

58185-8

9/22/2009

10 of 15



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

SEP 22 2009

Mrs. Deena Newell  
Sr. Regulatory Specialist  
Scotts-Sierra Crop Protection Company  
14111 Scottslawn Road  
Marysville, Ohio 43401

RE: Notification of General Labeling Revisions  
EPA Registration Number: 58185-8  
Date of Submission: April 21, 2009

Dear Ms. Newell:

This letter rescinds our letter dated July 30, 2009, for the above notification. RD has reevaluated the warranty statement and has determined that it falls within the scope of PR Notice 98-20 and found acceptable. Please note that RD has determined that the following issues will need to be address in your next submission. Below is a summary of the findings.

1. The first sentence under the heading for **Conditions** should be removed.
2. The choice of words in the first sentence under **Warranty** should be rephrased. It is somewhat confusing.
3. In the second paragraph under the heading for **Disclaimer and Limitation of Liability**, remove the phrase "By using this product" and replace with "To the extent consistent with applicable law, user or buyer accepts the conditions, ..." The Agency has indicated to other companies that they cannot have a limitation on the label that we would not be able to enforce under FIFRA.
4. Regarding the last sentence under the heading **Limitation of Liability**, EPA cannot under FIFRA enforce companies to have any limitations. We would therefore suggest you consider language about providing prompt notice that avails Scotts the opportunity to investigate the claims.

-2-

If you have any questions, please me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

Sincerely,



Linda Arrington  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs

30915

	United States <b>Environmental Protection Agency</b> Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number 5818508LBL20090421
--	---------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------	---------------------------------------------

**Application for Pesticide - Section I**

1. Company/Product Number 58185-8	2. EPA Product Manager Mary Waller	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Truban Fungicide 25% Emulsifiable Concentrate	PM# PM-21	
5. Name and Address of Applicant (Include ZIP Code) Scotts-Sierra Crop Protection Company 14111 Scottslawn Road Marysville, OH 43041  <input type="checkbox"/> 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. _____ Product Name _____	

**Section II**

<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated XX-XX-XX <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application <input type="checkbox"/> Other - Explain below.
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification- General Labeling Revisions per PR Notice 98-10 and 2001-5 (see attached letter)

**Section III**

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)	
*Certification must be submitted		If "Yes" Unit Packaging wgt.    No. per Container	If "Yes" Package wgt.    No. per Container		
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product					
<input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

**Section IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Deena Newell	Title Sr. Regulatory Specialist	Telephone No. (Include Area Code) (937) 643-7314
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received <b>(Stamped)</b> _____ _____ _____ _____ _____
2. Signature Scotts Sierra Crop Protection Company BY:	3. Title Sr. Regulatory Specialist	
4. Typed Name Deena Newell	5. Date April 21, 2009	



**The Scotts Company LLC**

*and Subsidiaries*

April 21, 2009

Ms. Mary Waller (PM-21)  
Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U. S. Environmental Protection Agency  
Room S-4900, One Potomac Yard  
2777 South Crystal Drive  
Arlington, VA 22202-4501

Subject: EPA Reg. No. 58185-8 – Truban® Fungicide 25% Emulsifiable Concentrate  
Notification of General Labeling Revisions  
OPP Identifier Number 5818508LBL20090421

Dear Ms. Waller:

Please find attached an Application of Registration for notification of general labeling revisions for the above referenced product registration. Included with this cover letter are the following:

- Application of Registration (Form#8570-1)
- Two copies of updated Master Label with changes highlighted
- Two, “clean” copies of updated Master Label
- Copy of 9/28/2007 Master Label for reference purposes only

Alternate Brand Name for this product is now noted on Master Label: **Truban® 25 EC**

General labeling revisions are as follows:

- Pages 1 & 9: Per P.R. Notice 2001-5, Resistance Management mode of action language for Group 14 Fungicide has been added.
- Page 1: Replaced “Distributed by” with “Manufactured for/by.”
- Page 1: Added copyright and trademark statements.
- Page 2: Updated phone number within “First Aid” section.
- Pages 5-7: The “Chemigation Information” was presented as supplemental labeling on the 9/28/07 Master Label. This section has been moved and is now included as part of the label. Within this section, “Sprinkler Chemigation” has been updated as requested and/or approved by the Agency on other more recent labels, including 58185-33 and 58185-7.
- Page 7: In second paragraph under “Ornamentals and Nursery Crops,” we have deleted the reference to mixing “into the growing medium” as there are no directions included for this use. The sentence now includes only drench reference: “Truban® Fungicide 25% Emulsifiable Concentrate, . . . may be used at time of seeding and transplanting as a drench . . .”

