

1021-1588

05-12-2010

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

May 12, 2010

Mr. Steven K. Ditto
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427

Subject: Label Notification(s) for Pesticide Registration Notice 98-10
Adding public health pest to the OUTDOOR Directions
For use section

Dear Mr. Ditto:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated April 20, 2010 for the following product(s):

Multicide House and Garden Insect Killer 2553 EPA Reg. No. 1021-1588

The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the label change(s) requested falls within the scope of PRN 98-10. The label has been date-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 contact Regina Foushee'-Smith at 703-605-0780.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard J. Gebken".

Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7505P)

2/5

	United States Environmental Protection Agency Washington, DC 20460	Registration Amendment Other	OPP Identifier Number
		X	

Application for Pesticide - Section I

1. Company/Product Number 1021-1588	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) MULTICIDE® House and Garden Insect Killer 2553	PM# 10	
5. Name and Address of Applicant (Include Zip Code) McLaughlin Gormley King Company 8810 10TH AVE N MINNEAPOLIS, MN 55427 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: <div style="text-align: center;"> EPA Reg. No. Product Name </div> <div style="text-align: center; border: 1px solid black; padding: 5px;"> NOTIFICATION MAY 12 2010 </div>	

Section - II

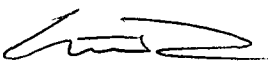
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification pursuant PR Notice 98-10 to add already approved public health pests to the OUTDOOR Directions for Use section.

Section - III

1. Material This Product Will Be Packaged In:					2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
*Certification must be submitted						
3. Location of Net Contents information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 6-24 oz.		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product		
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other						

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Steven K. Ditto	Title Regulatory Affairs Specialist	Telephone No. (Include Area Code) (763) 544-0341
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Affairs Specialist	
4. Typed Name Steven K. Ditto	5. Date 4/20/2010	

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MGK®

McLAUGHLIN GORMLEY KING COMPANY

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

April 20, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. ENVIRONMENTAL PROTECTION AGENCY
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Via Courier

Subject: MULTICIDE® House and Garden Insect Killer 2553
EPA Reg. No. 1021-1588
Notification Per PR-Notice 98-10

Dear Sir or Madam:

By Notification we are adding already accepted public health pests to be used as optional language in place of "listed below" to provide clarity on marketing labels of differing layouts in the OUTDOOR Directions for Use section.

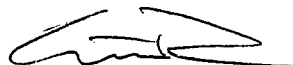
Enclosed are 2 copies of the label. One copy has changes highlighted.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of 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 this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, 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



Steven K. Ditto
Regulatory Affairs Specialist

Enclosure

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MAY 7 2010

Quality Products Since 1902



McLAUGHLIN
GORMLEY
KING COMPANY

MULTICIDE® House and Garden Insect Killer 2553

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

[] Indicates alternate or optional wording

For Use in Homes [Residential] and for Non-Commercial Application in Non-Food Areas of Industrial Buildings: Schools, Warehouses, Office Buildings, Theatres, Garages, Motels, and Hotels

[Kills mosquitoes that may carry (transmit) West Nile Virus]

[Continues to kill mosquitoes that land on treated surfaces for up to eight (8) hours]

[Eight (8) hour control against West Nile Virus infected mosquitoes]

[Fog your yard patio for eight (8) hours of residual protection against mosquitoes that carry West Nile Virus]

[Flying Insect Killer]

[Houseflies, Mosquitoes, & others listed on label / back panel]

[Also Kills Listed Insects on Ornamental Plants]

NOTIFICATION

MAY 12 2010

ACTIVE INGREDIENTS:

Tetramethrin..... 0.20%

3-Phenoxybenzyl-(1RS, 3RS; 1RS, 3SR)-2,2-dimethyl-3-(2-

methylprop-1-enyl) cyclopropanecarboxylate 0.20%

OTHER INGREDIENTS..... 99.60%

100.00%

MULTICIDE® - Registered trademark 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 doctor. Do not give any liquid to the person. Do not give anything by mouth to an unconscious person.
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.
IF INHALED:	<ul style="list-style-type: none"> Move person to fresh air. If person is not breathing, call 911 or an ambulance. Then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.

