

66330-387

06/12/2009

1/24 J. Adcock



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Jonathan Janis
Registration Manager
Arysta LifeScience North America
15401 Weston Parkaway, Suite 150
Cary, NC 27513

JUN 12 2009

Subject: Label Amendment: Correcting Percentages in Active Ingredients Statement
Product: Obtain 40% WDG Herbicide
EPA Registration Number: 66330-387
Submission Dated: June 11, 2009

Dear Mr. Janis:

The Agency has received the amended label for Obtain 40% WDG Herbicide submitted in response to our June 11, 2009 letter citing incorrect percentages in the statement of active ingredients on the product label. The label amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended is acceptable.

Please note that you are still required to incorporate the comments included in the June 1, 2009 Notice of Pesticide Registration on your product label. For your convenience, we are attaching a copy of the registration document.

One copy of the label stamped "Accepted with Comments" is enclosed for your records. As required, please submit one copy of the final printed label before the product is released for shipment. If you have any questions, please contact Michael Walsh by phone at (703) 308-2972 or via email at walsh.michael@epa.gov.

Sincerely,

JUN 12 2009

Joanne I. Miller
Product Manager (23)
Herbicide Branch
Registration Division (7505P)

Attachment

2/24

ACCEPTED
with COMMENTS
in EPA Letter Dated:

OBTAIN 40% WDG HERBICIDE

JUN 12 2009
Under the Federal Insecticide, Fungicide, and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No.

Use on small grains, field corn, sweet corn, grain sorghum, on-farm cropland, grasses grown for seed, forage, or hay, millet, onions and some fruit to control annual and perennial broadleaf weeds and volunteer potatoes

66330-387

ACTIVE INGREDIENT(S):	BY WT.
fluroxypyr 1-methylheptyl ester: ((4-amino-3,5-dichloro-6-fluoro-2-pyridinyl)oxy)acetic acid, 1-methylheptyl ester	40.00%
Other Ingredients	60.00%
TOTAL	100.00 %

Acid Equivalent: fluroxypyr: ((4-amino-3,5-dichloro-6-fluoro-2-pyridinyl)oxy)acetic acid – 27.78%

KEEP OUT OF REACH OF CHILDREN WARNING AVISO

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

FIRST AID	
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.
IF IN EYES:	<ul style="list-style-type: none"> Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first five minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.
IF SWALLOWED:	<ul style="list-style-type: none"> 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
HOT LINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment.</p> <p>Note to Physician: May pose an aspiration pneumonia hazard. Probable mucosal damage may contraindicate the use of gastric lavage.</p> <p>FOR 24-HOUR EMERGENCY MEDICAL ASSISTANCE: Call PROSAR at 1-866-303-6952 or 1-651-632-8946 if calling from outside the U.S.</p> <p>FOR CHEMICAL EMERGENCY: Spill, leak, fire, exposure, or accident call CHEMTREC at 1-800-434-9300 or 1-703-527-3887 if calling from outside of the U.S.</p>	

3/24

EPA REG. No. 66330-PENDING
AD XXXXXX

EPA EST. NO. _____

NET CONTENTS: _____

Manufactured for:
ARYSTA LIFESCIENCE NORTH AMERICA, LLC
15401 Weston Parkway, Suite 150
Cary, NC 27513

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

WARNING: Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear goggles or face shield. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse. Harmful if swallowed or absorbed through the skin. Avoid contact with skin.

PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical Resistant Gloves, Category G (such as Barrier Laminate or Viton)
- Shoes plus socks
- Protective eyewear

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. 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 CONTROLS STATEMENTS

When handlers use closed systems, enclosed cabs, or aircraft in a manor 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

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. Remove PPE immediately after handling this product. Wash the out side of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. 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 when weather conditions favor drift or runoff from treated areas as this product may be

hazardous to aquatic organisms and non-target plants. Do not contaminate water when disposing of equipment wash waters. Do not allow sprays to drift onto adjacent desirable plants.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.

Important: Read these entire DIRECTIONS FOR USE and WARRANTY AND DISCLAIMER STATEMENT before using OBTAIN 40% WDG HERBICIDE.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. 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 Protections Standard.

Do not allow worker entry into treated areas during the restricted entry interval (REI) of 24 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 such as Barrier Laminate or Viton
- Shoes plus socks
- Protective eyewear

NON-AGRICULTURAL USE REQUIREMENTS

The requirement 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 on-farm non-cropland, keep unprotected persons out of treated areas until sprays have dried.

GENERAL INFORMATION

OBTAIN 40% WDG HERBICIDE is selective herbicide for control of annual and perennial broadleaf weeds including kochia, bedstraw (cleavers), common sunflower, volunteer flax and volunteer potato in wheat, durum, barley, oats (not under seeded to with a legume), field corn, sweet corn, grain sorghum, millet, pome fruits, onions, fallow cropland, and on-farm non-cropland.

SPRAY ADJUVANTS

This product requires the use of an adjuvant to achieve satisfactory weed control.

When an adjuvant is to be used with this product, Arysta recommends the use of a Chemical Producer's and Distributors Association (CPDA) certified adjuvant.

