



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

April 13, 2021

Lisa Mathias
Registration Specialist
Winfield Solutions, LLC
P.O. Box 64589
St. Paul, MN 55164-0589

Subject: Notification per PRN 98-10 – Add alternate brand name, update warranty and liability statements, and update company name and address
Product Name: Detach Ultra
EPA Registration Number: 83222-9
Application Date: March 8, 2021
Decision Number: 573025

Dear Ms. Mathias:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10. The label submitted with the application has been stamped “Notification” and will be placed in our records.

The alternate brand name, “**Daze 4**” has been added to the product record.

Should you wish to add/retain a reference to the company’s website on your label, then please be aware that the website becomes labeling under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product’s label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA’s Office of Enforcement and Compliance. If you have any questions, please contact Derek Corbin at 301-785-8729 or by email at Corbin.Derek@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Mindy Ondish".

Mindy Ondish
Product Manager 23
Herbicide Branch
Registration Division (7505P)
Office of Pesticide Programs

DETACH ULTRA

[Alternate Brand Name: Daze® 4]

Cotton Defoliant

FOR AGRICULTURAL USE ONLY

ACTIVE INGREDIENT:

Thidiazuron (N-phenyl-N'-1,2,3-thiadiazol-5-ylurea)* 42.4%

OTHER INGREDIENTS: 57.6%

TOTAL: 100.0%

*Contains not less than 4.0 lbs. of thidiazuron per gallon.

KEEP OUT OF REACH OF CHILDREN CAUTION – PRECAUCIÓN

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 to 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 5 minutes; then continue rinsing eye.• Call a poison control center or doctor for treatment advice.
IF INHALED:	<ul style="list-style-type: none">• Move person to fresh air.• If person is not breathing, call 911 or an ambulance; then give artificial respiration, preferably by mouth-to-mouth, if possible.• Call a poison control center or doctor for further treatment advice.
IF SWALLOWED:	<ul style="list-style-type: none">• Immediately call poison control center or doctor immediately for treatment advice.• Have person sip a glass of water if able to swallow.• Do not induce vomiting unless told to do so by a poison control center or doctor.• Do not give anything by mouth to an unconscious person.
Have the product container or label with you when calling a poison control center or doctor or going for treatment. For information on this product, contact the National Pesticide Information Center, 1-800-858-7378, Monday-Friday, 7:30 AM-3:30 PM PST. You may also contact 1-877-424-7452 the National Poison Control Center, 1-800-222-1222, day or night, for emergency medical treatment.	

SEE BOOKLET FOR ADDITIONAL PRECAUTIONARY STATEMENTS, COMPLETE DIRECTIONS FOR USE, WARRANTY DISCLAIMER AND LIMITATION OF LIABILITY.

EPA Reg. No. 83222-9

Manufactured for:

Direct AG Source, LLC
30473 260th Street
Eldora, IA 50627
Winfield Solutions, LLC
P.O. Box 64589
St. Paul, MN 55164-0589

2/0308/1

NOTIFICATION

83222-9

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

04/13/2021

EPA Est. No.

NET CONTENTS:

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

Caution: Harmful if swallowed, inhaled, or absorbed through the skin. Avoid breathing spray mist. Avoid contact with skin, eyes, and clothing.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

All mixers, loaders, and other applicators must wear:

- Long-sleeved shirt
- Long pants
- Shoes plus socks

See **ENGINEERING CONTROLS STATEMENTS** 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 STATEMENTS

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

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.

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 contaminate water when disposing of equipment washwaters or rinsate.

This product may contaminate water through drift of spray in wind. This product has a high potential for runoff for several months or more after application. Poorly draining soil and soils with shallow water tables are more prone to produce runoff that contains this product. A level, well-maintained vegetative buffer strip between areas to which this product is applied and surface water features such as ponds, streams, and springs will reduce the potential for contamination of water from runoff. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours. Sound erosion control practices will reduce this product's contribution to surface water contamination.

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

PHYSICAL OR CHEMICAL HAZARDS

This product is incompatible with strong oxidizing agents such as nitrates, chlorine bleach, or hydrogen peroxide.

DIRECTIONS FOR USE

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

Do not make applications of this product that may contact workers or other persons, either directly or by drift. Protected handlers only are allowed in the area during application. Consult your State or Tribe agency responsible for pesticide regulations for any specific recommendation.