- Page 7: In third paragraph under “Ornamentals and Nursery Crops,” corrected wording to read: “. . . should be *occasionally* agitated” instead of “*constantly* agitated.” This now aligns with instructions located elsewhere on the label.
- Page 7 & 8:
 

**Background:** There is a section at the end of the 9/28/07 Master Label (pages 12 & 13) following the Chemigation Section titled, “General Information.” This section is not part of the Chemigation Section, and was evidently “cut and pasted” from another label by us into this label during the RED process. Most of the section does not belong on the label; however, there are two parts of this section that do pertain to this product and have been moved as indicated below. The two remaining paragraphs under this section were never used on any printed labeling and have been deleted.

(1) The statement “Do not apply when wind speed favors drift beyond the area intended for treatment.” has been moved to Page 7 on the attached revised Master Label.

(2) Also moved was the paragraph starting with “IMPORTANT: If, after using Truban 25% Emulsifiable Concentrate as recommended, treatment is not effective, a tolerant strain of fungus may be present. . .” This paragraph has been moved to Page 8 of current label right before the “Resistance Management” section.
- Page 8: Corrected “Plant Types” listed to match earlier approved labeling.
- Page 9-10: Updated warranty which has been approved by the Agency on other more recent labels, including 58185-7.

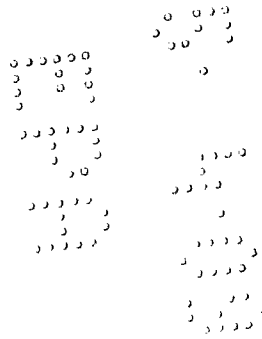
If you have any questions regarding this submission, please do not hesitate to contact me by phone at 937.644.7314 or by email at [Deena.Newell@scotts.com](mailto:Deena.Newell@scotts.com).

**“This notification is consistent with the provisions of PR Notice 98-10, PR Notice 2001-5, 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, PR Notice 2001-5, and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA”.**

Sincerely,



Deena Newell  
Sr. Regulatory Specialist



**GROUP 14 FUNGICIDE**

**TRUBAN® FUNGICIDE  
25% Emulsifiable Concentrate**

**Alternate Brand Name: Truban® 25 EC**

- For use in commercial greenhouses to control damping-off, root, and stem rot diseases of ornamental and nursery crops caused by Pythium and Phytophthora.

**ACTIVE INGREDIENT:**

Etridiazole† ..... 25 %

**OTHER INGREDIENTS\*:** ..... 75 %

Total 100 %

†CAS #2593-15-9

\*contains petroleum distillates

This product contains the active ingredient etridiazole at 2.05 pounds per gallon.

EPA Reg. No. 58185-8

EPA Est. 228-IL-1

EPA Est. 67545-AZ-1

**KEEP OUT OF THE REACH OF CHILDREN  
CAUTION PRECAUCIÓN**

SEE BACK [SIDE] PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS.  
Carefully read and follow attached labeling for directions for use.

[If you have any questions regarding the use of this product, call toll free 1-800-492-8255.]

***Following boxed text to be used along with label language on shipping carton:***

**AGRICULTURAL USE REQUIREMENTS**

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. Refer to "Agricultural Use Requirements" in the **Directions for Use** section for information about this standard.

Manufactured for [by]: Scotts-Sierra Crop Protection Company  
14111 Scottslawn Road  
Marysville, OH 43041

[www.scottsprohort.com](http://www.scottsprohort.com) [scottspro.com]

[Product of/Made in USA]

©2008 The Scotts Company LLC. World rights reserved.  
Truban® is a registered trademark of OMS Investments Inc.

NET CONTENTS: 1 QT (946 mL)

### FIRST AID

If swallowed: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

If in eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

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.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. For additional information in case of emergency call toll free 1-877-561-6584.

