09-15-7011

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460



3529-2

SEP 1 5 2011

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Lori Kohler Wagner Regulatory Associates, Inc. P.O. Box 640 7460 Lancaster Pike, Suite 9 Hockessin, Delaware 19707

Dear Ms. Kohler:

Subject: Fast Track Amendment of label to add Pests: Emerald Ash Borer Sharda Imidacloprid 2SC T&O EPA Registration No. 83529-2 Your Submission Dated May 17, 2011

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended is acceptable.

Submit one copy of your final printed labeling before you release the product for shipment. A stamped copy of the labeling is enclosed for your records.

If you have any questions regarding this action, please contact Autumn Metzger at (703) 305-5314 or metzger.autumn@epa.gov.

Sincerely,

Driss Benmhend Acting Product Manager 01 Insecticide-Rodenticide Branch Registration Division (7505P)

Imidacloprid 2 SC T&O Amendment to add Emerald Ash Borer-Draft

SHARDA IMIDACLOPRID 2SC T&O [ABN: MIDASH 2SC T&O]

Insecticide for foliar and systemic insect control in turf grass (including sod farms), landscape ornamentals, fruit and nut trees and interior plantscapes.

ACTIVE INGREDIENT:

Imidacloprid, 1 -[(6-Chloro-3-pyridinyl)methyl]-	
N-nitro-2-imidazolidinimine	21.4%
OTHER INGREDIENTS:	78.6%
TOTAL:	100.0%
Contains 2 pounds of imidacloprid per gallon.	

EPA Reg. No. 83529-2 EPA Est. No.37429-GA-02 NET CONTENTS: 1 gallon

KEEP OUT OF REACH OF CHILDREN CAUTION

	FIRST AID
IF SWALLOWED:	Call a 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.
IF ON SKIN OR CLOTHING:	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:	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.

In case of emergency call CHEMTREC toll free at 1-800-424-9300. Have a product container or label with you when calling a poison control center or doctor, or going for treatment.

NOTE TO PHYSICIAN: No specific antidote is available. Treat the patient symptomatically.

Manufactured for: Sharda USA LLC

7217 Lancaster Pike, Suite A

Hockessin, DE 19707

See inside booklet for additional PRECAUTIONARY STATEMENTS.

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ACCEPTED

SEP 1 5 2011 Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under:

EPA. Reg. No: 83529-2

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if swallowed or absorbed through skin. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling. Keep children or pets off treated area until spray is dry.

Personal Protective Equipment (PPE):

Applicators and Other Handlers must wear:

Long-sleeved shirt and long pants

• Chemical resistant gloves made of any waterproof material such as barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinyl chloride (PVC) or viton. If you want more options, follow the instructions for category A on an EPA chemical-resistant category chart.

· Shoes plus socks

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

ENGINEERING CONTROLS STATEMENT

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

User 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 outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is highly toxic to aquatic invertebrates. 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.

This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. DO NOT apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

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

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the 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. You may contact Chemtrec at 1-800-424-9300 for decontamination procedures or any other assistance that may be necessary.

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

CONTAINER DISPOSAL: Nonrefillable container. Do not refill or reuse container. 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 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. Then offer for recycling or reconditioning, 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.

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.

Restriction: Do not formulate this product into other end-use products.

AGRICULTURAL USE REQUIREMENTS

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

DO NOT enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours.

Exception: If the product is applied by drenching, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated.

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 such as barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinyl chloride (PVC) or viton.
- · Shoes plus socks

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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.

Keep children and pets off treated area until dry.

APPLICATION TO TURFGRASS

SHARDA IMIDACLOPRID 2SC will control the following soil inhabiting pests and larvae found in turfgrass:

PEST	SCIENTIFIC NAME
Northern & Southern masked chafers	Cyclocephala borealis, C. immaculata, and/or C. lurida
Asiatic garden beetle	Maladera castanea
European chafer	Rhizotroqus majalis
Green June beetle	Cotinis nitida
May or June beetle	Phyllophaga spp.
Japanese beetle	Popillia japonica
Oriental beetle	Anomala orientalis
Billbugs	Spherophorus spp.
Annual bluegrass weevil	Hyperodes spp.
Black turfgrass ataenius	Ataenius spretulus and Aphodius spp.
European Crane Fly	Tipula paludosa
Mole crickets	Scapteriscus spp.

