

1021-1594

05-05-2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

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

MAY - 5 2011

Dear Mr. Ditto:

Subject: Application for Pesticide Notification (PRN 98-10)
Comply with Agency pyrethroid labeling letter dated June 4, 2009
Evercide Residual Pressurized Spray 2523
EPA Reg. No. 1021-1594
Your submission dated March 19, 2010

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated March 19, 2010 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds the action requested falls within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions regarding this letter, please contact Dana Pilitt, PhD of my staff at (703) 305-7071 or via e-mail at pilitt.dana@epa.gov.

Sincerely,

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

Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)

| | | |
|---|---|-----------------------|
| United States Environmental Protection Agency Washington, DC 20460 | Registration <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Other | OPP Identifier Number |
|---|---|-----------------------|

Application for Pesticide - Section I

| | | |
|---|--|---|
| 1. Company/Product Number 1021-1594 | 2. EPA Product Manager Richard Gebken | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) EVERCIDE® Residual Pressurized Spray 2523 | | 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: EPA Reg. No. _____ Product Name _____ |

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.)
 Pyrethroid Non-Agricultural Outdoor Products Notification per EPA letter dated June 4, 2009.

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 | | <input checked="" type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) | |
| *Certification must be submitted | | If "Yes" Unit Packaging wgt. | No. per container | If "Yes" Package wgt. | No. per container |
| 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"/> Other <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled | | | | | |

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 3/19/2010 |



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

March 19, 2010

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

Via Courier

Subject: EVERCIDE® Residual Pressurized Spray 2523
EPA Reg. No. 1021-1594
Pyrethroid Non-Agricultural Outdoor Products Notification Per EPA Letter
Dated June, 4 2009

Dear Sir or Madam:

By Notification we are changing the Environmental Hazards and Directions for Use sections to comply with the June 4, 2009 letter from the Environmental Protection Agency.

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

Notification of label change per June 4, 2009, letter from Environmental Protection Agency. This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 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 statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR part 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.

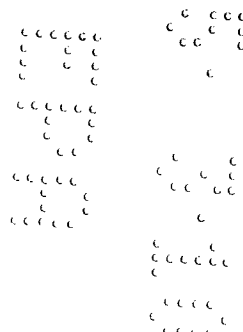
If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

Steven K. Ditto
Regulatory Affairs Specialist

Enclosure





McLAUGHLIN
GORMLEY
KING COMPANY

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

Pressurized Spray - Residually Kills: Ants, Cockroaches, Ticks, Fleas, and other listed insects

For Use in Homes and Non-Food Areas of Kennels and Commercial Buildings: Warehouses, Theatres, Office Buildings, Schools, Motels, Hotels, Restaurants, Food Processing Facilities, and Hospitals

ACTIVE INGREDIENTS:

| | |
|---|---------|
| d-trans allethrin | 0.06% |
| * Piperonyl butoxide, Technical | 0.12% |
| ** N-Octyl bicycloheptene dicarboximide | 0.20% |
| (S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate | 0.05% |
| *** OTHER INGREDIENTS | 99.57% |
| | 100.00% |

NOTIFICATION

MAY - 5 2011

- * Equivalent to 0.096% (butylcarbityl) (6-propylpiperonyl) ether and 0.024% 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 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. |
| 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 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. |
| 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 North
Minneapolis, MN 55427

EPA Reg. No. 1021-1594

EPA Est. No. 1021-MN-2

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION

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

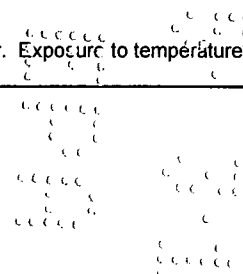
PHYSICAL OR CHEMICAL HAZARDS

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.

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



Do not use in food areas of food handling establishments, restaurants, or other areas where food is commercially prepared or processed. Do not use in serving areas while food is exposed or facility is in operation. Serving areas are areas where prepared foods are served such as dining rooms but exclude areas where foods may be prepared or held.

Avoid contamination of food or food handling surfaces.

Remove pets and birds and cover fish aquariums before spraying.

Do not apply this product in patient rooms or in any rooms while occupied by the elderly or infirm. Do not apply to classrooms while in use. Do not apply in institutions (including libraries, sports facilities, etc.) in the immediate area where occupants are present.

Do not allow children or pets to contact treated surfaces until spray has dried.

Do not water the treated area to the point of run-off.

Do not make applications during rain.

All outdoor applications must be limited to spot or crack-and-crevice treatments only.

All outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surfaces (such as windows, doors, and eaves) are limited to spot and crack-and-crevice applications, only.

General: Use this spray as a spot or crack and crevice treatment to control Cockroaches, Fleas, Silverfish, Ticks, Waterbugs, and other insects listed below. Apply this product only as a coarse spray or crack and crevice treatment to localized areas where pests are found or may occur. Spray surfaces until wet.

FOR SPOT TREATMENT:

To Kill Ants, Black Widow Spiders, Carpet Beetles, Cockroaches, Crickets, Silverfish, Sowbugs, and Spiders: Spray areas where these insects are found or may hide, including dark corners of rooms and closets; cracks and crevices in walls; along baseboards and door and window frames; behind and beneath sinks, stoves, and refrigerators; in cabinets; and around garbage cans, plumbing and other utility installations. Spray pests driven out of hiding places. For Ants, spray ant trails, and around doors and windows, and wherever else these pests may find entrance. Repeat treatment every 4 weeks as needed.

To Kill Ticks and Fleas: Thoroughly apply as a spot treatment to infested areas such as pet beds and resting quarters; nearby cracks and crevices; along and behind baseboards, window and door frames; and on localized areas of floor and floor coverings where these pests may be present. Remove old pet bedding and replace with clean, fresh bedding after treatment. DO NOT SPRAY PETS WITH THIS PRODUCT. Treat pets with a registered Flea and Tick control product before allowing pets to reenter treated areas.

FOR CRACK AND CREVICE TREATMENT:

To Kill Ants, Black Widow Spiders, Ticks, Carpet Beetles, Cockroaches, Crickets, Fleas, Silverfish, Sowbugs, and Spiders: Apply spray in small amounts into cracks and crevices. Use equipment capable of delivering a pin stream in points between different elements of construction; between equipment and floors; in openings leading to voids and hollow spaces in walls; and on equipment legs and bases where these insects hide.

Take care to avoid depositing product onto exposed surfaces or introducing material into the air.

Flies and Mosquitoes: Use only outdoors as an aid in reducing annoyance from these insects. Spray outside surfaces of window and door frames as well as other areas where these pests may enter the home. Also, spray dark corners and localized resting areas such as porches, patios, garages, and under eaves where these insects may congregate. Flies and mosquitoes coming to rest on treated surfaces will be killed.

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

Nonrefillable container. Do not reuse or refill this container.

Do Not Puncture or Incinerate!

If empty: Place in trash or offer for recycling if available.

If partly filled: Call your local solid waste agency for disposal instructions.