**NOTE TO PHYSICIAN:** Contains petroleum distillate – vomiting may cause aspiration pneumonia.

### PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**CAUTION. Harmful if swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing.**

#### 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 G on an EPA chemical-resistant category selection chart.

Mixers, loaders, and applicators participating in high-pressure handwand sprayer applications must wear:

- coveralls over long-sleeved shirt and long pants,
- chemical-resistant gloves made of barrier laminate or viton (Category G),
- chemical-resistant footwear plus socks,
- NIOSH-approved respirator with:
  - an organic-vapor-removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC-23C), or
  - a canister approved for pesticides (MSHA/NIOSH approval number prefix TC-14G), or
  - a NIOSH approved respirator with an OV cartridge or canister with any N<sup>2</sup>, R, P, or HE prefilter
- chemical-resistant apron when mixing, loading, cleaning equipment

All other mixers, loaders, applicators, and other handlers must wear:





**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. Do not allow this product to drift. Do not graze treated areas. Do not feed clippings to livestock. 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 12 hours.

**INDOOR RESTRICTIONS:** Entry (including early entry that would otherwise be permitted under the WPS) into greenhouses, potting sheds, and other indoor areas by any person – other than a correctly trained applicator who is performing a handling task permitted by the WPS and who is wearing the required handler PPE including a respirator – is PROHIBITED in the entire enclosed structure/building from the start of application until application is complete and one of the following ventilation criteria (providing outdoor air) is met: (1) 10 air exchanges; (2) 2 hours of fans or other mechanical ventilation providing outdoor air; (3) 4 hours of vents, windows, or other passive ventilation; (4) 11 hours with no ventilation followed by 1 hour of mechanical ventilation; (5) 11 hours of no ventilation followed by 2 hours of passive ventilation; or (6) 24 hours with no ventilation. After ventilation criteria are met and until the REI expires, do not enter or allow worker entry into treated areas, except as provided in the WPS. Note: after the expiration of the REI whenever etridiazole-treated soil or planting media is being handled or disturbed indoors, continuous ventilation of the area is required at a minimum rate of one complete air exchange per hour.

**EXCEPTION:** If the product is soil-injected or soil incorporated, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is:

- coveralls
- chemical-resistant gloves made of any waterproof material
- shoes and 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.

-- Do not enter or allow others to enter area until spray has dried.

### CHEMIGATION INFORMATION

Chemigation is prohibited in the State of California.

### INTRODUCTION

Pesticide labels contain Directions For Use that are necessary for effecting the purpose for which the product is intended. Further, they protect health and environment from risks of pesticide contamination of ground water and decrease direct human exposure to pesticide-treated irrigation water.

Apply this product only through pressurized drench (flood), sprinkler, or drip (trickle) irrigation systems. Do not apply this product through any other type of irrigation systems.

Crop injury, lack of effectiveness, or illegal pesticide residues in the crop can result from non-uniform distribution of treated water.

If you have questions about calibration, you should contact State Extension Service specialists, equipment manufacturers, or other experts.

Do not connect any irrigation system (including greenhouse systems) used for pesticide application to a public water system unless the pesticide label-prescribed safety devices for public water systems are in place.

Should the need arise, a person knowledgeable of the chemigation system and responsible for its operation or under the supervision of the responsible person, shall shut the system down and make necessary adjustments.

#### Pressurized Drench (Flood) System

Systems utilizing a pressurized water and pesticide injection system must meet the following requirements:

- Systems using a gravity flow pesticide dispensing system must meter the pesticide into the water at the head of the field and downstream of a hydraulic discontinuity such as a drop structure or weir box to decrease potential for water source contamination from backflow if water flow stops.
- The system must contain a functional check valve, vacuum relief valve, and low pressure drain appropriately located on the irrigation pipeline to prevent water source contamination from backflow.
- The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.

110A15

- The pesticide injection pipeline must also contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlocked to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
- The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops.
- The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
- Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump), effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.

### **Sprinkler Chemigation**

- The system must contain a functional check valve, vacuum relief valve, and low pressure drain appropriately located on the irrigation pipeline to prevent water source contamination from backflow.
- The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.
- The pesticide injection pipeline must also contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
- The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops.
- The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
- Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump), effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.
- Irrigate the crop prior to applying Truban® Fungicide 25% Emulsifiable Concentrate in order to ensure even moisture content over the entire crop.
- Apply Truban® Fungicide 25% Emulsifiable Concentrate at the appropriate concentration for the crop and disease(s) targeted.
- Referring to the rate information contained in this label, apply the appropriate volume of fungicide solution to the crop.
- Upon completing the application of the appropriate volume of Truban® Fungicide 25% Emulsifiable Concentrate, allow the irrigation system to run long enough to flush the irrigation lines clear of fungicide solution. Do not apply more clear water than is necessary to flush the lines or poor disease control may result.
- Do not apply when wind speed favors drift beyond the area intended for treatment.

