, 55431-3 2	1-28-2002	1]-	
Please read instructions on reverse before completing form. United States Environmental Protection Washington, DC 20460	Agency - Registration 28783 Agency Otheraft label is 20 page	9 es	
Application f	for Pesticide - Section I NOTIFICATION		
1. Company/Product Number 55431-3	2. EPA Product Manager George T. LaRocca 3. Proposed Classification		
4. Company/Product (Name) TIMES UP T/C	PM# PM-13 COPP ID 28783	əd 9	
5. Name and Address of Applicant (Include ZIP Code) - ARIZONA CHEMICAL GROUP. P.O. BOX 20464 MESA, AZ 85277 Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No	} } 	
Amendment - Explain below.	Finel printed labels in response to Agency letter dated "Me Too" Application.		
XX Notification - Explain below.	Other - Explain below. FEB 2 8 2002		
<pre>> This is a NOTIFICATION to repeat the ACCEPTED app rate on the 4th page; > last paragraph; lst line; of this 20 page draft label copy, so that it is > the same as the EPA ACCEPTED "Rate/Volume Conversion Chart" on page 6 of the label.(e.g.) The paragraph now reads. "Application Rate: Use 0.25% up to 2.00% emulsion for subterranean termites. See Rate/Volume Conversion Chart. etcetc as described below. (See Cover Letter) 1. Material This Product Will Be Packaged In:</pre>			
Child-Resistant Packaging Unit Packaging V X Yes* No * Certification must be submitted Unit Packaging Mo. per Unit Packaging wgt. No. per Unit Packaging wgt. O. pe	Vater Soluble Packaging 2. Type of Container Yes Metal>metal No >X f"Yes" No. per package wgt container - -<	r 	
3. Location of Net Contents Information 4. Size(s) Retail C has been /Labei Container	Container 5. Location of Label Directions 1; 2; 5; gal. A On Label		
6. Manner in Which Label is Affixed to Product Adhesive Lithograph Stenciled	Def Other		
Section - IV			
1. Contact Point (Complete items directly below for identification of	f individual to be contacted, if necessary, to process this application.)		
Name H. R. MCLANE, INC. By H. R. McLane;	Agent> 305 661 1706 Registrant> 480-357 8500	e)	
Certification I certify that the statements I have made on this form and all a I acknowledge that any knowingly false or misleading stateme both under applicable law.	n attachments thereto are true, accurate and complete. Int may be punishable by fine or imprisonment or (Stamped)		
2. Signeture HRUI Love 3. T	Authorized Agent	;••; ••••	
4. Typed Name 5. D Mr. Leo Renello; President; Arizona	a Chemical Group.	J	
The State of the Plat Previous editions are obsolete.	White - EPA File Copy (original) Yellow - Applicant (Conv	

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H. R. MCLANE, INC.

7210 Red Road, Suite 206 - Miami, Florida 33143-5321 Phone 305 661 1706 - Fax 305 661 3036 Chemical Consultants in EPA Regulatory Affairs FIFRA Licensing & Registrations- Since 1956 Page 2 of 23

JAN 18, 2001

OPP ID #287839

Mr. George T. LaRocca PM-13 Document Processing Desk (NOTIF) Office Of Pesticide Programs (H7504C) Environmental Protection Agency Ariel Rios Building 1200 Pennsylvania Ave. N.W. Washington D. C. 20460-0001

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Registrant: ARIZONA CHEMICAL GROUP, iNC.

P.O. Box 20464 MESA AZ 85277 EPA EST. NO. 55431 Product: TIMES UP T/C EPA NO. 55431-3.

Subject: NOTIFICATION to repeat the previously ACCEPTED Application Rates in the copy; on page 4; first line; of last paragraph so that they agree with the "Rate/Volume Conversion Chart" on page 6 of the "EPA ACCEPTED" label.

Dear Mr. LaRocca:

By NOTIFICATION We wish to modify the first and second lines of the last paragraph on page 4 of this 20 page draft label so that the copy agrees with the "RATE/VOLUME CONVERSION CHART section found on page 6 of the 20 page label. Previously this first line started out to read as follows: "Application Rate: Use 0.5% emulsion for subterranean termites. etc.....below". It now reads "Application Rate: Use 0.25% up to 2.00% emulsion for subterranean Termites. See Rate/Volume Conversion Chart. For ... etcetc...... described below.

CERTIFICATION:

"This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under Sec. 12 and 14 of FIFRA".

Sincerely . MCLANE / INC. H. 110 are r*0* H. R. McLane, Authorized Agent for

H. R. McLane, Authorized Agent for <u>Leo Renello, President</u> <u>ARIZONA CHEMICAL GROUP, INC.</u> HRM/nb/A.A./B.S./Ph.D./ENCL: as above. cc/LR/ACG

Times Up T/C

Termiticide/Insecticide

NOTIFICATION

FEB 2 8 2002

For use by individuals/firms licensed or registered by the state to apply Termiticide products. States may have more restrictive requirements regarding qualifications of persons using this product. Consult the pest control regulatory agency of your state prior to use of the product.

For use as a Termiticide on ornamental grown in interior landscapes, for perimeter insect control on lawns, ornamental trees and shrubs around residential, institutional, public, commercial and industrial buildings, parks recreational areas and athletic fields, and for use on buildings/structures.

ACTIVE INGREDIENT

Permethrin*	
OTHER INGREDIENTS**	
TOTAL	

*cis/trans ratio: Max 42% (+) cis and min. 58% (+) trans **Contains petroleum distillates.

Contains 3.2 pounds Permethrin per gallon as an emulsifiable concentrate.

KEEP OUT OF REACH OF CHILDREN CAUTION

PRECAUCION AL. USUARIO: Si usted no entende 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.)

First Aid

Note to Physician- Contains petroleum distillates, vomiting may cause aspiration pneumonia.

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.

IF ON SKIN OR CLOTHING: Take off contaminated 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 gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, and then continue rinsing eyes. Call a Poison Control Center or doctor for treatment advice.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or ambulance, and then give artificial respiration, preferably mouth-to-mouth if possible. Call a Poison Control Center or doctor for further advice

NOTICE: Before using this product, read the entire Precautionary Statements, Conditions of Sale and Warranty, Directions for Use, Use Restrictions and Storage and Disposal instructions inside booklet. If the Conditions of Sale and Warranty are not acceptable, return the product unopened within thirty days of purchase to the place of purchase.

