

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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

DEC 132012

Niamh McMahon Dow AgroSciences LLC 9330 Zionsville Road Indianapolis, IN 46268-1054

Dear Ms. McMahon:

SUBJECT: Label Amendment

Curtail ® M

EPA Registration No. 62719-86

Your Submission Dated August 24, 2012

The label amendment referred to above, submitted in accordance with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable. A stamped copy is enclosed for your records. Please submit one (1) copy of your final printed labeling before you release the product for shipment. This amended labeling supersedes all previously accepted ones.

Sincerely yours,

Kathryn W Montague

Product Manager (23)

Herbicide Branch

Registration Division (7505P)

Enclosure

S1A / Curtail M / Amend / 08-14-12 file: Curtail M-86 14Aug12d.doc

Curtail® M

EPA Reg. No. 62719-86

Registration Notes:

DEC 13 2012

62719-86

Source label text based on EPA-accepted copy dated July 23, 2008 and notification coded "S1A / Curtail M / Notif / 08-01-08."

Proposed changes by amendment:

1. Removed references to Dow AgroSciences website

 Crop Rotation Intervals for All States Except Idaho, Nevada, Oregon, Utah, and Washington: Revised crop rotation intervals per EPA request to amend plant back interval instructions for designated MCPA labels (letter dated July 18, 2012)

Crop Rotation Intervals for Idaho, Nevada, Oregon, Utah, and Washingon Only: Revised crop
rotation intervals per EPA request to amend plant back interval instructions for designated MCPA
labels (letter dated July 18, 2012)

4. Mixing Instructions: Added second sentence to number 3, "Dow AgroSciences recommends the use of an appropriate Chemical Producers and Distributors Association (CPDA) certified adjuvant."

5. Uses – Barley, Oats and Wheat: (1) Added "per year" to first bullet point under "Specific Use Restrictions."; (2) Added bullet under "Specific Use Restrictions" to read, "Do not apply more than 0.75 lb ae/acre of MCPA per year."

√6. Uses – Flax: (1) Added "per year" to first bullet point under "Specific Use Restrictions."; (2) Added bullet under Specific Use Restrictions" to read, "Do not apply more than 0.25 lb ae/acre of MCPA per year."

7. Uses – Grasses Grown for Seed: Added bullet under "Specific Use Restrictions" to read, "Do not apply more than 1.5 lb ae/acre of MCPA per year."

8. Rangeland and Pasture Uses: (1) Revised 1st sentence in first bullet point under "Specific Use Restrictions" to read, "Do not apply more than 5 pints of Curtail M (1.5 lb ae MCPA) per acre per year." – per EPA request to add maximum application rate for MCPA (letter dated July 18, 2012); (2) Added bullet under "Specific Use Restrictions" to read, "Do no apply more than 1.5 lb ae/acre of MCPA per year."

9. Warranty Disclaimer: Revised 2nd sentence to read, "Dow AgroSciences MAKES NO OTHER EXPRESS..... OR IMPLIED WARRANTY."

10. Inherent Risks of Use: Revised first word of 2nd sentence to read, "Crop" instead of "Plant."

11. Limitation of Remedies: Removed two references to the word, "this" from the last paragraph.

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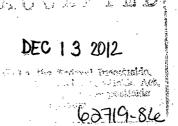


Page 1

(Base label):

Curtail® M

Herbicide



For selective control of broadleaf weeds in wheat, barley, oats and flax not underseeded with a legume, fallow cropland, grasses grown for seed, rangeland, permanent grass pastures, and Conservation Reserve Program (CRP) acres.

Active Ingredient(s):	
clopyralid: 3,6-dichloro-2-	
pyridinecarboxylic acid	5.0%
MCPA-EHE: 2-methyl-4-	
chlorophénoxyacetic acid,	4. 4. 4. 4. 4. 4.
2-ethylhexyl ester	43.4%
Other Ingredients	51.6%
Total	

Contains petroleum distillates

Acid Equivalents:

clopyralid: 3,6-dichloro-2-pyridinecarboxylic acid - 5.0% (0.42 lb/gal) MCPA: 2-methyl-4-chlorophenoxyacetic acid - 27.8% (2.35 lb/gal)

Keep Out of Reach of Children

CAUTION PRECAUCION

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

Precautionary Statements

Hazards to Humans and Domestic Animals

Causes Moderate Eye Irritation . Harmful If Swallowed, Inhaled, Or Absorbed Through Skin

Avoid contact with eyes, skin, or clothing. Avoid breathing spray mist.

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 B on an EPA chemical resistance category selections chart.

Mixers, loaders, applicators, flaggers and other handlers must wear:

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

Additional PPE requirements for mixers and loaders supporting aerial application to rangelands, pasture lands, or noncropland. These mixers/loaders also must wear:

- A chemical-resistant apron
- A NIOSH-approved respirator with a dust/mist filter with MSHA/NIOSH approval number prefix TC-21C or any N, R, P or HE filter.

See Engineering Controls for additional requirements.

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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.

Engineering Controls

Pilots must use an enclosed cockpit that meets the requirements listed in the Worker Protections Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)].

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- 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.

