Sebring® 480 FS

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 certain crops.

ACTIVE INGREDIENT:

Metalaxyl: N-(2,6-dimethylphenyl)-N-(methoxyacetyl)	
alanine methyl ester	4.08%
OTHER INGREDIENTS:	5.92%
TOTAL:	0.00%

Contains 4.0 pounds Metalaxyl per gallon (480 grams per liter).

CAUTION

SEE INSIDE BOOKLET FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

For Medical Emergencies, Call (877) 325-1840 For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300

EPA Reg. No. 55146-106

Manufactured for Nufarm Americas Inc. AGT Division 11901 S. Austin Avenue Alsip, IL 60803



Net Contents
2.5 Gal.
(9.46 L)
Nonrefillable Container

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 by the poison control center or doctor. DO NOT give anything by mouth to an unconscious person.	
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. Call a poison control center or doctor for treatment advice.	
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 INHALED	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.	

HOT LINE 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 1-877-325-1840 for emergency medical treatment information.

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)

Applicators and other handlers must wear:

- · Long-sleeved shirt and long pants,
- · Shoes and socks.
- Chemical-resistant gloves: barrier laminate or nitrile rubber ≥ 14 mils or neoprene rubber ≥ 14 mils or Viton ≥ 14 mils.

User Safety 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.

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.

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.

Maximum usage when applying both metalaxyl- and mefenoxam-containing products to the same crop within the same season: Do not apply more than the maximum yearly total application rate for the active ingredient as stated on the label of the product containing the lowest yearly total on that crop.

For crops that do not have a stated maximum yearly total application rate of the active ingredient, the maximum yearly total application rate for metalaxyl/mefenoxam for all applications (including seed treatments, foliar applications, soil applications) is 12.3 lb per acre per calendar year. **DO NOT** apply more than 12.3 lb total of the active ingredients, metalaxyl and mefenoxam per acre per calendar year.

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 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 ≥ 14 mils or neoprene rubber ≥ 14 mils or

PRODUCT INFORMATION

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.

RESISTANCE MANAGEMENT RECOMMENDATIONS

For resistance management, Sebring 480 FS Fungicide contains metalaxyl, a Group 4 fungicide. Any fungal population may contain individuals naturally resistant to Sebring 480 FS Fungicide and other Group 4 fungicides. A gradual or total loss of pest control may occur over time if these fungicides are used repeatedly in the same fields. Appropriate resistance-management strategies should be followed. To delay fungicide resistance, take one or more of the following steps:

- Rotate the use of this Sebring 480 FS Fungicide or other Group 4 fungicides within a growing season with different groups that control the same pathogens.
- Use tank mixtures with fungicides 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 crop rotation, 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 certified crop advisor for any additional pesticide resistance management and/or IPM recommendations for specific crops and pathogens.
- For further information or to report suspected resistance, contact Nufarm Americas Inc. at (855) 280- 6609. You can also contact your
 pesticide distributor or university extension specialist to report resistance.

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. Federal law requires that bags containing treated seed shall be labeled with the following information:

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 BAG LABELING REQUIREMENTS

Seed commercially treated with this product must be labeled in accordance with all applicable requirements of the Federal Seed Act. The user of this product is responsible for ensuring that the seed bag meets all requirements under the Federal Seed Act.

THE FEDERAL SEED ACT REQUIRES THAT BAGS CONTAINING TREATED SEEDS BE LABELED WITH THE FOLLOWING STATEMENTS:

This seed has been treated with Sebring 480 FS Fungicide (metalaxyl).

DO NOT use for feed, food, or oil purposes.

THE US ENVIRONMENTAL PROTECTION AGENCY REQUIRES THE FOLLOWING STATEMENTS ON BAGS CONTAINING SEEDS TREATED WITH Sebring 480 FS Fungicide (metalaxyl):

Store treated seed away from feed or foodstuffs.

DO NOT allow children, pets. or livestock to have access to treated seeds.

DO NOT use the same auger for treating seed that will handle commercial or feed grains.

DO NOT plant any crop not listed on this label within 30 days of planting Sebring 480 FS Fungicide-treated seed.

DO NOT harvest mustard greens. Rape greens grown and harvested from **Sebring 480 FS Fungicide**-treated seed must not be used for human and feed consumption. Rapeseed grown and harvested form **Sebring 480 FS 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.

Wear long pants, long-sleeved shirt, shoes plus socks, and chemical-resistant gloves made of any waterproof material when opening this bag or handling (e.g., loading, pouring) treated seed.

After treated seed has been planted, **DO NOT** enter or allow worker entry into areas planted with treated seeds during the restrictedentry interval (REI) of 24 hours. **EXCEPTION**: Workers may enter these areas without restriction if there will be no worker contact with the soil/media subsurface.