EPA Reg. No.: 55431-3 EPA Establishment No.: 67545-AZ-1; 39578-TX-1 Arizona Chemical Group Inc. P.O. Box 20464 Mesa, AZ 85277 salions

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Net Contents: 2 Gallons

FOR 24-HOUR EMERGENCY MEDICAL ASSISTANCE CALL 1-800-F-A-S-T-M-E-D (327-8633) FOR CHEMICAL EMERGENCY: Spill, leak, fire, and exposure, or accident, call CHEMTREC 1-800-424-9300

Have the product container or label with you when calling a poison center or doctor or going for treatment.

PRECAUTIONARY STATEMENTS

Hazards to Human & Domestic Animals.

CAUTION: Harmful id swallowed, inhaled or absorbed through the skin. Avoid contact with skin, eyes, or clothing. Avoid breathing vapor or spry mist. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. Do not allow people or pets on treated surfaces until the spray has dried. Do not touch treated surfaces until spray has dried. Environmental Hazards

This product is highly taxic to bees exposed to direct treatment or residues on crops or weeds. Do not apply this product or allow it to drift to crops or weeds on which bees are actively foraging. This product is extremely toxic to fish and aquatic invertebrates. Do not apply directly to water, or to areas where surface water is present or to inner tidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of equipment wash waters. Do not apply when weather conditions favor drift from treated areas.

Physical/Chemical Hazards

Do not use or store near heat or open flame.

Personal Protection Equipment (PPE)

All pesticide handlers (mixers, loaders, and applicators) must wear long-sleeved shirt and long pants, socks, shoes, and chemical-resistant gloves. After the product is diluted in accordance with label directions for use, and/or when mixing and loading using a closed spray tank transfer system such as U-Turn, or an in-line injector system, shirt, pants, socks, shoes, and waterproof gloves are sufficient. In addition: all pesticide handlers must wear a respiratory protection device approves by the Mine Safety and Health Administration (MSHA)/ National Institute for Occupational Safety and Health (NIOSH) such as TC-23C, TC-21C, TC-19C, TC-13F, and TC-14G when working in a non-ventilated space; all pesticide handlers must wear protective eyewear when working in a non-ventilated space or when applying termiticide by rodding or sub-slab injection.

DIRECTIONS FOR USE

It is violation of Federal Law to use this product in a manner inconsistent with its labeling. States may have more restrictive requirements regarding qualifications of persons using this product. Consult your State Pest Control Regulatory Agency prior to use of this product.

GENERAL USE INFORMATION

Times Up T/C is a residual insecticide for use in and on buildings, structures, transports and their immediate surroundings but not limited to: industrial buildings, houses, apartment buildings, laboratories, buses, and the non-food/feed areas of stores, warehouses, vessels, railcars, trucks, trailers, aircraft (cargo areas only), schools, nursing homes, hospitals (non-occupied patient areas), restaurants, hotels, and food manufacturing, processing and servicing establishments. Important:

Times Up T/C is toxic to fish. Exercise care when making applications near ponds, lakes, streams, reservoirs and other aquatic environments where fish are present.

Times Up T/C may also be used as a spot application in crawl spaces and indoors to carpeting, wood, tile, concrete or other structural building materials as a crack and crevice injection, or painton treatment. Consult tables for specific use instructions.

Times Up T/C can be applied to interior plantscapes, and landscape ornamental gardens including parks, golf courses, lawns and grounds.

Not for use on plants being grown for sale or other commercial use, or for commercial greenhouses, nurseries, or sod farms, or for commercial seed production, or for research purposes, For use on plants intended for aesthetic purposes or climatic modification and being grown interior plantscapes, ornamental gardens or parks, golf courses. or lawns and grounds. For advice concerning current control practices with relation to specific local condition, consult your local State Cooperative Extension or regulatory agencies.

Times Up T/C is formulated as an emulsifiable concentrate (EC) formulation and is to be diluted with water and applied as an emulsion. When tank mixing as an emulsion with other products, observe all precautions and limitations on the labels of each product in the mixture.

Times Up T/C can be tank-mixed with natural pyrethrin-containing products or Insect Growth Regulators (IGRS). Do not tank mix with dichlorvos (DDVP) or other furnigant products.

Applications for the Control Of subterranean Termites

General Application Instructions

Times Up T/C acts as an insecticidal barrier to control and prevent subterranean termite (Coptotermes, Heterotermes, Reticulitermes and Zootermopsis) Infestations in and around structures. For effective control the insecticide emulsion must be adequately dispersed in the soil to establish a barrier between the structure and the termites in the soil. To establish and effective insecticidal barrier with this product the proper control practices and application techniques should be selected by a trained service technician familiar with current termite control practices. When treating adjacent to an existing structure, the applicator must check the area to be treated, and immediately adjacent areas of the structure, for visible and accessible cracks and holes to prevent any leaks or significant exposures to persons occupying the structure. People present or residing in the structure during application must be advised to remove their pets and themselves from the structure if they see any signs of leakage. After application, the applicator is required to check for leaks. All leaks resulting in the deposition of Termiticide in locations other than those prescribed on this label must be cleaned up prior to leaving the application site. Do not allow people or pets to contact contaminated areas or to reoccupy contaminated areas of the structure until the clean up is completed.

Times Up T/C

Page 4 of

When applying Times Up T/C indoors, procedures should include structural design consideration and variable post-application effects from heating, ventilation and air conditioning systems (HVAC) Outdoor application procedures should include consideration of such variable factors effected by soil "type, soil compaction, grade conditions, utilities and, location and type of domestic water supply. Contamination of public and private water supplies must be avoided by using anti-backflow equipment or procedures to prevent siphonage of insecticide into water supplies. Do not contaminate wells or cisterns.

