



## SPECIMEN LABEL

**EPA REGISTRATION NO. 70299-22 • CALIFORNIA**

**ACTIVE INGREDIENTS:**

Mono- and di-potassium salts of phosphorus acid\* ..... 27.1%

\*Contains 17.7% phosphorus acid by wt.

Hydrogen Peroxide..... 14.0%

**OTHER INGREDIENTS:**..... 58.9%

**TOTAL:**..... 100.0%

\*Contains 2.96 pounds/gallon of mono- and di-potassium salts of phosphorous acid, equivalent to 1.93 pounds of phosphorous acid per gallon.

### KEEP OUT OF REACH OF CHILDREN DANGER – PELIGRO

*Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)*

#### FIRST AID

**If on skin or clothing**

- 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**

- 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 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 do so by a poison control center or doctor.
- Do not give anything by mouth to an unconscious person.

**If inhaled**

- Move person to fresh air.
- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.
- 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. For non-emergency information on this product, contact the National Pesticides Information Center (NPIC) at 1-800-858-7378, Monday through Friday, 8 AM to 12 PM PST, or at <http://npic.orst.edu>. In the event of a medical emergency, call the poison control center at 1-800-222-1222.

#### NOTE TO PHYSICIAN

Probable mucosal damage may contraindicate the use of gastric lavage.

#### PRECAUTIONARY STATEMENTS

##### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**DANGER:** Corrosive. Causes skin burns. Causes irreversible eye damage. Harmful if swallowed. Harmful if inhaled. Avoid breathing vapor or spray mist. Do not get in eyes, on skin, or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

#### PERSONAL PROTECTIVE EQUIPMENT (PPE)

Handlers who may be exposed to the undiluted product through mixing, loading, application, or other tasks must wear: coveralls over long-sleeved shirt and long pants, rubber gloves, chemical resistant footwear plus socks, and protective eyewear (goggles or face shield) Handlers who may be exposed to the dilute through application or other tasks must wear: long-sleeved shirt and long pants, and shoes plus socks. Follow manufacturer's instructions for cleaning / maintaining PPE. Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product. Do not reuse them. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

#### ENGINEERING CONTROLS

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) (4-5)], the handler PPE requirements may be reduced or modified as specified in the WPS. Important: When reduced PPE is worn because a closed system is being used, handlers must be provided all PPE specified above for "applicators and other handlers" and have such PPE immediately available for use in an emergency, such as a spill or equipment break-down.

#### USER SAFETY RECOMMENDATIONS

Users should remove clothing 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

For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment wash waters or rinseate. This pesticide is toxic to birds. This pesticide is toxic to fish and aquatic organisms. Do not apply to water. Drift and runoff from treated areas may be hazardous to fish and aquatic organisms in adjacent aquatic sites.

#### 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 through any irrigation system unless the chemigation instructions on this label are followed. 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 State or Tribal agency responsible for pesticide regulation.

#### 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 (REI). The requirements in this box apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow entry into treated areas during the Restricted Entry Interval (REI) of 4 hours. PPE required for early entry into 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-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks

There is a Restricted Entry Interval (REI) of zero (0) hours for chemigation, pre-plant dip, seed treatment, soil drench, soil incorporation, tree injection or paint, or other non-spraying application methods when used in enclosed environments such as glasshouses and greenhouses.

For field applications: Keep unprotected persons out of treated areas until sprays have dried.

**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. For other uses including golf courses and other non-agricultural uses, do not enter treated areas without protective clothing until sprays have dried.

OxiPhos is a liquid bactericide/fungicide used to treat and control plant pathogens on indoor and outdoor-grown crops including but not limited to: fruiting vegetables, leafy vegetables, cucurbit crops, and grapes;

ornamental, nursery, and landscape plants, bedding plants and turf. Apply OxiPhos up to and including the day of harvest.

**APPLICATION DIRECTIONS**

Mixing this product with certain surfactants, foliar fertilizers, or other pesticides can cause crop injury. Determine crop sensitivity to a particular combination by spraying a small area of foliage and fruit. Evaluate 3 to 7 days later for adverse effects.

Do not use at higher than labeled rates as leaf burn may result. Not every species or variety of plants have been tested for its tolerance to this product. Since OxiPhos has not been tested on all plant species, it is always advisable to test OxiPhos on a few plants before treating large numbers.

