



REDLINE COPY

[Bracketed text is optional]

[*Bracketed Italicized text is note to the reviewer.*]

S-2399 Technical Fungicide

THIS FUNGICIDE IS FOR FORMULATING USE ONLY.

| Active Ingredient | By Wt |
|-------------------------|-------------|
| Inpyrfluxam* | 97.4% |
| Other Ingredients | <u>2.6%</u> |
| Total | 100.0% |

*3-(difluoromethyl)-N-[(R)-2,3-dihydro-1,1,3-trimethyl-1H-inden-4-yl]-1-methyl-1H-pyrazole-4-carboxamide

KEEP OUT OF REACH OF CHILDREN

WARNING

[See [next] [page][panel] for Additional Precautionary Statements]

EPA Reg. No. 59639-233

NET WEIGHT _____

| 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 so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person. |
| If on skin: | <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 eye. • Call a poison control center or doctor for treatment advice. |
| If inhaled: | <ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for 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. For medical emergencies, call 1-800-892-0099 for treatment information. | |

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS

WARNING

May be fatal if swallowed. Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Harmful if inhaled. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

ENVIRONMENTAL HAZARDS:

This pesticide is toxic to fish. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean highwater mark. Do not contaminate water by disposing of equipment washwaters or rinsate.

[This language to be used for containers 50 pounds or larger.]

[Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.]

PHYSICAL OR CHEMICAL HAZARDS

Warning: May Form Combustible (Explosive) Dust – Air Mixtures

Keep away from all ignition sources including heat, sparks and flame. Keep container closed and grounded. Prevent dust accumulations to minimize explosion hazard

DIRECTIONS FOR USE

INSTRUCTIONS FOR FORMULATION

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

READ ENTIRE LABEL. USE STRICTLY IN ACCORDANCE WITH PRECAUTIONARY STATEMENTS AND DIRECTIONS, AND WITH APPLICABLE STATE AND FEDERAL REGULATIONS.

FOR FORMULATION OF S-2399 TECHNICAL FUNGICIDE CONTAINING FUNGICIDE PRODUCTS ONLY.

This product is only for use in the formulation of inpyrfluxam containing products. Products formulated with S-2399 Technical Fungicide will require registration with the U.S. Environmental Protection Agency. **Only For Formulation Into Products For The Following Uses:**

| TERRESTRIAL FOLIAR/SOIL FOOD USES |
|--|
| Individual Crops: Apple; Corn (Field, Pop and Sweet); Peanut; Soybean; Sugar Beet; Wheat |

| TERRESTRIAL SEED TREATMENT FOOD USES |
|---|
| Individual Crops: Dry-Seeded Rice; Soybean |

| TERRESTRIAL SEED TREATMENT NON-FOOD USES | |
|---|---|
| Crop Groups | Commodities |
| Crop Group 6 Legume Vegetables (except Soybean) | Bean (<i>Lupinus</i> spp.) (includes grain lupin, sweet lupin, white lupin, and white sweet lupin); bean (<i>Phaseolus</i> spp.) (includes field bean, kidney bean, lima bean, navy bean, pinto bean, runner bean, snap bean, tepary bean, wax bean); bean (<i>Vigna</i> spp.) (includes adzuki bean, asparagus bean, blackeyed pea, catjang, Chinese longbean, cowpea, Crowder pea, moth bean, mung bean, rice bean, southern pea, urd bean, yardlong bean); broad bean (fava); chickpea (garbanzo); guar; jackbean; lablab bean (hyacinth bean); lentil; pea (<i>Pisum</i> spp.) (includes dwarf pea, edible-podded pea, English pea, field pea, garden pea, green pea, snow pea, sugar snap pea); pigeon pea; sword bean |
| Crop Group 15 Cereal Grains (except Rice and Wild Rice) | Barley; buckwheat; corn (field, pop and sweet); millet, pearl; millet, proso; oats; popcorn; rye; sorghum (milo); teosinte; triticale; wheat |
| Subgroups | Commodities |
| Crop Subgroup 20A Rapeseed Subgroup (canola varieties) | Borage; canola, crambe; cuphea; echium; flax seed; gold of pleasure; hare's ear mustard; lesquerella; lunaria; meadowfoam; milkweed; mustard seed; oil radish; poppy seed; rapeseed; sesame; sweet rocket; cultivars, varieties, and/or hybrids of these |
| Individual Crops: | Sugar Beets |

- Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and
- Uses for experimental purposes that are in compliance with USEPA requirements.