SHARDA IMIDACLOPRID 2SC will suppress cutworms and chinch bugs.

SHARDA IMIDACLOPRID 2SC can be applied as directed on turfgrass in the following sites:

Residential lawnsGolf coursesPlaygroundsBusiness and office complexesAirportsAthletic fieldsShopping complexesCemeteriesSod farms*Multi-family residential complexesParks*Do not use in Arizona unless otherwise directed by supplemental labeling.

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Turf Grass		
Pest	Rate Per Application	Comments
Northern & Southern masked chafers Asiatic garden beetle European chafer Green June beetle May or June beetle Japanese beetle Oriental beetle Billbug Annual bluegrass weevil Black turfgrass ataenius European Crane Fly Cutworms (suppression)	1.25 to1.6 pints/Acre (Equivalent to 0.46 to 0.6 fl. oz. per 1,000 sq. ft.)	Make application prior to egg hatch of grubs, billbugs, annual bluegrass weevil, and European Crane Fry to maximize control.
Chinch bugs (suppression) Mole crickets	1.6 pints/Acre (equivalent to 0.6 fl. oz. per 1,000 sq. ft.)	 For suppression of chinchbugs, make application before the hatching of the first instar nymphs. For control of mole crickets make application prior to or during the peak egg hatch period. If adults or large nymphs are actively tunneling, combine applications of SHARDA IMIDACLOPRID 2SC with a remedial insecticide. Follow label instructions for other insecticides when tank-mixing.

- Sharda Imidacloprid 2SC has adequate residual activity so that applications can be made preceding the egg laying activity of the target pests.
- Best control is achieved when applications are made prior to egg hatch of the pests and when rainfall
 or irrigation after application will penetrate vertically in the soil column carrying the active ingredient into
 the zone where insects are normally located.
- In order to move the active ingredient through the thatch, irrigate if rainfall does not occur within 24 hours after application.
- Consult your local turf, state Agricultural Experiment Station, or State Extension Service Specialists for more specific information regarding timing of application.

Application Equipment for Use on Turfgrass

Dilute SHARDA IMIDACLOPRID 2SC with enough water to provide adequate volume to promote thorough distribution into the pest zone. Use only accurately calibrated equipment for application to turfgrass. Apply a uniform, coarse droplet spray, using a low pressure setting to eliminate off target drift. Calibrate on a regular basis to ensure that equipment is distributing product properly.

Restrictions:

- DO NOT apply more than 25.6 fl. oz. (1.6 pt.) (0.4 lb. of active ingredient) per acre per year.
- DO NOT mow turf or lawn area until after sufficient irrigation or rainfall has occurred.
- DO NOT apply when infested turfgrass areas are waterlogged or soil beneath turf is saturated with water. These conditions prevent thorough and consistent distribution.

APPLICATION TO ORNAMENTALS

SHARDA IMIDACLOPRID 2SC can be applied to ornamental plants in commercial and residential landscapes and interior plantscapes. SHARDA IMIDACLOPRID 2SC is a systemic insecticide that is transported within the plant system from the roots to the upper foliage. Apply Sharda Imidacloprid 2SC into a growing area of the plant that allows absorption of the active ingredient. Adding soluble nitrogen type fertilizers to the spray solution when appropriate can promote the uptake of the active ingredient.

Application can be made by foliar application or soil applications; including soil injection, drenches, and broadcast sprays. Foliar applications offer locally systemic activity against insect pests.

The systemic translocation of active ingredient will be slower when applied to woody plants with soil applications. This delay can take 60 days or longer depending on species and size of plant. To offset this, make applications before anticipated pest infestation.