First Aid

If swallowed: Immediately call a poison control center or doctor. 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 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 inhaled. Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

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

Note to Physician: May pose an aspiration pneumonia hazard. Contains petroleum distillate.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

Environmental Hazards

Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when cleaning equipment or disposing of equipment washwaters. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours.

MCPA has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable particularly where the water table is shallow, may result in groundwater contamination.

Clopyralid is a chemical which can travel (seep or leach) through soil and under certain conditions contaminate groundwater which may be used for irrigation or drinking purposes. Users are advised not to apply clopyralid where soils have a rapid to very rapid permeability throughout the profile (such as loamy sand to sand) and the water table of an underlying aquifer is shallow, or to soils containing sinkholes over limestone bedrock, severely fractured surfaces, and substrates which would allow direct introduction into an aquifer. Your local agricultural agencies can provide further information on the type of soil in your area and the location of groundwater.

Physical or Chemical Hazards

Combustible. Do not use or store near heat or open flame.

Agricultural Use Requirements

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

(Storage and Disposal for rigid containers 5 gal or less)

Storage and Disposal

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

Pesticide Storage: Store above 10°F or warm and agitate before use.

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

Container Reuse: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available as a second of the second of

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

(Storage and Disposal for refillable rigid containers larger than 5 gal)

Storage and Disposal

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

Pesticide Storage: Store above 10°F or warm and agitate before use.

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

Container Reuse: Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times:

(Storage and Disposal for nonrefillable rigid containers larger than 5 gal)

Storage and Disposal

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

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equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Refer to label booklet for Directions for Use.

Notice: Read the entire label. Use only according to label directions. Before using this product, read Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.

In case of emergency endangering health or the environment involving this product, call 1-800-992-5994.

Agricultural Chemical: Do not ship or store with food, feeds, drugs or clothing:

EPA Reg. No. 62719-86

EPA Est.

[®]Trademark of Dow AgroSciences LLC Produced for Dow AgroSciences LLC 9330 Zionsville Road Indianapolis, IN 46268

Net Contents____

(Cover, shipping container):

Curtail® M

Herbicide

For selective control of broadleaf weeds in wheat, barley, oats and flax not underseeded with a legume, fallow cropland, grasses grown for seed, rangeland, permanent grass pastures, and Conservation Reserve Program (CRP) acres.

Contains petroleum distillates

Acid Equivalents:

clopyralid: 3,6-dichloro-2-pyridinecarboxylic acid - 5.0% (0.42 lb/gal) MCPA: 2-methyl-4-chlorophenoxyacetic acid - 27.8% (2.35 lb/gal)

Keep Out of Reach of Children

CAUTION PRECAUCION

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Agricultural Use Requirements

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

Refer to inside of label booklet for additional precautionary information including Directions for Use.

Notice: Read the entire label. Use only according to label directions. Before using this product, read Warranty Disclaimer, inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.

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EPA Reg. No. 62719-86

EPA	Est.	
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Net Contents ____

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(page 1 through end):

Precautionary Statements

Hazards to Humans and Domestic Animals

CAUTION

Causes Moderate Eye Irritation • Harmful If Swallowed, Inhaled, Or Absorbed Through Skin

Avoid contact with eyes, skin, or clothing. Avoid breathing spray mist.

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 B on an EPA chemical resistance category selections chart.

Mixers, loaders, applicators, flaggers and other handlers must wear:

- · Long-sleeved shirt and long pants
- Chemical-resistant gloves such as barrier laminate or butyl rubber
- Shoës plus socks

Additional PPE requirements for mixers and loaders supporting aerial application to rangelands, pasture lands, or noncropland. These mixers/loaders also must wear:

- A chemical-resistant apron
- A NIOSH-approved respirator with a dust/mist filter with MSHA/NIOSH approval number prefix TC-21C or any N, R, P or HE filter.

See Engineering Controls for additional requirements.

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.

Engineering Controls

Pilots must use an enclosed cockpit that meets the requirements listed in the Worker Protections Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)].

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- 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.

First Aid

If swallowed: Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give any liquid to the person. Do not give anything by mouth to an unconscious person.

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 inhaled: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

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

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MCPA has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

Clopyralid is a chemical which can travel (seep of leach) through soil and under certain conditions contaminate groundwater which may be used for irrigation or drinking purposes. Users are advised not to apply clopyralid where soils have a rapid to very rapid permeability throughout the profile (such as loamy sand to sand) and the water table of an underlying aquifer is shallow or to soils containing sinkholes over limestone bedrock, severely fractured surfaces, and substrates which would allow direct introduction into an aquifer. Your local agricultural agencies can provide further information on the type of soil in your area and the location of groundwater.

Physical or Chemical Hazards

Combustible. Do not use or store near heat or open flame.

Directions for Use

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying:

क्रमान्त्रक प्रकार के से से निवास समापन मेरे प्रकार के विकास कर है। विकास कर के प्रकार के प्रकार कर के प्रकार

Use Restrictions in the State of New York: Sale and use of this product in Suffolk and Nassau counties in the state of New York is prohibited. Use of this product in the state of New York is limited to postemergence application with a maximum use of 18.9 fl oz (0.062 lb of clopyralid) per acre per year providing that no other product containing clopyralid has been applied pre-plant or post-plant.

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

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 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
- Chemical-resistant gloves made of any waterproof material
- Shoes plus socks
- Protective eyewear

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.