Structures with Wells/Cisterns inside foundations

Structures that contain wells or cisterns within the foundation of a structure can only be treated using the following techniques:

(1) Do not treat soil while it is beneath or within the foundation or along the exterior perimeter of a structure that contains a well or cistem. The treated backfill method must be used if soil is removed and treated

outside/away from the foundation. The treated backfill technique is described as follows:

- (a) Trench and remove soil to be treated onto heavy plastic sheeting or similar material or into a wheelbarrow.
- (b) Treat the soil at the rate of 4 gallons of dilute emulsion per 1 0 linear feet per foot of depth of the trench or 1 gallon per 1.0 cubic feet of soil. See Mixing Directions section of the label.
- (c) After the treated soil has absorbed the diluted emulsion, replace the soil into the trench.
- (2) Treat infested and/or damaged wood in place using an injection
 - technique such as described in the control of wood infesting insects section of this label.

Structures with adjacent Wells/Cisterns and/or other water bodies Applicators must inspect all ~structures with nearby water sources such as wells, cisterns, surface ponds, streams, and other bodes of water and evaluate. at a minimum, the treatment ~ recommendations listed d below prior to making an application.

- Prior to treatment, if feasible, expose the water pipe(s) coming from the well to stricture, if the pipe(s) enter the structure within 3 feet of grade.
- (2) Prior to treatment applicators are advised to take precautions to limit the risk of applying the Termiticide into subsurface drains that could empty into any bodies of water.

These precautions include evaluation whether application of the Termiticide to the top of the footer may result in contamination of the subsurface drain. Factors such as depth to the drain system and soil type and degree of compaction should be taken into account in determining the depth of treatment.

(3) When appropriate (i.e., on the waterside of structure), the treated backfill technique (described above) can also be used to minimize off-site movement of Termiticide.

ApplicationRate: Use a 0.25% up to 2.00% emulsion for subterranean termites. See Rate / Volume Conversion Chart. For other pests on the label use specific listed rates. The dilute pesticide emulsion must be adequately dispensed in the soil to establish a barrier between the wood and the termites in the soil. As a good practice: 1) all non-essential wood and cellulose-containing materials should be removed from around foundation walls, crawl spaces and porches; 2) eliminate termite access to moisture by repairing faulty plumbing and / or construction grade. Soil around untreated structural wood in contact with soil should be treated as described below. To establish an effective insecticidal barrier with this product, the service technician must be familiar with current termite control practices such as: trenching, rodding, sub-slab injection, coarse fan spraying of soil surfaces, crack and crevice (void) injection, excavated soil treatment, and brush or spry applications to infested or susceptible wool. These techniques must be correctly employed to prevent or control infestations to subterranean termites such as Coptotermes, Heterotermes, Reticulitermes, and Zootermopsis. The biology and behavior of the species involved should be considered by the service technician in determining which control practices to use to eliminate or prevent termite infestation.

Important:

Contamination of public and private water supplies must be avoided by following these procedures: Use anti-backflow equipment or procedures to prevent siphonage of insecticide into water supplies. Do not contaminate cisterns or wells. Do not treat soil that is water saturated or frozen.

Do not treat while precipitation is occurring.

Do not apply to drainage systems such as sumps, French drains, leach beds or other effluent discharge systems.

Follow all State and Local specifications for recommended treatment distance of wells and aquatic habitat.

All holes in commonly occupied areas into which material has been applied must be plugged. Plugs must be of a non-cellulose material or covered by an impervious, non-cellulose material.

Note: Crawlspaces are considered inside of structure.

Critical Areas: Critical areas include areas where the foundation is penetrated by utility services, cracks and expansion joints, bath traps and areas where cement constructions have been poured adjacent to foundation such as stair, patios, and slab additions.

Mixing Directions

Mixing Instructions: To produce an emulsion, mix Times Up T/C with water only. For the desired application rate, use the chart below to determine the amount of product required for a given volume of finished emulsion.

Gallon of Finished Dilution	Emulsion Concentration (Times Up T/C + Water)			
Desired	0.5%	1.0%	2.0%	
1	1 1/3 fl. oz. + 126 2/3 fl. oz. water	3 1/3 fl. oz. + 124 /23 fl. oz. water	6 2/3 fl. oz. + 121 1/3 fl. oz. water	
5	8 1/3 fl. oz + 4 gal. 119 2/3 fl. oz. water	16 2/3 fl. oz. + 4 gal. 111 1/3 fl. oz. water	33 1/3 fl. oz. + 4 gal. 94 2/3 fl. oz. water	
10	16 2/3 fl. oz + 9 gal. 111 1/3 fl. oz. water	33 1/3 fl. oz. + 9 gal., 94 2/3 fl. oz. water	66 2/3 fl. oz. + 9 gal. 61 2/3 fl. oz. water	
19	0.25 gai. + 18.75 gal. water	0.5 gal. + 18.5 gal. water	1 gal. + 18 gal. water	
38	0.50 gal. + 37.5 gal. water	1 gal. + 37 gal. water	2 gal. + 36 gal. water	
58	0.75 gal + 57.25 gal. water	1.5 gal. + 56.5 gal. water	3 gal. + 55 gal. water	
76	1 gal. + 75 gal. water	2 gal. + 74 gal. water	4 gal. + 72 gal. water	
152	2 gal. + 150 gal. water	4 gal. + 148 gal. water	8 gal. + 144 gal. water	

Times Up T/C Rate/Volume Conversion Chart

Dosage and mixing instructions for use to control carpenter ants and termites. Use Times Up T/C mixed as a 0.25% dilution as indicated in the following table

Gallon of Finished Dilution Desired	(Times Up T/C + Water)
1	5/6 fl. oz. + 127 1/6 fl. oz. water
5	4 1/6 fl. oz. + 4gal 123 5/6 fl. oz. water
10	8 1/3 fl. oz. + fl. 9 gal. 119 2/3 oz. water
19	15 5/6 fl. oz. + 18 gal. 112 1/6 fl. oz. water
38	31 2/3 fl. oz. + 37 gal. 96 1/3 fl. oz. water
58	48 1/3 fl. oz. + 57 gal. 79 2/3 fl. oz. water
÷ 96	80 fl. oz. + 95 gal, 48 fl. oz. water
192	1 gal. 32 fl. oz. + 190 96 fl. oz. water

* See Application Volume Considerations section for Pre-& Post-Construction Applications below. Common Units of Measure: *For termite applications, application

1 pint = 16 fluid ounces (oz.)