Restriction for Ornamentals:

 Outdoor applications cannot exceed a total of 25.6 fl. oz. (1.6 pints) (0.4 lb of active ingredient) per acre per year.

ANT MANAGEMENT PROGRAMS

Use SHARDA IMIDACLOPRID 2SC to control aphids, scale insects, mealybugs and other sucking pests on ornamentals with ant populations because it removes honeydew as a food source. To enhance control of ants, supplement with residual sprays, bait placements or other ant control tactics.

APPLICATION EQUIPMENT FOR FOLIAR APPLICATIONS

SHARDA IMIDACLOPRID 2SC mixes readily with water and may be used in many types of application equipment. Add a commercial spreader/sticker to promote coverage on hard to wet foliage such as holly, pine, or ivy.

SHARDA IMIDACLOPRID 2SC is compatible with many commonly used fungicides, miticides, liquid fertilizers, and other insecticides. If applicator has no prior experience with a particular tank mix, check physical compatibility by making a small clear jar test using correct proportions of products to be tank mixed.

RESTRICTIONS for Foliar Applications:

- Keep children and pets off treated area until dry.
- Do not apply more than 1.6 pt (0.4 lb. of active ingredient) per acre per year.
- Not for use in commercial greenhouses, nurseries, or on grasses grown for seed, or on commercial fruit and nut trees.
- DO NOT apply through any irrigation system.
- Do not graze treated areas or use clippings from treated areas for feed or forage.
- Do not allow runoff or puddling of irrigation water following application.
- Do not apply SHARDA IMIDACLOPRID 2SC to areas which are water logged or saturated, which will
 not allow penetration into the root zone of the plant.
- Treated areas may be replanted with any crop specified on an imidacloprid label, or with any crop for which a tolerance exists for the active ingredient.
- For crops not listed on an imidacloprid label, or for crops for which no tolerances for the active ingredient have been established, a 12-month plant-back interval is required.

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Pest			te per plication	Comments
Adelgids	· · · · · · · · · · · · · · · · · · ·	1.5	fl oz (45	Make foliar
Aphids) per 100	applications before
Honeylocust plant bug Diptera (including Rhododendr	on gall midge. Honeylocust		of water	high pest populations become established.
gall midge)	on gan mage, noncylocast			Reapply on an as
Froghopper				needed basis.
Galls (including Hickory stem g	jall)			
Japanese beetle				
Lace bugs				
Leaf beetles (including elm and				
_eafhoppers (including glassy- _eaf miners (including boxwoo				
Vealybugs	d leanninely			
Planthoppers				
Psyllids				
Sawfly larvae				
Scales (including Lecanium, A				
Camellia, Cottony maple, Cotto	ony taxus)			
Spittlebugs Thrips (suppression)(including	Flower Dear and Pine thrir			
Treehoppers	Flower, Fear, and Fille thing			
Weevils (including white pine a	nd black vine)			
Whiteflies	,			
Broadcast Application			-	
Pest	Rate per Application	Commer		nulications by mixing
White grub larvae (such as lapanese beetle larvae,	0.46 to 0.6 fl oz (14 to 17 mL) per 1,000 sq. ft.			pplications by mixing nough water to uniformly
Chafers,	17 IIIL) per 1,000 sq. it.		the treated a	
Phyllophaga spp.,				nan 2 gallons of water pe
Asiatic garden beetle,		1,000		ian in generie er mater p
Driental beetle)			•	he active ingredient
•		throuc	h the thatch	, irrigate if rainfall does
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Restriction: Do not apply more than 25.6 fl oz (1.6 pints) (0.4 lb of active ingredient) per acre per year.

