



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

August 9, 2021

Mr. Robert L. Hamilton
Senior Regulatory Manager
Valent U.S.A. LLC
4600 Norris Canyon Road
San Ramon, CA 94583

Subject: Notification per PRN 98-10 – Product Name Change
Product Name: V-10447 2.5 SC Herbicide
EPA Registration Number: 59639-225
Application Date: March 24, 2021
Decision Number: 573189

Dear Mr. Hamilton:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

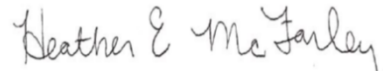
The label submitted with the application has been stamped “Notification” and will be placed in our records.

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 the Federal Insecticide Fungicide and Rodenticide Act 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) list 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.

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If you have any questions, you may contact BeWanda Alexander at (703)347-0313 or by email at alexander.bewanda@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Heather E. McFarley".

Heather McFarley,
Acting Product Manager 24
Fungicide and Herbicide Branch,
Registration Division (7505P)
Office of Pesticide Programs



NOTIFICATION

59639-225

The applicant has certified that no changes, other than those reported to the Agency have been made to the labeling. The Agency acknowledges this notification by letter dated:

08/09/2021

SULFOSULFURON GROUP 2 HERBICIDE

[Bracketed text is optional]

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide

~~Mon 44940 SC Herbicide~~V-10447 2.5 SC Herbicide is a selective herbicide for control of annual and perennial grass and broadleaf weeds in golf courses and sod farms.

Not all products recommended on this label are registered for us in California. Check the registration status of each product in California before using.

ACTIVE INGREDIENT:	By Wt
Sulfosulfuron*	24.1%
Other ingredients	<u>75.9%</u>
Total	100.0%

*N-[(4,6-dimethoxypyrimidin-2-yl)carbamoyl]-2-(ethylsulfonyl)imidazo[1,2-a]pyridine-3-sulfonamide

Contains 300 grams per liter or 2.5 pounds per gallon of active ingredient sulfosulfuron.

[This product is protected by U.S. Patent Nos. 5,017,212 and 5,534,482. No license granted under any non U.S. Patent(s).]

Keep out of reach of children

CAUTION

SEE NEXT [PAGE][PANEL][BOOKLET] FOR ADDITIONAL PRECAUTIONARY STATEMENTS.

EPA Reg. No. 59639-225

Net Contents

FIRST AID	
If inhaled	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for treatment advice.
<ul style="list-style-type: none"> • Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may contact 800-892-0099 for emergency medical treatment advice. 	

PRECAUTIONARY STATEMENTS
Hazards to Humans and Domestic Animals

CAUTION

Harmful if inhaled. Avoid breathing spray mist. Remove and wash contaminated clothing before reuse.

Personal Protective Equipment (PPE)

Applicators and other handlers must wear: long-sleeved shirt, long pants, shoes plus socks, and chemical-resistant gloves made of any waterproof material, for example Barrier Laminate, Butyl Rubber ≥ 14 mils, Nitrile Rubber ≥ 14 mils, Neoprene Rubber ≥ 14 mils, Natural Rubber ≥ 14 mils, Poly-ethylene, Polyvinyl Chloride (PVC) ≥ 14 mils, and Viton ≥ 14 mils.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

When handlers use closed systems or enclosed cabs in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations
<p>Users should:</p> <ul style="list-style-type: none"> • Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. • Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in any manner inconsistent with its labeling.

READ ENTIRE LABEL. USE STRICTLY IN ACCORDANCE WITH PRECAUTIONARY STATEMENTS AND DIRECTIONS, AND WITH APPLICABLE STATE AND FEDERAL REGULATIONS.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

NON-TARGET ORGANISM ADVISORY STATEMENT

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 area. Protect the forage and habitat of non-target organisms by minimizing spray drift. For further guidance and instructions on how to minimize spray drift, refer to the Spray Drift Management section of this label.

The use of any pesticide in a manner that may kill or otherwise harm an endangered species or adversely modify their habitat is a violation of laws.

