

66222 - 164

07/28/2010

1/10



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

JUL 28 2010

Jennifer Yentel
Regulatory Specialist
Makhteshim Agan of North America, Inc.
4515 Falls of Neuse Road, Suite 300
Raleigh, NC 27609

SUBJECT: Application for Pesticide Notification per PR Notices 98-10 and 2007-4: Change in
Company Owners, Updated Warranty Statement and Container Handling
Instructions per PR Notice 2007-4
Vegetation Manager Metsulfuron Methyl Turf Herbicide
EPA Reg. No. 66222-164
Application Dated August 21, 2009

Dear Ms. Yentel:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRNs) 98-10 and 2007-4 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRNs 98-10 and 2007-4 and finds that the actions requested fall within the scope of these PRNs. The label that was submitted with the above application is acceptable, date-stamped "Notification", and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identify the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-5335 or Terri Stowe of my staff at 703-305-6117.

Sincerely,

A handwritten signature in black ink that reads "Rachel C. Hallomar".

Paul Mastradone, Acting *for*
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

2/10

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 66222-164	2. EPA Product Manager Linda Arrington	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Vegetation Manager Metsulfuron Methyl Turf Herbicide	PM# 25 Registration Support Branch	
5. Name and Address of Applicant (Include ZIP Code) Makhteshim Agan of North America, Inc. 4515 Falls of Neuse Rd., Suite 300 Raleigh, NC 27609 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

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

NOTIFICATION**JUL 28 2010****Explanation:** Use additional page(s) if necessary. (For section I and Section II.)

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

Section - III

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

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Jennifer Yentel	Title Regulatory Specialist	Telephone No. (Include Area Code) 919-256-9315
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Data Application Received (Stamped)
2. Signature 	3. Title Regulatory Specialist	
4. Typed Name Jennifer Yentel	5. Date 08/21/09	



**Makhteshim Agan of
North America, Inc.**

August 21, 2009

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

Re: Notification of Change of Company Ownership, Updated Warranty Statement (per PRN 98-10),
and Updated Container Handling Language (per PRN 2007-4)
Vegetation Manager Metsulfuron Methyl Turf Herbicide; EPA Reg. No. 66222-164 (Formerly EPA
Reg. No. 74477-1)

To Whom It May Concern:

Makhteshim Agan of North America, Inc. (MANA) is notifying the Agency of a change in company ownership for the above referenced product. Vegetation Manager Metsulfuron Methyl Turf Herbicide was transferred from Vegetation Management, LLC (EPA Company No. 74477) to MANA (EPA Company No. 66222) on 12-18-2007. The attached label reflects the new company ownership.

In addition to the updates relating to the change in company ownership, the following changes have been made:

- Added "Manufactured for" in front of the company name (allowed per PRN 98-10 §II(N)(2))
- Updated the Warranty Statement in accordance with EPA's guidance document dated 10-17-06 (allowed per PRN 98-10 §II(J))
- Updated Container Handling instructions per PRN 2007-4

In support of this submission, the following documents are attached:

- Application for Pesticide Registration (EPA Form 8570-1)
- Copy of EPA's 12-18-2007 letter approving the transfer of EPA Reg. No. 74477-1 to EPA Reg. No. 66222-164
- One copy of final printed labeling

Please feel free to contact at (919)256-9315 or by email at jyentel@manainc.com if you should have any questions regarding this submission or would like a copy of the annotated label showing the changes for your files.

Sincerely,

Jennifer Yentel
Regulatory Specialist

Enclosures

4/10



August 21, 2009

**Re: Vegetation Manager Metsulfuron Methyl Turf Herbicide (EPA Reg. No. 66222-164)
Page 2 Attachment to 8570-1**

Notification of label change per PR Notice 2007-4: This notification is consistent with the guidance of PR Notice 2007-4 and requirements of EPA's regulations at 40 CFR §§156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Jennifer Yentel
Regulatory Specialist
Makhteshim Agan of North America, Inc.

5/10

Vegetation Manager Metsulfuron Methyl Turf Herbicide

(For Turf Uses Only)
Recommended for Use by Professional Turfgrass Managers

NOTIFICATION

JUL 28 2010

- Effectively controls Bahiagrass in established Bermudagrass areas.
- Postemergent applications at low use rates provide control of a wide range of broadleaf weeds and certain grasses including Foxtail and Ryegrass.

ACTIVE INGREDIENT:

% BY WT.