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Soil Application to Ornamental trees, Nonbearing Fruit and Nut Trees, Shrubs, Flowers and Groundcovers

(Only in and around perimeter of industrial and commercial buildings and residential areas, and state, national, and private wooded and forested areas)

Use Site	Pest	Rate per Application*
Ornamental trees,	Adelgids	Trees:
Nonbearing Fruit	Aphids	Use the following rates as a function of
and Nut Trees,	Armored scales (suppression)	tree diameter at breast height (DBH):
Shrubs, Flowers	Black vine weevil larvae	• Apply 0.1 to 0.4 fl. oz. per inch of trunk
and	Eucalyptus longhorned borer	diameter (D.B.H.)
Groundcovers	Flatheaded borers (including bronze,	• You may use the higher rate (0.3 – 0.4
	alder and emerald ash borers)	fl oz) only for trees greater than 15 DBH
	Japanese beetles	to control the following pests:
	Lace bugs	
r I	Leaf beetles (including elm and	Emerald Ash borer,
	viburnum leaf beetles)	Eucalyptus longhorned borer,
	Leafhoppers (including glassy-winged	Bronze birch borer,
	sharpshooter)	Alder borer
	Leafminers	Besteletism Denset and server there 05.0
	Mealybugs Disc tip meth longo	Restriction: Do not apply more than 25.6
	Pine tip moth larvae Plant bugs	fl oz (1.6 pints) (0.4 lb of active ingredient)
; ;	Psyllids	per acre per year.
	Roundheaded borersRoyal palm bug	Shrubs:
	Sawfly larvae	Apply 0.1 to 0.2 fl. oz. (3 to 6 mL) per foot
4	Soft scales	of shrub height.
	Thrips (suppression)	
	White grub larvae	Flowers and Groundcovers:
	Whiteflies	• Apply 0.46 to 0.6 fluid ounces (14 to 17
		mL) per 1000 sq. ft.
		Apply as a broadcast treatment and incorporate into the soil before planting
		or apply after plants are established. If
		application is made to established
		plants, irrigate immediately after
		application.
		•
		*Diameter at Breast Height (DBH) is
		measured at 4.5 feet from the ground.
L		

Application Techniques: Trees

Soil Injection

Mix required dosage in sufficient water to inject an equal amount of solution in each hole. For concentrate injectors mix required dose with up to one gallon of water per DBH inch. Maintain a low pressure and use sufficient solution for distribution of the liquid into the treatment zone. Dilution rate may vary depending on equipment used, tree size and application rate. Refer to the instructions for injector equipment being used for guidance.

- **GRID SYSTEM:** Make applications in a grid pattern on 2.5 foot centers within the drip line of the tree.
- **CIRCLE SYSTEM:** Make applications in holes evenly spaced approximately 2 -3 feet apart in a circle within the drip line of the tree. Larger trees may require additional application circles.
- **BASAL SYSTEM:** Make applications into holes evenly spaced around the base of the tree trunk no more than 6 to 12 inches out from the base.

Soil Drench

Uniformly apply the dosage in no less than 10 gallons of water per 1,000 square feet as a drench around the base of the tree, directed to the root zone. Remove any plastic or other barrier that may prevent drench solution from reaching the root zone.

For All Application Techniques:

- Inject an equal amount of water and solution in each hole.
- Use low pressure and sufficient solution for thorough distribution into the treatment zone.
- Maintain soil moisture for 7 to 10 days.
- Application to trees already heavily infested with borers listed may not prevent the eventual loss of the trees.

Restrictions for Trees:

- Do not use less than 4 holes per tree.
- No soil injection applications allowed in Nassau or Suffolk counties of New York
- Do not apply more than 25.6 fl oz (1.6 pints) (0.4 lb of active ingredient) per acre per year.

Application Techniques: Shrubs

Soil Injection:

Apply to individual plants using dosage indicated.

Soil Drench:

Uniformly apply the dosage in no less than 10 gallons of water per 1,000 square feet as a drench around the base of the shrub, directed to the root zone. Remove plastic or any other barrier that will stop solution from reaching the root zone.

- Mix required dosage in sufficient water to inject an equal amount of solution in each hole.
- Maintain a low pressure and use sufficient solution for distribution of the liquid into the treatment zone.
- Maintain soil moisture for 7 to 10 days.