WINDBLOWN SOIL PARTICLES

~~MON-44940-SC-HerbicideV-10447 2.5 SC Herbicide~~ has the potential to move off-site due to wind erosion. Soils that are subject to wind erosion usually have a high silt and/or fine to very fine sand fractions and low organic matter content. Other factors which can affect the movement of windblown soil include the intensity and directions of prevailing winds, vegetative cover, site slope, rainfall, and drainage patterns. Avoid applying ~~MON-44940-SC-HerbicideV-10447 2.5 SC Herbicide~~ if prevailing local conditions may be expected to result in off-site movement.

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.

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
- Shoes plus socks
- Chemical-resistant gloves made of any waterproof material, for example Barrier Laminate, Butyl Rubber ≥ 14 mils, Nitrile Rubber ≥ 14 mils, Neoprene Rubber ≥ 14 mils, Natural Rubber ≥ 14 mils, Poly-ethylene, Polyvinyl Chloride (PVC) ≥ 14 mils, and Viton ≥ 14 mils.

Environmental Hazards

GROUNDWATER LABEL ADVISORY

This chemical has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into groundwater if used in areas where soils are permeable, particularly where the water table is shallow.

SURFACE WATER LABEL ADVISORY

This product may impact surface water quality due to runoff of rain water. This is especially true for poorly draining soils and soils with shallow ground water. This product is classified as having high potential for reaching surface water via runoff for months or more after application. A level, well-maintained vegetative buffer strip between areas to which this product is applied and surface water features such as ponds, streams, and springs will reduce the potential loading of sulfosulfuron from runoff water and sediment. Runoff of this product will be greatly reduced by avoiding applications when rainfall or irrigation is expected to occur within 48 hours.

Storage and Disposal

Do not contaminate water, foodstuffs, feed or seed by storage and disposal.

STORAGE: Store under cool, dry conditions (below 120°F). Do not store under moist conditions.

DISPOSAL: Wastes resulting from the use of this product that cannot be used or chemically reprocessed should be disposed of in a landfill approved for pesticide disposal or in accordance with reprocessed should be disposed of in a landfill approved for pesticide disposal or in accordance with applicable Federal, state or local procedures.

See individual container label for disposal information.

Weed Resistance Management

For resistance management, ~~MON-44940-SC-Herbicide~~V-10447 2.5 SC Herbicide is a Group 2 herbicide. Any weed population may contain or develop plants naturally resistant to ~~MON-44940-SC-Herbicide~~V-10447 2.5 SC Herbicide and other Group 2 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 ~~MON-44940-SC-Herbicide~~V-10447 2.5 SC Herbicide or other Group 2 herbicides within a growing season sequence or among growing seasons with different herbicide groups that control the same weeds in a field.
- Use tank mixtures with herbicides from a different group if such use is permitted; where information on resistance in target weed species is available, use the less resistance-prone partner at a rate that will control the target weed(s) equally as well as the more resistance-prone partner. Consult your local extension service or certified crop advisor if you are unsure as to which active ingredient is currently less prone to resistance.
- 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 before and 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. If resistance 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 or to find out if suspected resistant weeds have been found in their region.
- For further information or to report lack of performance or suspected resistance, contact Valent U.S.A. LLC at 800-898-2536.

APPLICATION EQUIPMENT AND INSTRUCTIONS

Ground Broadcast Equipment

Apply ~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide uniformly with properly calibrated ground equipment in 10 to 50 gallons of water per acre. Select spray volumes that ensure thorough and uniform weed coverage. Use equipment which is capable of continuous agitation. Choose nozzles which provide optimum spray distribution and uniform coverage at the appropriate spray pressure. Avoid streaking, skips, overlaps, and spray drift during applications.

Hand-Held and High-Volume Equipment

Use hand-held spray guns, backpacks, or other similar sprayers to apply this product. Apply to foliage of vegetation to be controlled. For applications made on a spray-to-wet basis, spray coverage should be uniform and complete. Do not spray to the point of runoff. Use coarse sprays only.

