

# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

August 16, 2023

Haley Wade Lead Regulatory Manager Control Solutions, Inc. 5903 Genoa-Red Bluff Pasadena, TX 77507-1041

Subject: PRIA Label and CSF Amendment – Revise the Basic and Alternate 1-7 CSFs, and

add optional images and add to application restriction language on the label

Product Name: CSI 20-379 3-D Herbicide EPA Registration Number: 53883-503 Application Date: March 30, 2023

Decision Number: 591337

#### Dear Haley Wade:

The amended label and Confidential Statements of Formula (CSFs) referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, are acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Please note that the record for this product currently contains the following CSFs:

- Basic CSF dated 3/30/2023
- Alternate CSF 1 dated 3/30/2023
- Alternate CSF 2 dated 3/30/2023
- Alternate CSF 3 dated 3/30/2023 (revised)
- Alternate CSF 4 dated 3/30/2023
- Alternate CSF 5 dated 3/30/2023
- Alternate CSF 6 dated 3/30/2023 (revised)
- Alternate CSF 7 dated 3/30/2023 (revised)

Page 2 of 2 EPA Reg. No. 53883-503 Decision No. 591337

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

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

If you have any questions, please contact Endia Blunt at 202-566-2505 or at blunt.endia@epa.gov.

Sincerely,

for

Mindy Ondish Product Manager 23 Herbicide Branch Registration Division (7505T) Office of Pesticide

Duysh Corlon

**Programs** 

Enclosure

[Text in brackets and italics are notes to the label editor.]

[Text in brackets alone are optional statements or alternative statements.]

[Sub label A: Professional Use]

[Sub label B: Consumer/Residential Use]

#### **SUB-LABEL A: INTENDED FOR PROFESSIONAL USE**

2,4-D, DIMETHYLAMINE SALT	GROUP	4	HERBICIDE
MCPP-P, DIMETHYLAMINE SALT	GROUP	4	HERBICIDE
DICAMBA, DIMETHYLAMINE SALT	GROUP	4	HERBICIDE

## CSI 20-379 3-D Herbicide

[Alternate Brand Name(s): [3-D Foam], [3-D Aerosolized Foam] [Martin's Pro Line 3-Way Aerosolized Foam], [Martin's Pro Line 3-Way Foam]]

[Optional Descriptor(s): [Ready-To-Use], [Ready-To-Use Foam], [Herbicide], [Foam Herbicide], [Weed Killer], [Foam Weed Killer], [Selective Herbicide], [Foaming Selective Weed Killer], [Selective Weed Killer]]

ACTIVE INGREDIENTS:	% by Wt
*2,4-D, dimethylamine salt	0.18%
**MCPP-P, dimethylamine salt	0.05%
***Dicamba, dimethylamine salt	0.02%
OTHER INGREDIENTS:	99.75%
TOTAL:	100.00%
*0.014 lbs of 2,4-D acid per gallon or 0.15%	
**O OOA Iba MCDD D gold nor gollon or O OA9/	

Shake well before using.

ADAMA	
Consumer & Professional	

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

EPA Reg. No: 53883-503
EPA Est. No:
Net Contents:

### **KEEP OUT OF REACH OF CHILDREN CAUTION**

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 [side panel(s) for] [Precautionary Statements,] [Directions for Use] [and] [Storage and Disposal].]

FIRST AID		
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.	
HOT LINE NUMBER		

### ACCEPTED

Aug 16, 2023

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 53883-503

Page 1 of 12

<sup>0.004</sup> lbs MCPP-P acid per gallon or 0.04%

<sup>\*\*\*0.002</sup> lbs Dicamba acid per gallon or 0.02%

Have the product container or label with you when calling a poison control center at 1-800-222-1222 or doctor or going for treatment. You may also contact SafetyCall<sup>®</sup> (866) 897-8050 for emergency medical treatment information.

## PRECAUTIONARY STATEMENTS CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wear long-sleeved shirt, long pants, shoes, socks, and chemical resistant gloves made of any waterproof material. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet.

#### **ENVIRONMENTAL HAZARDS**

This pesticide is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. 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 may be hazardous to aquatic organisms in water adjacent to treated areas.

2,4-D and MCPP-P have properties and characteristics associated with chemicals detected in groundwater. The use of these chemicals in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater.

NON-TARGET ORGANISM ADVISORY: This product is toxic to plants and may adversely impact the forage and habitat of non-target organisms, including pollinators, in areas adjacent to the treated site. Protect the forage and habitat of non-target organisms by following label directions intended to minimize spray drift.