Recommended Adjuvant Use Rates	
OBTAIN 40% WDG HERBICIDE alone or with other herbicides	<ul style="list-style-type: none"> • Use 2 quarts of non-ionic surfactant per 100 gallons (0.50% v/v) OR • A high quality basic blend at 1 gallon per 100 gallons (1.0% v/v)

When tank mixing OBTAIN 40% WDG HERBICIDE the addition of a high quality adjuvant is recommended unless the tank mix partner forbids the use of external adjuvants. Follow all applicable directions on the label for the tank mix partner.

SPOT TREATMENTS AND HAND-HELD SPRAYERS

To prevent miss application, spot treatments should be applied with a calibrated boom or with hand sprayers according to the directions below.

Hand-held or backpack sprayers may be used for spot application of OBTAIN 40% WDG HERBICIDE if care is 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 1,000 sq. ft. The amount of OBTAIN 40% WDG HERBICIDE (oz or grams) in the table should be mixed with 1 gallon or more of water and applied to an area of 1,000 sq ft. To calculate the amount of product required for larger areas, multiply the table value (oz or grams) by the area to be treated in "thousands" of square feet, e.g. if the area to be treated is 5,000 sq ft, multiple the table value by 5 (calc. 5,000 /1000 = 5).

Amount of OBTAIN 40% WDG HERBICIDE to Equal Specified Broadcast Rate (Mix with 1 gallon or More of Water plus adjuvant and Apply to 1,000 sq ft)		
3.75 oz/acre	5.0 oz/acre	7.5 oz/ac

6/24

0.09 oz (2.5 grams)	0.12 oz (3.25 grams)	0.17 oz (4.8 grams)
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WEEDS CONTROLLED OR SUPPRESSED WITH OBTAIN 40% WDG HERBICIDE	
Weeds Controlled	Weeds Suppressed
Catchweed bedstraw (Cleavers)	Bindweed, field
Chickweed, common	Buckwheat, wild
Clover, white	Canola, volunteer
Cocklebur, common	Devilsclaw
Coffeeweed	Field horsetail
Flax, volunteer	Horseweed (marestail)
Grape species	Knotweed
Hedge bindweed	Mallow, common
Hemp dogbane	Marestail
Jimsonweed	Marshelder
Kochia**	Mustard, species
Mallow, Venice	Nightshade, species
Morningglory	Pennycress, field
Prickly lettuce	Potato, volunteer
Puncturevine	Russian thistle
Purslane, common	
Ragweed, common	
Ragweed, giant	
Sunflower, common	
Velvetleaf	
** Includes herbicide tolerant or resistant biotypes.	

APPLICATION TO WHEAT, BARLEY AND OATS

Apply as a broadcast postemergence treatment to actively growing wheat, barley or oats, from the 2 leaf crop stage of growth up to and including flag leaf emergence for control of broadleaf weeds. Apply when weeds are actively growing, but before weeds are 8 inches tall or vining. For control of volunteer potatoes, apply before potato plants are 8 inches tall. Only weeds emerged at the time of application will be controlled. Extreme growing conditions such as drought or near freezing temperatures prior to, at, and following the time of application may reduce weed control and increase risk of crop injury at all stages of growth. **Do not use if cereal crop is underseeded with a legume.** Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Spot Application: Spot applications may be made, however, to prevent over-application spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Broadcast Application Rates:

Weed Size	Application Rate (oz/acre)**
Susceptible broadleaf weed seedlings less than 4 inches tall or vining	*3.75
Susceptible broadleaf weed seedlings less than 8 inches tall or vining	5.0
Volunteer potatoes	7.5

- * The 3.75 oz/acre rate will generally provide satisfactory control of kochia seedlings less than 4 inches tall (including ALS resistant biotypes). However, when conditions for control are less favorable, such as drought or cool temperatures, the 5.0 oz/acre rate will provide more consistent control of kochia seedlings 1 to 4 inches tall. Control of small kochia with reduced rates will be more consistent if kochia is at least 1 inch tall. The 5.0 oz/acre rate should be used for optimal control of dicamba tolerant kochia populations.
- ** Add appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section

Restrictions:

- Do not allow livestock to graze treated areas or harvest treated forage within 7 days of application.
- Do not apply more than 14 oz/acre of OBTAIN 40% WDG HERBICIDE per growing season
- **Preharvest Interval:** Do not apply closer than 14 days before cutting of hay or 40 days before harvesting or grain and straw.

APPLICATION TO FIELD CORN

General: Apply OBTAIN 40% WDG HERBICIDE at a rate of **5.0 oz/acre** plus an appropriate amount of high quality adjuvant as described above in the "Spray Adjuvants" section as a broadcast post emergence treatment using ground equipment or by air. OBTAIN 40% WDG HERBICIDE may be applied as a preplant treatment to control **emerged** volunteer potato or for burndown of emerged weeds (refer to "Special Directions for Control of Volunteer Potato" below). OBTAIN 40% WDG HERBICIDE may be applied in a tank mix combination with labeled rates of other registered herbicides. Read and follow all label directions, including applicable use directions, precautions and limitations on each product label.