1 gallon = 4 quarts =8pints =128 oz.

*For termite applications, application volume adjustments as the foam or underground service application section. 8/2

Mix the Termiticide use dilution in the following manner:

- 1. Fill tank ¼ to 1/3 full.
- 2. Start pump to begin by-pass agitation and place end of treating tool in tank to allow circulation through hose.
- 3. Shake well then add appropriate amount of Times Up T/C. (See Rate/Volume Conversion Chart)
- 4. Add remaining amount water.
- 5. Let pump run and allow recirculation through the hose for 2 to 3 minutes.

Application Volume: To provide maximum control and protection against termite infestation apply the specified volume of the finished water emulsion and active ingredient as set forth in the directions for used section of this label. If soil will not accept the labeled application volume, the volume may be reduce provided there is a corresponding increase in concentration so that the amount of active ingredient applied to the soil remains the same.

Note: Large reductions of application volume reduce the ability to obtain a continuous barrier. Variance is allowed when volume and concentration are consistent with label directed rates and a continuous barrier can still be achieved.

Pre-and Post-Construction Applications

Application Volume Considerations: Adjustment to application volumes are often needed to ensure thorough and complete coverage in different soil types while keeping the application rate as close as possible to the recommended use rate. Certain types of soils, such as clay, require lower volumes of water due to their low permeability characteristics. In such reduced volumes of emulsion can be used while still delivering the recommended concentration of termiticide to the soil (see Rate/Volume Conversion Chart above).

Application Volume Adjustments: Where necessary to reduce the application volume for pre and post-construction treatments, the volume of a 1.0% emulsion may be reduced by ½ the labeled volume or a 2.0% emulsion may be applied at ¼ the labeled volume (see Volume Adjustments for Horizontal and Vertical Applications.)

Important: In Mississippi volumes may not be reduced more than ½ rates (1% solution applied at 0.5 gallons per square foot or 1% solution applied at 2.0 gallons per vertical foot.)

Pre-Construction Treatment

Times Up T/C may be applied as a vertical and/or horizontal insecticidal barrier to control or prevent infestation of subterranean termites using a 0.5% emulsion.

Prior to each application, applicators must notify the general contractor, construction superintendent, or similar responsible party, of the intended termiticide application and intended sites of application and instruct the responsible person to notify construction workers and other individuals to leave the area to be treated during application and until the termiticide is absorbed into the soil.

DO NOT APPLY AT A LOWER DOSAGE AND/OR CONCENTRATION THAN SPECIFIED ON THIS LABEL FOR APPLICATIONS PRIOR TO THE INSTALLATION OF THE FINISHED GRADE.

When treating foundations deeper than 4 feet, apply the termiticide as the backfill is being replaced, or if the construction contractor fails to notify the applicator to permit this, treat the foundation to a minimum depth of four feet after the backfill has been installed. The applicator must trench and rod into the trench or trench along the foundation walls and around pillars and other foundation elements at the rate prescribed from grade to minimum depth of 4 feet. When the top of the footing is exposed, the applicator must treat the soil adjacent to the footing to a depth not to exceed the bottom of the footing. However, in no case should a structure be treated below the footing.

Horizontal Barrier: Pre-Construction horizontal termiticide barrier applications are most commonly made to soil that will be covered (i.e., concrete slabs and footing, porches, stairs, and crawl spaces.) Using a course spray nozzle at low pressure (less then 50 psi) apply 1 gallon of a 0.5% emulsion per 10 square feet (see Volume Adjustment Chart below.) If more than 24 hours is expected between the time of application and pouring of the concrete, it is recommended that the site be covered with a water proof barrier (polyethylene.)

Vertical Barrier: Vertical barriers must be established in areas such as around the base of foundations, plumbing, utility entrances, backfilled soil against foundation walls, and other critical areas. For a 0.5% rate, apply 4 gallons of dilution per 10 linear feet per foot of depth of 1.6 fluid ounces of Times Up T/C per 10 linear feet of depth to top of footing in sufficient water (no less than 2 gallons or more than 8 gallons) to ensure compete coverage.

- 1. When trenching and rodding into the trench or trenching, it is important that emulsion reaches the top of the footing. Rod holes must be spaced so as to achieve a continuous insecticidal barrier, but in no case more than 12 inches apart.
- 2. Care should be taken to avoid soil wash-out around footing.
- 3. Trenches need to be wider than 6 inches. Emulsion should be mixed with the soil as it is being replaced in the trench.
- 4. For a monolithic slab, an inside vertical barrier may not be required.

Hollow block voids may be treated at a rate of 2 gallons of emulsion per 10 linear feet so that the emulsion will reach the top of the footing.

Volume Adjustments for Horizontal and Vertical Times Up T/C Applications

Application Rate

Application Type	%Emulsion: 0.5%	1.0%	2.0%
HORIZONTAL (galions per sq. ft.)	1.0	0.5	0.25
VERTICAL (gallons per linear ft.)	4.0	2.0	1.0
AAA 4			

*Not recommended for sub-slab injection

Post-Construction Treatment

Apply Times Up T/C by injection, rodding and/or trenching as a 0.5% emulsion for postconstruction treatment. Do not use excessive pressure (above 25 psi) when injecting to avoid soil wash-out around the foundation.

Do not apply emulsion until location of wells, radiant heat pipes, water and sewer lines, and electrical conduits are known and identified. Care must be taken to avoid puncturing and injection into these elements.

Foundations: For applications made after the final grade is installed, the applicator must trench and rod into the trench or trench along the foundation walls and around pillars and other foundation elements, at the rate prescribed from grade to the top of the footing. When the footing is more than four (4) feet below grade, the applicator must trench and rod into the trench or trench along the foundation walls at the rate prescribed to minimum depth of four feet. The actual depth of treatment will vary depending on soil type, degree of compaction, and location of termite activity. When the top of the footing is exposed, the applicator must treat the soil adjacent to the footing to a depth not to exceed the bottom of the footing. However, in no case should a structure be treated below the footing.