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 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 made of any waterproof material
- Shoes plus socks

PRODUCT INFORMATION

DETACH ULTRA, a harvest aid compound, is used for leaf removal prior to cotton harvest. DETACH ULTRA can be used in aircraft or ground equipment and is easily dispersed in water. The noticeable effect of DETACH ULTRA may take several days. Low temperature and other adverse conditions may require longer times and/or higher dosages for adequate defoliation.

DETACH ULTRA reduces staining of lint during harvesting and ginning by inhibiting regrowth.

USE RESTRICTIONS

- Do not apply this product through any type of irrigation system.
- Do not feed foliage from treated plants or gin trash to livestock. Do not use immature crops for feed.

Effectiveness of DETACH ULTRA will be reduced if rainfall occurs within 24 hours post application.

Rotation to the following crops requires the minimum of the specified periods below after the last application of DETACH ULTRA:

ROTATION CROP	PLANTBACK INTERVAL
Small grains, sorghum, corn, or root crops (except carrots, onions or sugar beets)	2 weeks
Legumes (including alfalfa) or leafy vegetables (except lettuce and spinach)	2 months
Sugar beets	4 months
Carrots, onions and spinach	9 months
Lettuce (ONLY when soil has been deep-plowed 12-15 inches.)	9 months

Prevent spray drift from contacting crops other than mature cotton, since this product may defoliate or injure other plant species.

Mixtures with organophosphate products can increase nontarget crop phytotoxicity. Additional care should be exercised when lettuce, citrus, cantaloupes or any other edible crops are adjacent to DETACH ULTRA treated fields.

RESTRICTIONS TO LOWER SPRAY DRIFT POTENTIAL ONTO NONTARGET CROPS

Under windy conditions, applications of DETACH ULTRA may drift to nontarget crops. The following restrictions will help reduce drift potential:

- When wind speeds exceed ten (10) miles per hour at time of application, do not apply DETACH ULTRA either by air or ground equipment.
- Use a nozzle pressure of 20-30 psi.
- When a temperature inversion is present and/or conditions favor an inversion to develop prior to completing application(s), do not apply DETACH ULTRA.
- In addition, do not apply DETACH ULTRA by air within one-half (1/2) mile of lettuce. If using ground equipment, do not apply DETACH ULTRA within 100 ft. of lettuce.
- In general, a decrease in droplet size or increase in wind speed at the time of application will result in risk to nontarget organisms. Alternatively, if droplet size is coarser or wind speeds are lower, exposures due to drift would be reduced.

RESTRICTIONS TO LOWER SPRAY DRIFT POTENTIAL IN THE RIO GRANDE VALLEY OF TEXAS

The following restrictions will help reduce the potential for drift:

- If wind speeds exceed ten (10) miles per hour, do not apply DETACH ULTRA either by ground or air. If wind speeds are less than ten (10) miles per hour, follow local recommendations from your State Extension Cotton Specialist.
- Use a nozzle pressure of 20-30 psi.
- When a temperature inversion is present and/or conditions favor an inversion to develop prior to completing application(s), do not apply DETACH ULTRA.
- The maximum nozzle orifice size that provides appropriate coverage and deposition of this product should be used.
- In citrus areas, do not apply DETACH ULTRA by air within five (5) miles downwind of the point of application of citrus in flush. If by ground equipment, do not make DETACH ULTRA within one-half (1/2) mile of citrus.
- In general, a decrease in droplet size or increase in wind speed at the time of application will result in risk to nontarget organisms. Alternatively, if droplet size is coarser or wind speeds are lower, exposures due to drift would be reduced.

TIME OF APPLICATION

DETACH ULTRA defoliant applications are to be made only on mature cotton plants when the uppermost harvestable boll is mature. Boll maturity is defined as: 1) when boll is too hard to be dented when squeezed between thumb and finger; 2) when cutting a cross section with a sharp knife is difficult; 3) when seeds in cross section lack liquid within the seed coat or outer edges of seed coat are light brown; 4) when fully developed cotyledons are present.

Make applications of DETACH ULTRA at least five (5) days before the expected harvest date.

Note: The following conditions will determine adequate defoliation with DETACH ULTRA:

- Cotton is actively growing.
- High relative humidity.
- Cotton plant leaves are turgid and not desiccated.

CONDITIONS

DETACH ULTRA when used alone under low nighttime temperatures (below 60°F) can provide less than expected defoliation and/or regrowth suppression.