#### PHYSICAL AND CHEMICAL HAZARDS

**Contents under pressure. DO NOT** use or store near heat or open flame. **DO NOT** puncture or incerate container. Exposure to temperatures above 130°F may cause bursting.

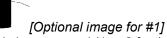
#### **DIRECTIONS FOR USE**

It is a violation of federal law to use this product in a manner inconsistent with its labeling. READ ALL DIRECTIONS COMPLETELY BEFORE USE.

**PRODUCT INFORMATION:** This product is for selective broadleaf weed control. For use as a spot treatment in Turf sites including, but not limited to, ornamental turf, golf courses, cemeteries, parks, sports fields, turfgrass, lawns, and other grassy areas. Other use sites include (but not limited to) fence rows, hedge rows, roadsides (aprons & guardrails), ditches, right-of-ways, utility, power lines, railroads, airports, industrial sites, around buildings, driveways, sidewalks, cartpaths, pavers, patios, retaining walls, and other similar areas where broadleaf weeds may grow.

This product foams on contact, to indicate what plants and plant parts have been sprayed.

1. Shake can just before using and occasionally between sprays.



- 2. Stand close to weed (1 to 2 feet) with top of can pointed away from face.
- 3. Invert can, hold at arm's length, aim at targeted weed and press the applicator button. Product will emerge as a narrow stream and foam upon contact with plant surfaces.

[Optional image for #3]

- 4. Spray briefly to cover center of weed and avoid over-spray. The foaming activity will spread outward onto weed leaves. Heavy application or overspray may cause temporary discoloration of surrounding desired turf.
- 5. One application will kill most weeds listed. Reapply in 30 days if weed shows signs of recovery.

#### **Resistance-Management Recommendations**

For resistance management, this product is a Group 4 herbicide. Any weed population may contain or develop plants naturally resistant to this product and other Group 4 herbicides. The resistant biotypes may dominate the weed population if these herbicides are used repeatedly in the same field. Appropriate resistance management strategies should be followed.

To delay herbicide resistance take one or more of the following steps:

- Rotate the use of this product or other Group 4 herbicides within a growing season sequence or among growing seasons with different herbicide groups that control the same weeds in a field.
- Adopt an integrated weed-management program for herbicide use that includes scouting and
  uses historical information related to herbicide use and crop rotation, and that considers tillage (
  or other mechanical control methods), cultural (e.g., higher crop seeding rates; precision fertilizer
  application method and timing to favor the crop and not the weeds), biological (weed-competitive
  crops or varieties) and other management practices.
- Scout after herbicide application to monitor weed populations for early signs of resistance development. Indicators of possible herbicide resistance include: (1) failure to control a weed species normally controlled by the herbicide at the dose applied, especially if control is achieved on adjacent weeds; (2) a spreading patch of non-controlled plants of a particular weed species; (3) surviving plants mixed with controlled individuals of the same species. Ifresistance is suspected, prevent weed seed production in the affected area by an alternative herbicide from a different group or by a mechanical method such as hoeing or tillage. Prevent movement of resistant weed seeds to other fields by cleaning harvesting and tillage equipment when moving between fields, and planting clean seed.
- If a weed pest population continues to progress after treatment with this product, discontinue use of this product, and switch to another management strategy or herbicide with a different mode of action, if available.
- Contact your local extension specialist or certified crop advisors for additional pesticide resistance-management and/or integrated weed-management recommendations for specific crops and weed biotypes.
- For further information or to report suspected resistance, contact your local sales rep.

#### **USE RESTRICTIONS**

- DO NOT use this product for controlling weeds in flower or vegetable beds or around shrubs or ornamental plantings.
- **DO NOT** use this product on or near desirable plants, including within the dripline of the roots of desirable trees and shrubs, since injury may result.
- **DO NOT** spray on Dichondra, Lippia, or grasses where desirable Clovers are present.
- DO NOT apply to newly seeded grasses until they have been mowed 3 times.
- **DO NOT** cut grass 1 to 2 days before and after application.
- **DO NOT** reseed for 3 to 4 weeks after use. If lawn needs watering, water thoroughly before application.
- DO NOT water for 24 hours after application. Watering will wash off this product.
- DO NOT apply if rainfall is expected within 24 hours and delay irrigation cycle for 24 hours.
- **DO NOT** overspray weeds because damage to turf may occur.
- DO NOT apply when temperature exceeds 90°F.
- **DO NOT** apply this product in a way that will contact any person or pet, either directly or through drift. Only protected handlers may be in the area during application.
- DOT NOT allow people and pets to enter the treated area area during application.
- DO NOT allow people or pets to enter the treated area until sprays have dried.

DO NOT make more than 2 applications per year per area.