Entry Restrictions for Non-WPS Uses: When applied to rangeland, permanent pastures, and noncropland areas, keep unprotected persons out of treated areas until sprays have dried.

Storage and Disposal

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

Pesticide Storage: Store above 10°F or warm and agitate before use.

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

Nonrefillable containers 5 gallons or less:

Container Reuse: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Refillable containers larger than 5 gallons:

Container Reuse: Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour of pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

Nonrefillable containers 5 gallons or larger:

Container Reuse: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Pressure rinse as follows: Empty the remaining contents into application

equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Product Information

Curtail[®] M herbicide is recommended for selective control of broadleaf weeds in wheat, barley, oats and flax not underseeded with a legume, fallow cropland (including summer fallow, post-harvest, and set-aside acres), grasses grown for seed, rangeland, permanent grass pastures, and Conservation Reserve Program (CRP) acres.

Precautions and Restrictions

- Use directions in Dow AgroSciences supplemental labeling may supersede directions or limitations in this labeling.
- Do not exceed a cumulative amount of 0.25 lb active ingredient (ai) of clopyralid per acre per single crop year except in the state of New York (see New York restrictions above).
- Do not contaminate irrigation ditches or water used for irrigation or domestic purposes.
- · Do not use in greenhouses.
- Chemigation: Do not apply this product through any type of irrigation system.
- Many forbs (desirable broadleaf forage plants) are susceptible to Curtail M. Do not spray pastures
 containing desirable forbs, especially legumes, unless injury can be tolerated. However, the stand and
 growth of established perennial grasses is usually improved after spraying, especially when rainfall is
 adequate and grazing is deferred.
- Do not use on newly seeded areas until grass is well established as indicated by vigorous growth and development of tillers and secondary roots.
- Do not use on bentgrass.
- Apply only once per crop cycle, except for grasses grown for seed (see specific use directions).
- Grazing Restriction for Rangeland and Grass Pastures: Do not forage or graze meat animals on treated areas within 7 days of slaughter. Do not forage or graze dairy animals on treated areas within 7 days after treatment.
- Do not transfer livestock from treated grazing areas (or feeding of treated hay) to sensitive broadleaf
 crop areas without first allowing 7 days of grazing on an untreated pasture(or feeding of treated hay). If
 livestock are transferred within less than 7 days of grazing untreated pasture or eating untreated hay,
 urine and manure may contain enough clopyralid to cause injury to sensitive broadleaf plants.
- Field Bioassay Instructions: In fields previously treated with this product, plant short test rows of the intended rotational crop across the original direction of application in a manner to sample field conditions such as soil texture, soil pH; drainage, and any other variable that could affect the seed bed of the new crop. The field bioassay can be initiated at any time between harvest of the treated crop and the planting of the intended rotational crop. Observe the test crop for herbicidal activity, such as poor stand (effect on seed germination), chlorosis (yellowing), and necrosis (dead leaves or shoots), or stunting (reduced growth). If herbicidal symptoms do not occur, the test crop can be grown. If there is apparent herbicidal activity, do not plant the field to the test rotational crop; plant only a labeled crop or crop listed in the table below for which the rotational interval has clearly been met.

Crop Rotation Intervals

Residues of Curtail M in treated plant tissues, including the treated crop or weeds, which have not decayed may affect succeeding susceptible crops.

Crop Rotation Intervals for All States Except Idaho, Nevada, Oregon, Utah and Washington

Note: Numbers in parenthesis and [†] refer to footnotes following tables.

Rotation Crops (1)	Rotation Interval [†] (Soils greater than 2% organic matter AND rainfall more than 15 inches during 12 months following application)	Rotation Interval [†] (Soils less than 2% organic matter AND rainfall less than 15 inches during 12 months following application)
barley, grasses, oats, wheat	30 days	30 days
field corn	12 months	12 months
flax	5 months	5 months
canola (rapeseed), sugar beets	12 months	12 months
alfalfa	10.5 months	18 months (2)
asparagus, cole crops, dry beans, grain sorghum, mint, onions,	12 months	18 months (2)
popcorn, safflower, soybeans, strawberries, sunflowers, sweet corn	general de la servició de la composició de La composició de la composició	en e
lentils, peas, potatoes (including potatoes grown for seed), and	18 months (2, 3)	18 months (2, 3)
broadleaf crops grown for seed (excluding <i>Brassica</i> species)		The second decreases in Aberband St. Second in the second

- 1. A field bloassay is recommended prior to planting any broadleaf crops that are not listed. Do not rotate to unlisted crops prior to 10.5 months following application.
- An 18-month crop rotation is recommended due to the potential for crop injury. Note: For these crops, a minimum 10.5 month rotation interval must be observed to avoid illegal residues in the harvested crop.
- 3. The potential for injury may be reduced by burning, removal, or incorporation of treated crop residues followed by a minimum of 2 supplemental fall irrigations.

