

FAME[®] GRANULAR

FUNGICIDE

For the control of foliar, stem and root diseases in turf and ornamentals. For commercial production and in landscape areas around residential, municipal and commercial properties, field grown ornamentals and ornamentals in greenhouses, interiorscapes and other enclosed structures.

EPA Reg. No. 279-9654

EPA Est. No.

Active Ingredient:

| | |
|-------------------------|----------------|
| Fluoxastrobin | 0.25% |
| Other Ingredients | 99.75% |
| Total | 100.00% |

KEEP OUT OF REACH OF CHILDREN CAUTION

See inside booklet for additional precautionary statements and directions for use.

Sold by:



FMC Corporation
2929 Walnut Street
Philadelphia, PA 19104

Net Weight: 25 Pounds

| | | | |
|---------------|-------|----|-----------|
| FLUOXASTROBIN | GROUP | 11 | FUNGICIDE |
|---------------|-------|----|-----------|

| FIRST AID | |
|--|--|
| IF SWALLOWED: | <ul style="list-style-type: none"> • 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: | <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 5 minutes, then continue rinsing. • Call a poison control center or doctor for treatment advice. |
| HOTLINE NUMBER | |
| Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-331-3148 for emergency medical treatment information. | |
| For information regarding the use of this product call 1-800-321-1FMC(1362). | |

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wear protective eye wear. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- Long-sleeves and long pants
- Shoes plus socks
- Waterproof or chemical resistant gloves

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 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 |
|---|
| Users should: <ul style="list-style-type: none"> • Wash thoroughly with soap and water after handling and 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

This pesticide is toxic to fish and aquatic invertebrates. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. The active ingredient in this product can be persistent for several months or longer. Do not apply directly to water or to areas where surface water is present or to intertidal areas below the mean high water mark, or other sensitive areas that may be exposed to spray drift. Do not contaminate water when disposing of equipment washwater or rinseate.

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), notification to workers, 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.

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: long-sleeves and long pants or coveralls, shoes plus socks, and chemical resistant gloves.

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 out of treated area until dust has settled.

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.

For use to control diseases in ornamentals and turf on sod farms, golf courses, lawns and landscape areas around residential, institutional, public, commercial and industrial buildings, parks, recreational areas and athletic fields. Fame® Granular fungicide can also be used for control of diseases in the production of ornamentals in field grown ornamentals, greenhouses, commercial interiorscapes, and other enclosed structures.

PRODUCT INFORMATION

Fame® Granular fungicide is a broad-spectrum xylem systemic fungicide for the control of certain diseases in turf and ornamentals. Fame® Granular fungicide works by interfering with respiration in plant-pathogenic fungi, and is a potent inhibitor of spore germination and mycelial growth. Fame® Granular fungicide contains the sole active ingredient, fluoxastrobin, which moves rapidly into green tissue via translaminal and xylem movement. Roots of plants take up the active ingredient where it is translocated throughout the xylem of plants to provide internal inhibition of fungal growth and protect the plant from new infections. The broad spectrum of activity of Fame® Granular fungicide makes it an excellent choice as the foundation fungicide for turf and ornamental disease management programs. Other labeled fungicides can be used in alternation with Fame® Granular fungicide to cover all the major fungal diseases that attack most, if not all, major turfgrass and ornamental species.

UNDER CERTAIN CONDITIONS CONDUCTIVE TO EXTENDED INFECTION PERIODS, ADDITIONAL FUNGICIDE APPLICATIONS BEYOND THE NUMBER ALLOWED BY THIS LABEL MAY BE NEEDED. UNDER THESE CONDITIONS, USE ANOTHER MODE OF ACTION FUNGICIDE REGISTERED FOR THE DISEASE.

RESISTANCE MANAGEMENT RECOMMENDATIONS

For resistance management, Fame® Granular fungicide contains a Group 11 fungicide. Any fungal population may contain individuals naturally resistant to Fame® Granular fungicide and other Group 11 fungicides. A gradual or total loss of pest control may occur over time if these fungicides are used repeatedly in the same area. Appropriate resistance-management strategies should be followed.

To delay fungicide resistance, take one or more of the following steps:

- Rotate the use of Fame® Granular fungicide or other Group 11 fungicides within a growing season sequence with different groups that control the same pathogens.
- Use tank mixtures with fungicide from a different group that are equally effective on the target pest when such use is permitted. Use at least the minimum application rate as labeled by the manufacturer.