Avoid overspray to minimize potential injury to desirable turfgrass. Apply only to dormant St. Augustine (common, Raleigh, and Seville varieties grown in TX, LA, MS only) and dormant centipedegrasses (TX, LA, MS only). Avoid applying during excessively dry or hot periods unless irrigation is used. For optimum results, turf should not be mowed for 1 to 2 days before and after application. Failure to observe all precautions may result in injury to turf and/or susceptible plants.

**WEEDS CONTROLLED:** Bedstraw, Black Medic, Buckhorn, Burdock, Chicory, Chickweed, Clover, Dandelion, Dock, Ground Ivy, Heal-All, Henbit, Knotweed, Lambsquarters, Lespedeza, Mallow, Morningglory, Peppergrass, Pigweed, Plantain, Poison Ivy, Poison Oak, Purslane, Ragweed, Sheep Sorrel, Shepherdspurse, Speedwell, Spurge, Wild Carrot, Wild Garlic, Wild Lettuce, Wild Onion, Yarrow and other broadleaf weeds.

After applying this product, many broadleaf weeds will begin to show visible signs of leaf curl within a few days. Some hard-to control broadleaf weeds may require a second treatment in 30 days.

#### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Keep from freezing. To be stored in original container and placed in an area inaccessible to children. **DO NOT** store near heat or open flame.

**PESTICIDE DIPOSAL:** Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

**CONTAINER HANDLING: DO NOT** Puncture or Incinerate! **If empty:** Place in trash or offer for recycling, if available. **If partly filled:** Call your local solid waste agency for disposal instructions.

**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.

#### **WARRANTY STATEMENT**

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, 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 extent consistent with 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.

To the extent consistent with applicable law, 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 this 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. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, 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 extent consistent with applicable law, IT IS **CONTROL SOLUTIONS INC., AND SELLERS INTENTION THAT** in no event shall Control Solutions or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE ENTENT CONSISTENT WITH APPLICABLE LAW, **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.

To the extent consistent with applicable law, 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 Liability, which may not be modified except by written agreement signed by a duly authorized representative of Control Solutions, Inc.

## CSI 20-379 3-D Herbicide

[Alternate Brand Name(s): [Martin's 3-Way Aerosolized Foam], [Martin's 3-Way Foam], [Quali-Pro 3D Herbicide], [Quali-Pro 3D Jet Foam], [Quali-Pro Jet Weeder]]

[Optional Descriptor(s): [Ready-To-Use], [Ready-To-Use Foam], [Herbicide], [Foam Herbicide], [Weed Killer], [Foam Weed Killer], [Selective Herbicide], [Foaming Selective Weed Killer], [Selective Weed Killer]]

	% by Wt
*2,4-D, dimethylamine salt	0.18%
**MCPP-P, dimethylamine salt	
***Dicamba, dimethylamine salt	0.02%
OTHER INGREDIENTS:	99.75%
TOTAL:	100.00%
*0.014 lbs of 2.4-D acid per gallon or 0.15%	

Shake well before using.



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

EPA Reg. No: 53883-503
EPA Est. No:
Net Contents:

### KEEP OUT OF REACH OF CHILDREN **CAUTION**

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 [side panel(s) for] [Precautionary Statements,] [Directions for Use] [and] [Storage and Disposal].]

FIRST AID		
IF IN EYES:	<ul> <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>	
HOT LINE NUMBER		
Have the product container or label with you when calling a poison control center at 1-800-222-1222 or doctor or going for treatment. You may also contact SafetyCall® (866) 897-8050 for emergency medical treatment information.		

#### PRECAUTIONARY STATEMENTS CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet.

<sup>\*\*0.004</sup> lbs MCPP-P acid per gallon or 0.04%

<sup>\*\*\*0.002</sup> lbs Dicamba acid per gallon or 0.02%

#### **ENVIRONMENTAL HAZARDS**

This product is toxic to fish and aquatic invertebrates and may adversely affect non-target plants. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. To protect the environment, **DO NOT** allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

2,4-D and MCPP-P have properties and characteristics associated with chemicals detected in groundwater. The use of these chemicals in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater.

NON-TARGET ORGANISM ADVISORY: This product is toxic to plants and may adversely impact the forage and habitat of non-target organisms, including pollinators, in areas adjacent to the treated site. Protect the forage and habitat of non-target organisms by following label directions intended to minimize spray drift.

#### PHYSICAL AND CHEMICAL HAZARDS

**Contents under pressure. DO NOT** use or store near heat or open flame. **DO NOT** puncture or incerate container. Exposure to temperatures above 130°F may cause bursting.