**RISKS OF USING THIS PRODUCT,
LIMITED WARRANTY AND DISCLAIMER
AND LIMITATION OF LIABILITY**

IMPORTANT: Read the entire Label including this section titled Risks of Using this Product, Limited Warranty and Disclaimer, and Limitation of Liability before using this product. If the terms are not acceptable THEN DO NOT USE THE PRODUCT; rather, return the unopened product within 15 days of purchase for a refund of the purchase price.

RISKS OF USING THIS PRODUCT

The buyer and user (referred to collectively herein as "Buyer") of this product should be aware that there are inherent unintended risks associated with the use of this product which are impossible to eliminate. If the Buyer chooses not to accept these risks, THEN THIS PRODUCT SHOULD NOT BE USED. By using this product Buyer acknowledges and accepts these inherent unintended risks AND TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, AGREES THAT ALL SUCH RISKS ASSOCIATED WITH THE APPLICATION AND USE ARE ASSUMED BY THE BUYER.

The Directions for Use of this product must be followed carefully. Valent shall not be responsible for losses or damages resulting from use of this product in any manner not set forth on the label. To the extent consistent with applicable law, Buyer assumes all risks associated with the use of this product in any manner or under conditions not specifically directed or approved on the label.

LIMITED WARRANTY AND DISCLAIMER

Valent warrants only that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the label, under average use conditions, when used strictly in accordance with the label **and subject to the Risks of Using This Product as described above. To the extent consistent with applicable law, VALENT MAKES NO OTHER WARRANTIES, EITHER EXPRESSED OR IMPLIED.** No agent or representative of Valent or Seller is authorized to make or create any other express or implied warranty.

LIMITATION OF LIABILITY

To the extent consistent with applicable law, Valent or Seller is not liable for any incidental, consequential, indirect or special damages resulting from the use or handling of this product. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE BUYER, AND THE EXCLUSIVE MAXIMUM LIABILITY OF VALENT OR 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 THIS PRODUCT OR, AT THE ELECTION OF VALENT OR SELLER, THE REPLACEMENT OF THE PRODUCT.

PROMPT NOTICE OF CLAIM

To the extent consistent with applicable law allowing such requirements, Valent must be provided notice as soon as Buyer has reason to believe it may have a claim, but in no event later than twenty-one days from date of use.

To the extent consistent with applicable law, if Buyer does not notify Valent of any claims, in such period, it shall be barred from obtaining any remedy.

NO AMENDMENTS

Valent and Seller offer this product, and Buyer accepts it, subject to the foregoing **Risks of Using This Product, Limited Warranty and Disclaimer, and Limitation of Liability**, which may not be modified by any oral or written agreement.

STORAGE AND DISPOSAL

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

STORAGE

Keep pesticide in original container.

Store in a cool, dry, secure place.

Not for use or storage in or around the home.

Do not store or transport near feed or food.

For help with any spill, leak, fire or exposure involving this material, call day or night
(800) 892-0099.

PESTICIDE DISPOSAL

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

CONTAINER HANDLING

[For containers small enough to shake (less than 50 pounds).]

[Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying.

Triple rinse as follows: Empty remaining contents into application equipment or a mix tank. 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. Offer for recycling, if available or puncture and dispose of in a sanitary landfill or other procedures allowed by State and local authorities.]

[For containers too large to shake (larger than 50 pounds).]

[Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying.

Triple rinse as follows: Empty 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. Offer for recycling, if available or puncture and dispose of in a sanitary landfill or other procedures allowed by State and local authorities.]

[For nonrefillable bag containers.]

[Nonrefillable bag. Do not reuse or refill this bag. Completely empty bag by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into equipment. Do not reuse bag. Dispose of bag in a sanitary landfill or by other procedures allowed by State and local authorities. Offer for recycling if available.]

[For nonrefillable containers with a liner.]

[Nonrefillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into mixing equipment. Dispose of liner in a sanitary landfill or by other procedures allowed by state and local authorities. If drum is contaminated and cannot be reused¹, dispose of in the same manner.

¹Manufacturer may replace this phrase with one indicating whether and how fiber drum may be reused.]

RECYCLING

Once cleaned, some agricultural plastic pesticide containers can be taken to a container collection site or picked up for recycling. To find the nearest site, contact your chemical dealer or manufacturer, or contact the Ag Container Recycling Council (ACRC) at 877-952-2272 (toll free) or www.acrecycle.org.

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