

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

AUG 0 7 2009

Mr. Thomas A. Lennan Registration Specialist McLaughlin Gormley King Company 8810 Tenth Avenue North Minneapolis, MN 55427-4319

Subject: Label Notification for Pesticide Registration Notice 2007-4 (EPA Registration Number 1021-1545)

Dear Mr. Lennan,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated March 20, 2009 for the product EVERCIDE® Intermediate 2417 (EPA Registration Number 1021-1545). The Registration Division (RD) has conducted its review of this request for its applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 2007-4. The label submitted with the application has been stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader

Registration Division (7505P) Office of Pesticide Programs

Please read instructions before comp). Approval expires 05-31-98	
United States				Registrati			OPP Identifier Number	
SEPA Environmental Protection A			gency	Amendme		nt		
		on, DC 20460		X	Other			
		Application			ł			
1. Company/Product Number			2. EPA Product Manager		3. Proposed Classification			
1021-1545			Richard Gebken					
4. Company/Product (Name		PM#		•	✓ None	Restricted		
EVERCIDE® Intermed			10					
5. Name and Address of Applicant (Include Zip Code)			6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my					
McLAUGHLIN GORM			product is sim	ilar or identica	l in composition	pn and abeling	to:	
8810 TENTH AVENUE NORTH			product is similar or identical in composition and table ing to:					
MINNEAPOLIS, MN 5		EPA Reg. No			2009			
· _			Product Nan	ne			· · · · · · · · · · · · · · · · · · ·	
Check if this	is a new address	<u>.</u>						
			Section - II					
Amendment -	Explain below.		Final printed			labels in response to		
_		Agency letter da			dated			
Resubmission in response to Agency letter dated					"Me Too" App	olication.		
			_					
✓ Notification -				Other - Explain below.				
Explanation: Use addition		r section I and S	Section II.)					
Notification pursuant to	o PR-Notice 2007-4							
			•					
		<u> </u>	Section - III					
Material This Product Wi	ll Be Packaged In:							
Child-Resistant Packaging	Unit Packaging		Water Soluble	Packaging		2. Type of Co	ontainer	
Yes*	Yes			Yes		✓ Metal		
				No		Plastic		
	If "Yes"	No. per	If "Yes"		No. per	Glass		
*Certification must	Unit Packaging wgt.	container	Package wgt.		container	Paper		
be submitted		1				Other (Specify)	
3. Location of Net Contents	information	4. Size(s) Retail Container		5. Location (of Label Directions		
Label Container		(, ,		[7]		On Label		
C Caper C Container		5, 30 & 55	Gallons			On Labeling accompanying product		
6. Manner in Which Label is	Affixed to Product	Lithograph			Other	2 <u></u>		
S. Wallier III Which Edder to Allixed to 1 loadst		Paper glued		L	JJ,			
		Stenciled						
	<u> </u>		Section - IV					
1 Contact Point (Complete	items directly below for iden				essany to proc	page thin annlin	ation) Č	
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Name Thomas A. Lennan	1	1 (1 ()	vephona No. (Incluûe Area Code) مراجع المراجعة		
THOMAS A. LEMIAN	Tregistration	Registration Specialist			((00) 084-0341			
		Certification	**************************************			1 6 6	6 Date(Antaliantian	
1	sta I bassa waa da aa siista d				to and ar'		6. Date Apolication	
1	nts I have made on this form					ite. ; ;	Received	
	nowingly false or misleading	ı statement may	be punishable	by fine or imp	onsonment or		(Ctamped)	
both under applicable lav	In +		် (Stamped)					
2. Signature	3. Title					(((((((((((((((((((
	Registration Specialist					````		
4. Typed Name	1 121			5. Date				
Thomas A. Lennan	3/20/2009	9						

8810 Tenth Avenue North • Minneapolis, MN 55427-4319 U.S.A. 763-544-0341 • 800-645-6466 • Fax 763-544-6437 • www.mgk.com March 20, 2009

<u>Via Courier</u>

Document Processing Desk (NOTIF)
U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs (H7504P)
Room S-4900, One Potomac Yard
2777 South Crystal Dr.
Arlington, VA 22202-4501

Subject:

EVERCIDE® Intermediate 2417

EPA Reg. No. 1021-1545

Notification Per PR-Notice 2007-4

Dear Sir or Madam:

By Notification, we are updating the storage and disposal statement per PR-Notice 2004-7.

Enclosed are 2 copies of the label. One copy has changes highlighted.

This amendment is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA." If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

Thomas A. Lennan

Registration Specialist

Enclosure

NOTIFICATION

AUG 07 2009

100.00%

EVERCIDE® Intermediate 2417

An Insecticide for Manufacturing Use Only

KING COMPANY

8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4319 U.S.A. - Telephone (763) 544-0341

McLAUGHLIN

GORMLEY

- * cis-trans isomers ratio: Min. 35% (+ or -) cis; Max. 65% (+ or -) trans
- ** MGK® 264, Insecticide Synergist
- *** Contains petroleum distillates

MGK, EVERCIDE® - Registered trademarks of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN CAUTION

07.011011					
	FIRST AID				
IF SWALLOWED:	 Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or a doctor. Do not give any liquid to the person. Do not give anything by mouth to an unconscious person. 				
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 eyes. Call a poison control center or doctor for treatment advice. 				
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. 				
pneumonia.	Contains petroleum distillate – vomiting may cause aspiration				
	iner or label with you when calling a poison control center or doctor or information regarding medical emergencies or pesticide incidents, call				

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Manufactured by:

Mc LAUGHLIN GORMLEY KING COMPANY

8810 Tenth Avenue North
Minneapolis, MN 55427

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

ENVIRONMENTAL HAZARDS

This product is toxic to fish, birds, and other wildlife. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flame.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

This product may NOT be used to formulate end use products labeled for or intended for use on residential turf, whether the product is intended for application by a consumer or professional applicator.

EVERCIDE® Intermediate 2417 is to be used at the rate of 3.00% (wt.) with deionized water and propellents to produce a water-based pressurized spray.

Formulators who use this product may be responsible for providing data to support their own registrations with the appropriate regulatory agencies.

Warm to room temperature. Mix well in drum before sampling and each use.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal. <u>PESTICIDE STORAGE</u>: Store in a cool, dry place. Keep container closed. Always Store pesticides in the original container.

<u>PESTICIDE DISPOSAL</u>: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

<u>CONTAINERHANDLING</u>: Nonrefillable container. Do no reuse or refill this container. Triple rinse (or equivalent) promptly after emptying and offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill or by other approved State and Local procedures.