

Exhibit 33

**MINUTES OF
ARKANSAS STATE PLANT BOARD
PESTICIDE COMMITTEE MEETING**

January 20, 2017

Members Present: Chairman Otis Howe, Robert Campbell, Dr. Rick Cartwright, Marty Eaton, Danny Finch, Greg Hay, Jerry Hyde, Larry Jayroe, Jammy Turner, and Ray Vester.

Conference Call: Kyle Baltz and Dr. Jason Norsworthy

Absent: Dennie Stokes

Staff Present: Director Terry Walker, Linda Luebke, Lisa Clark, Kandace Buckner, Dana McGinty, Jessica Walters, Leigh Gibson, Brandy Reynolds, Susie Nichols

Others Present: Jennifer Craun, Dr. Ford Baldwin, Dr. Tom Barber, Terry Fuller, Dr. Dennis Gardisser, Dr. Michael Kenty, Ples Spradley, Wes Ward, Mark Wayland, Richie Workman, and other guests

Chairman Otis Howe called the meeting to order at 1:30 A.M. and asked the Pesticide Committee Members present and all others present to introduce themselves.

Chairman Howe introduced the first item on the agenda to be presented to the Pesticide Committee which was discussion of rules for prior studies and testing by independent third party research. Mr. Howe stated that the Board chose not to go forward with the regulation per the advice of the Attorney General's (AG) office. Mr. Howe then referred to the Governor's letter (Attachment 1) in which the Plant Board was advised to more clearly define the methods and research that would be required. At this time Mr. Howe turned the floor over to Plant Board Director, Mr. Terry Walker.

Mr. Walker introduced a draft copy of the "Adopted: November 21, 2016, Regulation No. 7. Registration of Pesticides" (Attachment 2) and stated the Pesticide Committee had two (2) options:

- 1) There is an adopted rule in place the Pesticide Committee can go forward with or
- 2) Start from scratch and develop a new rule.

Mr. Walker continued by explaining that the adopted rule (see top section of Attachment 2) was very short and not real detailed and based on the governor's letter there may be more detail needed. Mr. Walker then pointed out as a mechanism for discussion on the bottom of the draft copy the "Draft Discussion Version – Jan. 2017, Regulation No. 7." (see Attachment 2).

Chairman Howe stated at a meeting with the Governor, at which Secretary of Agriculture, Mr. Wes Ward, was also present, it was agreed on just products that deemed possibly problematic would need to be tested by the University of Arkansas.

Mr. Ward confirmed Mr. Howe's statement and stated the Governor's concern regarding not wanting to over regulate but still provide certainty for the manufacturers on what they have to do to comply and exactly what the process would be if the manufacturers had a new product. Mr. Ward stated some terms that probably needed to be defined would be for example: what is independent third party research, what qualifies as such; for localized research, is it Arkansas, Mississippi, Missouri, Louisiana. Mr. Ward also stated it should be a requirement to put the request of additional research in writing.

At this point in time Chairman Howe turned the floor over to Plant Board Director, Mr. Walker, to go over the adopted and the draft discussion version of Regulation No. 7. (Attachment 2).

While Mr. Walker went over the adopted and draft discussion version of Regulation No. 7. the Pesticide Committee discussed the various sections of both versions of Regulation No. 7. and made various suggestions on changes that needed to be made to the draft. During one of the discussion Mr. Jammy Turner raised the question if it would not be better for a working group to collaborate with the Governor's office on drafting a language for this rule. The response was that according to the Governor's letter the Plant Board had to submit a solution within 45 days and the Pesticide Committee was only creating a first draft to be presented to the Governor.

Committee Member Larry Jayroe made a motion to keep the adopted version of Regulation 7., to add the bottom part of the draft discussion version where it starts at line 16 "University of Arkansas System Division...", and to add, based on Dr. Rick Carwright's statement, "...and environmentally similar to growing and cropping conditions in the State of Arkansas". Committee Member Danny Finch second.

Chairman Howe asked Plant Board staff to prepare a draft of the motion for the Pesticide Committee's review and vote.

At 2:45 PM Chairman Howe called for a 10 minute recess. The Meeting resumed at 2:55 PM.

Chairman Howe read the draft of the proposed Regulation No. 7., which was prepared by Plant Board staff during the recess according to the suggested amendments made by the Pesticide Committee (Attachment 3).

Dr. Cartwright suggested to replace the word "...environmentally similar..." with "...relevant to growing and cropping conditions...".

Committee Member Larry Jayroe amended his motion to include Dr. Cartwright's suggestion.

Chairman Howe then asked Mr. Finch, who second the motion on the floor, if he agreed to the amendment of the motion and Mr. Finch agreed.

Mr. Ward suggested to add "...in writing..." to the request of additional information.

Committee Member Larry Jayroe amended his motion to include Mr. Ward's suggestion.

Chairman Howe then asked Mr. Finch, who second the motion on the floor, if he was ok with the amendment of the motion and Mr. Finch stated that he was ok with it.

Chairman Howe then stated that there was a motion and a second with the 2 changes on the floor and asked for any discussion. There was none. Motion carried.

Chairman Howe then introduced the second item on the agenda to be presented to the Pesticide Committee which was discussion of Helena Chemical Company's SST Dicamba product. Mr. Howe stated that Helena Chemical Company had asked for an exemption that products containing the premix of 2,4-D and Dicamba be allowed to be used for burn down purposes before April 15. At this point Mr. Howe turned the floor over to Pesticide Division Director, Ms. Susie Nichols, to present a draft regulation (Attachment 4) to the Pesticide Committee for discussion.