8/24

Application Timing: Apply as a broadcast or band treatment to field corn up to, and including, 5 fully exposed leaf collars (V5 growth stage). Do not broadcast apply to field corn with 6 fully exposed leaf collars (V6 growth stage). Applications to field corn beyond the V5 growth stage should be made as a directed spray using drop nozzles (see crop safety precaution below). Apply when broadleaf weeds are actively growing, but before weeds are 8 inches tall. If wild buckwheat is present, apply before vining stage of growth. Only weeds emerged at the time of application will be controlled or suppressed. Extreme growing conditions such as drought or near freezing temperatures prior to, at, and following the time of application may reduce weed control and increase risk of crop injury at all stages of growth. Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Spot Application: Spot applications made be made, however, to prevent over-application spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Pre Plant Burndown: For no-till or burndown applications to control emerged weeds, apply alone or in a tank mix combination with a labeled herbicide prior to planting.

Special Directions for Control or Suppression of Volunteer Potato:

- **Pre Plant Application (Suppression):** Apply 5.0 oz/acre prior to planting corn when the majority of the volunteer potato plants are 4 to 8 inches tall. For best results, leave soil undisturbed and plant field corn two weeks following application.
- **Sequential Applications (control):** To control heavy populations of volunteer potato, a preplant application at 3.75 to 5.0 oz/acre may be followed by a postemergence application of 3.75 to 5.0 oz/acre. Do not exceed two applications per season.
- **Postemergence Application (Suppression):** Apply 5.0 oz/acre when the majority of the volunteer potato plants are 4 to 8 inches tall.
- **All rates and applications timing must include an appropriate amount of high quality adjuvant as described above in the "Spray Adjuvants" section**

Restrictions:

- Do not make more than two applications or apply more than 14 oz/acre per crop season.
- **Preharvest Interval:** Do not allow livestock to graze or harvest forage from treated areas within 47 days of application. Do not apply less than 90 days before harvest of grain or stover.

Crop Tolerance Precaution: Crop injury (stem curvature, stunting or brace root injury) may occur with some corn hybrids or lines when OBTAIN 40% WDG HERBICIDE is applied as a broadcast treatment. Hybrids or lines that are susceptible to phenoxy injury may also be susceptible to OBTAIN 40% WDG HERBICIDE. Consult current seed corn company herbicide management guides for further information.

9/24

Tank Mixing: OBTAIN 40% WDG HERBICIDE may be applied alone or in tank mix combination with other herbicides registered for post emergent application in field corn unless tank mixing is specifically prohibited by the label of the tank mix product. When OBTAIN 40% WDG HERBICIDE is tank mixed with a companion herbicide, follow all applicable use directions, precautions, restrictions, and limitations listed on the manufacturer's label.

APPLICATION TO SWEET CORN

General: Apply OBTAIN 40% WDG HERBICIDE at a rate of **5.0 oz/acre** plus an appropriate amount of high quality adjuvant as described above in the "Spray Adjuvants" section as a broadcast post emergence treatment using ground equipment or by air. OBTAIN 40% WDG HERBICIDE may be applied as a preplant treatment to control **emerged** volunteer potato or for burndown of emerged weeds (refer to "Special Directions for Control of Volunteer Potato" below). OBTAIN 40% WDG HERBICIDE may be applied in a tank mix combination with labeled rates of other registered herbicides. Read and follow all label directions, including applicable use directions, precautions and limitations on each product label.

Application Timing: Apply as a broadcast or band treatment to sweet corn up to, and including, 4 fully exposed leaf collars (V4 growth stage). Do not broadcast apply to sweet corn with 5 fully exposed leaf collars (V5 growth stage). Applications to sweet corn beyond the V4 growth stage should be made as a directed spray using drop nozzles (see crop safety precaution below). Apply when broadleaf weeds are actively growing, but before weeds are 8 inches tall. If wild buckwheat is present, apply before vining stage of growth. Only weeds emerged at the time of application will be controlled or suppressed. Extreme growing conditions such as drought or near freezing temperatures prior to, at, and following the time of application may reduce weed control and increase risk of crop injury at all stages of growth. Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Spot Application: Spot applications made be made, however, to prevent over-application spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Pre Plant Burndown: For no-till or burndown applications to control emerged weeds, apply alone or in a tank mix combination with a labeled herbicide prior to planting.

Special Directions for Control or Suppression of Volunteer Potato:

- **Pre Plant Application (Suppression):** Apply 5.0 oz/acre prior to planting corn when the majority of the volunteer potato plants are 4 to 8 inches tall. For best results, leave soil undisturbed and plant field corn two weeks following application.

- **Sequential Applications (control):** To control heavy populations of volunteer potato, a preplant application at 0.3 to 5.0 oz/acre may be followed by a postemergence application of 0.3 to 5.0 oz/acre. Do not exceed two applications per season.
- **Postemergence Application (Suppression):** Apply 5.0 oz/acre when the majority of the volunteer potato plants are 4 to 8 inches tall.
- **All rates and applications timing must include an appropriate amount of high quality adjuvant as described above in the "Spray Adjuvants" section**

Restrictions:

- Do not make more than two applications or apply more than 14 oz/acre per crop season.
- **Preharvest Interval:** Do not allow livestock to graze or harvest forage from treated areas within 31 days of application. Do not apply less than 31 days before harvesting ears.

Crop Tolerance Precaution: Not all sweet corn hybrids have been screened for tolerance to OBTAIN 40% WDG HERBICIDE. Crop injury (stem curvature, stunting or brace root injury) may occur with some corn hybrids or lines when OBTAIN 40% WDG HERBICIDE is applied as a broadcast treatment. Take particular care to manage for environmental conditions such as unfavorable combinations of temperature and humidity. Hybrids or lines that are susceptible to phenoxy injury may also be susceptible to OBTAIN 40% WDG HERBICIDE. Consult current seed corn company herbicide management guides for further information.