Metsulfuron Methyl: Methyl 2-[[[(4-methoxy-6-methyl-1,3,5-triazin-2-yl)-amino]carbonyl]amino]sulfonyl]benzoate..... 60.0%

INERT INGREDIENTS:..... 40.0%

TOTAL..... 100.0%

KEEP OUT OF REACH OF CHILDREN CAUTION

Manufactured for:
Makhteshim Agan of North America, Inc.
4515 Falls of Neuse Rd., Suite 300
Raleigh, NC 27609

EPA Reg. No. 66222-164

EPA Est. No. _____

NET CONTENTS: _____ OUNCES

FIRST AID

IF IN EYES:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 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.
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice.
Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact Prozar at 1-877-250-9291 for emergency medical treatment information.	

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for Category A on an EPA chemical resistance category selection chart.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants.
- Chemical-resistant gloves Category A (such as butyl rubber, natural rubber, neoprene rubber, or nitrile rubber)
- Shoes plus socks.

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

ENGINEERING CONTROL STATEMENTS

When handlers use closed systems, enclosed cabs or aircraft 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.

IMPORTANT: When reduced PPE is worn because a closed system is being used, handlers must be provided all PPE specified above for applicators and other handlers and have such PPE immediately available for use in an emergency, such as a spill or equipment breakdown.

USER SAFETY RECOMMENDATIONS

USERS SHOULD:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

ENVIRONMENTAL HAZARDS

Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not apply where runoff water may flow during periods of intense rainfall or to water saturated soils, as off-target movement and injury may occur. Do not contaminate water when disposing of equipment washwaters. Do not apply this product through any type of irrigation system.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. **READ ENTIRE LABEL BEFORE USING THIS PRODUCT. USE STRICTLY IN ACCORDANCE WITH LABEL PRECAUTIONARY STATEMENTS AND DIRECTIONS.**

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 Workers 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, decontaminations, 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 4 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 and Socks
- Chemical-resistant gloves Category A (such as butyl rubber, natural rubber, neoprene rubber, or nitrile rubber)

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses. Do not enter treated areas without protective clothing until sprays have dried.

Metsulfuron Methyl Turf Herbicide is for use on Ornamental Turf, such as Lawns, Parks, Cemeteries, Golf Courses (Fairways, Aprons, Tees and Roughs) and similar non-crop areas. This product may also be used on Sod Farms.

Controls the following perennial and annual weedy grasses:		
Bahiagrass	Foxtail	Ryegrass
Controls the following broadleaf (dicot) weeds:		
Annual sowthistle	Henbit	
Aster	Hoary cress (whitetop)	
Bittercress	Kochia	
Blue mustard	Lambsquarters	
Buckhorn	Miners lettuce	
Bur buttercup	Pennsylvania smartweed	
Canada thistle	Plantain	
Chicory	Prickly lettuce	
Clover (white)	Prostrate Knotweed	
Common Chickweed	Redroot pigweed	
Common groundsel	Redstem filaree	
Common mullein	Shepherdspurse	
Common purslane	Smallseed flaxweed	
Common sunflower	Smooth pigweed	
Common yarrow	Spurge (prostrate)	
Conical catchfly	Sweet Clover	
Cow cockle	Tansy mustard	
Crown vetch	Treacle mustard	
Curly dock	Tumble mustard	
Dandelion	Virginia bottomweed	
Dog fennel	Wild carrot	
False chamomile	Wild celery	
Fiddleneck tarweed	Wild lettuce	
Field pennycress	Wild mustard	
Flixweed	Wild onion	
Goldenrod	Wood sorrel (oxalis)	
For use only on Kentucky Bluegrass, fine Fescue, Bermudagrass, Zoysiagrass (Meyer and Emerald), Centipedegrass, and St. Augustine grass turf areas.		

USE PRECAUTIONS

- Use lowest rates for minimum chlorosis of the turf.
- Do not apply Metsulfuron Methyl Turf Herbicide to turf under stress from drought, insects, disease, cold temperatures, high temperatures of above 85°F on cool season grasses, or poor fertility as injury may result.
- Do not apply to turf less than 1 year old.
- Do not use on Bahiagrass where it is the desired turf, as severe injury may result.
- Do not plant ornamentals such as shrubs and trees in treated areas for at least 1 year after the last application or bedding plants for at least 2 years.