#### **DIRECTIONS FOR USE**

It is a violation of federal law to use this product in a manner inconsistent with its labeling. READ ALL DIRECTIONS COMPLETELY BEFORE USE.

**PRODUCT INFORMATION:** This product is for selective broadleaf weed control. For use as a spot treatment in Turf sites including, but not limited to, lawns, and other grassy areas. Other use sites include (but not limited to) fence rows, hedge rows, ditches, around residential buildings, driveways, sidewalks, pavers, patios, retaining walls, and other similar areas where broadleaf weeds may grow.

This product foams on contact, so you can see what plants have been sprayed. Shake can just before using and occasionally between sprays.

#### **HOW TO USE:**

- 1. Always hold can with nozzle pointed away from your face and body.
- 2. Shake can well just before using and briefly between sprays.



[Optional image for #2]

- 3. Stand within 1-2 feet of weed to be sprayed.
- 4. **Turn can upside-down,** aim the nozzle at the weed, and press the applicator button. Adjust your aim so that the narrow spray stream hits the center of the weed briefly. Spray will foam and spread outward onto weed leaf surfaces.



[Optional image for #4]

- 5. Avoid overspray onto surrounding grass which may cause temporary yellowing. Avoid overspray onto nearby desirable plants as they may be damaged. Soaking or overspraying weeds will not increase the speed or level of efficacy, simply wetting the leaves is enough for (this product) to begin working.
- 6. While one application will control most weeds listed on this label, larger, more mature weed plants may require a second application if they begin to grow new green leaves or stems after 3

weeks. If second application is needed, application must be at least 30 days after the first application.

#### **USE RESTRICTIONS**

- DO NOT use this product for controlling weeds in flower or vegetable beds or around shrubs or ornamental plantings.
- DO NOT use on or near desirable plants or exposed plant roots. This may result in injury.
- DO NOT spray on Dichondra, Lippia, or grasses where desirable Clovers are present.
- **DO NOT** apply to newly seeded grasses until they have been mowed 3 times.
- DO NOT cut grass 1 to 2 days before and after application.
- **DO NOT** reseed for 3 to 4 weeks after use. If lawn needs watering, water thoroughly before application.
- DO NOT water for 24 hours after application. Watering will wash off weed killing material.
- DO NOT apply if rainfall is expected within 24 hours and delay irrigation cycle for 24 hours.
- DO NOT overspray weeds because damage to turf may occur.
- DO NOT apply when temperature exceeds 90°F.
- DO NOT apply this product in a way that will contact any person or pet, either directly or through drift. Keep people and pets out of the area during application.
- **DO NOT** allow people or pets to enter the treated area until sprays have dried.
- DO NOT apply directly to or near water, storm drains, gutters, sewers, or drainage ditches.
- **DO NOT** apply within 25 feet of rivers, fish ponds, lakes, streams, reservoirs, marshes, estuaries, bays, and oceans.
- DO NOT apply when windy.
- To prevent product run-off, do not over water the treated area(s) to the point of runoff or apply when raining or when rain is expected that day.
- **DO NOT** make more than 2 applications per year per area.

Avoid overspray to minimize potential injury to desirable turfgrass. Apply only to dormant St. Augustine (common, Raleigh, and Seville varieties grown in TX, LA, MS only) and dormant centipedegrasses (TX, LA, MS only). Avoid applying during excessively dry or hot periods unless irrigation is used. For optimum results, turf should not be mowed for 1 to 2 days before and after application. Failure to observe all precautions may result in injury to turf and/or susceptible plants.

**WEEDS CONTROLLED:** Bedstraw, Black Medic, Buckhorn, Burdock, Chicory, Chickweed, Clover, Dandelion, Dock, Ground Ivy, Heal-All, Henbit, Knotweed, Lambsquarters, Lespedeza, Mallow, Morningglory, Peppergrass, Pigweed, Plantain, Poison Ivy, Poison Oak, Purslane, Ragweed, Sheep Sorrel, Shepherdspurse, Speedwell, Spurge, Wild Carrot, Wild Garlic, Wild Lettuce, Wild Onion, Yarrow and other broadleaf weeds.

After applying this product, many broadleaf weeds will begin to show visible signs of leaf curl within a few days. Some hard-to control broadleaf weeds may require a second treatment in 30 days.

#### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Keep from freezing. To be stored in original container and placed in an area inaccessible to children. **DO NOT** store near heat or open flame.

**PESTICIDE DISPOSAL AND CONTAINER HANDLING: DO NOT** Puncture or Incinerate! **If empty:** Place in trash or offer for recycling, if available. **If partly filled:** Call your local solid waste agency for disposal instructions.

