November 6, 2019

To: Distribution list as noted

From: Darin Sloan, Insecticide Portfolio Manager

FMC Corporation is providing this Notice to you in compliance with a recent Settlement Agreement FMC has entered into with the State of California as of October 9, 2019 regarding products containing the active ingredient chlorpyrifos. For FMC, this settlement primarily involves the California registration and sale of FMC’s product “Stallion® Brand Insecticide” (CA #279-9545-ZA) (and also includes a dormant FMC registration in California with no product for sale for Bolton Insecticide (CA #279-3581-AA)).

The agreement is similar to a series of recent settlement actions involving all companies holding registrations for products containing chlorpyrifos in California.

On behalf of FMC I would like to thank our partners, who have stewarded and supported all of our products in California. Your participation and our working relationships are vital to the successful future of agriculture, and we look forward to our continued work together to bring effective and innovative crop protection products to the market.

In August 2019, California moved to cancel certain California registrations of a number of company’s products containing chlorpyrifos, including FMC. FMC has denied the allegations made by the State regarding its products in formal filings in those proceedings. At the same time, FMC participated with the State and with other chlorpyrifos-product registrants in developing this settlement to provide certainty for its customers and the best opportunity for California growers to have a transition period. This approach allowed us to negotiate favorable terms for existing California stocks, among other things.

The timeline for ending sales and use in California for Stallion® Brand Insecticide (CA #279-9545-ZA) and Bolton Insecticide (CA #279-3581-AA) from FMC under the Settlement Agreement is as follows:

- FMC Corporation’s California registration of Stallion Brand Insecticide (CA #279-9545-ZA) will voluntarily lapse as of December 31, 2019 (as well as for the dormant registration Bolton Insecticide (CA #279-3581-AA)).

- FMC Corporation will cease sales of Stallion® Brand Insecticide (CA #279-9545-ZA) in California by November 8, 2019, which is 30 days after the effective date of the agreement (and will not sell any Bolton Insecticide (CA #279-3581-AA) after that date as it is a dormant registration).

- Dealers and distributors of Stallion® Brand Insecticide (CA #279-9545-ZA) must cease sales in California by February 6, 2020, which is 120 days after the effective date of the agreement (and must also cease sales of any Bolton Insecticide (CA #279-3581-AA) as of that date).
• Users may continue to use Stallion® Brand Insecticide (CA #279-9545-ZA) (and any Bolton Insecticide (CA #279-3581-AA) in California until December 31, 2020 - by which date all possession and use in California must cease. Please note that all use must comply with approved labeling for the products, with the chlorpyrifos Interim Recommended Permit Conditions issued by the Department in November 2018, and with any other use restrictions imposed by the local county agricultural commissioner.

• FMC Corporation will “take-back” Stallion® Brand Insecticide (CA #279-9545-ZA) (and any Bolton Insecticide (CA #279-3581-AA) in California through normal business practices and channels through December 31, 2021.

The California Department of Pesticide Regulation also issued its own Press Release/Notice of this settlement on October 9, 2019.

This Notice from FMC will also be posted on the FMC Corporation website. For any questions or additional information, please contact FMC at 888-593-6224. Thank you again for your support.

Sincerely,

Darin Sloan
Insecticide Portfolio Manager
FMC Corporation