Treating Slabs: Vertical barrier applications may be established by the sub-slab injection within the structure and rodding and/or trenching outside using a treatment rate of 4 gallons of emulsion per 10 linear feet per foot of depth. If necessary, adjust the spacing of the drill holes, or volume required (see Volume Adjustment Chart above) for adequate dispersal of the emulsion in the slab sub-soil.

Note: Sub-slab volume adjustments greater than 1% are not recommended. Treatment should not extend below the bottom of the footing. Treat along the outside of the foundation and where necessary beneath the slab on the inside of the foundation walls. Treatment may also be required beneath the slab along both sides of interior footing-supported walls, one side of interior partitions and along all cracks and expansion joints. Horizontal barriers may be established where necessary by long-rodding or by grid pattern injection vertically through the slab. Plug all holes in the interior structure after injection.

- 1. Drill holes in the slab and /or foundation to allow for the application of a continuous insecticidal barrier no more than 12 inches apart.
- 2. For shallow foundations (1 foot or less) dig a narrow trench approximately 6 inches wide along the outside of the foundation walls. Do not dig below the bottom of the footing. The emulsion should be applied to the trench and soil at 4 gallons per 10 linear feet per foot of depth as the soil is replaced in the trench.
- 3. For foundations deeper than 1 foot follow the rates for basements.
- 4. Exposed soil in bath traps may be treated with a 0.5% emulsion.

Basements and Crawl Spaces

Basements

Where the footing is greater than 1 foot in depth from grade to the bottom of the foundation, application must be made by trenching and rodding into this trench, or injecting at the rate of 4 gallons of emulsion per 10 linear feet per foot of depth. When the footing is more than 4 feet below grade, the applicator may trench and rod into the trench, or trench along foundation walls at the rate prescribed 4 feet of depth. Rod holes must be spaced so as to achieve a continuous termiticide barrier, but in no case more than 12 inches apart. The actual depth of treatment will vary depending on soil type, degree of compaction, and location of termite activity. However, in no case should a structure be treated below the footing. Sub-slab injection may be necessary along the inside of foundation walls, along cracks and partition walls, around pipes, conduits, piers and along both sides of interior footing-supported walls.

Accessible Crawl Spaces

For crawl spaces, apply vertical termiticide barriers at the rate of 4 gallons of emulsion per 10 linear feet per foot of depth from the grade to the top of the footing, or if the footing is more than 4 feet below grade, to a minimum depth of 4 feet. Apply by trenching and rodding into the trench, or trenching. Treat both sides of foundation and around all piers and pipes. Where physical obstructions, such as concrete walkways adjacent to foundation elements, prevent trenching, treatment may be made by rodding alone. When soil type and/or conditions make trenching prohibitive, rodding may be used. When the top of the footing is exposed, the applicator must treat the soil adjacent to the footing to a depth not to exceed the bottom of the footing. Read and follow the mixing and use direction section of the label if situations are encountered where the soil will not accept the full application volume.

- 1) Rod holes and trenches must not extend below the bottom of the footing.
- 2) Rod holes must be spaced so as to achieve a continuous chemical barrier but in no case more than 12 inches apart.
- 3) Trenches must be a minimum of 6 inches deep or to the bottom of the footing, whichever is less, and need not be wider than 6 inches. When trenching in sloping (tiered) soil, the trench must be stepped to ensure adequate distribution and to prevent termiticide from running off. The emulsion must be mixed with the soil as it is replaced in the trench.
- 4) When treating crawl spaces, turn off the air circulation system of the structure until application has been completed and all termiticide has been absorbed by the soil. <u>Do</u> not broadcast spray.

Inaccessible Crawl Spaces

For inaccessible interior areas, such as areas where there is insufficient clearance between floor joists and ground surfaces to allow operator access, excavate, if possible, and treat according to the instructions for accessible crawl spaces. Otherwise, apply one, or a combination of the following two methods.

12/22

- To establish a horizontal barrier, apply to the soil surface, 1 gallon of emulsion per 10 sq. ft. overall using a nozzle pressure of less than 25 p.s.i., and a coarse application nozzle (e.g., Delavan Type RD Raindrop, RD-7 or larger, or Spraying Systems Co. 8010LP Tee Jet or comparable nozzle). For an area that cannot be reached with the application wand, use one or more extension rods to make the application to the soil. Do not broad-cast or power spray with higher pressures.
- 2) To establish a horizontal barrier, drill through the foundation wall or through the floor above and treat the soil perimeter at a rate of 1 gallon of emulsion per square feet. Drill spacing must be at intervals not to exceed 16 inches. Many states have smaller intervals so check state regulations which may apply.

When treating crawl spaces, turn off the air circulation system of the structure until application has been completed and all Termiticide has been absorbed by the soil. <u>Do not broadcast spray.</u>

It is highly recommended that prior to treatment, inadequately ventilated crawl spaces be brought into the compliance with FHA Property Standards specifying 1 square foot of ventilator opening per 150 square feet of crawl space area.

When treating crawl spaces with plenums, turn off all air circulation systems for the structure until application has been completed and all Termiticide has been absorbed by the soil. Wear respiratory protection when treating crawl spaces.

Masonry or Hollow Block Voids: Drill and treat voids in multiple masonry elements of the structure extending from the structure to the soil in order to create a continuous treatment barrier in the area to be treated. Apply at the rate of 2 gallons of emulsion per 10 linear feet of footing using a nozzle pressure of less that 25 p.s.i. When using this treatment, access holes must be drilled below the still plate and should be as close as possible to the footing as is practical. Care should be exercised not to drill entirely through and into the structure. Treatment of voids in block or rubble foundation walls must be closely examined. Applicators must inspect areas of possible runoff as a precaution against application leakage in the treated areas. Some areas may not be treatable or may require mechanical alteration prior to treatment. All leaks resulting in the deposition of Termiticide in locations other than those prescribed on this label must be cleaned up prior to leaving the application site. Do not allow people or pets to contact contaminated areas or to reoccupy the contaminated areas of the structure until the clean up is completed.

In treating voids containing rigid foam insulation, holes must be drilled through the sill plate and through the foam to the base of the footing before the emulsion is applied.