- Adopt an integrated disease management program for fungicide use that includes scouting, uses historical information related to pesticide use, and which considers host plant resistance, impact of environmental conditions on disease development, disease thresholds, as well as cultural, biological and other chemical control practices.
- Where possible, make use of predictive disease models to effectively time fungicide applications. Note that using predictive models alone is not sufficient to manage resistance.
- Monitor treated fungal populations for resistance development.
- Contact your local extension specialist or pest control advisor for any additional pesticide resistance-management and/or IPM recommendations for specific sites and pathogens.

For further information or to report suspected resistance contact your FMC Market Specialist, Distributor representative, or state extension personnel for specific practices or recommendations in your area.

APPLICATION GUIDELINES

Uniform application is necessary to provide good disease control. Calibrate granule application equipment before use.

| lb product/ acre | lb product/ 1000 sq ft | lb product/ 100 sq ft | lb fluoxastrobin/ acre |
|---------------------|---------------------------|--------------------------|---------------------------|
| 50 | 1.2 | 0.12 | 0.13 |
| 100 | 2.3 | 0.23 | 0.25 |
| 150 | 3.5 | 0.35 | 0.38 |
| 200 | 4.6 | 0.46 | 0.50 |

USE DIRECTIONS FOR TURFGRASS

Fame® Granular fungicide provides control of many important diseases in turf including but not limited to species of Bentgrass, Kentucky Bluegrass, Annual Bluegrass, Fescue, Ryegrass, Bermudagrass, St. Augustinegrass and Zoysiagrass. Fame® Granular fungicide should be used in conjunction with cultural practices that promote healthy, vigorous turf. These practices include nutrient management, thatch management, water management and judicious use of other pesticides.

For use in the establishment of turfgrass from seed or in overseeding of dormant turfgrass:

Fame® Granular fungicide may be used for control of certain turfgrass diseases associated with turfgrass establishment from seed. Fame® Granular fungicide may also be used during overseeding of dormant turfgrass.

Fame® Granular fungicide may be safely applied before or after seeding or at seedling germination and emergence to ryegrass, bentgrass, bluegrass, fescue, and other turfgrasses. Optimum application timing for control of seedling diseases is just prior to, during or just after seeding.

Restrictions and Application Information

- Single use application rates range from 50-200 lb/A (1.2-4.6 lb/1000 sq ft) product. The maximum single application rate is 200 lb/A (4.6 lb/1000 sq ft) product.
- DO NOT apply more than 800 lb (2.0 lb ai) of Fame® Granular fungicide per acre per year.
- There is a maximum number of 4 applications per year. Refer to the Directions for Use for the minimum retreatment interval for each disease.
- **Rate Ranges:** Under conditions of high disease pressure, use the higher specified rates, and/or the shortest application interval or both.
- For soil-borne diseases, use sufficient water to move the active ingredient into the crown and upper root zone.

DIRECTIONS FOR APPLICATION TO TURF

| | Disease Control | Use Rate (lb Product/ Acre) | Use Rate (lb Product/ 1,000 sq ft) | Application Interval (days) |
|--|---|-----------------------------|------------------------------------|-----------------------------|
| Use Preventatively. Begin applications when conditions are favorable for disease development. | Anthracnose* (Foliar Infection Phase) <i>(Colletotrichum cereale)</i> ¹ | 100-200 | 2.3-4.6 | 14-28 |
| | Anthracnose* (Crown Rot Phase) <i>(Colletotrichum cereale)</i> ¹ | 100-200 | 2.3-4.6 | 14-21 |
| | Brown Ring/Waitea Patch <i>(Waitea circinata)</i> ² | 100-200 | 2.3-4.6 | 14-28 |
| | Brown Patch <i>(Rhizoctonia solani)</i> | 50-200 | 1.2-4.6 | 14-28 |
| | Cool Weather Brown Patch/ Yellow Patch <i>(Rhizoctonia cerealis)</i> ³ | 100-200 | 2.3-4.6 | 28 |
| | Dollar Spot* <i>(Sclerotinia homoeocarpa)</i> ⁴ | 100-200 | 2.3-4.6 | 14- 21 |
| | Gray Leaf Spot* ⁵ <i>(Pyricularia grisea)</i> | 100-200 | 2.3-4.6 | 14-28 |
| | Leaf Spot <i>(Bipolaris sorokiniana)</i> | 100-200 | 2.3-4.6 | 14-21 |
| | Melting Out <i>(Drechslera poae)</i> | 100-200 | 2.3-4.6 | 14-21 |
| | Microdochium (Fusarium) Patch <i>(Microdochium nivale)</i> ⁶ | 100-200 | 2.3-4.6 | 14-28 |
| | Necrotic Ring Spot <i>(Leptosphaeria korrae)</i> | 150-200 | 3.5-4.6 | 14-28 |
| | Pink Patch <i>(Limonomyces roseipellis)</i> | 100-200 | 2.3-4.6 | 14-28 |
| | Pythium Blight * <i>(Pythium aphanidermatum)</i> ⁷ | 100-200 | 2.3-4.6 | 7-14 |
| | Pythium Root Rot <i>(Pythium spp.)</i> | 100-200 | 2.3-4.6 | 7-10 |
| | Pythium Damping Off <i>(Pythium spp.)</i> ⁸ | 100-200 | 2.3-4.6 | 7-10 |
| | Pythium Root Dysfunction <i>(Pythium volutum)</i> ⁹ | 150-200 | 1.6-4.6 | 14-28 |
| Red Thread <i>(Laetisaria luciformis)</i> | 100-200 | 2.3-4.6 | 14-28 | |