Treated seed exposed on soil surfaces may be hazardous to wildlife. Cover or collect treated seed spilled during loading and planting. **DO NOT** contaminate bodies of water when disposing of planting equipment washwater. If excess treated seed remains after planting, dispose of it by burying away from bodies of water.

DO NOT store leftover treated seed where there is a chance of it becoming mixed with untreated seed.

Store treated seed in cool, dry conditions.

Dispose of treated seed packaging in accordance with local requirements.

Excess treated seed may be used for ethanol production only if (1) by-products are not used for livestock feed and (2) no measurable residues of pesticides remain in the ethanol by-products that are used in agronomic practice.

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

DOMESTIC 03E			
СПОР	DISEASE	RATE (Fluid Ounces per 100 Pounds of Seed)	
Brassica Leafy Vegetables Broccoli (including 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)	Pythium damping-off control	0.50	
Beets, Garden & Sugarbeets	Pythium damping-off control	0.50	
	Pythium damping-off control	0.20 - 0.30	
Canola* Mustard Seed* Rapeseed*	DO NOT harvest mustard gre harvested from Sebring 480 FS be used for human and feed cor harvested from Sebring 480 FS F industrial uses and cannot be human/feed consumption.	Fungicide treated seed must not sumption. Rapeseed grown and Fungicide treated seed is only for	
Carrots*	Pythium damping-off control	0.50	
Cotton	Pythium seed rot and damping-off control	0.50 - 1.00	
Cucurbit Vegetables Chayote (fruit), Chinese waxgourd (Chinese preserving melon), Citron melon, Cucumber, Gherkin, Gourd (edible) (includes hyotan, cucuzza, hechima, Chinese okra), Momordica spp (includes balsam apple, balsam pear, bittermelon, Chinese cucumber), Muskmelon (including hybrids and/or varieties of Cucumis melo (including 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 (including hybrids and/or varieties of Citrullus spp.), Pumpkin, Squash (summer, winter including butternut squash, calabaza, hubbard squash, acorn squash, spaghetti squash).	Pythium damping-off control	0.50	
Forage Grasses Grasses grown for hay, grazing or silage, Corn (fodder or silage), Sorghum (hay or silage), and Small grain grown for hay, grazing or silage.	Pythium damping-off control	0.50	
Forage Legumes 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.	Pythium damping-off and early season Phytophthora control	0.50 - 1.00	

(continued)

DOMESTIC USE (Continued)			
CROP		DISEASE	RATE (Fluid Ounces per 100 Pounds of Seed)
Fruiting Vegetables Eggplant, Ground cherry (<i>Physalis</i> spp), Pepino, Pepper (includes bell pepper, chili pepper, cooking pepper, pimento, sweet pepper), Tomatillo, Tomato.		Pythium damping-off control	0.50
Grain Crops		Pythium damping-off control	0.50
Barley, Buckwheat, Corn (field Millet, Milo, Oats, Rye, Triticale	corn, sweet corn and popcorn), and Wheat.	Systemic downy mildew control of sweet corn	1.00
Use Rate Conversions for Field	l Corn		
	PRODUCT FLUID OUNCES /		MG AI / SEED
100 lb seed†	1000 seeds	80,000 seed count	MIC AL / GLED
0.50	0.0028	0.224	0.040
1.00	0.0056	0.448	0.080
* Based on standard number of 1786 seeds / lb (100,000 seeds / 56 lb bu) NOTE: To maintain mg ai / seed, adjust fluid ounces / 100 lb in proportion to the actual seeds / lb compared to the standard number of seeds / lb for that crop. For example if there are 1600 corn seeds / lb and the targeted rate is 0.040 mg ai / seed at a non adjusted rate of 0.50 fl. oz / 100 lb. of seed, use: (1600 ÷ 1786) x 0.50 = 0.45 fl. oz / 100 lb of seed.			
Leafy Vegetables 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 (including New Zealand and vine), Swiss chard.		Pythium damping-off control	0.50
		e DO NOT apply this product to spinach which is destined to be	
Legume Vegetables (except soybeans) Bean (Lupinus spp.) [includes grain lupin, sweet lupin, white lupin, white sweet lupin]; Bean (Phaseolus spp.) [includes field bean, kidney bean, lima bean (succulent or dry), navy bean, pinto bean, runner bean, snap bean, tepary bean, wax bean]; Bean (Vigna spp.) [includes adzuki bean, asparagus bean, blackeyed pea (succulent or dry), catjaing, Chinese longbean, cowpea (succulent or dry), Crowder pea, moth bean (succulent or dry), mung bean, rice bean, southern pea (succulent or dry), Urd bean, yardlong bean]; Broad bean (fava) (succulent or dry); Chickpea (garbanzo bean); Guar; Jackbean; Lablab bean (hyacinth); Lentil; Pea (Pisum spp.) [includes dwarf pea, edible-pod pea, English pea, field pea, garden pea, green pea, snow pea, sugar snap pea]; Pigeon pea (succulent or dry); Sword bean.		Pythium damping-off control	0.50
		Early season <i>Phytophthora</i> control	0.50
		Control of <i>Pythium</i> damping-off and systemic downy mildew of peas	1.00
Onions (dry bulb and green)		Pythium damping-off control	0.50
Peanuts*		Pythium seed rot and damping-off control	0.50
Rice*		Pythium damping-off control	0.50 - 1.00
		If using Sebring 480 FS treater mefenoxam for control of <i>Pythium</i> or bags containing Sebring 480 FS with this restriction.	