Do not apply product through any type of irrigation system.
Do not apply by air.

IMPORTANT: Do not allow this product to contact roots or foliage of desirable vegetation, areas where roots of desirable vegetation may extend, or areas where this product may be washed or moved into contact with roots of desirable vegetation.

Desirable plants may be injured if planted into treated areas.

Do not use on food or feed crops.

Equipment Cleaning

Clean application equipment after using this product by thoroughly flushing with water.

Injection Systems

This product may be used in ground injection spray systems. It may be diluted prior to injecting into the spray stream. Do not mix this product with the undiluted concentrate of other products when using injections systems, unless specifically recommended.

MANDATORY SPRAY DRIFT MANAGEMENT

SPRAY DRIFT

Ground Boom Applications

- Apply with the nozzle height recommended by the manufacturer, but no more than 3 feet above the ground or crop canopy.
- For applications prior to the emergence of crops and target weeds, applicators are required to use a Coarse or coarser droplet size (ASABE S572.1).
- For all other applications, applicators are required to use a Medium or coarser droplet size (ASABE S572.1).
- Do not apply when wind speeds exceed 10 miles per hour at the application site.
- Do not apply during temperature inversions.

Boom-less Ground Applications

- Applicators are required to use a Medium or coarser droplet size (ASABE S572.1) for all applications.
- Do not apply when wind speeds exceed 10 miles per hour at the application site.
- Do not apply during temperature inversions.

SPRAY DRIFT ADVISORIES

Boom-less Ground Applications

Setting nozzles at the lowest effective height will help to reduce the potential for spray drift.

Handheld Technology Applications

Take precautions to minimize spray drift.

THE APPLICATOR IS RESPONSIBLE FOR AVOIDING OFF-SITE SPRAY DRIFT.

BE AWARE OF NEARBY NON-TARGET SITES AND ENVIRONMENTAL CONDITIONS.

IMPORTANCE OF DROPLET SIZE

An effective way to reduce spray drift is to apply large droplets. Use the largest droplets that provide target pest control. While applying larger droplets will reduce spray drift, the potential for drift will be greater if applications are made improperly or under unfavorable environmental conditions.

Controlling Droplet Size – Ground Boom

- Volume – Increasing the spray volume so that larger droplets are produced will reduce spray drift. Use the highest practical spray volume for the application. If a greater spray volume is needed, consider using a nozzle with a higher flow rate.
- Pressure – Use the lowest spray pressure recommended for the nozzle to produce the target spray volume and droplet size.
- Spray Nozzle – Use a spray nozzle that is designed for the intended application. Consider using nozzles designed to reduce drift.

BOOM HEIGHT – Ground Boom

Use the lowest boom height that is compatible with the spray nozzles that will provide uniform coverage. For ground equipment, the boom should remain level with the crop and have minimal bounce.

SHIELDED SPRAYERS

Shielding the boom or individual nozzles can reduce spray drift. Consider using shielded sprayers. Verify that the shields are not interfering with the uniform deposition of the spray on the target area.

TEMPERATURE AND HUMIDITY

When making applications in hot and dry conditions, use larger droplets to reduce effects of evaporation.

TEMPERATURE INVERSIONS

Drift potential is high during a temperature inversion. Temperature inversions are characterized by increasing temperature with altitude and are common on nights with limited cloud cover and light to no wind. The presence of an inversion can be indicated by ground fog or by the movement of smoke from a ground source or an aircraft smoke generator. Smoke that layers and moves laterally in a concentrated cloud (under low wind conditions) indicates an inversion, while smoke that moves upward and rapidly dissipates indicates good vertical air mixing. Avoid applications during temperature inversions.

WIND

Drift potential generally increases with wind speed.

AVOID APPLICATIONS DURING GUSTY WIND CONDITIONS.

Applicators need to be familiar with local wind patterns and terrain that could affect spray drift.

