



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs  
Registration Division (7505P)  
1200 Pennsylvania Ave., N.W.  
Washington, D.C. 20460

EPA Reg. Number:

89168-51

Date of Issuance:

2/10/16

NOTICE OF PESTICIDE:

Registration  
 Reregistration  
(under FIFRA, as amended)

Term of Issuance:

Unconditional

Name of Pesticide Product:

Liberty Metalaxyl 265 Fungicide

Name and Address of Registrant (include ZIP Code):

Karen Murphy  
Liberty Crop Protection, LLC  
4850 Hahns Peak Drive, Suite 200  
Loveland, CO 80538

**Note:** Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is unconditionally registered in accordance with FIFRA section 3(c)(5) provided that you:

1. Submit and/or cite all data required for registration/reregistration/registration review of your product when the Agency requires all registrants of similar products to submit such data.
2. The data requirements for storage stability and corrosion characteristics (Guidelines 830.6317 and 830.6320) are not satisfied. A one year study is required to satisfy these data requirements. You have 18 months from the date of registration to provide these data.

Signature of Approving Official:

Hope Johnson, Product Manager 21  
Fungicide Branch, Registration Division (7505P)

Date:

2/10/16

3. Make the following label changes before you release the product for shipment:
  - Revise the EPA Registration Number to read, “EPA Reg. No. 89168-51.”
  - Add an appropriate EPA Establishment Number and Net Contents information
4. Submit one copy of the revised final printed label for the record before you release the product for shipment.

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 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 these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records. Please also note that the record for this product currently contains the following CSFs:

- Basic CSF dated 08/24/2015

If you have any questions, please contact Fatima Sow by phone at (703) 347-8308, or via email at [sow.fatima@epa.gov](mailto:sow.fatima@epa.gov)

Enclosure

# LIBERTY METALAXYL 265 FUNGICIDE

FOR USE AS A SEED TREATMENT FOR CONTROL OF SYSTEMIC DOWNY MILDEW, *PYTHIUM* SEED ROT,  
*PYTHIUM* DAMPING-OFF, AND EARLY SEASON *PHYTOPHTHORA* DISEASES OF LISTED CROPS

## ACTIVE INGREDIENT

Metalaxyl <i>N</i> -(2,6-dimethylphenyl)- <i>N</i> -(methoxyacetyl) alanine methyl ester.....	30.14 %
OTHER INGREDIENTS:.....	69.86 %
<b>TOTAL .....</b>	<b>100.00 %</b>

Contains 2.65 pounds Metalaxyl per gallon (318 GRAMS PER LITRE)

KEEP OUT OF REACH OF CHILDREN

## CAUTION

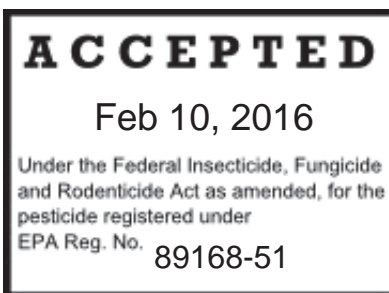
SEE INSIDE BOOKLET FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS  
For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300

EPA REG. NO.: 89168-

EPA EST. NO.:

NET CONTENTS: \_\_\_\_\_ GAL ( \_\_\_\_\_ L)

Manufactured For  
Liberty Crop Protection LLC  
4850 Hahns Peak Drive  
Suite 200  
Loveland, CO 80538



<b>FIRST AID</b>	
<b>If swallowed:</b>	<ul style="list-style-type: none"> <li>• Immediately call a poison control center or doctor for treatment advice.</li> <li>• Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>• Have a person sip a glass of water if able to swallow.</li> <li>• Do not give anything to an unconscious person.</li> </ul>
<b>If in eyes:</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If on skin or clothing:</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If inhaled:</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>

#### HOT LINE NUMBER

Have the product container or label with you when calling a poison control center or doctor or going for treatment. For emergency information concerning this product, call the National Pesticides Information Center (NPIC) at 1-800-858-7378 or your poison control center at 1-800-222-1222.

