

1021-1635

5/14/2009

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

MAY 14 2009

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

Subject: Label Notification for Pesticide Registration Notices 98-10 and 2007-4  
(EPA Registration Number 1021-1635)

Dear Mr. Ditto,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated February 26, 2009 for the product EVERCIDE® Total Release Aerosol 2602 (EPA Registration Number 1021-1635). The Registration Division (RD) has conducted its review of this request for its applicability under PRNs 98-10 and 2007-4 and finds that the label changes requested fall within the scope of PRNs 98-10 and 2007-4. The label submitted with the application has been 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 call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,


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

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

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Please read instructions before completing form

Form Approved. OMB No. 2070-0060. Approval expires 05-31-98

|   |  |                                    |                       |
|---|--|------------------------------------|-----------------------|
|  | United States<br>Environmental Protection Agency<br>Washington, DC 20460 | Registration<br>Amendment<br>Other | OPP Identifier Number |
|   | X  |                                    |                       |

**Application for Pesticide - Section I**

|   |  |   |
|---|--|---|
| 1. Company/Product Number<br>1021-1635  | 2. EPA Product Manager<br>Richard Gebken | 3. Proposed Classification<br><input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted  |
| 4. Company/Product (Name)<br>EVERCIDE® Total release Aerosol 2602   | PM#<br>13                                |   |
| 5. Name and Address of Applicant (Include Zip Code)<br>McLaughlin Gormley King Company<br>8810 10TH AVE N<br>MINNEAPOLIS, MN 55427<br><br><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:<br><br><div style="text-align: center;"> <b>NOTIFICATION</b><br/> <b>MAY 14 2009</b> </div> |

**Section - II**

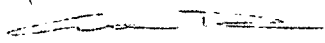
|  |  |
|--|--|
| <input type="checkbox"/> Amendment - Explain below.                            | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ |
| <input type="checkbox"/> Resubmission in response to Agency letter dated _____ | <input type="checkbox"/> "Me Too" 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.)  
 Notifications pursuant PR Notice 2007-4 and PR Notice 98-10

**Section - III**

|   |  |   |                       |  |   |
|---|--|---|-----------------------|--|---|
| 1. Material This Product Will Be Packaged In:   |  |   |                       | 2. Type of Container   |   |
| Child-Resistant Packaging<br><input type="checkbox"/> Yes*<br><input checked="" type="checkbox"/> No  | Unit Packaging<br><input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Water Soluble Packaging<br><input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No |                       |  | <input checked="" type="checkbox"/> Metal<br><input type="checkbox"/> Plastic<br><input type="checkbox"/> Glass<br><input type="checkbox"/> Paper<br><input type="checkbox"/> Other (Specify) |
| *Certification must be submitted<br>If "Yes" Unit Packaging wgt. 9-24 oz.   |  | No. per container<br>3  | If "Yes" Package wgt. |  | No. per container   |
| 3. Location of Net Contents information<br><input checked="" type="checkbox"/> Label <input type="checkbox"/> Container   |  | 4. Size(s) Retail Container<br>3-8 oz.  |                       | 5. Location of Label Directions<br><input checked="" type="checkbox"/> On Label<br><input type="checkbox"/> On Labeling accompanying product |   |
| 6. Manner in Which Label is Affixed to Product<br><input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Other<br><input type="checkbox"/> Paper glued<br><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<br>Steven K. Ditto   | Title<br>Registration Specialist    | Telephone No. (include Area Code)<br>(763) 544-0341 |
| Certification<br>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<br><br>(Stamped)       |
| 2. Signature<br>   | 3. Title<br>Registration Specialist |   |
| 4. Typed Name<br>Steven K. Ditto  | 5. Date<br>2/26/2009                |   |

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February 26, 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® Total Release Aerosol 2602  
EPA Reg. No. 1021-1635  
Notifications Per PR-Notice 2007-4 and PR-Notice 98-10

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". We are also changing the storage language per PR-Notice 98-10.

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

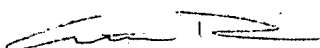
Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement 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.

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  
Registration Specialist

Enclosure



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**MGK®**

McLAUGHLIN  
GORMLEY  
KING COMPANY



EVERCIDE® Total Release  
Aerosol 2602

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

[ ] denotes optional wording. [Water-Based Formula]

For Use in Homes, Rooms and Food and Non-Food Areas of Food Processing Plants, Restaurants, Industrial Buildings: Schools, Warehouses, Office Buildings, Theaters, Garages, Hotels, Motels, Hospitals and Kennels

ONE UNIT TREATS UP TO 6,000 CUBIC FEET.