Restrictions for Shrubs:

- Do not use less than 4 holes per shrub.
- No soil injection applications allowed in Nassau or Suffolk counties of New York
- **Do not** apply more than 25.6 (1.6 pints) (0.4 lb of active ingredient) per acre per year.

Crop	Pest	Rate per Application
Pome Fruits	Aphids(except Woolly apple aphid)	1.5 fl oz (45 mL) per
Apple, Crabapple,	Leafhoppers (including glassy-winged sharpshooter)	100 gal
Loquat, Mayhaw, Pear,	Leafminer	or
Pear (Oriental), Quince	Mealybugs	6.0 fl oz per acre
(For Residential Areas	San Jose scale	
Only)		

Notes:

- Apply specified dosage as foliar spray as needed after petal-fall is complete.
- For control of rosy apple aphid, apply prior to leafrolling caused by the pest.
- For first generation leafminer control, make first application as soon as petal fall is complete. Greatest leafminer control will result from the earliest possible application. For second and succeeding generations of leafminer, optimal control is obtained from applications made early in the adult flight against egg and early instar larvae. A second application may be required 10 days later if severe pressure continues or if generations are overlapping. A single application may result in suppression only. SHARDA IMIDACLOPRID 2SC will not control late stage larvae.
- For San Jose scale, time applications to the crawler stage. Treat each generation.
- For late season (preharvest) control of leafhopper species, apply SHARDA IMIDACLOPRID 2SC while most leafhoppers are in the nymphal stage.
- For optimal control of mealybug, insure good spray coverage of the trunk and scaffolding limbs or other resting sites of the mealybug.

Restrictions:

- Do not apply more than 6.0 fluid ounces per acre in a single application.
- Do not make more than 4 applications per acre per year
- Do not apply more than 25.6 fl oz (0.4 lb of Al) per acre per year
- Allow 10 or more days between applications.
- Allow at least 7 days between last application and harvest.
- Do not apply pre bloom or when bees are actively foraging

*Not for use in California for control on pears.

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Crop	Pest	Rate per Application
PECAN*	Black margined aphid	1.5 fl. oz. (45 ml) per
(For Residential Areas	Pecan leaf phylloxera	100 gal
Only)	Pecan spittlebug	or
	Pecan stem phylloxera	6.0 fl. oz./A. ¹
	Yellow pecan aphid	

Notes:

- Apply specified dosage as foliar application as pest pressure begins to increase.
- Make a second application 10 to 14 days after first if field scouting reveals continued pest pressure.
- Use of an organosilicone based spray adjuvant at specified rate can insure thorough coverage of foliage.

Restrictions:

- Do not apply more than a total of 18.0 fluid ounces of SHARDA IMIDACLOPRID 2SC per acre per year.
- Do not make more than 3 applications.
- Allow 10 or more days between applications.
- **Do not** apply pre bloom or when bees are actively foraging
- Do not use on pecans in California unless directed by state specific supplemental labeling

¹The amount of Sharda Imidacloprid 2SC required per acre may vary depending on tree size and volume of foliage present. The rates given are based on a standard of 400 gallons of dilute spray solution per acre for large trees with full foliage.

Crop	Pest	Rate per Application
Grapes	Leafhoppers (including glassy-winged	1.5 fl oz (45 mL) per 100 gal
(For use only in and	sharpshooter)	or
around perimeter of	Mealybugs	3.0 fl oz/A
Industrial, Commercial		
Buildings, and Residential		
Planting Areas)		
Noto		······································

Note:

- Apply specified dosage as a foliar spray using 200 gallons of water per acre.
- Applications may be applied up to and including day of harvest.

Restrictions:

• Do not apply more than a total of 6.0 ounces of SHARDA IMIDACLOPRID 2SC per acre per year.

• Allow at least 14 days between applications.

CONDITIONS OF SALE AND WARRANTY

Read the entire Directions for Use, Conditions, Disclaimer 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 Sharda USA LLC. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, SHARDA USA LLC 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 Sharda USA LLC is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. SHARDA USA LLC 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 SHARDA USA LLC'S ELECTION, THE REPLACEMENT OF PRODUCT.