DIRECTIONS FOR APPLICATION TO TURF (cont'd)

| | Disease Control | Use Rate (lb Product/ Acre) | Use Rate (lb Product/ 1,000 sq ft) | Application Interval (days) |
|--|--|-----------------------------|------------------------------------|-----------------------------|
| Use Preventatively. Begin applications when conditions are favorable for disease development. | Snow Mold, Pink <i>(Microdochium nivale)</i> ¹⁰ | 100-200 | 2.3-4.6 | 28 |
| | Snow Mold, Typhula Blight <i>(Typhula incarnata)</i> ¹⁰ | 100-200 | 2.3-4.6 | 28 |
| | Southern Blight <i>(Sclerotium rolfsii)</i> | 100-200 | 2.3-4.6 | 14-28 |
| | Spring Dead Spot <i>(Ophiosphaerella korrae)</i> or <i>(Ophiosphaerella herpotricha)</i> ¹¹ | 100-200 | 2.3-4.6 | 14-28 |
| | Summer Patch <i>(Magnaporthe poae)</i> ¹² | 100-200 | 2.3-4.6 | 14-28 |
| | Take-All Patch <i>(Gaeumannomyces graminis var. avenae)</i> ¹³ | 100-200 | 2.3-4.6 | 28 |
| | Zoysia Patch Large Patch of Zoysia <i>(Rhizoctonia solani)</i> ¹⁴ | 100-200 | 2.3-4.6 | 1-28 |

*See **RESISTANCE MANAGEMENT** section when using Fame® Granular fungicide for control of these diseases.

- Under severe conditions, application with another fungicide labeled for control of Anthracnose may be needed.
- Not approved for use in California to control this disease.**
- Make one or two applications in fall or when conditions are favorable for disease development.
- Provides preventative control of light to moderate dollar spot pressure when used to control other diseases. Under heavy dollar spot pressure or where dollar spot is the only target, use the high specified rate in combination with or in alternation with other fungicides labeled for control of Dollar Spot.
- Begin applications before disease is present. Under heavy disease pressure use in combination with other fungicides labeled for control of Gray Leaf Spot.
- Begin applications when conditions are favorable for disease infection, prior to disease symptom development.
- Begin applications when conditions are favorable for disease infection, prior to disease symptom development. During periods of prolonged favorable conditions, treat on the 14-day application interval. When conditions are favorable for heavy Pythium Blight pressure use Fame® Granular fungicide in combination or alternation with another product registered for Pythium Blight control.
- Apply uniformly to the seed bed before, during or just after seeding. Lightly irrigate after application. Repeat application if conditions remain favorable for disease.
- Apply when conditions are favorable for disease development (when mean daily soil temperatures are between 50°F and 75°F).
- Apply 1 or 2 applications prior to permanent snow cover.
- Apply 1 or 2 applications approximately one month prior to Bermudagrass dormancy. Apply 1/4" to 1/2" of irrigation after application.
- Start applications in the spring when soil temperatures at 2" depth reach 60-65°F or is prescribed by local turf specialists.
- Begin applications before disease is present and continue applications while conditions are favorable for disease development. Make two applications in the spring and two applications in the fall.
- Make 1-2 applications in the fall before dormancy. Consult with local turfgrass experts for optimum timing in your area.