Tank Mixing: OBTAIN 40% WDG HERBICIDE may be applied alone or in tank mix combination with other herbicides registered for post emergent application in field corn unless tank mixing is specifically prohibited by the label of the tank mix product. When OBTAIN 40% WDG HERBICIDE is tank mixed with a companion herbicide, follow all applicable use directions, precautions, restrictions, and limitations listed on the manufacturer's label.

Adjuvants: Do not apply OBTAIN 40% WDG HERBICIDE in combination with crop oil concentrates, petroleum-based oils or methylated seed oils unless the risk of injury is acceptable.

APPLICATION TO GRAIN SORGHUM (MILO)

General: Apply OBTAIN 40% WDG HERBICIDE at a rate of **5.0 oz/acre** plus an appropriate amount of high quality adjuvant as described above in the "Spray Adjuvants" section as a broadcast post emergence treatment using ground equipment or by air. OBTAIN 40% WDG HERBICIDE may be applied in a tank mix combination with labeled rates of other registered herbicides such as atrazine. Read and follow all label directions, including applicable use directions, precautions and limitations on each product label. Extreme growing conditions such as drought or near freezing temperatures prior to, at, and following the time of application may reduce weed control

and increase risk of crop injury at all stages of growth. Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Spot Application: Spot applications made be made, however, to prevent over-application spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Application Timing:

- **Pre Emergence:** For no-till or burndown applications, apply to emerged weeds after planting, but prior to grain sorghum emergence.
- **Post Emergence:** OBTAIN 40% WDG HERBICIDE may be broadcast applied from the 3-leaf growth stage of grain sorghum through the 7-leaf stage. Use drop nozzles and direct the spray toward the soil surface to avoid contact with the grain sorghum foliage to reduce the potential for crop injury. Do not apply after the boot stage.
- For both pre emergence and post emergence applications, apply when weeds are actively growing, but before weeds are 8 inches tall and before wild buckwheat is vining. Only weeds that have emerged at the time of application will be controlled.
- To control heavy populations, a pre emergence application may be followed by a post emergent application. Do not exceed two applications per season.

Restrictions:

- Do not make more than two applications or apply more than 14 oz/acre per crop season.
- **Preharvest Interval:** Do not allow livestock to graze or harvest forage from treated areas within 40 days of application. Do not apply less than 70 days before harvest of grain or stover.

Tank Mixing: OBTAIN 40% WDG HERBICIDE may be applied alone or in tank mix combination with other herbicides registered for post emergent application in grain sorghum unless tank mixing is specifically prohibited by the label of the tank mix product. When OBTAIN 40% WDG HERBICIDE is tank mixed with a companion herbicide, follow all applicable use directions, precautions, restrictions, and limitations listed on the manufacturer's label. Do not apply in combination with Ally herbicide.

APPLICATION TO GRASSES GROWN FOR SEED, FORAGE OR HAY

OBTAIN 40% WDG HERBICIDE may be applied for broadleaf weed control in the following grasses grown for seed, forage or hay: bermudagrass, bluegrass (perennial and annual), bromegrass, fescue, hay grazer, orchardgrass, ryegrass (perennial and annual), redtop cane, sorghum, sorghum-Sudan, Sudan, sudex, and timothy. **OBTAIN 40% WDG HERBICIDE may be applied for broadleaf weed control in the following grasses grown for forage or hay only:** triticale.

12/24

Apply as a broadcast postemergence treatment using ground equipment or by air. A second application may be made a minimum of 14 days after the first. OBTAIN 40% WDG HERBICIDE may be applied in a tank mix combination with labeled rates of other registered herbicides. Read and follow all label directions, including applicable use directions, precautions and limitations on each product label. When tank mixing, the most restrictive limitations on each label must apply

Application Timing: Apply to established grasses in the spring when weeds are actively growing, but before weeds are 8 inches tall. Only weeds emerged at the time of application will be controlled. New plantings of grass crops may be treated from the 2 true leaf stage of growth prior to the early boot stage. Do not apply during boot, flowering, or seed development stage of growth if grass crop is to be harvested for seed. Extreme growing conditions such as drought or near freezing temperatures prior to, at, and following the time of application may reduce weed control and increase risk of crop injury at all stages of growth. Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Spot Application: Spot applications made be made, however, to prevent over-application spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Broadcast Application Rates:

Weed Size	Application Rate (oz/acre)**
Susceptible broadleaf weed seedlings less than 4 inches tall or vining	*3.75
Susceptible broadleaf weed seedlings less than 8 inches tall or vining	5.0

- * The 3.75 oz/acre rate will generally provide satisfactory control of kochia seedlings less than 4 inches tall (including ALS resistant biotypes). However, when conditions for control are less favorable, such as drought or cool temperatures, the 5.0 oz/acre rate will provide more consistent control of kochia seedlings 1 to 4 inches tall. Control of small kochia with reduced rates will be more consistent if kochia is at least 1 inch tall. The 5.0 oz/acre rate should be used for optimal control of dicamba tolerant kochia populations.
- ** Add appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section

Restrictions:

- Do not apply more than 14 oz/acre per growing season.
- **Grazing Restrictions:** There are no grazing restrictions for lactating or non-lactating dairy animals.
- **Harvest Restrictions:** Do not harvest grass for hay or silage from treated areas within 7 days of application.