### Drip (Trickle) Chemigation

- The system must contain a functional check valve, vacuum relief valve, and low pressure drain appropriately located on the irrigation pipeline to prevent water source contamination from backflow.
- The pesticide injection pipeline must contain a functional, automatic, quick closing check valve to prevent the flow of fluid back toward the injection pump.
- The pesticide injection pipeline must also contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
- The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops.
- The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
- Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump), effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.

**General Information:** Pesticide supply tanks are recommended for the application of these products. See label instructions for dilution use rates and timing of application. For emulsifiable concentrates – agitate prior to use. For wettable powders – agitate continuously during application.

### ORNAMENTALS AND NURSERY CROPS

**For use in commercial greenhouses only. Use in residential greenhouses or other indoor plant sites is prohibited.**

TRUBAN FUNGICIDE 25% Emulsifiable Concentrate is a soil fungicide for the control of damping-off, root and stem rot diseases caused by Pythium and Phytophthora. It may be used at time of seeding and transplanting as a drench to control the labeled pathogens in greenhouse and outdoor culture.

TRUBAN FUNGICIDE 25% Emulsifiable Concentrate suspensions in water should be occasionally agitated to assure uniform mixing and application. TRUBAN FUNGICIDE 25% Emulsifiable Concentrate suspensions need not be protected from light. Use at specified rates and concentrations. Overdosage may result in toxicity to sensitive plants. If plants are suspect of being sensitive, apply fungicide to a small number to insure safety. TRUBAN FUNGICIDE 25% Emulsifiable Concentrate should not be mixed with other pesticides or nutrients unless adequately tested first.

Do not apply when wind speed favors drift beyond the area intended for treatment.

Thoroughly rinse TRUBAN FUNGICIDE 25% Emulsifiable Concentrate residues out of all equipment after use.

PLANT TYPE		REMARKS
<b>BEDDING PLANTS</b>		<b>BEDDING PLANTS</b> (soil 2" to 3" deep).
Ajuga	Larkspur	Mix 3-4 oz. of TRUBAN FUNGICIDE 25% Emulsifiable Concentrate with 100 gal. of water and apply to 800 sq. ft. of bed area (1 gal per 8 sq ft) and use at time of seeding and transplanting. Irrigate immediately with additional water equal to at least half the volume of the fungicidal drench for improved soil penetration of the fungicide. Re-treat at 4 to 8 week intervals if additional applications are necessary.
Alyssum	Marigold	
Calendula	Pansy	
Celosia	Petunia	
Cineraria	Phlox	
Chrysanthemum	Salvia	
Coleus	Snapdragon	
Dahlia	Verbena	
Dianthus	Vinca	
Dusty Miller	Zinnia	
<b>FOLIAGE PLANTS</b>		<b>BED AND BENCH PLANTINGS OF TROPICAL FOLIAGE PLANTS</b> (peat and other high organic growth media 6" deep or more).
Aglaonema	Hedera	Mix 4-8 oz. of TRUBAN FUNGICIDE 25% Emulsifiable Concentrate with 100 gal. of water and apply to 400 sq. ft. of bench area. Irrigate immediately with additional water equal to at least half the volume of the fungicidal drench for improved soil penetration of the fungicide. Re-treat at 8 to 12 week intervals to maintain disease control.
Anthurium	Hoya	
Areca Palm	Maranta	
Brassaia	Nephrolepis	
Cactus	Nepthytis	
Caladium	Peperomia	
Calathea	Philodendron	
Chamaedorea	Pilea	
Chinese Evergreen	Pothos	
Crassula	Sansevieria	
Dieffenbachia	Stromanthe	
Gynura	Zygocactus	
<b>CONTAINER &amp; BEDGROWN</b>		<b>CONTAINER &amp; BEDGROWN PLANTS</b>
<u>HERBACEOUS</u>	<u>WOODY</u>	Mix 4-8 oz. of TRUBAN FUNGICIDE 25% Emulsifiable Concentrate with 100 gal. of water per 400 sq. ft. or apply in sufficient volume to saturate the soil mixture, such as ½ pint per 6" pot. Irrigate immediately with additional water equal to at least half the volume of the fungicidal drench for improved soil penetration of the fungicide. Re-treat at 4 to 12 week intervals if necessary.
African Violet	Azalea	
Chrysanthemum	Boxwood	
Easter Lily	Euonymus	
Geranium	Ficus	
Gerbera	Juniper	
Kalanchoe	Maple	
Poinsettia	Pieris	
Sinningia	Podocarpus	
	Red Pine	
	Rhododendron	

**IMPORTANT:** If, after using Truban Fungicide 25% Emulsifiable Concentrate as recommended, treatment is not effective, a tolerant strain of fungus may be present. Consult your local Scotts representative or distributor, your State Agricultural Experiment Station or your State Agricultural Extension Service for advice on the prompt use of some other labeled fungicide.

