

**FOR EMERGENCY EXEMPTION USE
ONLY IN THE STATE OF DELAWARE**

**FOR USE IN CANTALOUPE, CUCUMBERS,
SQUASH (SUMMER, WINTER AND PUMPKINS),
AND WATERMELONS**

ALL APPLICABLE DIRECTIONS, RESTRICTIONS, AND PRECAUTIONS ON THE REGISTERED PRODUCT LABEL FOR ACROBAT 50WP (EPA REG. NO. 241-410) ARE TO BE FOLLOWED.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. **THIS LABEL MUST BE IN THE POSSESSION OF THE USER AT THE TIME OF FUNGICIDE APPLICATION. DO NOT** apply this product through any type of irrigation system.

EXPIRATION DATE

This label expires September 30, 2002.

ENDANGERED SPECIES

Under the Endangered Species Act, it is a Federal Offense to use any pesticide in a manner that results in the death of an endangered species.

Application of this product must be consistent with state efforts to protect endangered and threatened species.

GENERAL INFORMATION

ACROBAT 50WP can be used in a preventative spray program to manage *Phytophthora capsici* in cantaloupes, cucumbers, squash (summer, winter and pumpkins), and watermelons. ACROBAT 50WP must be used in accordance with this Emergency Exemption Section 18 label.

The unique mode of action of ACROBAT 50WP makes it ideal for disease management programs where fungicide rotation is emphasized to help prevent the development of resistance. It is recommended that this product be used within an Integrated Pest Management Program.

In order to reduce the risk of the development of fungicide resistance, ACROBAT 50WP must be used as a tank-mix with fungicides, EXCEPT MEFENOXAM OR METALAXYL, registered for *Phytophthora capsici* management.

Carefully read, understand, and follow all directions and precautions.

Disease pressure and environmental conditions will determine the length of the spray interval. Sprayers should be properly calibrated before application. Determine the exact number of acres to be sprayed, and output per acre to determine how much ACROBAT 50WP and water is needed for accurate applications.

Any adverse effects resulting from the use of ACROBAT 50WP under this emergency exemption must be immediately reported to the Delaware Department of Agriculture.

MIXING INSTRUCTIONS

Fill the spray tank until it is approximately 1/2 full with clean water. Add ACROBAT 50WP to the spray tank while agitating. Agitation must be engaged prior to the addition of the product to obtain a complete and uniform mixture of ACROBAT 50WP.

COMPATIBILITY

The tank mixing behavior of this fungicide with other pesticides has not been fully investigated. If tank mixing with other pesticides is desirable, conduct a jar test with rates and volumes of carrier typically used in an agricultural application. Look for signs of separation, globules, sludge, flakes or other precipitates. **DO NOT** tank mix with the other pesticide if the jar test with ACROBAT 50WP has indicated incompatibility.

TANK MIXES WITH FUNGICIDES

DO NOT apply ACROBAT 50WP alone. ACROBAT 50WP **must be** used in a tank-mix with fungicides, EXCEPT MEFENOXAM OR METALAXYL, registered for *Phytophthora capsici* management. Refer to the respective tank-mix partner labeling for rates, methods of applications, proper timing, restrictions and precautions. Always use in accordance with the more restrictive label restrictions and precautions.

GROUND APPLICATION

Maximum benefit of ACROBAT 50WP from foliar applications requires thorough coverage inside and outside the plant canopy. To obtain thorough coverage of foliage, use proper spray pressure, a minimum of 20 gallons per acre, appropriate nozzles that provide uniform spray distribution and minimize drift, nozzle spacing and tractor speed.

AERIAL APPLICATION

Prior to aerial application, check the aircraft for uniformity of spray pattern, spray swath width and output. Use hollow cone or whirlplate nozzles. Point nozzles straight down or slightly backward. Uniformly apply with properly calibrated aerial equipment in 5 or more gallons of water per acre. If foliage is dense, use an output that will ensure optimum fungicide penetration. Spray swaths should be marked using flaggers who are in completely enclosed vehicles, counting rows, or by using some other marking device.

DO NOT apply when weather conditions favor drift.

ACROBAT 50WP Use Directions for Cantaloupes, Cucumbers, Squash (Summer, Winter and Pumpkins) and Watermelons.

Diseases Controlled	Rate Of ACROBAT 50WP per Application	Directions For Use	Restrictions
<i>Phytophthora capsici</i>	6.4 oz/acre	Begin applications when plants are 4-6 inches high or prior to the onset of disease infection. Apply 6.4 oz/acre of ACROBAT 50WP and spray to runoff. Applications should be made on a 5-10 day spray schedule ¹ .	DO NOT make more than 5 applications in any one season. DO NOT apply within 4 days of harvest. Do not apply more than 32 oz/acre/season

¹ Applications should be made on a 7-10 day schedule under low to moderate disease pressure. However, when environmental conditions have been conducive for the disease, or when the disease has been detected within the field or nearby, or under moderate to high disease pressure, a 5-7 day spray schedule is recommended.

FOLLOW CROP

Cantaloupe, cucumbers, squash (summer, winter, and pumpkins), and watermelons may be planted back anytime. For all other rotational crops please refer to other ACROBAT 50WP labeling.

RECOMMENDATIONS

It is recommended that this product be used within an Integrated Pest Management Program.

ADDITIONAL RESTRICTIONS

To reduce the possibility of developing *Phytophthora infestans* resistance to both ACROBAT 50WP and to mefenoxam or metalaxyl products, the tank mixing of ACROBAT 50WP with any of these products is STRICTLY PROHIBITED. *Phytophthora infestans* strains have developed resistance to some crop protection products after repeated use. Since the development of resistance cannot be predicted, ACROBAT 50WP should always be used in a resistance management program. Tank mixing and thorough spray coverage are necessary to minimize the development of *Phytophthora infestans* strains with resistance to ACROBAT 50WP.

DISCLAIMER

The label instructions for the use of this product reflect the opinion of experts based on research and field use. The directions are believed to be reliable and should be followed carefully. However, it is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the use of, or application of the product contrary to label instructions, all of which are beyond the control of BASF Corporation (BASF). All such risks shall be assumed by the user.

BASF shall not be responsible for losses or damages resulting from use of this product in any manner not set forth on this label. User assumes all risks associated with the use of this product in any manner not specifically set forth on this label.

BASF warrants only that the material contained herein conforms to the chemical description on the label and is reasonably fit for the use therein described when used in accordance with the directions for use, subject to the risks referred to above.

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BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF ACROBAT 50WP. In no case shall BASF or the seller be liable for consequential, special or indirect damages resulting from the use or handling of this product.

USES WITH OTHER PRODUCTS (TANK MIXES)

If this product is used in combination with any other product except as specifically recommended in writing by BASF, then BASF shall have no liability for any loss, damage, or injury arising out of its use in any such combination not so specifically recommended. If used in a combination recommended by BASF, the liability of BASF shall in no manner extend to any damage, loss or injury not directly caused by the inclusion of the BASF product in such combination use, and in any event shall be limited to return of the amount of the purchase price of the product.

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