Ms. Nichols stated that Helena Chemical Company had submitted some 24(c) labels (Attachment 5, 6, and 7) for the Plant Board's review. Ms. Nichols then stated that Agri Program Manager, Ms. Brandi Reynolds, would provide a brief overview on what a 24(c) label is used for and the status of the 24(c) label review.

Ms. Reynolds stated the purpose of a 24(c) registration was to register an additional use or a new use of a product that was already currently registered. Ms. Reynolds then stated that EPA advised for Arkansas to handle the issue on a state level because there already was a federal label for these products to be used in burn down and even though the products would be banned under Arkansas regulations, there are other Dicamba formulations that could be used after April 15. Ms. Reynolds explained that a 24(c) label was only for situations with no other options.

Ms. Nichols then introduced a proposed exemption to be added to the just passed Dicamba regulations (see page 17 on Attachment 4, in bold and underlined) and turned the floor over to the Pesticide Committee for discussion.

A brief discussion followed during which it was stated that DMA salt was banned because it was the most volatile and therefore the use of it was not wanted in Arkansas and to avoid the risk of in crop use. In Helena Chemical Company's case, because the products have 2,4-D in with the Dicamba, it eliminates the risk of in crop use. It was also pointed out that in order to move this exemption it would have to go through the whole rule making process.

Mr. Finch raised the question on why to open something back up that the Pesticide Committee

worked so hard on to accomplish.

Committee Member Danny Finch then made a motion to not allow any exemptions. Committee Member Jerry Hyde second.

Mr. Jammy Turner stated he had feedback from several farmers in northeast Arkansas that have used the product effectively for several years and stated he was not aware of any stewardship issues and therefor he was in favor of the exemption.

At this point in time a discussion took place regarding the risks of opening up the law again and why Helena Chemical Company's issue was not brought up to the Pesticide Committee at an earlier time.

Committee Member Danny Finch called for question. Committee Member Ray Vester second.

Chairman Howe asked for a vote on the motion on the floor. Motion carried with a vote of eight (8) in favor and one (1) opposed.

At this point in time Chairman Howe asked for an update on the online testing for the new herbicide technologies.

Ms. Nichols stated that according to Mr. Ples Spradley with the University of Arkansas, the plan to borrow Mississippi State Department of Agriculture's online training has taken a backseat but Mr. Spradley had a plan B in place, Mr. Spradley was putting his own online training together. Ms. Nichols apologized for not having a lot of details other than the hope to have the online training rolled out as soon as possible. Ms. Nichols also stated that she would notify the Pesticide Committee if for some reason the online training would fall through, because then the Pesticide Committee would have to waive the requirement of the online training for the general public for this growing season. Ms. Susie then commended Mr. Spradley for having a lot to do in a very small amount of time.

Ms. Nichols then asked the Pesticide Committee for their opinion on, if someone who has a Commercial Applicator Technician (CAT) license, which requires working under supervision of a licensed Commercial Applicator, and is applying the new herbicide technologies, needed to go through the online training.

It was agreed on that the CAT license is an extension of the commercial license and therefor would also fall under the requirement of the online testing for the new herbicide technologies.

Chairman Howe then asked Ms. Nichols if there was anything else for her to bring before the Pesticide Committee.

Ms. Nichols wanted to give a brief update on the Pesticide Division's enforcement cases and stated that 90% of the 2016 case files had been closed and the only ones left were the ones pending for hearings or that came in later in that year. Ms. Nichols commended everyone in the Pesticide Division and Mr. Walker for getting all the 2016 case files done in such timely and

correct manner. Ms. Nichols also pointed out to forward any questions regarding Dicamba to the Pesticide Division, that the Pesticide Division staff had been trained and are ready to answer questions.

Mr. Jayroe asked if it would be possible to create some cards regarding the new herbicide technologies to simplify things.

Ms. Nichols stated that Mr. Jason Davis with the University of Arkansas Extension, who was not present at this meeting, created some type of business card for the new technologies with basically the nozzle types for each technology on them and that Mr. Davis would be handing the cards out at his trainings throughout the year. Ms. Nichols added that she would forward the training dates to the Pesticide Committee once available in case anyone was interested. Ms. Nichols then stated she wanted to thank Mr. Davis for creating the cards without being asked and stated that Mr. Davis and everyone else at University of Arkansas had been a lot of help. Ms. Nichols also stated that she had been working on putting bullet points together of just the new regulations for distribution, especially to dealers to hang up in their facilities.

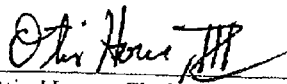
At this point Chairman Howe encouraged the Board to attend one of Mr. Davis' trainings and to take the online test. Mr. Howe then thanked Ms. Nichols and her staff for their hard work, that they went above and beyond.

At this point in time Mr. Marty Eaton stated that he had about 10 calls in the last 2 weeks regarding the nozzle approved for use on Engenia that the nozzle does not work on spray rigs with pulse systems. Mr. Eaton explained that the sole purpose of the pulse systems were to get a consistent droplet size and reduce drift and that the cost of a pulse system was about \$25,000-\$35,000. Mr. Eaton then stated he talked to Mr. John Schultz with BASF and that BASF had the money to supply new nozzles that will work or adapters that will work with the different type of nozzles and therefor any applicator with this specific sprayer system issue needed to contact BASF and that BASF would take care of the expense to resolve the issue.

Mr. Terry Fuller invited at this point in time everyone present to attend the 100 year anniversary of the Arkansas Seed Grower's meeting on the upcoming Wednesday in Stuttgart, AR.

At this time Ms. Nichols handed out the final draft of Regulation No. 7. (Attachment 8) for the Pesticide Committee's review.

Chairman Howe then asked if there was any further business to come before the Pesticide Committee. There was none and the meeting was adjourned at 3:32 P.M.

Signed 
Otis Howe, Chairman
Pesticide Committee