DIRECTIONS FOR APPLICATION TO TURF (cont'd)

| | Disease Control | Use Rate (lb Product/Acre) | Use Rate (lb Product/1,000 sq ft) | Application Interval (days) |
|----------------------------------|---|----------------------------|-----------------------------------|-----------------------------|
| Preventative and Curative | Fairy Ring <i>(Basidiomyces etc fungi)</i> ¹⁵ | 100-200 | 2.3-4.6 | 21-28 |
| | Rust <i>(Puccinia spp.)</i> ¹⁶ | 100-200 | 2.3-4.6 | 14-28 |
| | 15 Apply where Fairy Rings have been observed in the past or at the first sign of fairy ring development. Irrigate after application to move the fungicide into the root zone. Repeat as necessary. 16 Apply at the first sign of infection or when conditions are favorable for disease development. Repeat as necessary. | | | |
| Curative | Powdery Mildew <i>(Erysiphe graminis)</i> ¹⁷ | 100-200 | 2.3-4.6 | 14-28 |
| | 17 Apply at first sign of infection. Repeat as necessary. | | | |

| Spreader | GRANULAR SPREADER SETTINGS | | |
|-----------------|----------------------------|-------------------|------------------|
| | 2 lb/1,000 sq ft | 3 lb/ 1,000 sq ft | 4 lb/1,000 sq ft |
| Cyclone | 3 | 4 | 4 1/4 |
| Lely | 3 II | 4 II | 5 II |
| Lesco | 10 | 15 | 16 |
| Scotts R8A/SR-1 | I | K | L |
| Spyker | 3 | 3 1/2 | 4 1/4 |
| Vicon | 20 | 22 | 23 |

Note: Spreader settings are approximate starting points for calibrating equipment.

DIRECTIONS FOR APPLICATION TO ORNAMENTALS**

** Not for use in California

Fame® Granular fungicide is recommended for control of certain pathogens causing foliar, root and stem diseases of ornamentals. Applications can be made to plants growing in containers, benches, flats, plugs and beds in greenhouses, shadehouses, outdoor nurseries, field plantings, retail nurseries, interiorscapes, residential, public and commercial landscape areas.

Fame® Granular fungicide may be applied to control foliar, soilborne, seedling, and crown diseases of production ornamentals (greenhouse, shadehouse, container grown and field grown) when applied to the surface of the growing media or when incorporated into the growing mix before planting. Make applications prior to infection as healthy roots are necessary to optimize product uptake, systemic translocation and disease protection. Surface applications of Fame® Granular fungicide are not recommended where crops are watered through subsurface or flood irrigation systems.

Water in after application with enough water to completely wet the growing media.

Foliar Diseases

Fame® Granular fungicide will control certain foliar diseases of ornamentals when applications are made in advance of infection periods. The application must be made sufficiently in advance of foliar infection periods to allow the active ingredient to be translocated throughout the plants. Depending upon the plant species, the stage of growth and the environmental conditions, it may take 1-3 weeks for the fungicide to protect plants from foliar disease infection. The length of control will vary with the plant species and the pathogen.

Restriction and Application Information:

- Do not apply more than 2.2 lb active ingredient per acre per year.

For surface applications, apply at rates from 150-200 lb/A (3.5-4.6 lb/1,000 sq ft) product.

- Under light to moderate disease pressure, use the lower specified rate (3.5 lb/1,000 sq ft).
- When disease pressure is heavy, use the higher specified rate (4.6 lb/1,000 sq ft)

Additional application may be made at 28 day intervals as needed. May be incorporated into the growing mix before planting.

- Incorporate 18 oz Fame® Granular fungicide (0.0028 lb ai) per cubic yard uniformly throughout the potting mix.
- If this treated potting mix is used as a topdressing or soil amendment, do not use more than 1 cu ft of treated potting mix per 55.68 sq ft of soil surface.

The following diseases will be controlled by surface or potting mix applications of Fame® Granular fungicide.