#### PRECAUTIONARY STATEMENTS

##### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

##### CAUTION

Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

##### PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are listed below.

**Applicators and other handlers must wear:** Long-sleeved shirt and long pants, Shoes and socks, Chemical-resistant gloves (barrier laminate or nitrile rubber or neoprene rubber or Viton). 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.

##### 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, 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 from treated areas. DO NOT contaminate water when disposing of equipment washwater or rinsate

**Groundwater Advisory Statement:** This chemical is known to leach through soil into ground water under certain conditions as a result of agricultural use. Use of this chemical in areas where soils are permeable,

particularly where the water table is shallow may result in ground water contamination.

**Physical or Chemical Hazards:** Do not use with or store near any oxidizing or reducing agents. Hazardous chemical reaction may occur.

#### **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, 40CFR 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 intervals. 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.

**Exception:** If the seed is treated with the product and the treated seed is soil-injected or soil incorporated, 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, shoes plus socks and chemical-resistant gloves (barrier laminate or nitrile rubber or neoprene rubber or Viton).

#### **PRODUCT INFORMATION AND RESTRICTIONS**

This product is a systemic fungicide seed dressing specifically for control of systemic downy mildews, *Pythium* and *Phytophthora spp.* For control of other soilborne diseases, combination of captan, thiram and carboxin registered formulations are compatible. DO NOT use with other seed treatment products unless previous experience assures compatibility.

**Note:** This product is a systemic fungicide having a specific mode of action. This product could be subject to development of resistant strains of fungi. Development of resistance cannot be predicted. Consult with your State Agricultural Experiment Station or Extension Service Specialist for guidance and ways to control any possible metalaxyl resistant strains of fungi which may occur. FAILURE TO FOLLOW DIRECTIONS OF THIS LABEL MAY RESULT IN CROP INJURY OR POOR DISEASE CONTROL.

**Restrictions In California:** Only for use in commercial seed treating establishments. Not allowed for "on-farm" use.

**On-Farm Seed Treatment:** DO NOT apply this product through any type of irrigation system.

DO NOT use treated seed for food or feed purposes or process for oil. Treat only those seeds needed for immediate use, minimizing the interval between treatment and planting. DO NOT store excess treated seeds beyond planting time.

Seed treatment on agricultural establishment at or immediately before planting is within the scope of WPS, while commercial treatment of seeds is not within the scope.

**Planter Box Treatment:** Apply at the specified rate and premix with the seed directly in the planter box at

planting. Place half the amount of seed into the planter box and apply half the required amount of pesticide to the seed. Stir the seed thoroughly with a paddle until the seed is uniformly coated. Place the remaining half of the seed into the planter box and add the remaining half of the pesticide. Again stir the seed with the paddle until all seed is thoroughly coated.

**For Commercial Seed Treatment:** Seed treated commercially or for sale must be dyed an unnatural color using an EPA approved dye before sale.

**Seed Bag Label Requirements**

The Federal Seed Act requires that containers containing treated seeds shall be labeled with the following statements:

- This seed has been treated with Liberty Metalaxyl Fungicide, a fungicide containing metalaxyl.
- Do not use treated seed for feed, food, or oil purposes.

The U.S. Environmental Protection Agency requires the following statements on containers containing seed treated with metalaxyl:

- "Store treated seed away from food and feedstuffs".
- "Do not allow children, pets or livestock to have access to treated seeds".
- "Wear long pants, long-sleeved shirt and protective gloves when handling treated seed".
- "Treated seeds exposed on soil surface may be hazardous to wildlife.
- Cover or collect treated seeds spilled during loading and planting (such as in row ends)".
- "Dispose of all excess treated seed by burying seed away from bodies of water".
- "Dispose of seed packaging or containers in accordance with local requirements".

Do not plant any crop not listed on this label within 30 days of planting Liberty Metalaxyl 265-treated seed. Do not use the same auger for treating seed that will handle commercial or feed grains.