Determine the compatibility of this product with any other product by mixing approximately 1 pint of this product spray solution with other products in the same proportion and order as the contemplated use. The mixture will typically show signs of incompatibility within 5 to 15 minutes. Do not use this mixture if any signs of incompatibility appear. If a tank mixture is being considered, read and follow all directions and precautions on this product label and on the labels of any products that will be used in the tank mixture.

Mixing of this product with other products has been known to increase the salt content and the potential for fruit burn. Environmental factors that could exasperate burn potential include applying product during the following conditions: 1) temperatures above 90°F, 2) shortly after a rain event, 3) during color break of the fruit. Apply with extreme caution when these conditions exist. Determine crop sensitivity to these factors by spraying small areas of foliage and fruit. Evaluate 7 to 10 days later for adverse effects.

**PREHARVEST INTERVAL**

PHI = zero (0) days. OxiPhos can be sprayed up to and including the day of harvest.

**APPLICATION RATES AND DIRECTIONS CHART**

Use OxiPhos on the following indoor and outdoor-grown crops including but not limited to: fruiting vegetables, leafy vegetables, cucurbit crops, cole crops and grapes.

CROP	DISEASE	DIRECTIONS
<b>Citrus Crops:</b> <i>Including, but not limited to:</i> Citrus Hybrids, Grapefruit, Kumquat, Lemon, Limes, Orange, Tangerine	Root Rot ( <i>Phytophthora</i> spp.)	<b>Drench:</b> 1:100-1:200. As a seedling drench, mix 0.5-1.0 gallon per 100 gallons of water. Apply 0.5 pints of solution per seedling in a 2 gallon soil sleeve or pot. Test for phytotoxicity on seedlings when using highest rate.
<b>Cole Crops:</b> <i>Including, but not limited to:</i> Broccoli, Brussels Sprouts, Cabbage, Cauliflower, Collards, Kale	Downy Mildew	<b>Foliar Spray:</b> 2.0-5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7-14 day interval.
<b>Cucurbit Crops:</b> <i>Including, but not limited to:</i> Cucumber, Melons, Pumpkin, Squash	Downy Mildew	<b>Foliar Spray:</b> 2.0-5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7-14 day interval.
	Powdery Mildew	<b>Foliar Spray:</b> 5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7 day interval.
<b>Fruiting Vegetables:</b> <i>Including, but not limited to:</i> Eggplant, Peppers, Tomato, Tomatillo	Bacterial Spot	<b>Foliar Spray:</b> 4.0-5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7-14 day interval.
<b>Grapes</b>	Powdery Mildew	<b>Foliar Spray:</b> 5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7-14 day interval.

CROP	DISEASE	DIRECTIONS
<b>Hops</b>	Downy Mildew	<b>Foliar Spray:</b> 5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7-14 day interval.
<b>Leafy Vegetables:</b> <i>Including, but not limited to:</i> Arugula, Celery, Chicory Root, Endive, Fennel, Lettuce Spinach, Rhubarb, Radicchio, Swiss Chard	Downy Mildew, Powdery Mildew	<b>Foliar Spray:</b> 1.0-5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure complete coverage of foliage. Repeat applications on a 7-14 day interval.
<b>Pome Fruit:</b> <i>Including, but not limited to:</i> Apple, Pear	Fly Speck, Sooty Blotch	<b>Foliar Spray:</b> 1.3-5.0 quarts/A. Apply product as a dilute spray (not to exceed 2.5% v/v (1:40) concentration in water). Ensure thorough spray coverage.
<b>Potato</b>	Late Blight ( <i>Phytophthora infestans</i> )	<b>Foliar Spray:</b> 4.0-10 quarts/A. Apply once every 7-14 days depending on disease conditions. Product can be rotated with other fungicides labeled for Late Blight.
<b>Potato</b> Postharvest	Pink Rot ( <i>Phytophthora erythroseptica</i> ), Late Blight ( <i>Phytophthora infestans</i> ), Pythium Leak ( <i>Pythium</i> spp.)	<b>Postharvest Spray:</b> 12.8-25.6 fl. oz./ton of potatoes. Mix product in 0.25-1.0 gallon of water per ton of potatoes. Ensure complete and even coverage.  Use higher rates when high disease pressure is expected due to wet conditions in the field.
<b>Sugarbeet</b>	Botrytis Storage Rot	<b>Postharvest Spray:</b> 2.56-12.8 fl. oz./ton. Mix in 0.25-0.5 gallons of water per ton and spray thoroughly before going into storage.