MIXING INSTRUCTIONS

Thoroughly clean equipment prior to mixing spray solution.

Fill the spray tank to about three-fourths of the desired volume. Add the recommended amount of this product. Complete the filling process while maintaining agitation. Use caution to avoid siphoning back into the carrier source. Use approved anti-back-siphoning devices where required by state or local regulations. Add nonionic surfactant near the end of the filling process where required.

Addition of a nonionic surfactant at 0.5 percent by volume (2 quarts per 100 gallons of spray solution) is required for postemergence applications unless tank mixed with Roundup PRO herbicide. Use only nonionic surfactants which contain at least 90 percent active ingredient. **Do not use nonionic surfactants or other additives that alter the pH of the spray solution below pH 5.** When this product is applied in a tank mixture with Roundup PRO herbicide, addition of a surfactant is not necessary.

For tank mixtures, add individual formulations to the spray tank in the following sequence: water, water soluble bags, dry flowables, emulsifiable concentrates, drift control additive, water soluble liquids followed by a nonionic surfactant.

PRODUCT INFORMATION

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide is a preemergent and postemergent, systemic herbicide for control of many annual and perennial broadleaf and grass weeds on sod farms and in highly managed turf sites where improved bermudagrass is present. It is formulated as a suspension concentrate (SC).

NONCROP SITES

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide may be used for general weed control on sod farms and in highly managed bermudagrass turf sites including golf course fairways, golf course roughs, golf course tees, or other bermudagrass areas of a golf course excluding greens. **Do not apply to golf course greens or with 4 feet of these sites.**

BERMUDAGRASS (NON-OVERSEEDED – ACTIVELY GROWING, DORMANT OR AT GREEN-UP)

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide may be used for control of *Poa annua* or to control or partially control other annual and perennial weeds in highly managed bermudagrass sites.

Application Information

Ground Broadcast

Apply ~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide at 1.6 to 3.2 fluid ounces (0.03 to 0.06 lb ai) per acre. Do not exceed 6.4 fluid ounces (0.13 lb ai) of this product per acre per year. Do not apply more than 2 applications at 3.2 fl oz/A or 4 applications at 1.6 fl oz/A per year.

Use the higher recommended rates of this product for control of large established weeds or when weed growth is heavy or dense. Best results are obtained when weeds are in the early stage of growth and are not disturbed by mowing.

Fall applications for *Poa annua* control can begin as early as September 1st. Time first application to just before *Poa* germination. Reapply V-10447 2.5 SC Herbicide ~~MON 44940 SC~~ when *Poa annua* reappears but no more frequently than every 30 to 60 days.

Tank Mixtures

Tank mixtures of this product with Roundup Pro herbicide may be used to increase the spectrum of vegetation controlled. When tank mixing, read and carefully observe the label directions, precautionary statements and all information on the label of Roundup Pro herbicide.

Any recommended rate of this product may be tank mixed with 8 fluid ounces of Roundup Pro herbicide. Refer to the Roundup Pro product label for approved application sites. Always apply tank mixtures according to the most restrictive label of the products used.

BERMUDAGRASS (ACTIVELY GROWING, PRIOR TO OVERSEEDING TO PERENNIAL RYEGRASS)

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide may be used for control of *Poa annua* or to control or partially control other annual and perennial weeds in highly managed bermudagrass sites prior to overseeding of perennial ryegrass.

Application Information

Ground Broadcast

Apply ~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide at 1 to 3.2 fluid ounces (0.02 to 0.06 lb ai) per acre. Do not exceed 6.4 fluid ounces (0.13 lb ai) of this product per acre per year. Do not apply more than 2 applications at 3.2 fl oz/A or 6 applications at 1 fl oz/A per year.

Use the higher recommended rates of this product for control of large established weeds or when weed growth is heavy or dense. Best results are obtained when weeds are in the early stage of growth and are not disturbed by mowing.

