

## 7.0 2016 PHYTOGEN® COTTONSEED: REPLANT POLICY

FIELDS ORIGINALLY PLANTED TO PHYTOGEN® COTTONSEED THAT HAVE AN INSUFFICIENT STAND AND ARE REPLANTED BACK TO PHYTOGEN COTTON ARE ELIGIBLE FOR THE PHYTOGEN GERmplasm, PREMIUM FACTORY SEED TREATMENT & TRAITS REPLANT POLICY.

ORIGINAL PLANTED PRODUCT REPLANT		REPLANT DISCOUNT PROCESS PROGRAM	
ORIGINAL PRODUCT	DESCRIPTION		REPLANTED TO PHYTOGEN® COTTONSEED
PhytoGen® cottonseed germplasm and premium factory seed treatment (if applicable)	PhytoGen cottonseed planted in Zones: <b>A, B, D, E, F, G, H &amp; I</b>	Grower Cost \$85	<p><b>Retailer Invoicing to the Grower:</b></p> <p>The retailer should invoice the grower \$85 per unit for the applicable and documented replant units.</p> <p><b>Reconciliation with Retailer:</b></p> <p>Retailer receives check for Retail List Price of original planted PhytoGen germplasm and premium factory seed treatment minus \$85 per unit replant</p>
PhytoGen® cottonseed germplasm and premium factory seed treatment (if applicable)	PhytoGen cottonseed planted in Zone: C	Grower Cost \$50	<p><b>Retailer Invoicing to the Grower:</b></p> <p>The retailer should invoice the grower \$50 per unit for the applicable and documented replant units.</p> <p><b>Reconciliation with Retailer:</b></p> <p>Retailer receives check for Retail List Price of original planted PhytoGen® germplasm and premium factory seed treatment minus \$50 per unit replant seed cost.*</p>
Dow AgroSciences Sourced Trait Technologies	PhytoGen® cottonseed containing one of the following cotton traits: RF, WRF, W3RF, W3FE	100%	<p><b>Retailer Invoicing to the Grower:</b></p> <p>The retailer should not invoice the grower for DAS Sourced Technology Fees on the applicable and documented replant units.</p> <p><b>Reconciliation with Retailer:</b></p> <p>Retailer will be issued a credit on account for the list price of the applicable DAS Source Technology Fees according to the reported GPOS/EDI data for these replant units.</p>

\*Replanted Seed must be a similar PhytoGen seed treatment as originally planted PhytoGen seed. The original crop will receive the replant credit and if a higher priced replant seed is chosen, grower will be responsible for any additional charges.

## **7.1 TO QUALIFY FOR PHYTOGEN REPLANT SERVICE POLICY THE FOLLOWING CONDITIONS MUST BE MET:**

- PhytoGen® cottonseed is planted in the eligible states: Alabama, Arizona, Arkansas, California, Florida, Georgia, Kansas, Louisiana, Mississippi, Missouri, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas and Virginia.
- The grower has the appropriate and valid trait licenses, including but not limited to a Dow AgroSciences Technology Use Agreement.
- Replant claims are limited only to those fields that were originally planted to PhytoGen cottonseed in the current crop year and those same field(s) are those that must be replanted.
- The insufficient stand of PhytoGen cottonseed must occur in an area of 10 or more acres before any replant claim may be filed.
- The appropriate PhytoGen sales representative is notified within 30 days of the original planting and prior to replanting or destruction of the crop.
- The retailer or grower promptly provides proof of purchase to support the replant claim. The proof of purchase is the invoice from the retailer to the grower for the original seed purchase as well as the replanted units. This documentation must include date, retailer name and address, grower name and address, variety and quantity purchased.
- The grower promptly provides all necessary information requested by the retailer and PhytoGen to complete the claim, including seed variety, planting date, crop protection products used or other pertinent information that may have affected the crop stand and must sign a Claim Release Form, when appropriate.
- PhytoGen sales representative completes all necessary documentation and submits the replant claim for final approval and reimbursement.
- Reimbursement for the germplasm and factory seed treatment on a Replant Claim will be in the form of a check to the retailer.
- PhytoGen cottonseed replant claim is submitted by July 14, 2017. Replant claims received after this date will not be eligible for reimbursement.

## **7.2 PHYTOGEN REPLANT CLAIM AUDITS & RECONCILIATION:**

- PhytoGen reserves the right to audit dealer sales and grower replant claims at any time. Reimbursement decisions are at the sole discretion of PhytoGen and shall be final and binding.
- PhytoGen® cottonseed replant reimbursement is contingent upon verification of purchase of the original seed, purchase of replant seed, and confirmation of stand loss.
- All replant cottonseed units associated with the PhytoGen replant policy that are processed through authorized retailer locations must be reported through EDI.
- THE RETAILER WHO FILES THE REPLANT CLAIM will receive the replant reimbursement check for the originally planted qualifying PhytoGen seed and premium seed treatment (if applicable).
- PhytoGen Trait Technology fees will be credited to the respective retailer account prior to trait invoicing on July 25th, 2017 for approved replanted units.
- All replant units will be deducted from the 2016-2017 PhytoGen Retailer Programs.
- The grower is responsible for any additional replant expenses not covered by the PhytoGen cottonseed replant policy.