| | Use Rate (lb Product/Acre) | Use Rate (lb Product/1,000 sq ft) | Use Rate (lb Product/100 sq ft) | Application Interval (days) |
|---|----------------------------|-----------------------------------|---------------------------------|-----------------------------|
| FOLIAR DISEASES | | | | |
| FLOWER BLIGHTS <i>Anthraxnose (Collectotrichum spp., Elsinoe spp.) Botrytis blight (Botrytis spp.)</i> | 150-200 | 3.5-4.6 | 0.35-0.46 | 28 |
| LEAF BLIGHTS/SPOTS <i>Ascochyta spp. Alternaria Leaf Spot (Alternaria spp.) Anthracnose (Collectotrichum spp., Elsinoe spp.) Cercospora Leaf Spot (Cercospora spp.) Downy Mildew (Peronospora spp., Pseudoperonospora spp., Plasmophora spp., Bremia spp.) Corynespora spp. Diplocarpon spp. Sclerotinia spp. Venturia spp. Myrothecium Leaf Spot (Myrothecium spp.) Septoria Leaf Spot (Septoria spp.)</i> | 150-200 | 3.5-4.6 | 0.35-0.46 | 28 |
| POWDERY MILDEWS <i>Erysiphe spp. Microsphaera azalea Sphaerotheca pannosa Podospaera spp., Uncinula spp.</i> | 150-200 | 3.5-4.6 | 0.35-0.46 | 28 |
| RUSTS <i>Needle Rust (Melampsora spp.) Phragmidium spp. Puccinia spp. Uromyces spp.</i> | 150-200 | 3.5-4.6 | 0.35-0.46 | 28 |
| SHOOT/STEM DISEASES | | | | |
| Crown Spray <i>Aerial/Shoot Blight (Phytophthora spp.)</i> | 150-200 | 3.5-4.6 | 0.35-0.46 | 28 |
| SOILBORNE DISEASES | | | | |
| <i>Rhizoctonia solani Sclerotium rolfsii Fusarium spp.</i> | 150-200 | 3.5-4.6 | 0.35-0.46 | 28 |

PLANT SAFETY: Fame® Granular fungicide has been shown to be safe when applied to the ornamental plants listed in the table below. However, due to the large number of genera, species and varieties of ornamental and nursery plants, it is impossible to test every variety or cultivar for tolerance to Fame® Granular fungicide. Neither the manufacturer nor the seller has determined whether or not Fame® Granular fungicide can be used safely on genera, species, or varieties of ornamental and nursery plants not specified on this label. The professional user should conduct small scale testing to insure plant safety prior to broad scale commercial use on plant genera and species not listed in this label.

RESTRICTION: DO NOT USE Fame® Granular Fungicide ON LEATHERLEAF FERN OR OTHER FERNS GROWN UNDER NATURAL OR ARTIFICIAL SHADE.

Plants that have been shown to be tolerant to Fame® Granular Fungicide

| | | |
|----------------|-----------------------|--------------|
| African Violet | Diascia | Nemesia |
| Ageratum | Dogwood | Osteospermum |
| Angelonia | Geranium | Pentas |
| Argyranthemum | Gerbera Daisy | Petunia |
| Bacopa | Hollyhock | Poinsettia |
| Begonia | Impatiens, New Guinea | Rose |
| Calibrachoa | Impatiens, Walleriana | Scaevola |
| Chrysanthemum | Lantana | Snapdragon |
| Coleus | Lobelia | Torenia |
| Dahlia | Lupine | Verbena |
| Dianthus | Monarda | Zinnia |

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE

Store in original container and keep tightly closed. Store in a cool dry place.

PESTICIDE DISPOSAL

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

CONTAINER HANDLING

Non-refillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Then dispose of bag in a sanitary landfill or by incineration, or (if allowed by State and local authorities) by burning. If burned, stay out of smoke. Then offer for recycling if available.

For help with any spill, leak, fire or exposure involving this material, call CHEMTREC day or night at 1-800-424-9300.

CONDITIONS OF SALE AND LIMITATION OF WARRANTY

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. Crop injury, ineffectiveness, or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions beyond the control of FMC or Seller. To the extent consistent with applicable law, all such risks shall be assumed by Buyer and User, and, to the extent consistent with applicable law, Buyer and User agree to hold FMC and Seller harmless for any claims relating to such factors.

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the Directions for Use when used in accordance with the directions under normal conditions of use. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, FMC MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE, NOR ANY OTHER EXPRESS OR IMPLIED WARRANTIES WITH RESPECT TO THE SELECTION, PURCHASE, OR USE OF THIS PRODUCT. Any warranties, express or implied, having been made are inapplicable if this product has been used contrary to label instructions, or under abnormal conditions, or under conditions not reasonably foreseeable to (or beyond the control of) seller or FMC, and, to the extent permitted by applicable law, buyer assumes the risk of any such use.

To the extent consistent with applicable law, FMC or seller shall not 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 FMC 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 FMC OR SELLER, THE REPLACEMENT OF THE PRODUCT.

This Condition of Sale and Limitation of Warranty and Liability may not be amended by any oral or written agreement.

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