Fall applications for *Poa annua* control can begin as early as September 1. Apply at least 7 days prior to overseeding. Reapply ~~V-10447 2.5 SC Herbicide~~ ~~MON 44940 SC~~ when *Poa annua* reappears but no more frequently than every 30 to 60 days.

DORMANT BERMUDAGRASS (OVERSEEDED TO PERENNIAL RYEGRASS)

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide may be used for control of *Poa annua* or to control or partially control other annual and perennial weeds in dormant, highly managed bermudagrass sites overseeded to perennial ryegrass.

Application Information

Ground Broadcast

Apply ~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide at 0.5 to 1.6 fluid ounces (0.01 to 0.03 lb ai) per acre. Do not exceed 6.4 fluid ounces (0.13 lb ai) of this product per acre per year. Do not apply more than 4 applications at 1.6 fl oz/A or 12 applications at 0.5 fl oz/A per year. Do not apply this product sooner than 4 weeks after seeding of perennial ryegrass.

Use the higher recommended rates of this product for control of large established weeds or when weed growth is heavy or dense. Best results are obtained when weeds are in the early stage of growth and are not disturbed by mowing.

Fall applications for *Poa annua* control can begin as early as September 1. Reapply ~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide when *Poa annua* reappears. Follow-up applications should be at a 30 day interval or greater for improved safety to ryegrass.

BERMUDAGRASS (FOR REMOVAL OF OVERSEEDED PERENNIAL RYEGRASS – DORMANT OR ACTIVELY GROWING)

~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide may be used to remove overseeded perennial ryegrass or to control or partially control other annual and perennial weeds in dormant, highly managed bermudagrass sites at or around the time of bermudagrass greenup or when bermudagrass is actively growing.

Application Information

Ground Broadcast

Apply ~~MON 44940 SC Herbicide~~V-10447 2.5 SC Herbicide at 2.4 to 3.2 fluid ounces (0.05 to 0.06 lb ai) per acre. Do not apply more than 6.4 fluid ounces (0.13 lb ai) of this product per acre per year. Do not apply more than 2 applications per year.

Use the higher recommended rates of this product for control of large established weeds or when weed growth is heavy or dense. Best results are obtained when weeds are not disturbed by mowing.

Spring applications for perennial ryegrass control should begin up to 4 weeks before ryegrass removal is desired.

WEEDS CONTROLLED	
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Barley, volunteer <i>Hordeum vulgare</i>	Chickweed, common <i>Stellaria media</i>
Bedstraw, catchweed <i>Galium aparine</i>	Mustard, tumble <i>Sisymbrium altissimum</i>
Bluegrass, annual <i>Poa annua</i>	Mustard, wild <i>Sinapis arvensis</i>
Bluegrass, roughstalk <i>Poa trivialis</i>	Pennycress, field <i>Thlaspi arvense</i>
Bluegrass, bulbous <i>Poa bulbosa</i>	Purple Nutsedge <i>Cyperus rotundus</i>
Buttercup <i>Ranunculus arvensis</i>	Shepherd's-purse <i>Capsella bursa-pastoris</i>
Chamomile, mayweed <i>Anthemus cotula</i>	Yellow Nutsedge <i>Cyperus esculentus</i>
Henbit <i>Lammium amplexicaule</i>	

**DISCLAIMER, RISKS OF USING THIS PRODUCT,
LIMITED WARRANTY
AND LIMITATION OF LIABILITY**

IMPORTANT: Read the entire Label including this Disclaimer, Risks of Using this Product, Limited Warranty, and Limitation of Liability before using this product. If the terms are not acceptable THEN DO NOT USE THE PRODUCT; rather, return the unopened product within 15 days of purchase for a refund of the purchase price.