### NURSERIES, GREENHOUSES, SHADEHOUSES, AND ORNAMENTAL PLANTS

Apply this product for effective control of Downy Mildew. Make applications before disease development and in conjunction with good cultural management practices. Use higher rate of application when disease pressure is severe. To prevent plant injury, do not exceed the rates or application frequency. Do not apply to plants that are heat or moisture stressed.

CROPS/USE SITES	DISEASES
Indoor, outdoor, and shade or other cover-grown ornamental trees and shrubs, flowering plants, foliage plants, tropical plants, potted plants, potted or cut flowers, bedding plants, forestry seedlings, conifer production for reforestation, fruit trees, vegetables and other crops grown in greenhouses or nurseries, or other cover, interiorscapes, and landscapes.	Downy Mildew

DISEASE	DILUTION RATE	DIRECTIONS
Downy Mildew	1:100	<b>Foliar Spray:</b> 4.0 quarts per 100 gallons of water. Apply at first sign of disease and repeat as needed at a 7-14 day interval. Ensure thorough wetness of all foliage. Use the higher rate when disease pressure is severe.

#### CHEMIGATION:

##### General Requirements -

- Apply this product only through a drip system or sprinkler including center pivot, lateral move, end tow, side (wheel) roll, traveler, big gun, solid set, hand move, flood (basin), furrow, border or drip (trickle) irrigation systems. Do not apply this product through any other type of irrigation system.
- Crop injury, lack of effectiveness, or illegal pesticide residues in the crop can result from non-uniform distribution of treated water.
- If you have questions about calibration, contact State Extension Service specialists, equipment manufacturers or other experts.
- Do not connect an irrigation system (including greenhouse systems) used for pesticide application to a public water system unless the pesticide label-prescribed safety devices for public water systems are in place.
- A person knowledgeable of the chemigation system and responsible for its operation, or under the supervision of the responsible person, shall shut the system down and make necessary adjustments as needed.
- Posting of areas to be chemigated is required when 1) any part of a treated area is within 300 feet of sensitive areas such as residential areas, labor camps, businesses, day care centers, hospitals, in-patient clinics, nursing

- homes or any public areas such as schools, parks, playgrounds, or other public facilities not including public roads, or 2) when the chemigated area is open to the public such as golf courses or retail greenhouses.
- Posting must conform to the following requirements. Treated areas shall be posted with signs at all usual points of entry and along likely routes of approach from the listed sensitive areas. When there are no usual points of entry, signs must be posted in the corners of the treated areas and in any other location affording maximum visibility to sensitive areas. The printed side of the sign must face away from the treated area towards the sensitive area. The signs shall be printed in English. Signs must be posted prior to application and must remain posted until foliage has dried and soil surface water has disappeared. Signs may remain in place indefinitely as long as they are composed of materials to prevent deterioration and maintain legibility for the duration of the posting period.
- All words shall consist of letters at least 2.5 inches tall, and all letters and the symbol shall be a color which sharply contrasts with their immediate background. At the top of the sign shall be the words KEEP OUT, followed by an octagonal stop sign symbol at least 8 inches in diameter containing the word STOP. Below the symbol shall be the words PESTICIDES IN IRRIGATION WATER.

### **Specific Requirements for Chemigation Systems Connected to Public Water Systems -**

1. Public water system means a system for the provision to the public of piped water for human consumption if such system has at least 15 service connections or regularly serves an average of at least 25 individuals daily at least 60 days out of the year.
2. Chemigation systems connected to public water systems must contain a functional, reduced-pressure zone, backflow preventer (RPZ) or the functional equivalent in the water supply line upstream from the point of pesticide introduction. As an option to the RPZ, the water from the public water system must be discharged into a reservoir tank prior to pesticide introduction. There shall be a complete physical break (air gap) between the outlet end of the fill pipe and the top or overflow rim of the reservoir tank of at least twice the inside diameter of the fill pipe.
3. The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.
4. The pesticide injection pipeline must contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
5. The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops or in cases where there is no water pump, when the water pressure decreases to the point where pesticide distribution is adversely affected.
6. Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump) effectively designed and constructed of materials that are compatible with pesticides and capable of being fitted with a system interlock.
7. Do not apply when wind speed favors drift beyond the area intended for treatment.

### **Specific Requirements for Sprinkler Chemigation -**

1. The system must contain a functional check valve, vacuum relief valve and low-pressure drain appropriately located on the irrigation pipeline to prevent water source contamination from backflow.
2. The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.
3. The pesticide injection pipeline must also contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
4. The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops.
5. The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
6. Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump) effectively designed and constructed of materials that are compatible with pesticides and capable of being filled with a system interlock.
7. Do not apply when wind speed favors drift beyond the area intended for treatment.