Use low pressure to ensure penetration of the emulsion into the void area between the base of the foam and footer. Slowly remove the spray rod as the emulsion is being delivered, avoiding excess buildup in the foam insulation.

Note: When treating behind veneer, care should be taken not to drill beyond veneer. If concrete blocks are behind the veneer, both the blocks and the veneer may be drilled and treated at the same time.

Excavation Technique: If treatment must be made in difficult situations, such as near wells, cisterns, along fieldstone or rubble walls, along faulty foundation walls, or around pipes and utility lines which lead downward from the structure to a well or pond, application may be made in the following manner:

- a. Trench and remove soil to be treated onto heavy plastic sheeting or similar material.
- b. Treat the soil at the rate of 4 gallons of emulsion per 10 linear feet per foot of depth of the trench. Mix the emulsion thoroughly into the soil taking care to prevent liquid from running off the liner.
- c. After the treated soil has absorbed the liquid emulsion, replace the soil in the trench. Prior to using this technique near wells or cisterns, consult state, local or federal agencies for information regarding approved treatment practices in your area.

Foam Applications

Times Up T/C emulsion may be converted to foam, and the foam used to control and prevent termite infestation. When applying the product as either a foam application alone, or in combination with an emulsion treatment, do not exceed the maximum-labeled application rate. Exercise care and safety around electrical utilities. Note location of electrical sources prior to foaming voids to avoid possible shock hazard.

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Localized Application

Foam may be used to treat voids to control or prevent localized infestations of: termites, ants, bees, wasps or other arthropods harboring in voids. Application may be made to voids such as: behind veneers, piers (concrete or wood), and chimneys, into rubble and stone foundations, into block voids, structural voids (i.e., between stud walls), poles, stumps, and wood in crawispaces using either the foam alone or in combination with liquid emulsion.

Note location of electrical sources prior to foaming voids to avoid possible shock hazards. Application under Slabs or to Soil in Crawlspaces to Prevent or Control Termites

Application may be made using Times Up T/C foam alone or in combination with liquid emulsion. The equivalent of at least 4 gallons (6.4 oz. Of Times Up T/C concentrate) of 0.5% emulsion per 10 linear feet (vertical barrier), or at least 1 gallon (1.6 oz. Of Times Up T/C concentrate) of 0.5% emulsion per 10 square feet (horizontal barrier) must be applied either as emulsion, foam or a combination of both. For a foam only application, apply Times Up T/C concentrate in sufficient foam concentration and foam volume to deposit 6.4 oz. Of concentrate per 10 linear feet or 1.6 oz. Of concentrate per 10 square feet. For example, 1 gallon of 2% emulsion generated as foam to cover 10 linear feet is equal to the application of 4 gallons of 0.5% emulsion per 10 linear feet.

Foam and liquid application must be consistent with volume and active ingredient instructions in order to ensure proper application has been made. The volume amount of active ingredient are essential to an effective treatment. At least 75% of the labeled liquid emulsion volume of product must be applied, with the remaining percent delivered to appropriate areas using foam application. Refer to label and use recommendations of the foam manufacturer and the foaming equipment manufacturer.

Foam applications are generally a good supplement to liquid treatments in difficult areas, but may be used alone in difficult spots.

Sand Barrier Installation and Treatment

Termites can build mud tubes over treated surfaces as long as they have access to untreated soil and do not have to move Times Up T/C-treated soil. Fill in cracks and spaces with builders or play box sand and treat the sand with Times Up T/C. The sand should be treated as soil following the Termiticide rates listed on the Times Up T/C label.

Re-treatment Intervals

Re-treatment for subterranean termites can only be performed if there is clear evidence of reinfestation or disruption of the barrier due to construction, excavation, or landscaping and/or evidence of the breakdown of the Termiticide barrier in the soil. These vulnerable or re-infested areas may be retreated in accordance with application techniques described in this product's labeling. The timing and type of these re-treatments will vary, depending on factors such as termite pressure, soil types, and soil conditions and to other factors, which may reduce the effectiveness of the barrier. Annual retreatment of the structure is prohibited unless there is clear evidence that reinfestation or barrier disruption has occurred.

Pest Control Specialty Applications

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General Application Instructions

Times Up T/C has been demonstrated excellent plant safety; however, not all cultivars have been tested. Before treating large numbers of plants of a particular cultivar, treat a few plants and observe prior to full scale application.

Use the higher rates for heavy pest infestations. Use sufficient volume to cover plant surface. Higher volumes should be used if and or drought conditions exist. Repeat applications as necessary to maintain control.

Do not apply more than 2.0 lb. a.i./Acre/Year for lawn and ornamental use.

Spray Drift Precautions:

Times Up T/C may be applied by most conventional ground application sprayers. Exercise care not to apply when wind velocity favors non-target movement or temperature inversions. Do not apply by air.

Do not apply within 25 feet of lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries, and commercial fish ponds.

Underground Structures and Services

Post, Poles, and Other Constructions: Previously installed poles and posts may be treated by sub-surface injection. Treat on all sides to create a continuous insecticidal barrier around the pole. Use 1 gallon of a 0.25 to 0.5% emulsion per foot of depth for poles and posts less than six inches in diameter. For larger poles, use 1.5 gallons emulsion per foot of depth. Apply to a depth of 6 inches below the bottom of the wood. For larger diameter constructions, use 4 gallons of emulsion per 10 linear feet per foot of depth.

To control wood infesting insects, such as, termites, ants, carpenter ant, wood infesting beetles (Old House Borer, Powder Post), bees, wasps, homets and yellow-jackets in posts, poles and other wood constructions in and around structures, paint on, spot spray, or fan spray a 0.25% to 0.5% emulsion to voids and galleries in damaged wood and in spaces between wooden members of a structure and between wood and foundation where wood is vulnerable. Plastic sheeting must be placed immediately below overhead areas that are spot treated except for soil surfaces in crawlspaces. Application may be made to inaccessible areas by drilling and then injection emulsion with a crack and crevice injector into the damaged wood or void spaces. This type of application is not intended to be a substitute for soil treatment, mechanical alteration or fumigation to control extensive infestation of wood infesting insects.

