

1021-1575

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460-0001

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

June 9, 2011

Mr. Steven K. Ditto, Regulatory Affairs Specialist
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427-4319

**Subject: Amended Reregistration Label for Evercide® Intermediate 2491
EPA Registration No. 1021-1575**

Dear Mr. Ditto:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all of the information submitted with your application to support the reregistration of the referenced product in connection with the following REDS (MGK-264 (Case 2430, d-trans Allethrin, Piperonyl butoxide (Case 2525), and have concluded that your submission is acceptable with the following label revision provision(s):

General Comment(s):

1. "This product may be used to formulate products for any additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s)."
2. "**ENVIRONMENTAL HAZARDS**"
"This pesticide is toxic to fish and aquatic invertebrates. 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 Eliminations 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 Environmental Protection Agency."

(Name of Section Being Commented On) section comment(s):

Per the REDS, revise the Statements within the Directions for Use as follows:

"Only for formulation into an insecticide for the following uses: indoor Non-food, indoor residential, and commercial industrial buildings.

This product is not to be used to formulate or tank mix into products for the following uses:

1. Terrestrial food and non-food crops: Aquatic uses, Greenhouse food crops, Forestry uses, Post harvest sprays to food crops, and Food producing animals or fowls (direct application to meat, poultry and their premises when occupied).
2. "Not for formulation into end use products with directions for use as an application directly to pets."
3. "Formulation into products with directions for use as an indoor spot treatment **d-Trans Allethrin** is limited to a maximum 0.25%, Formulations with greater than 0.1% must contain directions for use limiting applications in indoor residential settings to spot treatments only, Indoor broadcast is prohibited. **Piperonyl Butoxide**: Spot-on applications – 10%, Sprays –

0.1%, Spot-on or Pour-on – 10%, Dust – 10%, Towelettes-2.”

- 4. “Formulation into products with directions for use outdoors is prohibited.
- 5. “Not for formulation into products for use in or on drainage systems, or boat/ship hulls”
- 6. “Not for formulation into wettable powder end use products, unless the end use product is packaged in water soluble bags.”
- 7. “Not for formulation into granular End Use Products.”

For the Piperonyl butoxide RED:

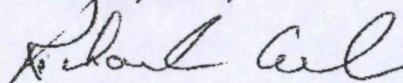
Should you wish to add/retain a reference to the company's website on your label, please be aware that the website becomes labeling under FIFRA and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR §156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not be substantially differ from those claims approved through the registration process. Therefore, should the Agency find, or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA-approved registration, the website will be referred to EPA's Office of Enforcement and Compliance Assurance (OECA). As an alternative, you may refer consumers to the company's phone number or e-mail address.

PLEASE NOTE: This product is not being reregistered under sections 3(c)5 and 4(g) of FIFRA at this time.

A copy of your label stamped “Accepted with Comments” is enclosed for your records. Within 45 days of the date of this letter, you must submit an updated label incorporating all of the above changes. If we do not receive an amended label in response to this letter, this registration will be subject to cancellation in accordance with section 6(e) of FIFRA. Your release for shipment of the product bearing amended labeling constitutes accepting of these conditions.

If you have any questions about this letter, please contact Carmen Rodia at 703-306-0327 or via e-mail at Rodia.Carmen@epa.gov. Copies of the acute toxicity and product chemistry reviews completed for the subject product are also enclosed for your records. When submitting the amended label in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely Yours,



Richard J. Gebken
Product Manager (10)
Insecticide Branch
Registration Division (7504P)

Enclosures: Label stamped "Accepted with Comments"



McLAUGHLIN GORMLEY KING COMPANY

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

ACTIVE INGREDIENTS:

d-trans allethrin.....	3.01%
* Piperonyl butoxide.....	6.00%
** N-Octyl bicycloheptene dicarboximide.....	9.57%
(S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate.....	2.50%
*** OTHER INGREDIENTS.....	78.92%
	100.00%

* (butylcarbityl) (6-propylpiperonyl) ether and related compounds
** MGK® 264, Insecticide Synergist
*** Contains petroleum distillates
EVERCIDE, MGK® - Registered trademarks of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN
CAUTION

FIRST AID

IF SWALLOWED:	<ul style="list-style-type: none"> 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:	<ul style="list-style-type: none"> 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:	<ul style="list-style-type: none"> 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.
NOTE TO PHYSICIAN:	Contains petroleum distillate - vomiting may cause aspiration pneumonia.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For information regarding medical emergencies or pesticide incidents, call 1-888-740-8712.

Net Contents _____
Manufactured by:
Mc LAUGHLIN GORMLEY KING COMPANY
8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4319 U.S.A.
EPA Reg. No. 1021-1575
EPA Est. No. 1021-MN-2

Under the Federal Insecticide, Fungicide and Rodenticide Act, As amended, for the pesticide Registered under EPA Reg. No. 1021-1575

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wear long-sleeved shirt and long pants, socks, shoes, and chemical-resistant gloves such as Barrier Laminate, Neoprene Rubber, or Viton. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic organisms, including fish and invertebrates. 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. Do not contaminate water when disposing of equipment wash-waters.

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.

Only for formulation into insecticides for the following uses: Indoor Non-food, Indoor Residential, and Commercial Industrial uses

This product may not be used to formulate products for the following uses: 1) food producing livestock - direct applications to meat and dairy animals, treatment of occupied premises or when animal food or feed is present; 2) growing crops - edible crops and pre- and post-harvest sprays; 3) fumigated commodities; and 4) aquatic uses.

This product is to be used with appropriate solvents, carriers, and for pressurized products, propellents in the manufacture of insecticide sprays.

Not for formulation into wettable powder end use products (EUP), unless the EUP is packaged in water soluble bags.

Not for formulation into granular End Use Products.

Not for formulation into an end use product for use in outdoor residential misting systems.

Not for formulation into an end use product with directions for use permitting use in power dusters.

Not for formulation into a dust end use product for use on pets.

Not for formulation into products with directions for use in mosquito abatement applications.

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This product may be used to formulate products for specific use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).

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 or disposal.

PESTICIDE STORAGE: Store in a warm, dry place. Keep container closed. Always store pesticides in the original container.

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

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying and offer for recycling or reconditioning, or dispose of in a sanitary landfill or by other procedures approved by State and Local authorities.

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