DO NOT harvest mustard greens. Rape greens grown and harvested from Liberty Metalaxyl 265 Fungicide treated seed must not be used for human and feed consumption. Rapeseed grown and harvested from Liberty Metalaxyl 265 Fungicide treated seed is only for industrial uses and cannot be used for edible oil or any other human/feed consumption. DO NOT use Metalaxyl or mefenoxam for control of Pythium in water-seeded rice."

**Tank Mixing:** When tank mixing follow the most restrictive label instructions for any tank mix partner. DO NOT tank mix with any product that contains a prohibition against tank mixing

**SEED TREATMENT**

This product may be applied as a water-based slurry with other registered seed treatment insecticides and fungicides through standard slurry or mist-type commercial seed treatment equipment.

**DOMESTIC USE**

CROP	DISEASE	RATE (Fluid Ounces per 100 Pounds of Seed)
<b>Brassica Leafy Vegetables</b> Broccoli (Chinese and raab), Brussels sprout, Cabbage (including Chinese bok choy, Chinese napa and mustard) Cauliflower, Cavalo broccoli, Collards, Kale, Kohlrabi, Mizuna, Mustard greens, Mustard Spinach, and Rape greens)	<i>Pythium</i> damping-off control	0.75
<b>Canola*</b> <b>Mustard Seed*</b>	<i>Pythium</i> damping-off control	0.25 - 0.50

<b>Rapeseed*</b>	<b>RESTRICTION:</b> DO NOT harvest mustard greens. Rape greens grown and harvested from Liberty Metalaxyl 265 Fungicide treated seed must not be used for human and feed consumption. Rape seed grown and harvested from Liberty Metalaxyl 265 Fungicide treated seed is only for industrial uses and cannot be used for edible oil or any other human/feed consumption.	
<b>Cotton</b>	<i>Pythium</i> seed rot and damping-off control	0.75 – 1.50
<b>Cucurbit Vegetables</b> Chayote (fruit), Chinese waxgourd (Chinese preserving melon), Citron melon, Cucumber, Gherkin, Gourd (edible)(includes hyotan, cucuzza, hechima, Chinese okra) <i>Momordica</i> spp. (balsam apple, balsam pear, bittermelon, Chinese cucumber), Muskmelon (hybrids and/or varieties of <i>Cucumis melo</i> (true cantaloupe, cantaloupe, casaba, Santa Claus melon, crenshaw melon, honeydew melon, honey balls, Persian melon, golden pershaw melon, mango melon, pineapple melon, snake melon), Watermelon (hybrids and/or varieties of <i>citrullus</i> spp.), Pumpkin, Squash (summer, winter including butternut squash, Calabaza, hubbard squash, acorn squash, spaghetti squash)	<i>Pythium</i> damping-off control	0.75
<b>Forage Grasses</b> Grasses grown for hay, grazing or silage, Corn (fodder or silage), Sorghum (hay or silage) and Small grain grown for hay, grazing or silage.	<i>Pythium</i> damping-off control	0.75
<b>Forage Legumes</b> Alfalfa, Beans (for forage), Clover, Cowpeas (for forage), Cowpea hay, Lespedeza, Peanuts (for forage), Peanut hay, Peas (for forage), Pea vine hay, Soybeans (for forage), Soybean hay, Trefoil, Velvet beans (for forage) and Vetch.	<i>Pythium</i> damping-off and early season <i>Phytophthora</i> control	0.75 – 1.50
<b>Fruiting Vegetables*</b> Eggplant, Ground cherry, ( <i>Physalis</i> spp.), Pepino, Pepper (bell pepper, chili pepper, cooking pepper, pimento, sweet pepper), Tomatillo, Tomato	<i>Pythium</i> damping-off control	0.75
<b>Grain Crops</b> Barley, Buckwheat, Corn (field corn, sweet corn and popcorn), Millet, Milo, Oats, Rye, Triticale and Wheat	<i>Pythium</i> damping-off control	0.75
	Systemic downy mildew control of sweet corn	1.50
<b>Leafy Vegetables*</b>	<i>Pythium</i> damping-off	0.75