13/24

- **Slaughter Restrictions:** Meat animals must be withdrawn from treated forage at least 2 days before slaughter.

APPLICATION TO ON-FARM NON-CROPLAND

Apply as a single broadcast treatment or spot treatment to control susceptible broadleaf weeds in on-farm areas such as fencerows, building perimeters, around irrigation equipment and on-farm private roadways. Apply at a rate of 5.0 to 7.5 oz/acre plus an appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section when weeds are actively growing, but before weeds are 8 inches tall or vining. Spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

APPLICATION TO CONSERVATION RESERVE PROGRAM (CRP) ACRES

Do not use on CRP acres that are underseeded with desirable legumes, clovers, or other sensitive broadleaf plants.

OBTAIN 40% WDG HERBICIDE may be applied to CRP acres. For best results, apply as a single broadcast post emergence treatment using ground equipment or by air to control susceptible broadleaf weeds. Apply at a rate of 5.0 to 7.5 oz/acre plus an appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section when weeds are small and actively growing, but before weeds are 8 inches tall or vining. Spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Restriction: Grazing or haying of treated CRP acres is prohibited.

APPLICATION TO POME FRUITS

OBTAIN 40% WDG HERBICIDE may be applied to pome fruits, including, but not limited to: apple, crabapple, loquat, mayhaw, oriental pear, pear and quince. Apply uniformly with ground equipment in a minimum of 10 gallons of water per acre. Apply during calm periods and when air temperatures are between 50° and 80° F. Avoid contact with foliage. If OBTAIN 40% WDG HERBICIDE accidentally contacts the tree foliage, the leaves and affected section of the tree may show symptoms or die but the remainder of the tree will not be affected.

Tank Mixtures: OBTAIN 40% WDG HERBICIDE may be tank mixed with other herbicides labeled for use on pome fruit. Follow the directions for use of the labeling for any tank mix partner used in tank mixture with this product.

WEEDS CONTROLLED OR SUPPRESSED WITH OBTAIN 40% WDG

14/24

HERBICIDE			
Weeds Controlled			Weeds Suppressed
5.0 - 7.5 oz/acre (4)	7.5 oz/acre (4)	15 oz/acre (4)	15 oz/acre (4)
Catchweed bedstraw (Cleavers)	Chickweed, common	Blackberry	Bindweed, field
Hairy buttercup	Cocklebur, common	Catsear	Buckhorn plantain
Hemp dogbane	Coffeeweed	Goldenrod	Buckwheat, wild
Kochia (1), (2), (3)	Clover, white	Henbane	Carolina geranium
Marshelder (2)	Curly dock	Hop clover	Common mullein
Purslane, common	Cutleaf primrose	Horsenettle	Cudweed
Sericea lespedeza (2)	Dandelion	Ironweed	Field horsetail
Tropic croton	Dogfennel	Lantana	Knotweed
	Grape species	Musk thistle	Leafy spurge
	Horseweed (maretail)	Ragweed, giant	Mallow, common
	Mallow, Venice	Spotted knapweed	Mustard, species
	Morningglory	Wild carrot	Narrowleaf plantain
	Prickly lettuce		Nightshade, species
	Puncturevine		Pennycress, field
	Ragweed, common		Spiny amaranth
	Ragweed, western		Yellow thistle
	Stinging nettle		
	Sunflower, common		
	Velvetleaf		
	Vetch		
	White cockle		

1. Includes herbicide tolerant or resistant biotypes.
2. Use the higher rate in the range to control these weeds.
3. For control of larger kochia at more advanced stages of growth, increase the rate per acre of OBTAIN 40% WDG HERBICIDE to 7.5 to 15 oz/acre plus an appropriate amount of high quality adjuvant as described above in the "Spray Adjuvants" section or tank mix with 1-2 quarts/acre of 2,4-D and 1-2 quarts/acre of methylated seed oil.
4. Add appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section.

Use Restrictions:

- Do not apply more than 28 oz/acre (0.5 lb. ai/acre) per year.
- Do not make more than one treatment per crop per year.
- **Preharvest Interval:** Do not apply within 14 days of harvest.

15/24

- Do not apply OBTAIN 40% WDG HERBICIDE to trees less than 4-years-old.
- Do not apply OBTAIN 40% WDG HERBICIDE during bloom.

APPLICATION TO MILLET GROWN FOR GRAIN, FORAGE OR HAY

Apply OBTAIN 40% WDG HERBICIDE as a broadcast postemergence treatment using ground equipment or by air. A second application may be made a minimum of 14 days after the first. OBTAIN 40% WDG HERBICIDE may be applied in a tank mix combination with labeled rates of other registered herbicides. Read and follow all label directions, including applicable use directions, precautions and limitations on each product label. When tank mixing, the most restrictive limitations on each label must apply.

Application Timing: Apply to millet in the spring when weeds are actively growing, but before weeds are 8 inches tall. Only weeds emerged at the time of application will be controlled. New plantings of millet may be treated from the 2 true leaf stage of growth prior to the early boot stage. Do not apply during boot, flowering, or seed development stage of growth if millet is to be harvested for seed. Extreme growing conditions such as drought or near freezing temperatures prior to, at, and following the time of application may reduce weed control and increase risk of crop injury at all stages of growth. Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Spot Application: Spot applications made be made, however, to prevent over-application spot treatments should be applied at rates and spray volumes equivalent to broadcast application. See instructions for "Spot Application" above.

