

1021-1613

10/16/2008

1/5



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Thomas A. Lennan
Registration Specialist
McLAUGHLIN GORMLEY KING Company
8810 Tenth Avenue North
Minneapolis, MN 55427

OCT 16 2008

SUBJECT: Application for Pesticide Notification – Adding Money Back Guarantee, Marketing and
No CFC Statements
EVERCIDE® Wasp & Hornet Spray 2577
EPA Reg. No. 1021-1613
Application Dated October 5, 2007

Dear Mr. Lennan:


The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the applications have been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

Sincerely,

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

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 1021-1613	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Wasp & Hornet Spray 2577	PM# 13	
5. Name and Address of Applicant (Include Zip Code) McLAUGHLIN GORMLEY KING COMPANY 8810 TENTH AVENUE NORTH MINNEAPOLIS, MN 55427		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: right; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. _____ Product Name _____

Check if this is a new address

Section - II

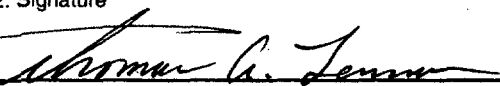
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/>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

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 By Notification we are adding a money back guarantee statement and a marketing phrase.
 Also by notification we are adding the no CFC statements to this label.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No			<input 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 type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input 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 Thomas A. Lennan	Title Registration 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 Registration Specialist	4. Typed Name Thomas A. Lennan	
5. Date 10/5/2007		



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

October 5, 2007

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

Via Courier

Subject: EVERCIDE® Wasp & Hornet Spray 2577
EPA Reg. No. 1021-1613
Notification Per PR-Notice 98-10

Dear Sir or Madam:

By Notification we are adding a money back guarantee statement and a marketing phrase. Also by notification we are adding the no CFC statements to this label.

Enclosed are 2 copies of the label, one copy has changes highlighted in yellow

I certify that 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, then 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



McLAUGHLIN
GORMLEY
KING COMPANY

OCT 16 2008

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

[] indicates alternate or optional wording

[This product can be used both indoors (attics and other places where nests are built and where food or feed are not exposed) and outdoors for controlling Wasp, Hornet, and Yellow Jacket nests.

Kills Wasps, Yellow Jackets, and Hornets on contact

Gives rapid contact kill and residual kill of insects returning to the treated nest

Gives rapid knockdown and kill of Wasps, Yellow Jackets, and Hornets

Jet Spray Reaches nests 20 feet above ground

Electrically non-conducting formula

Dielectric Breakdown Voltage: 40.6 KV [40,600 Volts]by ASTM Test Method D-877-87

Also controls Ants and Spiders]

ACTIVE INGREDIENTS:

Tetramethrin 0.200%

Esfenvalerate 0.031%

* OTHER INGREDIENTS 99.769%

100.000%

* Contains petroleum distillates

EVERCIDE® - 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 a 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.
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. 1021-1613

EPA Est. No. 1021-MN-2

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

CAUTION

Harmful if absorbed through skin. Avoid contact with eyes, skin 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.

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

Flammable. Contents under pressure. Keep away from heat, sparks, and 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.

Do not use in commercial food processing, preparation, storage or serving areas. In the home, all food processing surfaces and utensils should be covered during treatment, or thoroughly washed before use. Exposed food should be covered or removed.

Remove pets and birds and cover fish aquariums before spraying.

For Control of Nests of Wasps, Yellow Jackets, and Hornets: The best time to spray is in the early morning or early evening, when air temperature is cooler and most insects are in the nest and little activity is observed around the nest opening. Spray only if it is not windy. Stand a safe distance from the nest, not directly underneath it. Hold container upright at arms length, pointing the actuator at nest and spraying the opening of the nest first. Then spray the rest of the nest until it is saturated. Treated insects will fall out of the nest and die. Any insects returning to the treated nest will also be killed. Wait 48 hours before removing the nest. Foliage of desirable plants contacted during spraying should be hosed off with water.

For Control of Ants and Spiders: (Outdoors only) For Ants and Spiders found in areas such as electric service boxes, water meter boxes, telephone boxes, along house foundation, foundation vents, sills and ledges, etc., spray in short bursts to contact pests. Ant trails, runways, and hills should also be sprayed as necessary. Do not spray foliage of desirable plants. If spray does contact foliage, hose off with water.

[Graphic: [Brand Name] Quality Pledge]

[Satisfaction Guaranteed]

If for any reason you are not completely satisfied with the performance or results of this [Brand Name] product, it will be repaired or replaced free of charge. Simply provide proof of purchase and return the product and /or unused portion to the place of purchase.]

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry place. Keep container closed.

DISPOSAL:

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.

Federal regulations prohibit
CFC propellants in aerosols



5/5