ACTIVE INGREDIENTS:

|  |        |
|--|--------|
| Pyrethrins.....  | 0.050% |
| * Piperonyl butoxide, Technical.....   | 0.100% |
| ** N-Octyl bicycloheptene dicarboximide.....   | 0.167% |
| (S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate..... | 0.100% |

|                        |          |
|------------------------|----------|
| OTHER INGREDIENTS..... | 99.583%  |
|                        | 100.000% |

\* Equivalent to 0.080% (butylcarbityl) (6-propylpiperonyl) ether and 0.020% related compounds

\*\* MGK® 264, Insecticide Synergist

EVERCIDE, MGK® - Registered trademarks of McLaughlin Gormley King Company

**NOTIFICATION**

MAY 14 2009

**KEEP OUT OF REACH OF CHILDREN  
CAUTION**

| FIRST AID               |  |
|-------------------------|--|
| IF SWALLOWED:           | <ul style="list-style-type: none"> <li>Immediately call a poison control center or doctor.</li> <li>Do not induce vomiting unless told to do so by a poison control center or a doctor.</li> <li>Do not give any liquid to the person.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul> |
| IF IN EYES:             | <ul style="list-style-type: none"> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes. Then continue rinsing eyes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>                 |
| IF ON SKIN OR CLOTHING: | <ul style="list-style-type: none"> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>  |
| IF INHALED:             | <ul style="list-style-type: none"> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance. Then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>                  |

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 Weight \_\_\_\_\_

Manufactured by:  
Mc LAUGHLIN GORMLEY KING COMPANY  
8810 Tenth Avenue North  
Minneapolis, MN 55427

EPA Reg. No. 1021-1635

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 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.

PHYSICAL OR CHEMICAL HAZARDS

Highly Flammable Ingredient



Ingrediente Altamente Inflamable

**Flammable.** Contents under pressure. Do not store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting. This product contains a highly flammable ingredient. It may cause a fire or explosion if not used properly. Follow the Directions for Use on this label very carefully.

leaf

DIRECTIONS FOR USE

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

Authorized for use in Federally Inspected Meat, Milk and Poultry Plants.

Avoid contamination of food or feedstuffs.

Remove pets and birds and cover fish aquariums before spraying.

SHAKE WELL BEFORE USE. KEEP CONTAINER UPRIGHT.

NOTIFICATION

MAY 14 2009

DO NOT use more than one fogger per room. DO NOT use in small, enclosed spaces such as closets, cabinets or under counters or tables. Do not use in a room 5 ft. X 5 ft. or smaller; instead, allow fog to enter from other rooms. Turn off ALL ignition sources such as pilot lights (shut off gas valves), other open flames or running electrical appliances that cycle off and on (i.e., refrigerators, thermostats, etc.). Call your gas utility or management company if you need assistance with your pilot lights.

Do not apply when food-processing facility is in operation or foods are exposed. Cover or remove all food and food processing equipment before application. 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, all food processing surfaces and utensils should be covered during treatment or thoroughly washed before use. Exposed food should be covered or removed.

Food areas include areas for receiving, storage, packaging (canning, bottling, wrapping, and boxing), preparing, edible waste storage, and enclosed processing systems (mills, dairies, edible oils, and syrups). Serving areas are places where prepared foods are served such as dining rooms but not excluding areas where foods may be prepared or held. Non-food areas include entries and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling).

Do not treat establishments where livestock feed is present.

This product will kill Ants, Cockroaches, Confused Flour Beetles, Crickets, Fleas, Houseflies, Mosquitoes, Rice Weevils, Saw-toothed Grain Beetles, Small Flying Moths, Sowbugs, Spiders and Ticks.

Cover exposed food, dishes, and food-handling equipment. Open cabinets and doors in area to be treated. Shut off fans and air conditioners. Close doors and windows. Point valve opening away from face when releasing. Use one unit for each 6,000 cubic feet of unobstructed area (a room 30' x 25' with an 8 foot ceiling). Do not remain in the area during treatment and ventilate thoroughly before reentry.

TO OPERATE VALVE: Place several layers of newspaper or pad on stand or table in the center of the room. Point valve opening away from face. To lock valve in open position for automatic discharge, press valve button all the way down, hooking the catch. Then place fogger on stand or table with valve locked open. Leave building at once and keep building closed for two (2) hours before airing out. Open all doors and windows and allow to air for 30 minutes. Repeat spraying in (2) two weeks.

To Kill Ticks and Fleas: Destroy pet's old bedding and replace with clean, fresh bedding after treatment is completed. Use product as above. Pets should be treated with a registered flea and tick control product prior to reentering treated premises. Also, treat your yard with a product registered for yard application.

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.



Federal regulations prohibit CFC propellants in aerosols