Broadcast Application Rates:

Weed Size	Application Rate (oz/acre)**
Susceptible broadleaf weed seedlings less than 4 inches tall or vining	3.75*
Susceptible broadleaf weed seedlings less than 8 inches tall or vining	5.0

- * The 3.75 oz/acre rate will generally provide satisfactory control of kochia seedlings less than 4 inches tall (including ALS resistant biotypes). However, when conditions for control are less favorable, such as drought or cool temperatures, the 5.0 oz/acre rate will provide more consistent control of kochia seedlings 1 to 4 inches tall. Control of small kochia with reduced rates will be more consistent if kochia is at least 1 inch tall. The 5.0 oz/acre rate should be used for optimal control of dicamba tolerant kochia populations.

- **** Add appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section**

Restrictions:

- Do not apply more than 7.5 oz/acre or make more than 2 applications per growing season.
- **Grazing Restrictions:** There are no grazing restrictions for lactating or non-lactating dairy animals.
- **Preharvest Interval:** Do not harvest millet for hay from treated areas within 14 days of application or millet grain and straw within 40 days of application.
- **Slaughter Restrictions:** Meat animals must be withdrawn from treated forage at least 2 days before slaughter.

APPLICATION TO ONIONS

Apply OBTAIN 40% WDG HERBICIDE as a broadcast postemergence treatment for control of kochia, volunteer potatoes and other susceptible broadleaf weeds in onions using ground equipment or by air.

Rate and Application Timing: Apply 3.75 oz/acre plus an appropriate amount of high quality adjuvant to all application rates as described above in the "Spray Adjuvants" section to kochia, volunteer potatoes and other susceptible broadleaf weeds that are from 4 to 8 inches tall for optimum control. Foliage that is wet at the time of application may decrease control of targeted weeds. Applications of OBTAIN 40% WDG HERBICIDE are rain-fast within 1 hour after application.

Broadcast (over-the-top) application may be made to onions from the 2 true leaf stage through the 6 leaf stage. Applications to onions beyond the 6 leaf stage should be made as a directed spray using drop nozzles (see crop warning below). Do not apply as a broadcast over-the-top after the 6 leaf stage of growth. Tank mix combinations with other herbicides registered for use in onions may result in unacceptable crop injury.

Sequential Applications: To control heavy populations or successive flushes of kochia, volunteer potatoes or other susceptible broadleaf weeds, two postemergence applications can be made on a 10-14 day re-treatment interval. Do not make more than two applications per season.

Crop Injury Warning: Crop injury such as but not limited to leaf twisting may occur with some onion cultivars when OBTAIN 40% WDG HERBICIDE is applied as a broadcast treatment, especially when applications are made to larger onions. Do not use OBTAIN 40% WDG HERBICIDE if risk of injury is unacceptable.

Specific Use Restrictions:

- Do not allow livestock to graze treated areas or harvest treated forage within 7 days of application.

17/24

- **Preharvest Interval:** Do not apply within 42 days of onion harvest.
- Do not make more than 2 applications per season.
- **Plant-Back Restriction:** Plant only labeled crops within 120 days of application.
- **Chemigation:** Do not apply through any type of irrigation system.
- Do not apply OBTAIN 40% WDG HERBICIDE when furrow irrigation is running. Treated fields should be managed to avoid water runoff for at least 6 hours after application.

GROUND APPLICATION

Apply in a spray volume of greater than 8 gallons/acre (or greater than 80 liters/hectare) at 30 to 50 psi to ensure proper weed coverage. Flat fan nozzles of 80 or 110 degrees are recommended for optimum coverage. Nozzles may be oriented 45 degrees forward to enhance crop penetration and to give better weed coverage. Use screens that are 50-mesh or larger. Do not use controlled droplet application equipment, hollow cone-type insecticide or other nozzles that produce a fine-droplet spray pattern. A drift control or spray thickening agent may be used with this product to improve spray deposition and minimize the potential for spray drift. If used, follow all the use directions and precautions on the product label.

AERIAL APPLICATION

Apply in water using a minimum spray volume of 3 gallons/acre (or 30 liters/hectare). For best results, use a minimum of 5 gallons/acre (or 50 liters/hectare) under dry conditions or heavy weed infestations. Use nozzles that provide 200 to 350 micron size droplets for best results and to insure uniform spray coverage. Aerial applications with OBTAIN 40% WDG HERBICIDE should be made with low drift nozzles at a maximum height of 10 feet above the crop and at a maximum pressure of 30 psi. Do not apply aerially when wind speed is greater than 10 mph. Do not allow spray to drift onto adjacent crops, as injury or loss may occur.

See the "AERIAL DRIFT REDUCTION ADVISORY INFORMATION" section of this label for additional information on how to reduce drift during aerial application.

OBTAIN 40% WDG HERBICIDE TANK MIXTURES

Read and follow all manufacturers' label recommendations for any herbicides, fungicides, and/or insecticides tank mixed with OBTAIN 40% WDG HERBICIDE. If those recommendations conflict with this label, do not tank mix that product with OBTAIN 40% WDG HERBICIDE. Read and follow all label instructions on timing, precautions, and warnings for any tank mix product. Follow the most restrictive labeling.