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 North

Minneapolis, MN 55427

EPA Reg. No. 1021-1588

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

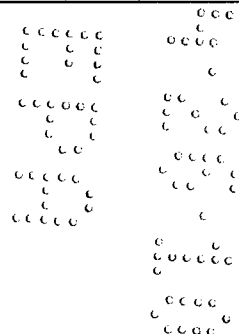
Harmful if absorbed through skin or inhaled. Avoid contact with skin, eyes, or clothing. Avoid breathing vapors or spray mist. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and other aquatic invertebrates. Do not apply directly to water. Do not contaminate water when disposing of equipment wash waters or rinsate.

PHYSICAL OR CHEMICAL HAZARDS

Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting.



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DIRECTIONS FOR USE

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

SHAKE WELL BEFORE USE. HOLD CONTAINER UPRIGHT. APPLY IN SHORT BURSTS.

Avoid contamination of food.

Do not use in commercial food processing or preparation areas. In the home, cover all food processing surfaces and utensils before treatment or thoroughly wash before use following treatment. Cover exposed food.

Remove pets and birds and cover fish aquariums before spraying.

OUTDOORS:

Remove all exposed food and cooking utensils. Cover all food-handling surfaces or wash thoroughly after treatment and before use following treatment. Do not use on edible crops.

Spray area infested with the [below-listed] flies, gnats, mosquitoes, and small flying moths flying insects. Hold container 18-24 inches from shrubs, bushes, and grassy areas. Spray these areas with a slow sweeping motion at a rate of 1 – 3 seconds per cubic yard of space while moving away from the treated area. To reduce annoyance from these pests, treat open porches and patio in a similar manner. Spray only when the air is still. Allow spray to dissipate before occupying the treated area.

GENERAL: When sprayed directly on insects, this spray will kill listed insects (Eastern Tent Caterpillars, Aphids, Cankerworms, Leafhoppers, White Flies, Spider Mites, Japanese Beetles, Mealybugs, Ants, Caterpillars, and Boxelder Bugs) on Ornamental Cherries, Spirea, Roses, Crepe Myrtle, Ornamental Crabapples, Andromedas, Azaleas, Chrysanthemums, Gardenia, Purple Passion Vines, Peonies, Oleander, and Arborvitae. Take care when spraying tender growth on young plants. **WHEN SPRAYING, HOLD CAN 18 – 20 INCHES FROM PLANT.** For best results, spray in the evening or on a cloudy day when air is still. Lightly mist the plants, using a slow sweeping motion. Avoid wetting foliage with spray. Spray rows at a rate of 1 foot per second. For heavy growth, spray both sides of row. Do not spray when temperature exceeds 90°F.

INDOORS:

TO KILL FLIES, GNATS, MOSQUITOES, AND SMALL FLYING MOTHS: Close all doors and windows and direct spray upward into center of room, using a slow sweeping motion. Spray 5 – 10 seconds for average room. Keep room closed for 15 minutes after spraying. Sweep up and discard fallen insects. Cover exposed food and utensils before spraying.

TO KILL FLEAS AND TICKS IN PET BEDDING AND PET AREAS: Remove and destroy pet's old bedding. To reduce infestation, thoroughly spray the animal's bedding, sleeping quarters, around baseboards, window and door frames, wall cracks, local areas of floors, and other resting places until the surface is slightly moist. Treat these areas at the rate of 2 seconds per linear foot at a distance of 12 – 18 inches. Also, spray the entire inside surface of doghouses. Put fresh bedding in pet's quarters after spray is dry. **DO NOT SPRAY ANIMALS.** Also treat dogs and cats [pets] with a registered flea and tick control product before allowing them to reenter treated area.

TO TREAT FLEA AND TICK INFESTATION IN RUGS AND CARPETS: Spray rugs and carpets where fleas tend to hide. If used on light-colored or delicate upholstery fabrics, test for potential staining in an inconspicuous place before use. Thoroughly spray into hiding places such as in cracks and crevices in walls and floors, along baseboards, and window and door frames. Spray at the rate of 1 square foot per second.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

Pesticide Storage

Store in a cool, dry area. Always store pesticides in the original container. Store away from food and pet food.

Pesticide Disposal and Container Handling

Do Not Puncture or Incinerate!

Nonrefillable container. Do not reuse or refill this container.

If empty:

Place in trash or offer for recycling if available.

If partly filled:

Call your local solid waste agency for disposal instructions.