Control of Bees and Wasps Indoors: To control bees, wasps, hornets and yellow jackets apply a 0.25% to 0.5% emulsion; Application should be made in the late evening when insects are at rest. Spray liberally into hiding and breeding places, especially under attic rafters, contacting as many insects as possible. Repeat as necessary.

Termite carton nests in trees or building voids may be injected with 0.25% to 1.0% emulsion. Multiple injection points to varying depths may be necessary. It is desirable to physically remove carton nest material from building voids when such nests are found.

Important: Do not apply emulsion until location of heat pipes, ducts, water, and sewer lines and electrical conduits are known and identified. Care must be taken to avoid puncturing and injection into these structural elements. Do not apply into electrical fixtures, switches, or sockets. **Services:** Times Up T/C may be applied as a soil treatment to control termites and ants from attacking undergrounds services, such as, utility lines, pipes, cables, conduits and wires. Apply 2 to 4 gallon of a 0.25% to 0.5% emulsion per 10 linear feet to the bottom of the trench and allow into soak into the soil. Lay services on the treated soil and cover with approximately 2 inches of fill soil. Apply another 2 to 4 gallon per 10 linear feet over the soil surface to complete the treatment barrier. Volume adjustments for non-porous soil can be made by using 1 to 2 gallons of 1.0% emulsion per10 linear feet of trench.

Do not treat electrically active underground services.

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Pest Control on Outside Surfaces and Around Buildings

Broadcast Treatment for Control of Nuisance Pests: Apply using a 0.25% to 0.5% emulsion as a residual spray to outside surfaces of buildings including, but not limited to, exterior siding, foundations, porches, window frames, eaves, patios, garages, and dumps.

Lawns: Times Up T/C can be applied to lawns adjacent to or around private homes, duplexes, townhouses, condominiums, house trailers, apartment complexes, carports, garages fence lines, storage sheds, barns, residential structures, commercial and institutional buildings, and other areas where pests congregate or have been seen. Repeat treatment as necessary to maintain effectiveness.

Perimeter Treatment: Apply a band application 6 to 10 feet wide around and adjacent to the structure. Also, treat the base of the structure to a height of 2 to3 feet. Use a spray volume of 2 to10 gallons of emulsion per 1000 square feet. If mulch or debris is present, a higher volume application rat may be needed to ensure adequate coverage. Treat the base of structure to prevent insects form entering the structure.

Pest under Slabs: Ants, cockroaches, scorpions and other nuisance pests inhabiting under paved areas may be controlled by drilling and injection or horizontal rodding and then injection 1 gallon of a 0.25% to 1.0% emulsion per 10 square feet or 2 gallons per 10 linear feet.

Pest Control in Crawlspaces: Times Up T/C may be applied at a rate of 0.2% to 0.5% in crawlspaces to control ant, flea, roaches, scorpions, or other nuisance insects listed in the table below. For proper termite recommendations sees section on Applications for the Control of Subterranean Termites. Spot treat surfaces until wet. Keep children and pets off surface until dry. Do not broadcast spray.

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Insect Pests controlled by Times Up T/C

PEST	SPECIFIC APPLICATION INSTRUCTIONS
Ants	
Ant Mounds1	Application: Apply as a pinstream, as a fine/course,
Armyworm	low pressure spray (20 psi or less), as a pot treatment
Bark Beetless	or with a paintbrush. Treat where pests are found or
Bees	entry points of the structure such as window and door
Beetles	frames and along
Borersa	the foundation.
Box elder Bugsz	
Carpenter Ants	Mound Drench Treatment: Apply 1-2 gallons of
Carpenter Bees	emulsion to each mound area by sprinkling the mound
Centipedes	until it is wet and treat a 4 foot diameter circle around
Chinchbugs4	the mound. Use the higher volume for mounds larger
Cockroacnes	than 12°. For best results, apply in cool weather, such
Cickroacnes (Asian)	as in early morning or late evening nours, but not in the
Envia	near of the day.
Elm Leaf Beetless	Boxelder Buge, Fim Leaf Bestler and Guney Moth
Fire Ante	Cetomillem: Spray tree trucks, building siding or
Flease	where we nests concrease to the point of pun off
Files	wherever pests congregate, to the point of rait on.
Firebrats	Borers and Bark Beetles: To prevent infestation of
Ground Beeties	trees and woody ornaments, spray the bark to the point
Gypsy Moths	of runoff.
(Adults& caterpillars)2	
Millipedes	4Lawns: Mix 0.4-0.8 fl. oz. Of Times Up T/C in 4 to 25
Mole Crickets	gallons of water per 1000 square feet. Use the higher
Pill Bugs	rat for fast knockdown and increased residual control.
Scorpions	Dense or excessive (greater than 3 inches) lawn height
Silverfish	and arid conditions may require higher volume
Sod Webworm	application rates. Repeat application if necessary.
Spiders	Application in combination with compatible surfactants
	or wetting agents may enhance penetration.
Door Tick and	
Montom Plack logged	
Tick known to	
transport	
l vme disease and	
Rocky Mountain	
Spotted Fever)	
Wasps	
· • •	

Lawn and Ornamental Applications

General Application Instructions

Times Up T/C may be used to control insect pests on omamentals, lawns, trees, shrubs, and vines in landscape areas around residential, public, institutional, commercial and industrial buildings, and on plants intended for aesthetic purposes in interior gardens and plantscapes. Times Up T/C has demonstrated excellent plant safety; however not all cultivars have been tested. Before treating large numbers of plants of a particular cultivar, treat a few plants and observe prior to full scale application.

Use the higher rates for heavy pest infestations. Use sufficient volume to uniformly cover plant surface. Higher volumes should be used if arid or drought conditions exist. Repeat applications as necessary to maintain control.

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Do not apply more than 2.0 lb.a.i./Acre/Year.