TANK MIXING PRECAUTIONS:

- Read carefully and follow all applicable use directions, precautions, and limitations on the respective product labels.

18/24

- Do not exceed labeled application rates. Do not tank mix with another pesticide product containing 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 products containing boron unless the tank and spray equipment has been adequately cleaned.
- Always perform a jar test to insure the compatibility of products to be tank mixed.

TANK MIX COMPATIBILITY TESTING

Perform a jar test prior to tank mixing to ensure compatibility of OBTAIN 40% WDG HERBICIDE and other pesticides, fertilizers or carriers. Use a clear glass quart jar with lid and mix the tank mix ingredients (including water) in their relative proportions. Invert the jar containing the mixture several times and observe the mixture for approximately 30 minutes. If the mixture balls-up, forms flakes, sludge's, gels or forms oily films, layers, or other precipitates, it is not compatible and the tank mix combination should not be used.

MIXING INSTRUCTIONS

Fill the spray tank with water to $\frac{1}{4}$ to $\frac{1}{2}$ of the required volume. Start agitation. Add different formulation types in order indicated, allowing time for complete mixing and dispersion after addition of each.

1. While agitating, add the required amount of OBTAIN 40% WDG HERBICIDE
2. Add other dry flowable or wettable powder tank mix products
3. Maintain agitation and fill spray tank to $\frac{3}{4}$ of the total spray volume and then add other emulsifiable concentrates and any solutions.
4. Add adjuvants
5. Finish filling the spray tank

Maintain continuous agitation during mixing, final filling and throughout application. If spraying and agitation must be stopped before the spray tank is empty, the materials may settle to the bottom. Settled materials must be re-suspended before spraying is resumed. Settled material may be more difficult to re-suspend than when originally mixed. Agitate spray tank every 12 hours to re-suspend any settled materials. Repeat until spraying can resume and the spray tank is empty.

SPRAY EQUIPMENT

For specific application equipment, refer to the manufacturer's recommendations for additional information on GPA, pressure, speed, nozzle types and arrangements, nozzle heights above the target canopy, etc.

Be sure to calibrate air or ground equipment properly before application. Select a spray volume and delivery system that will ensure thorough coverage and a uniform spray

19/24

pattern with minimum drift. Use higher spray volumes to OBTAIN 40% better coverage when crop canopy is dense. Avoid swath overlapping, and shut off spray booms while starting, turning, slowing, or stopping, to avoid injury to the crop. Do not make applications using equipment and/or spray volumes or during weather conditions that might cause spray to drift onto nontarget sites. For additional information on spray drift refer to the " **AERIAL DRIFT REDUCTION ADVISORY INFORMATION** " section of this label.

SPRAYER CLEANUP

The spray equipment must be cleaned before OBTAIN 40% WDG HERBICIDE is sprayed. Follow the cleanup procedures specified on the labels of the previously applied products. If no directions are provided, follow the steps outlined below.

It is recommended that during periods when multiple loads of OBTAIN 40% WDG HERBICIDE are applied, at the end of each day of spraying, the interior of the tank be rinsed with fresh water and then partially filled, and the boom and hoses flushed. This will prevent the buildup of dried pesticide deposits, which can accumulate in the application equipment.

Clean sprayer using the following procedures:

1. Drain the tank and thoroughly rinse spray tank, boom and hoses with clean water especially all visible deposits.
2. Fill the tank with water and add household ammonia to make a 1% v/v solution (1 gal/100 gal). Flush the hoses, boom and nozzles with the cleaning solution. Circulate for at least 15 minutes. Flush hoses, boom and nozzles once more and then drain the tank.
3. Clean nozzles and screens in a separate container using the 1% v/v solution of ammonia and water.
4. Repeat Step 2.
5. Rinse tank and flush boom and hoses with clean water.

Do not clean sprayer near desirable vegetation, wells or other water sources:

1. Dispose of all rinsate in accordance with pertinent regulations.
2. Check tank mix partner label for any additional clean-up procedures.

AERIAL DRIFT REDUCTION ADVISORY INFORMATION

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

The following drift management requirements must be followed to avoid off-target drift movement from aerial applications to agricultural field crops. These requirements do not apply to forestry applications, public health uses or to applications using dry formulations.

20/24

The distance of the outer most nozzles on the boom must not exceed $\frac{3}{4}$ the length of the wingspan or rotor.

Nozzles must always point backward, parallel with the air stream and never be pointed downwards more than 45 degrees.

When applying OBTAIN 40% WDG HERBICIDE in a tank mix with other herbicides (e.g. 2,4-D, bromoxynil, dicamba, MCPA, sulfonyleurea herbicides) in eastern Washington, observe all applicable Washington State Department of Agriculture herbicide rules.

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

Information on Droplet Size

The most effective way to reduce drift potential is to apply large droplets. The best drift management strategy is to apply the largest droplets that provide sufficient coverage and control. Applying larger droplets reduces drift potential, but will not prevent drift if applications are made improperly, or under unfavorable environmental conditions (see Wind, Temperature and Humidity, and Temperature Inversions).

Controlling Droplet Size

Volume – Use high flow rate nozzles to apply the highest practical spray volume.

Nozzles with higher rated flows produce larger droplets.

