crickets, grubs, etc.):** For best results, apply Lambda 9.7 GC-O Insecticide at recommended rates in 4-10 gals. of water per 1,000 sq. ft. The use of a nonionic wetting agent, penetrant, or similar adjuvant is strongly recommended following label rates. Use the highest water application rates possible with your sprayer. Apply Lambda 9.7 GC-O Insecticide to turf wet with dew, rain, or irrigation. Water-in immediately after application with 1/4-1/2 inch of water for optimum results.

**Fire Ant Control:** Use 0.5 fl. oz. of Lambda 9.7 GC-O Insecticide per 2.5 gals. of water Use a watering can to treat individual mounds as a drench application. Thoroughly soak each mound and a 3 ft. diameter circle around each mound. In order to avoid disturbing the mound, gently apply the mixture. Disturbing the mound may cause the ants to migrate and reduce the effectiveness of the treatment. For best results, apply in early morning or late evening hours. Make additional treatments as needed, but not more than every 7 days.

**Mosquito Control:** To control mosquitoes, apply as a general spray around landscape plantings, turf, and building foundations. For best results, apply Lambda 9.7 GC-O Insecticide at recommended rates in 2-5 gals. of water per 1,000 sq. ft.

**STORAGE AND DISPOSAL**

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited. Do not reuse empty container.

**Storage**

Keep container closed when not in use. Do not store near food or feed. Shake well before use. Protect from freezing. In case of spill or leak on floor or paved surfaces, soak up with sand, earth, or synthetic absorbent. Remove to chemical waste storage area until proper disposal can be made.

**Pesticide Disposal**

Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative of the nearest EPA Regional Office for guidance.

**Container Disposal**

Triple rinse (or equivalent). Completely empty container into application equipment, then offer for recycling or reconditioning, or puncture and dispose of empty container in a sanitary landfill, by incineration, or by other procedures approved by state and local authorities.

**CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY**

**NOTICE:** Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product should be followed carefully. 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 manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of CONTROL SOLUTIONS, INC. or Seller. To the fullest extent permitted by applicable law, all such risks shall be assumed by Buyer and User, and Buyer and User agree to hold CONTROL SOLUTIONS, INC. and Seller harmless for any claims relating to such factors.

CONTROL SOLUTIONS, 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, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of the product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or CONTROL SOLUTIONS, INC., and Buyer and User assume the risk of any such use. CONTROL SOLUTIONS, INC. MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE. To the fullest extent permitted by law, Control Solutions, Inc. or seller shall not be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF CONTROL SOLUTIONS, INC. AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF CONTROL SOLUTIONS, INC. OR SELLER, THE REPLACEMENT OF THE PRODUCT.

CONTROL SOLUTIONS, INC. and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and of Liability, which may not be modified except by written agreement signed by a duly authorized representative of CONTROL SOLUTIONS, INC.