Crop Rotation Intervals for Idaho, Nevada, Oregon, Utah and Washington Only

Rotation Crops (1)	Rotation Interval ¹ (Soils greater than 2% organic matter AND rainfall more than 15 inches during 12 months following application)	Rotation interval [†] (Soils less than 2% organic matter AND rainfall less than 15 inches during 12 months following application)
Barley, grasses, oats, wheat	30 days	30 days
field corn	12 months	12 months
flax	5 months	5 months
canola (rapeseed), sugar beets	12 months	12 months
asparagus, <i>Brassica</i> species grown for seed, cole crops, grain sorghum, mint, onions, popcorn, strawberries, sweet corn	12 months	12 months
alfalfa, dry beans, soybeans, sunflowers	12 months	18 months (2)
lentils, peas, potatoes (including potatoes grown for seed), safflower, and broadleaf crops grown for seed (excluding <i>Brassica</i> species)	18 months (2)	18 months (2, 3)

1. A field bioassay is recommended prior to planting any broadleaf crops that are not listed. Do not rotate to unlisted crops prior to 12 months following application.

- 2. An 18-month crop rotation is recommended due to the potential for crop injury. **Note:** For these crops, a minimum 12 month rotation interval must be observed to avoid illegal residues in the harvested crop.
- 3. Crop injury and/or yield loss may occur up to 4 years after application. A field bloassay is also recommended prior to planting these sensitive crops. See instructions below.

Note: The above intervals are based on average annual precipitation, regardless of irrigation practices. Observance of recommended crop rotation intervals should result in adequate safety to rotational crops. However, Curtail M is dissipated in the soil by microbial activity and the rate of microbial activity is dependent on several interrelating factors including soil moisture; temperature and organic matter. Therefore, accurate prediction of rotational crop safety is not possible. In areas of low organic matter (<2.0%) and less than 15 inches average annual precipitation; potential for crop injury may be reduced by burning or removal of plant residues, supplemental fall irrigation and deep moldboard plowing prior to planting the sensitive crop.

Avoiding Injury to Non-Target Plants

This product can affect susceptible broadleaf plants directly through foliage and indirectly by root uptake from treated soil. Therefore, do not apply Curtail M directly to, or allow spray drift to come in contact with, vegetables, flowers, grapes, tomatoes, potatoes, beans, lentils, peas, alfalfa, sunflowers, soybeans, safflower, or other desirable broadleaf crops and ornamental plants or soil where these sensitive crops will be planted the same season.

Residues in Plants or Manure

Do not use plant residues, including hay or straw from treated areas, or manure or bedding straw from animals that have grazed or consumed forage from treated areas, for composting or mulching, where susceptible plants may be grown the following season. Do not spread manure from animals that have grazed or consumed forage or hay from treated areas on land used for growing susceptible broadleaf crops. To promote herbicidal decomposition, plant residues should be evenly incorporated or burned. Breakdown of clopyralid in crop residues or manure is more rapid under warm, moist soil conditions and may be enhanced by supplemental irrigation.

Avoid Movement of Treated Soil

Avoid conditions under which soil from treated areas may be moved or blown to areas containing susceptible plants. Wind-blown dust containing clopyralid may produce visible symptoms, such as epinasty (downward curving or twisting of leaf petioles or stems) when deposited on susceptible plants; however, serious injury is unlikely. To minimize potential movement of clopyralid on wind-blown dust, avoid treatment of powdery dry or light sandy soils until soil is settled by rainfall or irrigation or irrigation shortly after application.

Spray Drift Management

Avoiding spray drift at the application site is the responsibility of the applicator. The interaction of many equipment and weather-related factors determine the potential for spray drift. The applicator and grower are responsible for considering all of these factors when making decisions.

Apply only as a medium or courser spray (ASAE Standard 572) or a volume mean diameter of 300 microns or greater for spinning atomizer nozzles

Apply only when the wind speed is 2 to 10 mph at the application site.

Ground Application: With ground equipment, spray drift can be lessened by keeping the spray boom as low as possible, by applying 10 gallons or more of spray per acre, by keeping the operating spray pressures at the manufacturer's minimum recommended pressures for the specified nozzle type used (low pressure nozzles are available from spray equipment manufacturers), and by spraying when the wind velocity is low (follow state regulations). Avoid application under completely calm conditions which may be conducive to air inversion. In hand-gun applications, select the minimum pressure required to

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obtain adequate plant coverage without forming a mist. **Do not** apply with a mist blower. Do not apply with a nozzle height greater than 4 feet above the crop canopy,

Aerial Application: The following drift management requirements must be followed to avoid off-target drift movement from aerial applications.

• The boom length must not exceed 75% of the wingspan or 90% of the rotor blade diameter.

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 Release spray at the lowest height consistent with efficacy and flight safety. Do not release spray at a height greater than 10 feet above the crop canopy.

When applications are made with a crosswind, the swath will be displaced downwind. The applicator must compensate for this displacement at the downwind edge of the application area by adjusting the path of the aircraft upwind. Do not make applications into temperature inversions.

Where states have more stringent regulations, they must be observed.

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The applicator should be familiar with and take into account the information covered in the Aerial Drift Reduction Advisory:

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Sprayer Clean-Out

To avoid injury to desirable plants, equipment used to apply Curtail M should be thoroughly cleaned before re-using to apply any other chemicals.