(continued)

DOMESTIC USE (Continued)

CROP		DISEASE	RATE (Fluid Ounces per 100 Pounds of Seed)
Root and Tuber Vegetables (except potato) 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).		Pythium damping-off control	0.50
		Pythium damping-off control	0.25 - 0.50
		Systemic downy mildew (races susceptible to chemical control)	0.50 - 2.00
Sorghum		Apply 0.50 – 1.00 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 1.00 – 2.00 fluid ounces of this product. Only high quality sorghum seed (90% germination and above) should be treated with this product.	
Soybeans		Pythium damping-off control and early season Phytophthora control	0.50 - 1.00
Use Rate Conversions for Soyb	eans		
	PRODUCT FLUID OUNCES /		
100 lb seed†	1000 seeds	80,000 seed count	MG AI / SEED
0.50	0.0017	0.136	0.024
1.00	0.0034	0.272	0.048
This product contains 14,195.5 mg metalaxyl (AI) / fluid ounce. † Based on standard number of 3000 seeds / Ib (150,000 seeds / 50 lb bu) To maintain mg ai / seed, adjust fluid ounces / 100 lb in proportion to the actual seeds / lb compared to the standard number of seeds / lb for that crop. For example if there are 2800 soybean seeds / lb and the targeted rate is 0.024 mg ai / seed at a non adjusted rate of 0.50 fl. oz / 100 lb. of seed, use: (2800 ÷ 3000) x 0.50 = 0.467 fl. oz / 100 lb of seed.			
Spinach*		Pythium damping-off control and early season Phytophthora control	0.50 - 1.00
		DO NOT apply this product to spinach which is destined to be grown in the greenhouse. Containers or bags containing Sebring 480 FS treated spinach seed must be labeled with this restriction.	
Sunflowers		Systemic downy mildew control	1.00 - 2.00
Turf Grasses Golf Courses, Home Lawns, Reclamation and Erosion Control Projects		Pythium damping-off control	1.00

^{*} 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.

CROP	DISEASE	RATE (Fluid Ounces per 100 Pounds of Seed)	
Brassica (Cole) Leafy Vegetables	Pythium damping-off control	0.50 - 1.00	
Canola	Pythium damping-off control	0.30 - 1.10 (20 - 66 ml per 100 Kg of seed)	
Corn	Pythium damping-off control	0.50 - 1.00	
Com	Systemic downy mildew control	2.00	
Cucurbit Vegetables	Pythium damping-off control	0.50	
Fruiting Vegetables	Pythium damping-off control	0.50 - 1.00	
Leafy Vegetables	Pythium damping-off control	0.50 - 1.00	
Millet	Pythium damping-off control	0.50 - 1.00	
Willet	Systemic downy mildew control	1.70	
Onions	Pythium damping-off control	0.50 - 1.00	
Peas	Pythium damping-off control and early season Phytophthora control	2.30	
Root and Tuber Vegetables	Pythium damping-off control	0.50 - 1.00	
(except potato)	DO NOT apply this product to potatoes.		
Carabana	Pythium damping-off control	0.50 - 1.00	
Sorghum	Systemic downy mildew control	3.50	
Sunflower	Systemic downy mildew control	6.00	

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.

CROP	DISEASE	RATE (Fluid Ounces per 100 Pounds of Seed)
Barley, Corn (field), Oats, Rye and Wheat		0.07 - 0.25
Beans (field, kidney, navy and pinto), Lentils, Peas and Soybeans	Aid in control of seed decay and	
Peanuts*	damping-off caused by <i>Pythium</i>	
Rice*		
Sunflowers		

^{*} 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 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.

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.

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 GOODDS, 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.

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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 THEIR NATURE OF PENALTIES RELATING TO THE GOODS SOLD, INCLUDING USE, APPLICATION, HANDLING, AND DISPOSAL. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, 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 RISING 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. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, 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.

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