Amaranth (Chinese spinach), Cardoon, Celery, Celery (Chinese), Celtuce, Chervil, Chrysanthemum (edible-leaved garland), Corn salad, Cress (garden upland), Dandelion, Dock (sorrel), Endive (escarole), Fennel (Florence), Lettuce (head and leaf), Orach, Parsley, Purslane (garden, winter), Radicchio (red, chicory), Rhubarb, Spinach (New Zealand and vine), Swiss chard.	control	
	<b>Restriction:</b> DO NOT apply this product to spinach which is destined to be grown in the greenhouse. Containers or bags containing Liberty Metalaxyl 265 Fungicide treated spinach seed must be labeled with this restriction.	
<b>Onions (dry bulb and green)*</b>	<i>Pythium</i> damping-off control	0.75
<b>Peanuts*</b>	<i>Pythium</i> seed rot and damping-off control	0.75
<b>Rice*</b>	<i>Pythium</i> seed rot and damping-off control	0.75 – 1.50
	<b>Restriction:</b> If using Liberty Metalaxyl 265 Fungicide treated rice do not use metalaxyl or mefenoxam for control of <i>pythium</i> in water-seeded rice. Containers or bags containing Liberty Metalaxyl 265 Fungicide Treated rice seed must be labeled with this restriction.	
<b>Root and Tuber Vegetables (except potato)</b> Arracacha, Arrowroot, Artichoke (Chinese, Jerusalem), Beet (garden sugar), Burdock (edible), Canna (edible), Carrot, Cassava (bitter and sweet), Celeriac, Chayote (root), Chervil (turnip-rooted), Chicory, Chufa, Dasheen (taro), Ginger, Ginseng, Horseradish, Leren, Parsley (turnip-rooted), Parsnip, Radish (including oriental), Rutabaga, Salsify, (including black and Spanish), Skirret, Sweet potato, Tanier, Turmeric, Turnip, Yam bean, Yam (true)	<i>Pythium</i> damping-off control	0.75
<b>Seed and Pod Vegetables</b> Black-eyed peas, Chickpea (Garbanzos), Cowpeas, Edible soybeans, Field beans, Field peas, Garden peas, Kidney beans, Lentils, Lima beans, Lupines, Navy beans, Peas, Pole beans, Snap beans, and Wax beans.	<i>Pythium</i> damping-off control	0.75
	Early season <i>Phytophthora</i> control	0.75
	Control of <i>Pythium</i> damping-off and Systemic downy mildew control of peas	1.50
<b>Sorghum</b>	<i>Pythium</i> damping-off control	0.375 - 0.75
	Systemic downy mildew (races susceptible to chemical control)	0.75 – 3.00
	Apply 0.75-1.50 fluid ounces of this product on cultivars which possess sorghum downy mildew resistance. To those cultivars which do not possess	



	resistance to a particular race of sorghum downy mildew in heavily infected areas with recent severe history apply 1.50 – 3.00 fluid ounces of this product. Only high quality sorghum seed (90% germination and above) should be treated with this product.	
<b>Soybeans</b>	<i>Pythium</i> damping-off control and early season <i>Phytophthora</i> control	0.75 – 1.50
<b>Sunflowers</b>	Systemic downy mildew control	1.50 – 3.00
<b>Turf Grasses</b> Golf Courses, Home Lawns, Reclamation and Erosion Control Projects	<i>Pythium</i> damping-off control	1.50

\*Not registered for use in California

**FOR EXPORT USE ONLY**

For treatment of the following seed for export to countries requiring treatment with metalaxyl before importation