**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.

#### **WARRANTY STATEMENT**

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, 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 extent consistent with 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.

To the extent consistent with applicable law, 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 this 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. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, 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 extent consistent with applicable law, IT IS CONTROL SOLUTIONS INC., AND SELLERS INTENTION THAT in no event shall Control Solutions or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, 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.

To the extent consistent with applicable law, 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 Liability, which may not be modified except by written agreement signed by a duly authorized representative of Control Solutions, Inc.

#### **Optional Marketing Claims:**

#### **Optional NFPA aerosol codes:**

- Water Based
- Level 1 Aerosol

#### **Optional Marketing Claims:**

- Kills [33 Plus] [over 30] listed Weed Types [down to the root]
- Contains No CFC's or other ozone depleting substances. Federal regulations prohibit CFC propellants in aerosols.
- Kills the listed weeds, not the lawn.
- Weed details on back.
- Controls dandelions, clover, chickweed, and many other listed [broadleaf] weeds on lawns and ornamental turf.
- Spot Weed Killer
- Will not harm grasses\*
- Kills listed broadleaf weeds down to the root
- Rainproof in 30 minutes
- Visible results in hours
- Simple, Convenient, Easy to Use
- For use on most Northern and Southern Turf
- Easily spot treat weeds
- Kills major broadleaf weeds\*\* including Dandelions, Clover, Chickweed, and Dollarweed.
- Kills Dandelion, Clover and Other Broadleaf Weeds\*\*
- Kills Dandelion, Clover and Other Listed Broadleaf Weeds
- Use When Weeds Are Actively Growing
- May Be Used on Bahia, Common Bermuda, Bluegrass, Centipede, Fescue, Ryegrass, St. Augustine and Zoysia Grass
- Controls Weeds Such As Dandelions, Chickweed, Henbit, Oxalis, Plantain, And Many More\*\*
- Overnight Results
- Works in 24 Hours
- Kills the Weeds, Not the Lawn\*
- Rainproof in Hours Won't Wash Away
- For Thick, Weed-Free Turf
- Three Way Control
- Apply to a Moist Lawn
- A simple and effective way to kill breakthrough and pop up weeds in your yard/lawn/grass
- Easily [quickly] spot treat weeds
- [Great] [Ideal] for spot treatment[s]
- [Great] For spot treating [treatment]
- Spot weed control for Southern lawns
- Targets weeds\*\*
- Makes more than XX gallons
- Covers [treats up to] XXXX square feet
- Designed for use on Southern lawns [warm season grasses/list approved grass types here]
- Be in control of weeds in your yard
- For a beautiful [weed-free] lawn
- [For] [Get] a weed free lawn
- For Home Lawn Care
- For Home Lawn Use [Only]
- Guaranteed [results]\*
- Guaranteed not to harm the lawn\*
- Help[s] [keep[s]] the lawn look[ing] beautiful

- Helps keep lawns weed free
- Keep from freezing
- Lawn friendly weed control\*
- Gentle on lawns [guaranteed\*]
- Takes the guesswork out of weed control [in the lawn]
- Weed control for your lawn
- Weed control made easy
- Weed free [worry free]
- Won't harm [the] lawn, guaranteed\*

#### Formula claims:

- Fast-acting [formula]
- Colorless formula
- For use on [many Northern & Southern] grasses [lawns]
- Kill over [up to] XXX [lawn] weeds\*\*
- Kills [controls] [over] [XXX+] [types of] weeds\*\*
- Lawn Friendly\*
- Non-staining
- Stain-free [formula]
- Systemic [herbicide] Activity
- Treats many Northern & Southern grass types
- Water based

#### Weather/Speed claims:

- [See] results in hours
- Overnight results
- Rainproof [for control that] won't wash away
- Rainproof [rainfast] in [1] [X] hour[s]
- Starts working immediately

#### Applicator claims:

- Hands stay dry
- No messy clean-up
- One-handed operation [use] [spraying]
- [Requires] no measuring, [no mixing]
- [The] Easy way to spray
- [Applicator name]
- No assembly required
- No [more] hand fatigue [tired hands]
- No more [bending] [kneeling] [or straining]
- Precise control [target] [- spray only what you want]
- Ready-to-Use
- Easy to Use
- Targets weeds\*\* in tight [hard to spray] spaces
- Convenient [simple] design
- Easy [and simple] to use
- Quick & Easy [to use]

<sup>\*</sup> when used as directed

<sup>\*\*</sup> see list in Directions for use of label

<sup>\*</sup> when used as directed

<sup>\*\*</sup> see list in Directions for use of label

Save[s] time [and energy]
 \*\* see list in Directions for use of label