TREATMENT PLANT PEST RATE SPECIFIC APPLICATION Omamental Ants 4 to 8 Apply sufficient volume of water to Plants, foliage Achids fluid Adequately cover foliage. and flowering Baoworm Ounces plants, woody Beet Armyworm Per Use higher rate for moderate to high and herbaceous infestations. Cabbage Looper 100 non-edible Cankerworms Gallons omamentals Citrus Thrips Direct application to blooms may cause browning of petals. Marginal and non-bearing Funous Gnat plants of fruiting Gypsy Moth Caterpillars leaf burn may occur on Salvia. species in Heliothis soo Dieffenbachia, and Pteris Fern. Japanese Beetles landscapes Lace Bug areas around industrial. Leaf Feeding residential, and Caterpillars commercial Leafminers buildings, non-Leathoppers crop. and for Leaf Rollers treatments of Lygus Bugs plants intended Mealybugs for aesthetic Pine Sawflies purposes in Plant Bugs interior gardens Root Weevils (Adult) Tent Cateroillars and plantscapes. Webworms **Whiteflies** Zimmerman Pine Moth 1 to 2 Berk Beetles and Ouarts Treat lower branches and trunk area **Boring insects** Per to the point of runoff prior to adult (including, but not 100 emergence. limited to: Ash Borer. oallons Branze Birch Borer. Rhododendron Borer, Elm Bark Beetles and Turpentine Beetles.) Conifers Nantucket Pine Tip 4 to 8 Fluid Begin application when adults Moth, Cone worms and Ounces per appear. Repeat applications may be Seed bugs. 100 Gallons made on 5-7 day intervals as needed. To control Webbing Cone worms make first application just prior to peak pollen flight. To control other Cone Worms and Seed bugs. make application 30 days following flower closure. High Vol. Sprav: Mix 8 oz. in 100 gals. Of water and apply 5 to 10 gals, of spray per tree. Low Vol. Spray: Mix 42 oz. in 100 gals. Apply 100 gals. of spray solution per acre.

Recommended Application Rates for Ornamental Plants

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PI ANT	PFST	RATE	SPECIFIC APPLICATION
Lawns around	Ants	4 to 8	Apply using 4-25 gallons of
residential, commercial	Bilbugs Chinch Bugs	Ounces	
industrial,	Fleas	Per	Subsurface Injections: For
institutional, and	Mole Crickets	1000	flushing of mole crickets,
public areas.	Sod Webworms	Square	subsurface injection may be
	Ticks (including	Feet	used as a flush treatment in
	Deer lick, western		conjuction with an EPA-
	blacklegged Tick		control product inject 0.2 to
	I vme disease and		0.8 fluid ounces of Times Up
	Rocky Mountain Spotted Fever)		T/C per 1000 square feet.
			Observe precautions and
			restrictions on more
			restrictive label. Do not
			exceed label rates for these
			products. Do not mix
	1		products with label
			mixing.

Recommended Application Rates for Lawns

Not labeled or recommended for indoor use on the following insects: (Non-Food/Feed Areas)

Fleas, Ants (including Carpenter Ants, Fire ants), Bat Bugs, Bed Bugs, Bees, Boxelder Bugs Carpenter Bees, Carpet Beetles, Centipedes, Cockroaches (including Asian), Crickets, Earwigs, FireBrats, Flies (such as Drain, Cluster, House), Ground Beetles, Leaf Beetles, Millipedes, Pantry Pests**, (such as: Flour Beetles, Indian Meal Moths, Silverfish, Sowbugs, Spiders, Ticks (including Deer Tick and Western Black-legged Tick Known to Transport Lyme disease And Rocky Mountain Spotted Fever Wasps.

Not for use in Federally inspected Meat and Poultry Plants. Do not use in food/feed handling establishments, restaurants or other areas where food/feed is commercially prepared or processed.

Agricultural Structures (Outside Surfaces Only):

Times Up T/C may be sprayed directly to walls and ceilings as a residual surface treatment only. Do not treat manure or litter. Avoid contamination of feed and water Do not apply directly to livestock or poultry.

Pesticide Storage

STORAGE AND DISPOSAL

Store at temperature above 40 degrees F (5 degrees C).

Shake container well before using. If crystals form, warm to room temperature by placing container in a room at ambient temperature 70 degrees F (21 degrees C) until crystals dissolve.

Do not use or store near heat, open flame or hot surfaces.

Keep out of reach of children and animals.

Store in a dry place and avoid excess heat in storage. Store in original containers only.

Carefully open containers. After partial use, replace lids and close tightly. Do not put concentrate or dilute material into food or drink containers. Do not contaminate other pesticides, fertilizers, water, food, or feed by storage or disposal.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. To confine spill, dike surrounding area or absorb with sand, cat litter, and commercial clay or get absorbents. If dry material, cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

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 at the nearest EPA Regional Office for guidance.

Container Disposal

Triple rinse (or equivalent.) Then offer for recycling or reconditioning, or puncture and dispose of it in a sanitary landfill, or incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

ATTENTION

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Do not apply to pets, crops, or sources of electricity.

Do not allow people or pets on treated surfaces, such as carpets until the spray has dried.

Do not use concentrate or emulsion in fogging equipment.

Firewood is not to be treated.

Use only in well ventilated areas.

During any application to overhead areas of structure, cover surfaces below with plastic sheeting or similar material (except where exempt.)

Do not allow spray to contact food, foodstuffs, food contacting surfaces, food utensils or water supplies.

Thoroughly wash dishes and food handling utensils with soap and water if they become contaminated by application of this product.

Do not treat areas where food is exposed.

During indoor applications do not allow dripping or run-off to occur.

Do not apply this product to any rooms while occupied by patients, the elderly or infirm.

Do not use in aircraft cabins. For use in cargo areas only.

Do not apply when occupants are present in the immediate area in institutions such as libraries, sport facilities, etc.

Do not apply to classrooms when in use.

Do not touch treated surface until dry.

IMPORTANT INFORMATION READ BEFORE USING PRODUCT

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 strop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of Arizona Chemical Group Inc. or Seller. All such risks shall be assumed by Buyer and User, and Buyer and ser agree to hold Arizona Chemical Group Inc. and Seller harmless for any claims relating to such factors.

Arizona Chemical Group 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 Arizona Chemical Group Inc., and Buyer and User assume the risk of any such use. ARIZONA CHEMICAL GROUP INC. MAKES NO WARRANTIE S OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOT ANY OTHER EXPRESS OR IMPLIES WARRANTY EXCEPT AS STATED ABOVE.

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