### **Specific Requirements for Flood (Basin), Furrow and Border Chemigation -**

1. Systems using a gravity flow pesticide dispensing system must meter the pesticide into the water at the head of the field and downstream of a hydraulic discontinuity such as a drop structure or weir box to decrease potential for water source contamination from backflow if water flow stops.
2. The systems utilizing a pressurized water and pesticide injection system must meet the following requirements:
  - a. The system must contain a functional check valve, vacuum relief valve and low-pressure drain appropriately located on the irrigation pipeline to prevent water source contamination from backflow.

- b. The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.
- c. The pesticide injection pipeline must also contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
- d. The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops.
- e. The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
- f. Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump) effectively designed and constructed of materials that are compatible with pesticides and capable of being filled with a system interlock.

### **Specific Requirements for Drip (Trickle) Chemigation -**

1. The system must contain a functional check valve, a vacuum relief valve and low-pressure drain appropriately located on the irrigation pipeline to prevent water source contamination from backflow.
2. The pesticide injection pipeline must contain a functional, automatic, quick-closing check valve to prevent the flow of fluid back toward the injection pump.
3. The pesticide injection pipeline must also contain a functional, normally closed, solenoid-operated valve located on the intake side of the injection pump and connected to the system interlock to prevent fluid from being withdrawn from the supply tank when the irrigation system is either automatically or manually shut down.
4. The system must contain functional interlocking controls to automatically shut off the pesticide injection pump when the water pump motor stops.
5. The irrigation line or water pump must include a functional pressure switch which will stop the water pump motor when the water pressure decreases to the point where pesticide distribution is adversely affected.
6. Systems must use a metering pump, such as a positive displacement injection pump (e.g., diaphragm pump) effectively designed and constructed of materials that are compatible with pesticides and capable of being filled with a system interlock.

### **Application Instructions -**

1. Remove scale, pesticide residues, and other foreign matter from the chemical supply tank and entire injector system. Flush with clean water until no scale or pesticide residues are present. Failure to provide a clean tank, void of scale or residues may cause product to lose effectiveness or strength.
2. Determine the treatment rates as indicated in the directions for use and make proper dilutions.
3. Prepare a solution in the chemical tank by filling the tank with the required amount of water and then adding product as required. The product will immediately go into suspension without any agitation.
4. Do not apply OxiPhos in conjunction with any other pesticides or fertilizers; this has the potential to cause reduced performance of the product.

### **STORAGE AND DISPOSAL**

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

**PESTICIDE STORAGE:** Store in original containers in a cool, well-ventilated area, away from direct sunlight. Do not allow product to become overheated in storage. This may cause increased degradation of the product, which will decrease product effectiveness. In case of spill, flood area with large quantities of water. Do not store in a manner where cross-contamination with other pesticides or fertilizers could occur.

**PESTICIDE DISPOSAL:** Pesticide wastes may be hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label directions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

**CONTAINER HANDLING: (Containers equal to or less than 5 gallons):** 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. Fill the container ¼ 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 if available or puncture and dispose of in a sanitary landfill, or by incineration. Do not burn, unless allowed by state and local ordinances. If burned, stay out of smoke. **(Containers greater than 5 gallons):** 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. Fill the container ¼ 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. 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 if available or puncture and dispose of in a sanitary landfill, or by incineration. Do not burn, unless allowed by state and local ordinances. If burned, stay out of smoke.

### **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. Crop injury, or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of BIOSAFE SYSTEMS LLC or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold BIOSAFE SYSTEMS LLC and Seller harmless for any claims relating to such factors, to the extent consistent with applicable law.

BIOSAFE SYSTEMS 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. To the extent consistent with applicable law, this warranty does not extend to the use of the product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or BIOSAFE SYSTEMS LLC, and Buyer and User assume the risk of any such use. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BIOSAFE SYSTEMS LLC MAKES NO WARRANTIES OF MERCHANTABILITY FOR A PARTICULAR PURPOSE, NOR ANY OTHER EXPRESSED OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

To the extent consistent with applicable law, in no event shall BIOSAFE SYSTEMS LLC or Seller 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 BIOSAFE SYSTEMS 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 BIOSAFE SYSTEMS LLC OR SELLER, THE REPLACEMENT OF THE PRODUCT.

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For additional information on OxiPhos<sup>®</sup>, call us toll-free at 1.888.273.3088 or visit [www.biosafesystems.com](http://www.biosafesystems.com).

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