

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 10th Ave., North Minneapolis, MN 55427

MAY 22 2009

Subject: Notification(s) for Label Revisions under PRN 2007-4

Dear Mr. Lennan:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-4 dated April 23, 2009 for:

EPA Registration 1021-1643

EXECTAGE Multieide Emulsifiable Concentrate 2667

The Registration Division (RD) has conducted a review of the request(s) for applicability under 2007-4 and finds that the label changes requested fall within the scope of 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 identify 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 nonnotification/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 Nicole Williams of my staff at 703-308-5551.

Sincerely,

m

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs

Please read instructions before completing form Form Approved. OMB No. 2070-0060. Approval expires 05 **United States** Registration **OPP Identifier Numbe ŞEPA Environmental Protection Agency** Amendment Washington, DC 20460 Other Application for Pesticide - Section I 1. Company/Product Number 2. EPA Product Manager 3. Proposed Classification 1021-1643 Richard Gebken 4. Company/Product (Name) ✓ None РМ# Restricted MULTICIDE® Emulsifiable Concentrate 2667 13 5. Name and Address of Applicant (Include Zip Code) 6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my McLAUGHLIN GORMLEY KING COMPANY product is similar or identical in composition and labeling to: 8810 TENTH AVENUE NORTH MINNEAPOLIS, MN 55427 NOTIFICATION EPA Reg. No. MAY 2 2 2009 **Product Name** Check if this is a new address Section - II Amendment - Explain below. Final printed labels in response to Agency letter dated Resubmission in response to Agency letter dated "Me Too" Application. Notification - Explain below. Other - Explain below. Explanation: Use additional page(s) if necessary. (For section I and Section II.) Notification pursuant to PR-Notice 2007-4 Section - III 1. Material This Product Will Be Packaged In: Water Soluble Packaging Child-Resistant Packaging **Unit Packaging** 2. Type of Container Yes Yes ✓ Metal Yes* Plastic No If "Yes" No. per If "Yes" No. per Glass *Certification must Unit Packaging wgt. container Package wgt. container Paper Other (Specify) be submitted 4. Size(s) Retail Container 3. Location of Net Contents information 5. Location of Label Directions √ Label Container ✓ On Label 5 and 55 Gallons On Labeling accompanying product Lithograph Other 6. Manner in Which Label is Affixed to Product

> Paper glued Stenciled

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

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

Registration Specialist

Registration Specialist

Section - IV

Telephone No. (Include Area Code)

6. Date Application

(Stamped)

Received

(763) 544-0341

4. Typed Name
Thomas A. Lennan

5. Date
4/23/2009

EPA Form 8570-1 (Rev. 8-94) Previous editions are obsolete.

Name

2. Signature

Thomas A. Lennan

both under applicable law.

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 23, 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:

MULTICIDE® Emulsifiable Concentrate 2667

EPA Reg. No. 1021-1643

Notification Per PR-Notice 2007-4

Dear Sir or Madam:

By Notification, we are updating the storage and disposal statement per PR-Notice 2004-7. This product is a manufacturing use product that is not diluted prior to use, therefore we have not added detailed rinsing instructions per §156.146. We have however, per Nancy Fitz' recommendation maintained our current instructions to triple rinse the container before disposing or offering for reconditioning or recycling. A copy of Nancy's recommendation is enclosed for your convenience.

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

This amendment 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

Thomas A. Lennan

Registration Specialist

Enclosure

MAY 2 2 2009



McLAUGHLIN **GORMLEY** KING COMPANY EVERCIDE® Emulsifiable Concentrate 2667

An Insecticide for Repackaging or Formulating Use Only

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

ACTIVE INGREDIENT:

(S)-cvano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-

0.425%

methylethyl)benzeneacetate -----

99.575%

* OTHER INGREDIENTS ---

100.000%

* Contains petroleum distillates

EVERCIDE® - Registered trademark of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN WARNING

FIRST AID	
IF SWALLOWED:	 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	Take off contaminated clothing.
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:	 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 eye.
	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. 1021-1643

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Causes skin irritation and moderate eye irritation. Do-not get 33 3kin 35 cm clothing. Avoid contact with eyes. Wear goggles, face shield, or safety classes. Wash theroughly 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 pesticide is extremely toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

Only for formulation into an insecticide for the following use(s): 1) food and feed and non-food crops for which tolerances exist, residential outdoor and indoor food, and non-food, medical, and residential uses; 2) uses for which USEPA has accepted required data and/or citations of data that the formulator has submitted in support of registration; and 3) uses for experimental purposes that are in compliance with USEPA requirements.

EVERCIDE® Emulsifiable Concentrate 2667 is designed for repackaging or formulating with deionized water to produce insecticide sprays. Formulators who use this product may be responsible for providing data to support their own registrations with the appropriate regulatory agencies. Mix well in drum before sampling and each use.

STORAGE AND DISPOSAL

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

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

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER-HANDLING: DISPOSAL: Nonrefillable Container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying. -and Ooffer for recycling, if available or reconditioning, if appropriate -or puncture and dispose of in a sanitary landfill or by other approved State and Local procedures.