<b>CROP</b>	<b>DISEASE</b>	<b>RATE (Fluid ounces per 100 pounds of seed)</b>
<b>Brassica (Cole) Leafy Vegetables</b>	<i>Pythium</i> damping-off control	0.75 – 1.50
<b>Canola</b>	<i>Pythium</i> damping-off control	0.50 – 1.70 (31 – 100ml per 100 kg of seed)
<b>Corn</b>	<i>Pythium</i> damping-off control	0.75 – 1.50
	Systemic downy mildew control	3.00
<b>Cucurbit Vegetable</b>	<i>Pythium damping-off control</i>	0.75
<b>Fruiting Vegetables</b>	<i>Pythium damping-off control</i>	0.75 – 1.50
<b>Leafy Vegetables</b>	<i>Pythium damping-off control</i>	0.75 – 1.50
<b>Millet</b>	<i>Pythium damping-off control</i>	0.75 – 1.50
	Systemic downy mildew control	2.50
<b>Onions</b>	<i>Pythium damping-off control</i>	0.75 – 1.50
<b>Peas</b>	<i>Pythium damping-off and early season Phytophthora control</i>	3.50
<b>Root and Tuber Vegetables</b>	<i>Pythium damping-off control</i>	0.75 – 1.50
	<b>Restriction:</b> Do not apply this product to potatoes.	
<b>Sorghum</b>	Systemic downy mildew control	5.25
<b>Sunflower</b>	Systemic downy mildew control	9.00

**Restriction:** Seed treated in accordance with the export use pattern must be labeled as follows:

**FOR EXPORT ONLY - NOT FOR DOMESTIC SALES OR USE**

**DIRECTIONS FOR USE AT REDUCED RATES IN COMBINATION WITH OTHER FUNGICIDES**

This product is a systemic fungicide seed dressing which may be applied in combination with other EPA-registered fungicides to aid in control of *Pythium*. This product may be applied as a water-based slurry through standard slurry of mist-type commercial seed treatment equipment.

<b>CROP</b>	<b>DISEASE</b>	<b>RATE (Fluid ounces per 100 pounds of seed)</b>
-------------	----------------	---

<b>Barley, Corn (field), Oats, Rye and Wheat</b>	Aid in control of seed decay and damping-off caused by <i>Pythium</i>	0.10 – 0.375
<b>Beans (field, kidney, navy and pinto), lentils, Peas and Soybeans</b>		
<b>Peanuts*</b>		
<b>Rice*</b>		
<b>Sunflowers</b>		

\* Not registered for use in California

**NOTE:** Apply only in combination with EPA registered rates of broad-spectrum seed treatment fungicides.

#### **STORAGE AND DISPOSAL**

**DO NOT** contaminate water food or feed by storage or disposal.

**PESTICIDE STORAGE:** Store in a cool dry location. **DO NOT** store in direct hot sunlight. **DO NOT** store above 90°F for prolonged periods of time. After prolonged storage in intense cold allow product to return to approximately 75°F before using.

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

**CONTAINER HANDLING:**

**[Nonrefillable Containers 5 Gallons or Less]** - 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.

**[Nonrefillable containers larger than 5 gallons]** - Nonrefillable container; **DO NOT** reuse or refill this container. Offer for recycling if available. Triple rinse or pressure rinse container (or equivalent) promptly after emptying.

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

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

**[Refillable containers]** - Refillable container; Refill this container with pesticide only. **DO NOT** reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the

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

#### **CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY**

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, presence of other materials or other influencing factors in the use of the product, which are beyond the control of LIBERTY CROP PROTECTION LLC or Seller, TO THE EXTENT CONSISTENT WITH APPLICABLE LAW All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold LIBERTY CROP PROTECTION LLC and Seller harmless for any claims relating to such factors.

LIBERTY CROP PROTECTION LLC 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 referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or LIBERTY CROP PROTECTION LLC, and TO THE EXTENT CONSISTENT WITH APPLICABLE LAW Buyer and User assume the risk of any such use. LIBERTY CROP PROTECTION LLC MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

To the extent consistent with applicable law, neither LIBERTY CROP PROTECTION LLC nor Seller shall be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF LIBERTY CROP PROTECTION LLC AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF LIBERTY CROP PROTECTION, LLC OR SELLER, THE REPLACEMENT OF THE PRODUCT.

LIBERTY CROP PROTECTION LLC and Seller offer this product, and Buyer and User accept it, subject to the foregoing conditions of Sale and Limitation of Warranty and Liability which may not be modified except by written agreement signed by a duly authorized representative of LIBERTY CROP PROTECTION LLC.