IMPORTANT: Addition of a nonionic surfactant of at least 80% active ingredient at 0.25 percent by volume (1qt/gal) provides maximum performance, but may temporarily increase chlorosis of the turf.

Allow one week between the application of Metsulfuron Methyl Turf Herbicide and other pesticide products. (This guideline can be relaxed where severe insect or disease attack requires immediate treatment).

DO NOT USE ON FOOD OR FEED CROPS. Injury to or loss of desirable trees or other plants may result from failure to observe the following: Do not apply Metsulfuron Methyl Turf Herbicide (except as recommended) or drain or flush equipment on or near desirable trees or other plants, or on areas where their roots may extend or in locations where the chemical may be washed or moved into contact with their roots.

When overseeding, wait 2 months (8 weeks) after application. Do not apply to any body of water, including streams, irrigation water or wells. Do not apply where runoff water may flow onto agricultural land, as injury to crops may result.

Do not allow spray drift onto adjacent crops or other desirable plants or trees as injury may occur.

Follow these practices to minimize drift:

- Stop spraying if wind speed becomes excessive. Spray drift can occur at wind speeds less than 10 MPH. If sensitive plants are downwind, extreme caution must be used. Do not spray if winds are gusty.
- High temperatures, drought and low relative humidity increase the possibility of harmful spray drift. Caution must be used when these conditions are present and sensitive plants are nearby.
- Use large droplet size sprays to minimize drift.
- Use spray pressures of 35 psi or less when applying this product.

HOW TO USE

Use spray volumes of 20 to 80 gal/acre and pressures of 25 to 35 psi at the following rates of Metsulfuron Methyl Turf Herbicide from the weeds listed below:

0.125 to 0.25 OZ PRODUCT/ACRE

Ryegrass (Greens)	
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0.25 to 0.33 OZ PRODUCT/ACRE

Bittercress	Field pennycress
Blue mustard	Ground Ivy (Fall)
Bur buttercup	Parsley-plant
Chickweed	Prostrate spurge
Chicory	Redstem filaree
Clover (white)	Spurweed
Creeping beggarweed	Wild carrot
Dandelion	

0.33 to 0.5 OZ PRODUCT/ACRE

Annual sowthistle	Ryegrass (fairways)
Aster	Seedling dogfennel
Carolina geranium	Shepherdspurs
Common yarrow	Smooth pigweed
Crown vetch	Smallseed fescue
Florida betony	Sweet clover
Ground Ivy (Spring*)	Tansy mustard
Henbit	Treacle mustard
Lambsquarters	Tumble mustard
Lespedeza	Wild celery
Miners lettuce	Wild garlic
Plantain	Wild lettuce
Prickly lettuce	Wild onion
Ragweed	Woodsorrel (oxalis)
Redroot pigweed	

0.25 to 0.75 OZ PRODUCT/ACRE

Bahiagrass*	
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0.5 to 1.0 OZ PRODUCT/ACRE

Brazil pusley	Florida pusley
Buckhorn plantain	Foxtail
Canada thistle**	Hoarycress (whiteweed)
Curly dock	Kochia
Common groundsel	Pennsylvania smartweed
Common purslane	Plantain
Common sunflower	Prostrate knotweed
Crabgrass	Sida (southern)
Dogfennel	Virginia buttonweed***
Dollarweed*	Wild mustard

* A repeat application may be required in 4 to 6 weeks.

** Suppression only involving a visual reduction in competition compared to an untreated area.

*** Controls seedling Virginia buttonweed. Suppression only of more mature plants. Repeat application may be required in 4 to 6 weeks.

The required amount of Metsulfuron Methyl Turf Herbicide should be added when the spray tank is half full of water and, with agitator running, add the proper amount of product. Finish adding the required amount of water. Continuous agitation is required to keep the product in suspension.

Spray preparations of this product may degrade in acid solutions if not used in 24 hours; it is stable in alkaline solutions. Thoroughly re-agitate before using.

Tank mixes with other registered herbicides should be tested for compatibility before full scale mixing. Use mechanical or bypass agitation to thoroughly mix the spray suspension. It is not necessary to premix this product with water in a separate container prior to adding it to the spray tank. This product should always be added to the tank first, before any other herbicides or adjuvants.

Kentucky Bluegrass and Fine Fescue: Apply 0.25 to 0.5 oz of Metsulfuron Methyl Turf Herbicide per acre for control of the listed weeds. Do not exceed a total of 0.5 oz per acre within a 9-month period.