DETACH ULTRA performance under low temperature is variable. Temperature should be above 60°F for 2-3 days prior to and following application or reduced defoliation and regrowth suppression exhibited.

DETACH ULTRA on heat- and/or drought-stressed cotton having non-turgid leaves and extremely waxy leaf surfaces may have reduced defoliation and regrowth suppression exhibited.

DETACH ULTRA AS A FOLLOW UP DEFOLIATION TREATMENT

Reduced or unsatisfactory defoliation may occur when DETACH ULTRA is used as a second or follow-up treatment, except when following a prior DETACH ULTRA or THIDIAZURON 50 WP stand-alone or tank mixed application with other defoliants. Also, see **CONDITIONS** section of this label above.

CROP OIL / ADJUVANTS USAGE

Crop oil concentrates (COC's) or penetrating oils approved for agricultural crops have shown to improve performance under low nighttime temperature (60°-65°F) and heat or drought conditions. Follow adjuvant label directions for proper rates.

Adjuvant usage in the desert Southwest (i.e., Arizona and California) is recommended when applying DETACH ULTRA.

PRECAUTION: During periods of high temperature, adjuvants can cause leaf desiccation and/or leaf freezing. Compounds that promote desiccation of leaf tissue are not recommended.

MIXING INSTRUCTIONS

1. Fill spray applicator tank at least one-half full of the water to be used..
2. Start agitation.
3. Add listed rate of DETACH ULTRA.
4. Continue agitation and fill tank with remainder of water.
5. Agitation should continue throughout the application.

TANK MIX ADJUVANTS

Use of a surfactant or compatibility agent is recommended when using tank mixes of DETACH ULTRA and organophosphate defoliant to improve overall defoliation and aid in tank cleanout. Always perform a small jar test for compatibility prior to mixing in the spray tank.

Use only products which are exempt from tolerance under 40 CFR 180.1001.

Follow manufacturer's label instructions of the appropriate adjuvant.

APPLICATION USE RATES

For defoliation of rank cotton, apply a second application to ensure adequate defoliation. **DO NOT** make more than two applications and **DO NOT** exceed a total of 9.6 fl. oz. (0.3 lb. AI/acre) per year.

Use Rate Information (under normal conditions) for Cotton:

Maximum application rate of 0.125 lb. AI/A.

Maximum application rate of 0.3 lb. AI/A/year

Maximum of 2 applications, but not to exceed 0.3 lb. AI/A/year

Use Rate Information (under variable conditions, such as during periods of rank growth/high fertilizer conditions, extreme weather conditions such as extended periods of rain and/or low temperatures - 60° to 65° degrees Fahrenheit, as well as on full-season cotton varieties) for Cotton:

Maximum application rate of 0.2 lb. AI/A

Maximum application rate of 0.3 lb. AI/A/year

Maximum of 2 applications, but not to exceed 0.3 lb. AI/A/year

For cutout and mature cotton under normal weather patterns, use this product at 0.05 to 0.10 lb. AI per acre. The 0.05 lb. rate is most effective when used in a tank mix with other cotton defoliant products.

Increased rates of this product above 0.10 lb. of AI per acre to defoliate and control regrowth during periods of rank growth/high fertilizer conditions, extreme weather conditions, such as extended periods of rain and/or low temperatures (60-65°F), and on full-season cotton varieties.

To Achieve an Application Rate of:	Use This Amount of Product	At the Indicated Rate, One Gallon of Product Will Treat
0.125 lbs. AI/A	4 fl. oz./A	32 Acres
0.2 lbs. AI/A	6.4 fl. oz./A	20 Acres

Use a sufficient amount of water with specified dosage of DETACH ULTRA defoliant to give complete and uniform coverage of leaf surfaces. For ground equipment, apply 10-25 gallons per acre and by air, use 3-10 gallons per acre.

Maintain agitation during application.

Do not allow mixed spray solution to stand overnight.

DOSAGE

Use 0.1-0.2 lb. AI/acre, (3.2-6.4 fl. oz./acre product). One gallon of DETACH ULTRA will treat 20 - 40 acres. The higher rate should be used under low-temperature conditions (60°-65°F).

When defoliating rank cotton, two applications are sometimes required for adequate defoliation; do not make more than two applications; do not exceed a total of 9.6 fl. oz. (0.3 lb. AI/acre) per year.