- 1. Rinse and flush application equipment thoroughly at least 3 times with water after use. Dispose of rinse water by application to treatment area or in non-cropland area away from water supplies.
- During the second rinse, add 1 gt of household ammonia for every 25 gallons of water: Circulate the solution through the entire system so that all internal surfaces are contacted (15 to 20 minutes). Let the solution stand for several hours, preferably overnight.
- 3. Flush the solution out of the spray tank through the boom.
- 4. Rinse the system twice with clean water, recirculating and draining each time.
- 5. Remove nozzles and screens and clean separately.

Mixing Instructions

- 1. Add 3/4 of the required spray volume to the spray tank and start agitation.
- 2. Add the required amount of Curtail M.
- Add any surfactants, adjuvants or drift control agents according to manufacturer's label. Dow AgroSciences recommends the use of an appropriate Chemical Producers and Distributors Association (CPDA) certified adjuvant.
- 4. Agitate during final filling of the spray tank and maintain sufficient agitation during application to ensure uniformity of the spray mixture.

Note: Allow time for thorough mixing of each spray ingredient before adding the next. If allowed to stand after mixing, agitate spray mixture before use:

Tank Mixing

This product may be applied in tank mix combination with labeled rates of other products provided (1) the tank mix product is labeled for the timing and method of application for the use site to be treated; and (2) tank mixing is not prohibited by the label of the tank mix product.

Tank Mixing Precautions:

- Read carefully and follow all applicable use directions, precautions, and limitations on the respective product labels.
- Do not exceed recommended application rates. Do not tank mix with another pesticide product that
 contains the same active ingredient as this product unless the label of either tank mix partner specifies

the maximum dosages that may be used.

- For products packaged in water soluble packaging, do not tank mix with products containing boron or
 mix in equipment previously used to apply a product mixture containing boron unless the tank and
 spray equipment has been adequately cleaned: (See instructions for Sprayer Clean-Out.)
- Always perform a (jar) test to ensure the compatibility of products to be used in tank mixture.

Tank Mix Compatibility Testing: A jar test is recommended prior to tank mixing to ensure compatibility of Curtail M and other pesticides. Use a clear glass quart jar with lid and mix the tank mix ingredients in the required order and their relative proportions. Invert the jar containing the mixture several times and observe the mixture for approximately 1/2 hour. If the mixture balls-up, forms flakes, sludges, jels, oily films or layers, or other precipitates, it is not compatible and the tank mix combination should not be used.

Application Directions

Application Timing

Apply to actively growing weeds. Extreme growing conditions such as drought or near freezing temperatures prior to, at or following application may reduce weed control and increase the risk of crop injury at all stages of growth. Only weeds that have emerged at the time of application will be affected. If foliage is wet at the time of application, control may be decreased. Applications of Curtail M are rainfast within 6 hours after application.

Application Rates

Generally, application rates at the lower end of the recommended rate range will be satisfactory for young, succulent growth of susceptible weed species. For less sensitive species, perennials, and under conditions where control is more difficult (plant stress conditions such as drought or extreme temperatures, dense weed stands and/or larger weeds), the higher rates within the rate range will be needed. Weeds in fallow land or other areas where competition from crops is not present will generally require higher rates for control or suppression.

Use of Surfactants

Addition of wetting and/or penetration agents is not usually necessary when using Curtail M; however, if a surfactant will be added to the spray solution, use a non-ionic surfactant suitable for use in growing crops of at least 80% active ingredient and do not exceed 4 pints per 100 gallons of spray solution (0.5% v/v). Use of a surfactant in the spray mixture may increase weed control effectiveness but may reduce crop safety, particularly under conditions of plant stress.

Spray Coverage

Use sufficient spray volume to provide thorough coverage and a uniform spray pattern. Do not broadcast apply in less than 2 gallons of total spray volume per acre. For best results and to minimize spray drift, apply in a spray volume of 10 gallons or more per acre. As vegetative canopy and weed density increase, spray volume should be increased to obtain equivalent weed control. Use only nozzle types and spray equipment designed for herbicide application. To reduce spray drift, follow precautions under Avoiding Injury to Non-target Plantsbel.

Use with Sprayable Liquid Fertilizer Solutions

Curtail M is compatible with most non-pressurized liquid fertilizer solutions; however, a compatibility test (jar test) should be made prior to mixing. Jar tests are particularly important when a new batch of fertilizer or pesticide is used, when the water source changes, or when tank mixture ingredients or concentrations are changed. A compatibility test is performed by mixing the spray components (in the desired order and proportions) into a clear glass jar before mixing in the spray tank. Use of a compatibility aid such as Unite or Compex may help obtain and maintain a uniform spray solution during mixing and application. Agitation in the spray tank must be vigorous to compare with jar test agitation. For best results, liquid fertilizer should not exceed 50% of the total spray volume. Premix Curtail M with water and add to the liquid fertilizer/water mixture while agitating contents of the spray tank. Apply the spray the same day it is prepared while maintaining continuous agitation. Note: Foliar-applied liquid fertilizers can cause yellowing or leaf burn of crop foliage.

Spot Treatments

To prevent misapplication, it is recommended that spot treatments be applied only with a calibrated boom or with hand sprayers according to directions provided below.