St. Augustinegrass, Bermudagrass, and Zoysiagrass (Meyers and Emerald): Apply 0.25 to 1.0 oz of Metsulfuron Methyl Turf Herbicide per acre for weed control. Some chlorosis or stunting of the turfgrass may occur following application.

Bahiagrass Control: For the selective control of Bahiagrass in Bermudagrass turf, use 0.25 to 0.75 oz of Metsulfuron Methyl Turf Herbicide per acre. Use the higher rates of the range on Argentine, Common and Paraguayan Bahiagrass. Apply a repeat treatment in 4 to 6 weeks if necessary. Some chlorosis or stunting of the Bermudagrass may occur following the application.

Centipedegrass: Apply 0.25 to 0.5 oz of this product per acre for weed control. Some chlorosis or stunting of the turfgrass may occur following the application.

IMPORTANT: Addition of a nonionic surfactant of at least 80% active ingredient at 0.25 percent by volume (1qt/100gal) provides maximum performance, but may temporarily increase chlorosis of the turf.

Allow one week between the application of Metsulfuron Methyl Turf Herbicide and other pesticide products. (This guideline can be relaxed where a severe insect or disease attack requires immediate treatment.)

RECOMMENDED SPRAYER CLEANUP

Immediately after spraying, thoroughly remove all traces of Metsulfuron Methyl Turf Herbicide from mixing and spray equipment as follows:

- 1) Drain tank, rinse interior surface of tank, then flush tank, boom and hoses with clean water for a minimum of 5 minutes.
- 2) Fill the tank with clean water, then add an ammonia cleaning solution. Use one gallon ammonia (containing 3% active) per 100 gallons of water. Turn on sprayer long enough to flush through boom, hoses and nozzles. Stop spraying, but keep agitator working in the tank for 15 minutes, then drain.
- 3) Repeat Step 2.
- 4) Repeat Step 1.
- 5) Nozzles and screens should then be removed and cleaned separately. To remove traces of cleaning solution, rinse the tank thoroughly with clean water and flush through hoses and boom.
- 6) Flush boom and hoses with clean water for 5 minutes just prior to using the sprayer for the first time after the Metsulfuron Methyl Turf Herbicide application.

PESTICIDE STORAGE AND DISPOSAL

PESTICIDE STORAGE: Always use original container to store pesticides in a secured warehouse or storage building. Do not store near open containers of fertilizers, seeds, or other pesticides. Do not contaminate water, food, or feed by storage or disposal.

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

CONTAINER HANDLING:

Nonrefillable Container (flexible-bag-all weights): Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available, or reconditioning, or puncture and dispose of in a sanitary landfill, by incineration, or by burning, if allowed by State and local authorities. If burned, stay out of smoke.

Nonrefillable Container (rigid-fifty lbs. or less): Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container 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 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. Then offer for recycling or reconditioning or puncture and dispose of in a sanitary landfill, by incineration, or by burning, if allowed by State and local authorities. If burned, stay out of smoke.

Nonrefillable Container (rigid-greater than fifty lbs.): Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container 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. Then offer for recycling or reconditioning or puncture and dispose of in a sanitary landfill, by incineration, or by burning, if allowed by State and local authorities. If burned, stay out of smoke.

Refillable Container: Refillable container. Refill this container with metsulfuron methyl 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 mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

FOR 24-HOUR EMERGENCY ASSISTANCE (SPILL, LEAK, OR FIRE), CALL INFOTRAC AT 1-800-535-5053.

LIMITATION OF WARRANTY AND LIABILITY

Read the entire directions for use, conditions of warranties and limitations of liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following **CONDITIONS, DISCLAIMER OF WARRANTIES, and LIMITATIONS OF LIABILITY.**

CONDITIONS: The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Makhteshim Agan of North America, Inc. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: To the extent consistent with applicable law, Makhteshim Agan of North America, Inc. makes no other warranties, express or implied, of merchantability or of fitness for a particular purpose or otherwise, that extend beyond the statements made on this label. No agent of Makhteshim Agan of North America, Inc. is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. To the extent consistent with applicable law, Makhteshim Agan of North America, Inc. disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: To the extent consistent with applicable law, the exclusive remedy of the user or buyer for any and all losses, injuries or damages resulting from the use or handling of this product, whether in contract, warranty, tort, negligence, strict liability or otherwise, shall not exceed the purchase price paid or at Makhteshim Agan of North America, Inc.'s election, the replacement of product.