RISKS OF USING THIS PRODUCT

The Buyer and User (referred to collectively herein as "Buyer") of this product should be aware that there are inherent unintended risks associated with the use of this product which are impossible to eliminate. These risks include, but are not limited to, injury to plants and crops to which this product is applied, lack of control of the target pests or weeds, resistance of the target pest or weeds to this product, injury caused by drift, and injury to rotational crops caused by carryover in the soil. Such risks of crop injury, non-performance, resistance or other unintended consequences are unavoidable and may result because of such factors as weather, soil conditions, disease, moisture conditions, irrigation practices, condition of the crop at the time of application, presence of other materials either applied in the tank mix with this product or prior to application of this product, cultural practices or the manner of use or application, (or a combination of such factors) all of which are factors beyond the control of Valent. The Buyer should be aware that these inherent unintended risks may reduce the harvested yield of the crop in all or a portion of the treated acreage, or otherwise affect the crop such that additional care, treatment and expense are required to take the crop to harvest. If the Buyer chooses not to accept these risks, THEN THIS PRODUCT SHOULD NOT BE APPLIED. By applying this product Buyer acknowledges and accepts these inherent unintended risks AND TO THE FULLEST EXTENT ALLOWED BY LAW, AGREES THAT ALL SUCH RISKS ASSOCIATED WITH THE APPLICATION AND USE ARE ASSUMED BY THE BUYER.

Valent shall not be responsible for losses or damages (including, but not limited to, loss of yield, increased expenses of farming the crop or such incidental, consequential or special damages that may be claimed) resulting from use of this product in any manner not set forth on the label. Buyer assumes all risks associated with the use of this product in any manner or under conditions not specifically directed or approved on the label.

LIMITED WARRANTY

Valent warrants only that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the label, under average use conditions, when used strictly in accordance with the label **and subject to the Risks of Using This Product as described above. To the extent consistent with applicable law AND AS SET FORTH ABOVE, VALENT MAKES NO OTHER WARRANTIES, EITHER EXPRESSED OR IMPLIED.** No agent or representative of Valent or Seller is authorized to make or create any other express or implied warranty.

LIMITATION OF LIABILITY

To the fullest extent allowed by law, Valent or Seller is not liable for any incidental, consequential, indirect or special damages resulting from the use or handling of this product. The limitation includes, but is not limited to, loss of yield on all or any portion of the treated acreage, increased care, treatment or other expenses required to take the crop to harvest, increased finance charges or altered finance ratings, emotional or mental distress and/or exemplary damages. TO THE FULLEST EXTENT ALLOWED BY LAW, THE EXCLUSIVE REMEDY OF THE BUYER, AND THE EXCLUSIVE MAXIMUM LIABILITY OF VALENT OR 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 THIS PRODUCT OR, AT THE ELECTION OF VALENT OR SELLER, THE REPLACEMENT OF THE PRODUCT.

PROMPT NOTICE OF CLAIM

To the extent consistent with applicable law allowing such requirements Valent must be provided notice as soon as Buyer has reason to believe it may have a claim, but in no event later than twenty-one days from date of planting, or twenty-one days from the date of application, whichever is latter, so that an immediate inspection of the affected property and growing crops can be made.

To the extent consistent with applicable law if Buyer does not notify Valent of any claims, in such period, it shall be barred from obtaining any remedy.

NO AMENDMENTS

Valent and Seller offer this product, and Buyer accepts it, subject to the foregoing Disclaimer, Risks of Using This Product, Limited Warranty and Limitation of Liability, which may not be modified by any oral or written agreement.

TANK MIXES

NOTICE: Tank mixing or use of this product with any other product which is not specifically and expressly authorized by the label shall be the exclusive risk of user, applicator and/or application advisor, to the extent allowed by applicable law.

It is the pesticide user's responsibility to ensure that all products are registered for the intended use. Read and follow the applicable restrictions and limitations and directions for use on all product labels involved in tank mixing. Users must follow the most restrictive directions for use and precautionary statements of each product in the tank mixture.

©2021 Valent U.S.A. LLC

Manufactured for:
Valent U.S.A. LLC
P.O. Box 5075
San Ramon CA 94583

Made in U.S.A.

EPA Reg. No. 59639-225
EPA Est.

059639-00225.20210601.NameChange.V-10447_2.5_SC.Red