Hand-Held Sprayers: Hand-held sprayers may be used for spot applications. Care should be taken to apply the spray uniformly and at a rate equivalent to a broadcast application. Application rates in the table are based on an area of 1000 sq ft. Mix the amount of Curtail M (fl oz or ml) corresponding to the desired broadcast rate in 1 or more gallons of spray. To calculate the amount of Curtail M required for larger areas, multiply the table value (floz or ml) by the area to be treated in "thousands" of square feet, e.g., if the area to be treated is 3500 sq ft, multiply the table value by 3.5 (calc. 3500 ÷ 1000 = 3.5). An area of 1000 sq ft is approximately 10.5 x 10.5 yards (strides) in size.

Amount	Amount of Curtail M per Gallon of Spray to Equal Specified Broadcast Rate					
1/3	1/2	3/4	1	2	3	4
pt/acre		pt/acre		pt/acre	pt/acre	pt/acre
1/8 fl oz		1/4 fl ôz			1 1/8 fl öz	1 1/2 fl oz
(4 ml)	(6 ml)	(8 ml)	(11 ml)	(22 ml)	(33 ml)	(44 ml)

[†]1 fl oz = 29.6 (30) ml

Note: For a rate such as 1 3/4 pint per acre, add together the values for 3/4 pint per acre and 1 pint per

Broadleaf Weeds Controlled

Note: The letter in parentheses (-) after the listed weed indicates if life cycle is annual (a), biennial (b), or perennial (p) and a second of the second of

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alfalfa (from seed only) (p) mustard, wild (a) artichoke, Jerusalem (p) nightshade, black (a) buckwheat, wild (a) nightshade, cutleaf (a) nightshade; eastern black (a) buffalobur (a)¹ nightshade, hairy (a) burdock, common (b) pennycress field chamomile false المراج والمناور والمراجعين والمراجع والجراجي (scentless) (a) (fanweed) (a) piqweed, redroot (a) chamomile, mayweed (dogfennel) (a) pineappleweed (a) plantain (p) clover, black medic (a) radish, wild (a) ragweed common (a) clover, hop (a) clover, sweet (b) ragweed, giant (a) clover, red (p) salsify, meadow clover, white (p) (goatsbeard) (b) cocklebur, common (a) coffeeweed (a) shepherdspurse (a) cornflower sicklepod (a) smartweed, Pennsylvania (a)
sorrel, red (p)
sowthistle, annual (a) (bachelor button) (a) dandelion (p) dock, curly (p) sowthistle, perennial (p)¹ flixweed (a) starthistle, yellow (a) groundsel, common (b) sunflower; common (a) hawksbeard, narrowleaf (a) teasel common (b) hawkweed orange (p) hawkweed yellow (p) thistle, bull (b) tansymustard pinnate (a) horseweed (a) thistle, Canada (p) thistle, musk (b) jimsonweed (a) knapweed, diffuse (b)

knapweed Russian (p)¹ thistle Russian (1-3-leaf) (a)¹

knapweed, spotted (b) velvetleaf (a) kochia (2-4 leaf) (a1 vetch (a)

volunteer beans (a) ladysthumb (a) volunteer lentils (a) lambsquarters, common (a) volunteer peas (a) lettuce, prickly (a) mustard, tumble (Jim Hill) (a) wormwood, biennial (a)

These weeds may only be suppressed. Suppression is a visual reduction in weed competition (reduced population or vigor) as compared to untreated areas. The degree and duration of weed control will vary with weed size and density, application rate and coverage, and growing conditions before, during and after treatment. For perennial weeds, Curtall M will control the initial top growth and inhibit regrowth during the season of application (season-long control). At higher rates shown on this label, Curtail M may cause a reduction in shoot regrowth in the season following application; however, plant response may be inconsistent due to inherent variability in shoot regrowth from perennial root systems.

Uses

Barley, Oats and Wheat

Application Timing

Apply Curtail M. in the spring to actively growing wheat; barley or oats once 3 leaves have unfolded on the main stem up to the jointing stage (first node of main stem detectable). To control or suppress listed weeds, make application after maximum emergence of the target weeds but before they exceed 3 inches in height or diameter (for rosettes). To obtain season-long control of perennial weeds, such as Canada thistle, apply after the majority of the weed's basal leaves have emerged from the soil up to bud stage. A later application when the crop is between the jointing and boot stages of growth may be used to treat later-emerging weeds; however, do not apply unless the risk of injury is acceptable. Do not apply after the boot stage. Note: Do not permit lactating dairy animals or meat animals being finished for slaughter to forage or graze treated grain fields within 1 week after treatment. Do not harvest hay from treated arain fields.

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Application Rate

Apply 1.3/4 to 2.1/3 pints per acre of Curtail M. The higher rate may be used when the condition of the weeds and/or crop at the time of treatment may prevent optimum control. Note: Higher rates of Curtail M or any application of Curtail M following a spring postemergence treatment with 2,4-D or MCPA may increase the risk of crop injury.

Tank Mixtures

Curtail M may be applied in tank mix combination with labeled rates of other products registered for postemergence application in wheat, barley, and oats. See Tank Mixing Precautions under Mixing Instructions. When tank mixing, do not exceed recommended application rates and use only in accordance with the most restrictive precautions and limitations on the respective product labels.

Specific Use Precautions:

- . Banvel tank mixes with Curtail M may be useful in broadening the annual weed control spectrum but may reduce control of perennials, such as Canada thistle.
- Do not tank mix Gurtail M with 2.4-D or dicamba unless the risk of crop injury is acceptable.