Pressure – Do not exceed the nozzle manufacturer's recommended pressures. For many nozzle types, lower pressure produces larger droplets. When higher flow rates are needed, use higher flow rate nozzles instead of increasing pressure.

Number of Nozzles – Use the minimum number of nozzles that provide uniform coverage.

Nozzle Orientation – Orienting nozzles so that the spray is released parallel to the airstream produces larger droplets than other orientations and is the recommended practice. Significant deflection from horizontal will reduce droplet size and increase drift potential.

Nozzle Type – Use a nozzle type that is designed for the intended application. With most nozzle types, narrower spray angles produce larger droplets. Consider using low-drift nozzles. Solid stream nozzles oriented straight back produce the largest droplets and the lowest drift.

Boom Length

For some use patterns, reducing the effective boom length to less than $\frac{3}{4}$ of the wingspan or rotor length may further reduce drift without reducing swath width.

Application Height

Applications should not be made at a height greater than 10 feet above the top of the largest plants unless a greater height is required for aircraft safety. Making applications at the lowest height that is safe reduces exposure of droplets to evaporation and wind.

Swath Adjustment

When applications are made with a crosswind, the swath will be displaced downwind. Therefore, on the up and downwind edges of the field, the applicator must compensate for this displacement by adjusting the path of the aircraft upwind. Swath adjustment distance should increase, with increasing drift potential (higher wind, smaller drops, etc.)

Wind

Drift potential is lowest between wind speeds of 2 to 10 mph. However, many factors, including droplet size and equipment type determine drift potential at any given speed. Application should be avoided below 2 mph due to variable wind direction and high inversion potential. NOTE: Local terrain can influence wind patterns. Every applicator should be familiar with local wind patterns and how they affect spray drift.

Temperature And Humidity

When making applications in low relative humidity, set up equipment to produce larger droplets to compensate for evaporation. Droplet evaporation is most severe when conditions are both hot and dry.

Temperature Inversions

Applications should not occur during a temperature inversion because drift potential is high. Temperature inversions restrict vertical air mixing, which causes small suspended droplets to remain in a concentrated cloud. This cloud can move in unpredictable directions due to the light variable winds common during inversions. Temperature inversions are characterized by increasing temperatures with altitude and are common on nights with limited cloud cover and light to no wind. They begin to form as the sun sets and often continue in the morning. Their presence can be indicated by ground fog; however, if fog is not present, inversions can also be identified 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.

RESISTANCE MANAGEMENT

Any weed population may contain or develop plants naturally resistant to a herbicidal mode of action. Resistant biotypes may eventually dominate the weed population if herbicides with an identical mode of action are used repeatedly in the same field and weed control may fail. The use of OBTAIN 40% WDG HERBICIDE should conform to resistance management strategies established for the use area. Consult your agricultural advisor for resistance management strategies and recommended pest management practices for your area.

PRECAUTIONS AND RESTRICTIONS

Injury to or loss of adjacent sensitive crops, desirable trees, or vegetation may result from failure to observe the following:

22/24

- Do not apply directly to, or otherwise come in contact with susceptible crops or desirable plants including, but not limited to, alfalfa, canola, cotton, lettuce, edible beans, grapes, lentils, mustard, peas, potatoes, radishes, soybeans, sugar beets, sunflowers, tomatoes or tobacco.
- Do not apply, 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 in to contact with their roots.
- Do not use on lawns, walks, driveways, tennis courts, or similar areas. Prevent drift of spray to desirable plants.
- Take all necessary precautions to avoid all direct or indirect contact (such as spray drift) with non-target plants or areas.
- Do not contaminate irrigation ditches or water used for domestic purposes.
- Carefully observe all sprayer cleanup instructions both prior to and after using this product, as spray tank residue may damage crops other than those listed on this label.
- If re-planting is required, plant only those crops listed in this label or federally approved supplemental labeling for OBTAIN 40% WDG HERBICIDE within 120 days following application.
- Do not apply this product through any type of irrigation system.
- Frost before application (3 days) or shortly after (3 days) may reduce weed control and crop tolerance.

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in a dry place. Prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of reach of children, preferably in a locked storage area.

Handle and open container in a manner as to prevent spillage. If the container is leaking or material spilled for any reason or cause, carefully sweep material into a pile. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Dispose of pesticide as directed below. In spill or leak incidents, keep unauthorized people away. For help with any spill, leak, fire or exposure involving this material, call day or night CHEMTREC at (800) 424-9300 or (703) 527-3887 if calling from outside of the U.S.

Pesticide Disposal: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

Container Disposal: Nonrefillable container. Do not reuse or refill this container. Triple 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 ¼ 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. Offer

23/24

for recycling, if available or puncture and dispose of in a sanitary landfill, or by incineration or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Warranty and Disclaimer Statement

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. Such risks may arise from weather conditions, soil factors, off-target movement, unconventional farming techniques, the presence of other materials, the manner of use or application, or other unknown factors, all of which are beyond the control of Arysta LifeScience North America, LLC ("Arysta"), and can cause crop injury, injury to non-target crops or plants, ineffectiveness of the product, or other unintended consequences. All such risks shall be assumed by the user or buyer.

Arysta warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks described above, when used in accordance with the Directions for Use under normal conditions. This warranty does not extend to the use of this product contrary to label instructions or under conditions not reasonably foreseeable to Arysta, and is subject to the inherent risks described above.

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24/24

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