

1021-1615

4/3/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Steven K. Ditto
McLaughlin Gormley King Company
8810 10th Avenue North
Minneapolis, MN 55427

APR 3 2009

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated February 25, 2009 for:

EPA Registration 1021-1615 Evercide® Residual Pressurized Spray 2583

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. 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 me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

A handwritten signature in black ink, appearing to be "Linda Arrington".

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

2095

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

Application for Pesticide - Section I

1. Company/Product Number 1021-1615	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 2583	PM# 13	
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. _____ NOTIFICATION Product Name _____ APR 03 2009	

Section - II

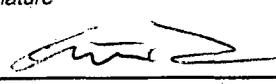
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> 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 2007-4

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 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 Steven K. Ditto	5. Date 2/25/2009	

3 of 5



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

February 25, 2009

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® Residual Pressurized Spray 2583
EPA Reg. No. 1021-1615
Notification Per PR-Notice 2007-4

Dear Sir or Madam:

By Notification we are changing the storage and disposal language to comply with the Final Rule "Pesticide Management and Disposal; Standards for Pesticide Containers and Containment".

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

Notification of label change per PR Notice 2007-4. This notification 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.

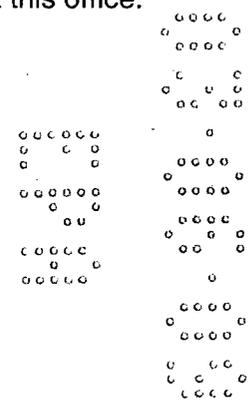
If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

Steven K. Ditto
Registration Specialist

Enclosure



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2583-42040209

EVERCIDE® Residual Pressurized Spray 2583



McLAUGHLIN
GORMLEY
KING COMPANY

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

FOR COMMERCIAL AND INDUSTRIAL USE ONLY

For Use in the Home and Food and Non-Food Areas of: Food Processing Plants, Schools, Warehouses, Office Buildings, Theatres, Garages, Hotels, Motels, Kennels, Hospitals and other Listed Areas

ACTIVE INGREDIENT:

(S)-cyano (3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate----- 0.25%

* OTHER INGREDIENTS----- 99.75%
100.00%

* 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 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 North

Minneapolis, MN 55427

EPA Reg. No. 1021-1615

EPA Est. No. 1021-MN-2

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. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

Do not contaminate water when disposing of equipment wash waters.

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. Hold container upright. Apply in short bursts.

DO NOT USE THIS PRODUCT IN OR AROUND ELECTRICAL EQUIPMENT DUE TO THE POSSIBILITY OF SHOCK HAZARD.

NOTIFICATION

APR 03 2009

Avoid contamination of food. Do not apply while food processing is underway. Cover or remove all food processing surfaces. Thoroughly wash all food processing surfaces before reuse. After spraying in bakeries, meat packing plants, food processing plants, etc., all benches, shelving, equipment, etc. where exposed food will be handled must be washed with an effective cleaning compound followed by a potable water rinse to remove all traces of contamination. In the home, cover all food handling surfaces and cover or remove all food and cooking utensils, or wash thoroughly after treatment. Non-food areas are areas such as garbage rooms, lavatories, floor drains (to sewers), entries and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling).

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.

Remove pets, birds, and cover fish aquariums before spraying.

Application within food and non-food areas of food service and handling establishments including, but not limited to: restaurants, grocery stores, bakeries, food manufacturing and processing establishments, and food warehousing establishments.

Do not use in feed handling establishments or where livestock food is present.

AS A SPACE SPRAY:

To Kill Gnats, Hornets, Houseflies, Mosquitoes, Small Flying Moths and Wasps: Close room and shut off all air conditioning or ventilating equipment. Direct spray first into all cracks and crevices, behind all equipment, appliances, cupboards, or any dark harborage areas, then treat as a space spray directing the spray toward the ceiling and upper corners of the room. Do not remain in treated area. Keep area closed for at least 1/2 hour and ventilate thoroughly before reentry. Do not exceed more than one application every fourteen (14) days in food handling establishments.

Spray at the rate of 15-20 seconds per 1,000 cubic feet of space.

To kill the adult and accessible forms of insect pests* of: stored food (stored in Multi-walled paper bags or in cloth bags) in warehouses, storage rooms and similar locations: Infested stored products should be removed and destroyed, fumigated or treated with other products approved for this use. Keep area closed for at least 1/2 hour. Do not remain in treated area and ventilate thoroughly before reentry. Do not repeat application more than once every three days.

*Almond moths, anguomois grain moths, ants, cadelles, cigarette beetles, cockroaches, confused flour beetles, flat grain beetles, grain mites, granary weevils, Indian meal moths, Mediterranean flour moths, red flour beetles, rice weevils, saw-toothed grain beetles and yellow mealworms.

FOR SPOT TREATMENT:

To Kill Ants, Black Widow Spiders, Carpet Beetles, Centipedes, Cockroaches, Crickets, Firebrats, Millipedes, Palmetto Bugs, Scorpions, Silverfish, Sowbugs, Spiders and Water Bugs: 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, refrigerators, and cabinets; and around garbage cans, plumbing, and other utility installations. Pests driven out of hiding places should be sprayed directly. For ants, spray ant trails and around doors and windows, and wherever else these pests may find entrance.

To Kill Brown Dog 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 localized areas of floor and floor coverings where these pests may be present. Pet's old bedding should be removed and replaced with clean, fresh bedding after treatment. DO NOT SPRAY PETS WITH THIS PRODUCT. Pets should be treated with a registered flea and tick control product prior to reentering treated areas.

FOR CRACK AND CREVICE TREATMENT:

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

Care should be taken to avoid depositing the product onto exposed surfaces. Avoid contamination of food or food handling surfaces.

STORAGE AND DISPOSAL	
Do not contaminate water, food, or feed by storage or disposal.	
STORAGE: Store in a cool, dry place. Keep container closed. <u>Pesticide Storage</u>	
Store in a cool, dry area. Always store pesticides in the original container. Store away from food and pet food.	
DISPOSAL: <u>Pesticide Disposal and Container Handling</u>	
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.	