Specific Use Restrictions:

- Do not apply more than 2 1/3 pint (0.122 lb ae clopyralid plus 0.684 lb ae MCPA) per acre per year or make more than 1 application per crop season.
- Do not apply more than 0.75 lb ae/acre of MCPA per year.
- Preharvest Interval: Do not apply within 72 days of harvest.
- Do not allow livestock to graze treated areas within 45 days of application.

Do not allow dairy animals or meat animals being finished for slaughter to forage or graze treated areas S1A / Curtail M / Amend / 08-14-12

Flax

Application Timing
Apply Curtain M when flax is 2 to 6 inches tall and target weeds are actively growing. To control of Apply Curtain M when flax is 2 to 6 inches tall and target weeds are actively growing. To control of Apply Curtain M when flax is 2 to 6 inches tall and target weeds are actively growing. To control of Apply Curtain M when flax is 2 to 6 inches tall and target weeds are actively growing. To control of Apply Curtain M when flax is 2 to 6 inches tall and target weeds are actively growing. Apply Curtain M when flax is 2 to 6 inches tall and target weeds are actively growing. To control of suppress weeds listed on the label, make application after maximum emergence of the target weeds but suppress weeds listed on the label, make application after maximum emergence. suppress weeds listed on the label, make application after maximum emergence of the target weeds to before they exceed 3 inches in height or diameter (for rosettes). To obtain season-long control of before they exceed 3 inches in height or diameter (for rosettes). To obtain season-long control of the weed's hasai leaves have before they exceed 3 inches in height or diameter (for rosettes). To obtain season-long control of perennial weeds such as Canada thistle, apply after the majority of the weed's basal leaves have perennial weeds such as Canada thistle, apply after the majority of the policy of the soul to be control to be a control of the control of t perennial weeds such as Canada thistle, apply after the majority of the weed's basal leaves have begun after flax has begun the soil (plants 4 to 6 inches in height) up to bud stage. Do no apply after flax has begun the soil (plants 4 to 6 inches in height) up to bud stage. Do no apply after flax has begun the bloom period. emerged from the soil (plants 4 to 6 inches in height) up to bud stage. Do no apply after bloom period bolting as crop injury may occur if applied during the bloom period bolting as crop injury may occur if applied during the bloom period. Application Rate
Apply 0.85 pint per acre of Curtail Mi per year.

Tank Mixtures

Curtail M may be used in combination with other herbicides that are labeled for flax. Refer to the label of the tank mix nather for liets of other weeds controlled rates of annihilation and lies of other weeds controlled. Curtail M may be used in combination with other herbicides that are labeled for flax. Refer to the label of t

- Specific Use Restrictions:

 One of apply more than 0.85 pint (0.045 lb ae clopyralid plus 0.25 lb ae MCPA) per acre per year or the year or the per acre per year or the per acre per year or the pe Specific Use Restrictions:
- Prenarvest Interval: Do not apply within 72 days of harvest.

 Do not allow livestock, daily animals or meat animals being finished for slaughter to forage or graze to not allow livestock, daily animals or meat animals being finished for slaughter to forage or graze to the steel areas within 7 days after treatment make more than 1 application per crop season.

 "Do not apply more than 0.25 lb ae/acre of MCPA per year." " Do not allow livestock dairy animals."

 " Do not allow livestock dairy animals." Do not allow livestock, dairy animals or meat animals being finished for slaugiller to lorage of grace treatment.

negled aleas within tor Seed Application Timing
Apply only to established grasses before the boot stage of growth. Applications in the boot stage and horizontal for initial to initial Apply only to established grasses before the boot stage of growth. Applications in the boot stage as beyond will result in increased potential for injury. Do not apply to bentgrass unless injury can be beyond will result in increased potential for injury. Do not apply to bentgrass unless injury can be made after grass tolerated. For control of late-emerging Canada thistle in the hird stage and later may recall in later may be made after grass tolerated. For control of late-emerging Canada thistle in the hird stage and later may recall the later may recall the later may be made after grass tolerated. Treatment of Canada thistle in the hird stage and later may recall the later may be made after grass tolerated. Treatment of Canada thistle in the hird stage and later may be made after grass tolerated. tolerated For control of late-emerging Canada thistie in the bud stage and later may result in less seed is fully developed. Treatment of Canada thistie in the bud stage and later may result in less. seed is fully developed. Freatment of Canada thistle in the bud stage and later may result in less consistent control. Post-harvest fall treatments may be made to actively growing Canada thistle after the consistent control. Post-harvest fall treatments may be made to actively growing Canada thistle after the consistent control.

Application Rate
Use 1-3/4 to 3 1/2 pints per acre of Curtail M per year for control of annual weeds and Canada thistle. Use 1-3/4 to 3-1/2 pints per acre of Curtail M per year for control of annual weeds and Canada thistle.

The potential for crop injury exists due to the MCPA component of this product and must be balanced. majority of basal leaves have emerged. The potential for crop injury exists due to the MCPA component of this product and must be balanced against the benefits of improved weed control. Potential for crop injury increases with higher rates. Retend to be benefits of improved weed control. Potential for crop injury increases with higher rates. Retend to be benefits of improved weed control. against the benefits of improved weed control. Hotential for crop injury increases will treat as necessary but do not exceed 3 1/2 pints per acre of Curtain M per season.