ARIZONA ONLY- BOTTOM DEFOLIATION

DETACH ULTRA can be used to help reduce boll rot and hard lock caused by moisture retained in the canopy, by aiding improved air circulation within the cotton canopy. Base product application timing upon the latest date when application equipment will not cause significant crop damage when driving applicator through the cotton crop.

Apply 0.05 lb. AI/acre of DETACH ULTRA (1.6 fl. oz./acre).

Apply DETACH ULTRA only to the bottom 1/3 of the plant.

ARIZONA AND CALIFORNIA ONLY: PRECONDITIONING

DETACH ULTRA can be used to enhance the activity of a defoliant application by acting as a pre-conditioner. Apply DETACH ULTRA 7-14 days prior to the use of other defoliant compounds. Observe all product label directions, restrictions and prohibitions.

Apply DETACH ULTRA at 0.05-0.1 lb. AI/acre (1.6-3.2 fl. oz./acre).

TANK MIX OF DETACH ULTRA AND ETHEPHON CONTAINING COMPOUNDS

Improved defoliation and improved opening of mature bolls can be achieved by tank mixing DETACH ULTRA and Ethephon® 6 or its equivalents. For best results to be obtained, apply to mature cotton plants (See Time of Application section of this label). Wait until unopened bolls have reached adequate maturity not to affect the desired cotton yield. Certified cottonseed producers should consult seed companies as to proper boll and seed maturity requirements for their varieties. Low nighttime temperatures (if expected to be below 60°F) can reduce defoliation and decrease regrowth suppression.

Apply DETACH ULTRA at 0.05-0.2 lb. AI/acre (1.6-6.4 fl. oz./acre) plus Ethephon® 6 at 1-2 lbs. AI/acre (32-64 oz./acre).

Under conditions of excessive regrowth potential or expected low temperatures, use the higher rates of DETACH ULTRA.

TANK MIX OF DETACH ULTRA PLUS ETHEPHON FOR DEFOLIATION ENHANCEMENT

Lower rates of Ethephon® 6 or its equivalents (not high enough to promote boll opening) can be tank mixed with DETACH ULTRA to improve defoliation. Ethephon® 6 can still be used in subsequent applications to promote boll opening following tank mix enhancement applications of DETACH ULTRA and Ethephon® 6. Follow Ethephon® 6 label instructions and do not exceed the maximum usage rate of 2.0 lbs. AI/acre for combined applications.

Apply DETACH ULTRA 0.05 – 0.2 lb. AI/acre (1.6-6.4 fl. oz./acre) plus Ethephon® 6 at 0.25 lb. AI/acre (1/3 pint per acre). If excessive regrowth is anticipated or low temperatures are expected, use the higher rates of DETACH ULTRA.

TANK MIX OF DETACH ULTRA WITH TRIBUFOS PRODUCTS (DEF®/FOLEX®)

Under less favorable conditions, apply tank mixes of DETACH ULTRA and DEF® 6/ FOLEX® 6EC to improve defoliation and regrowth suppression. Conditions such as nighttime temperatures on day of application of less than 60°F and for three consecutive days following application are considered to be less than favorable. Make tank mix application to mature cotton with at least 60% open bolls to achieve best activity.

RATE OF APPLICATION FOR DETACH ULTRA – TRIBUFOS TANK MIXES

DETACH ULTRA at 1.6 to 6.4 fl. oz. /A + DEF® 6 at 0.5- 2.0 pints per acre.

DETACH ULTRA at 1.6 to 6.4 fl. oz. /A + FOLEX® 6 EC at 0.5-2.0 pints per acre.

Always use higher rates of DETACH ULTRA when excessive regrowth is expected.

Organophosphate defoliants and maximum rates of DETACH ULTRA when tank mixed during very high air temperatures can cause desiccation.

Use higher rate of DEF® 6/FOLEX® 6EC when nighttime temperatures are between 60° F - 65°F.

Tank mix of DETACH ULTRA/ DEF®6 / FOLEX® 6EC instructions:

Follow MIXING INSTRUCTIONS and after DETACH ULTRA is completely dispersed; THEN add the required amount of DEF®6 / FOLEX® 6EC to spray tank.

Do not exceed a total of 0.3 lb. AI (9.6 fl. oz.) of DETACH ULTRA per acre per year if a second application of the labeled tank mix is required.

Refer to DEF®6/FOLEX®6EC labels for use directions and cautions concerning those products and tank mixing compatibility with DETACH ULTRA.