### **Resistance Management Recommendations**

Truban Fungicide 25% Emulsifiable Concentrate contains a Group 14 fungicide. Fungal isolates with acquired resistance to Group 14 may eventually dominate the fungal population if Group 14 fungicides are used repeatedly in the same field or in successive years as the primary method of control for targeted species. This may result in partial or total loss of control of those species by Truban Fungicide 25% Emulsifiable Concentrate or other Group 14 fungicides.

To delay fungicide resistance consider:

- Avoiding the consecutive use of Truban Fungicide 25% Emulsifiable Concentrate, or other target site of action Group 14 fungicides that have a similar target site of action, on the same pathogens.
- Using tank-mixtures or premixes with fungicides from different target site of action Groups as long as the involved products are all registered for the same use and are both effective at the tank mix or prepack rate on the pathogen(s) of concern.
- Basing fungicide use on a comprehensive IPM program.
- Monitoring treated fungal populations for loss of field efficacy.
- Contacting your local extension specialist, certified crop advisors, and/or manufacturer for fungicide resistance management and/or IPM recommendations for specific crops and resistant pathogens.

For further information or to report suspected resistance, you may contact Scotts at 800-492-8255 or at [www.scottsprohort.com](http://www.scottsprohort.com) [[scottspro.com](http://scottspro.com)].

### **STORAGE AND DISPOSAL**

**PROHIBITIONS:** Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

**PESTICIDE STORAGE:** Not sensitive to light. Stable at normal temperatures and humidities. Store in a secure dry place at temperature above 45°F (7°C) in a well-closed container.

**PESTICIDE DISPOSAL:** Pesticide, spray mixture or rinse water that cannot be used according to the label instructions must be disposed of according to applicable Federal, State or local procedures.

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

### **DISCLAIMER AND LIMITATION OF LIABILITY**

IMPORTANT NOTICE FROM THE SCOTTS COMPANY LLC AND SCOTTS-SIERRA HORTICULTURAL PRODUCTS COMPANY ("SCOTTS"). PLEASE READ BEFORE USE.

By using this product, user or buyer accepts the conditions, disclaimer of warranties and limitations of liability. Read the entire directions for use, conditions of warranties and limitations of liability before using this product. If terms are not acceptable, return the unopened product container at once for full refund.

**CONDITIONS:** This product has been researched to provide necessary data to support its uses listed on the label. The directions for use of this product are believed to be adequate and the user or buyer must always follow the label directions carefully and exercise judgment and caution when using this product under their growing conditions. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness, unsatisfactory or substandard results or other unintended consequences may result because of such factors as weather conditions, presence or absence of other materials, or the manner of use or application, all of which are beyond the control of Scotts. All such risks shall be assumed by the user or buyer.

**WARRANTY:** This product corresponds to all claims and descriptions set forth on the label and, subject to the conditions set forth above, is reasonably fit for use for any purpose for which it is intended. Scotts recognizes that the rights and remedies of the user or buyer are subject to the provisions of the applicable state law, but makes no other warranties or representations, express or implied, of merchantability or of fitness for a particular purpose or otherwise, that extend beyond the statements made on this label. No agent of Scotts is authorized to make any warranties beyond those contained herein or to modify the warranties contained therein. Subject to the user's or buyer's rights and remedies under the applicable state law, Scotts disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.

**LIMITATIONS OF LIABILITY:** Subject to the user's or buyer's rights and remedies under the applicable state law, the exclusive remedy of the user or buyer and the liability of Scotts or its affiliates, for any and all losses, injuries or damages resulting from the use or handling of this product, whether in contract, warranty, tort, negligence, strict liability or otherwise, shall not exceed the purchase price paid by the user or Buyer for the quantity of this product involved or at Scotts' election, the replacement of the product. Subject to the user's or buyer's rights and remedies under the applicable state law, any and all claims or actions related to the use or handling of this product must be commenced within one (1) year from the date the product was purchased.