Tank Mixtures for Grasses Grown for Seed

Curtail M at 13/4 pints per acre may be tank mixed with Banvel or Buctrillio improve the control of certain weeds. See Tank Mixing Precautions under Mixing Instructions. Curtail M at 1 3/4 pints per acre may be tank mixed with Banvel or Buctril to improve the control of ce When tank mixing, do not exceed weeds. See Tank Mixing Precautions under Mixing Instructions. weeds. See Lank Mixing Precautions under Mixing Instructions. When tank mixing, do:not exceed and recommended application rates and use only in accordance with the most restrictive precautions and limitations on the respective product labels. Tank Mixtures for Grasses Grown for Seed

- Specific Use Restrictions:

 On not apply more than 3 1/2 pints (0.184 lb ae clopyralid plus 1.03 lb ae MCPA) of Curtail M per acre

 ner year. Do not make more than 2 anninations nor year with a minimum retreatment intended to the property of the pot make more than 2 anninations nor year. Specific Use Restrictions Do not apply more than 3 1/2 pints (U.184 lb ae clopyralid plus 1 03 lb ae MCPA) of Curtail M per acre per year. Do not make more than 2 applications per year with a minimum retreatment interval of 21 days. limitations on the respective product läbels. oays.

 • Do not apply more than 1.5 lb ae/acre of MCPA per year.

 • Do not allow livestock to great treated and a livestock treated and a livestock to great treated and a livestock treated and a

 - Do not allow livestock to graze treated areas within 7 days of application

Rangeland and Pasture Uses

Rotation to Broadleaf Crops: Do not plant broadleaf crops in treated areas until an adequately sensitive bioassay shows that no detectable clopyralid is present in the soil (see field bioassay instructions):

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Rangeland and Permanent Grass Pastures

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Apply 4 to 5 pints per acre of Curtail M when weeds are actively growing. For weeds such as biennial thistles, spotted and diffuse knapweed, yellow starthistle and Canada thistle, apply the 4 pint per acre rate on light to moderate infestations under good growing conditions. Use 5 pints per acre for dense infestations or under poor growing conditions such as drought. For control of Russian knapweed, apply 5 pints per acre at the early bud to mid-flowering stage or on fall regrowth. Note: For pasture use follow Grazing and Haying Restrictions under General Use Precautions and Restrictions.

Specific Use Restrictions:

- Do not apply more than 5 pints of Curtail M (1.5 lb ae MCPA) per acre per year. Do not make more than 2 applications per year with a minimum retreatment interval of 21 days.
- Do not apply more than 1.5 lb ae/acre of MCPA per year.
- Do not allow dairy animals or meat animals being finished for slaughter to forage or graze treated areas within 7 days of application

Conservation Reserve Program (CRP) for Seeding to Permanent Grasses Only

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Do not use Curtail M if legumes or bentgrass are a desired cover during CRP.

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Application Timing

Curtail M can be applied when perennial grasses are well established as indicated by vigorous growth and development of tillers and secondary roots. For control of weeds such as musk thistle, Canada thistle and knapweed (diffuse, spotted and Russian), apply to actively growing weeds after the majority of the basal leaves have emerged up to bud stage. Later applications may result in less consistent control.

In fields with heavy weed density that are to be planted to CRP grasses, a pre-seeding application may be made. In general, cropland to be planted to CRP in the spring should be treated during the previous fall and cropland to be planted to CRP in the fall should be treated during the previous spring or summer. A pre-seeding treatment with Curtail M may cause visible injury and reduced seed production in some newly planted grass stands; however, grass stand establishment should be improved because of reduced weed competition. Wait at least 30 days after a treating with Curtail M before seeding grasses.

After CRP, do not plant broadleaf crops in treated areas until an adequately sensitive bioassay shows that no detectable clopyralid is present in the soil.

Application Rate

Apply 3 1/2 to 5 pints per acre of Curtail M. Do not exceed 3 1/2 pints per acre for pre-seeding treatment.

Terms and Conditions of Use

If terms of the following Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer. Inherent Risks of Use and Limitations of Remedies.

Warranty Disclaimer

Dow AgroSciences warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. Dow AgroSciences MAKES NO OTHER EXPRESS OR

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IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

Inherent Risks of Use

It is impossible to eliminate all risks associated with use of this product. Crop injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including conditions noted on the label; such as unfavorable temperature; soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought; fornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of Dow AgroSciences or the seller. All such risks shall be assumed by buyer.

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Limitation of Remedies

To the extent permitted by law, the exclusive remedy for losses of damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to, at Dow AgroSciences' election, one of the following:

- 1. Refund of purchase price paid by buyer or user for product bought, or
- 2. Replacement of amount of product used

Dow AgroSciences shall not be liable for losses or damages resulting from handling or use of this product unless Dow AgroSciences is promptly notified of such loss or damage in writing. In no case shall Dow AgroSciences be liable for consequential or incidental damages or losses.

The terms of the Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Dow AgroSciences or the seller is authorized to vary or exceed the terms of the Warranty Disclaimer or Limitation of Remedies in any manner.

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