DO NOT USE TANK MIX OF DETACH ULTRA WITH DEF®6 OR FOLEX®6EC IN STARR, HIDALGO, WILLACY, AND CAMERON COUNTIES OF TEXAS.

IMPORTANT CLEANOUT INSTRUCTIONS

When tank mixing organophosphate defoliants with DETACH ULTRA, a residue may form in application equipment. This residue can best be flushed out of the spraying system by using a commercial tank cleaner when done while residue is still fresh and moist. **DO NOT ALLOW EQUIPMENT TO DRY BEFORE CLEANOUT.** Consult your State Extension Cotton Specialist for recommended tank cleaners and cleaning procedures.

Tank cleaner and water should be used immediately after application. The entire system including nozzles, booms, application tanks, sumps, pumps, and transfer lines should be flushed. Allowing the spray solution to dry in the application equipment can result in residues that are more difficult to remove. **Dried residues are extremely difficult to remove and require commercial tank cleaner to remain in equipment filled to capacity for 7 days and then thoroughly flushed and rinsed.**

Spray application equipment that has been inadequately cleaned will contain residue of DETACH ULTRA. The residue may be released during subsequent applications that could cause damage to subsequent crops.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store product at temperature less than 100°F. Re-mix product prior to use if product is exposed to freezing conditions.

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

CONTAINER HANDLING: 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 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. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities. Plastic containers are also disposable by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

Returnable-Refillable Containers: Refill this container with Detach Ultra 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 the container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing process two more times. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities. Plastic containers are also disposable by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

Prior to refilling, inspect thoroughly for damage such as cracks, punctures, abrasions and damaged or worn out threads on closure devices. Do not refill or transport damaged or leaking containers. Check for leaks after refilling and before transportation. If the container is not being refilled, return it to the point of purchase.

**FOR CHEMICAL EMERGENCY: Spill, leak, fire, exposure, or accident, call
CHEMTREC 1-800-424-9300**

WARRANTY DISCLAIMER

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. UNINTENDED CONSEQUENCES, INCLUDING BUT NOT LIMITED TO INEFFECTIVENESS, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR THE MANNER OF USE OR APPLICATION, INCLUDING WEATHER, ALL OF WHICH ARE BEYOND THE CONTROL OF MANUFACTURER OR SELLER AND ASSUMED BY BUYER OR USER. THIS WRITING CONTAINS ALL OF THE REPRESENTATIONS AND AGREEMENTS BETWEEN BUYER, MANUFACTURER AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY AUTHORITY TO MAKE ANY REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS.

LIMITATION OF LIABILITY

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES, OR FOR DAMAGES IN THE NATURE OF PENALTIES RELATING TO THE GOODS SOLD, INCLUDING USE, APPLICATION, HANDLING, AND DISPOSAL. MANUFACTURER OR SELLER SHALL NOT BE LIABLE TO BUYER OR USER BY WAY OF INDEMNIFICATION TO BUYER OR TO CUSTOMERS OF BUYER, IF ANY, OR FOR ANY DAMAGES OR SUMS OF MONEY, CLAIMS OR DEMANDS WHATSOEVER, RESULTING FROM OR BY REASON OF, OR ARISING OUT OF THE MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD BY MANUFACTURER OR SELLER TO BUYER. ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR ITS CUSTOMERS. BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

To the extent consistent with applicable law, DIRECT AG SOURCE, LLC assumes no liability for crop damage due to spray equipment that has not been properly cleaned.

CONDITION OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

The Directions for Use of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with 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 use of the product in a manner inconsistent with its labeling, all of which are beyond the control of Direct AG Source, LLC or the seller. To the extent consistent with applicable law, all such risks shall be assumed by the buyer. Direct AG Source, LLC warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the Directions for Use, subject to the inherent risks, referred to above. To the extent consistent with applicable law, DIRECT AG SOURCE, LLC MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. To the extent consistent with applicable law, IN NO CASE SHALL DIRECT AG SOURCE, LLC OR THE SELLER BE LIABLE FOR CONSEQUENTIAL, SPECIAL, OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. Direct AG Source, LLC and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing Conditions of Sale and Warranty which may be varied only by writing signed by a duly authorized representative of Direct AG Source, LLC.

DEF® is a registered trademark of Bayer Crop Science.

Ethephon 6® is a registered trademark of Arysta Life Science North America LLC

FOLEX® is a registered trademark of AMVAC Chemical Corporation.

[Daze® is a registered trademark of Winfield Solutions, LLC]