



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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

AUG 0 7 2009

Mr. Thomas A. Lennan Registration Specialist McLaughlin Gormley King Company 8810 Tenth Avenue North Minneapolis, MN 55427-4319

Subject: Label Notifications for Pesticide Registration Notice 2007-4

Dear Mr. Lennan,

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated April 30, 2009 for the following products:

EVERCIDE® Concentrate 2625 NYLAR® Concentrate 2631

(EPA Registration Number 1021-1655)

(EPA Registration Number 1021-1657)

EVERCIDE® Intermediate 2132 (EPA Registration Number 1021-1659)

The Registration Division (RD) has conducted its review of these requests for their applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 2007-4. The labels submitted with the applications have 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, Rachel ("Hollower

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 **United States** Registration OPP Identifier Number SEPA **Environmental Protection Agency** Amendment Washington, DC 20460 Other Application for Pesticide - Section I 1. Company/Product Number 2. EPA Product Manager 3. Proposed Classification 1021-1659 Richard Gebken 4. Company/Product (Name) ✓ None Restricted **EVERCIDE® Intermediate 2132** 5. Name and Address of Applicant (Include Zip Code) 6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composite Ord alocate ON McLAUGHLIN GORMLEY KING COMPANY 8810 TENTH AVENUE NORTH AUG 07 2009 MINNEAPOLIS, MN 55427 EPA Reg. No. **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: Child-Resistant Packaging Unit Packaging Water Soluble Packaging 2. Type of Container Yes\* Yes Yes ✓ Metal No No Plastic No If "Yes" No. per If "Yes" Glass No. per \*Certification must container Paper Unit Packaging wgt. Package wgt. container Other (Specify) be submitted 3. Location of Net Contents information 4. Size(s) Retail Container 5. Location of Label Directions On Label √ Label Container Container 5, 30 & 55 Gallons On Labeling accompanying product 6. Manner in Which Label is Affixed to Product Lithograph Other Paper glued Stenciled Section - IV 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.

| Coccept both under applicable law. 40 6 0 6 6 2. Signature Registration Specialist

Registration Specialist

4. Typed Name

Name

Thomas A. Lennan

Thomas A. Lennan

00000 5. Date 4/30/2009

6. Date Application Received

6000

0.0

(Stamped)

Telephone No. (Include Area Code)

(763) 544-0341

Via Courier

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 30, 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

Subject:

**EVERCIDE® Intermediate 2132** 

EPA Reg. No. 1021-1659

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 two (2) copies of the label. One (1) 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** 

ريد ميا دود ميا McLAUGHLIN GORMLEY KING COMPANY AUG 07 2009

**EVERCIDE® Intermediate 2132** 

An Insecticide for Manufacturing Use Only

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

ACTIVE INGREDIENTS:	
Permethrin [*(3-Phenoxyphenyl) methyl (+ or -) cis-trans-3-(2,2-	
dichloroethenyl) 2,2-	8.90%
dimethylcyclopropanecarboxylate]	
Related reaction products	0.77%
Tetramethrin [(1-Cyclohexene-1,2-dicarboximido) methyl 2,2-	
dimethyl -3-(2-methylpropenyl) cyclopropanecarboxylate]	8.89%
** OTHER INGREDIENTS	81.44%
·	100.00%

- \* Cis-trans isomers ratio: Min. 35% (+ or -) cis and Max. 65% (+ or -) trans
- \* Contains petroleum distillates

EVERCIDE® - Registered trademark of McLaughlin Gormley King Company

## KEEP OUT OF REACH OF CHILDREN CAUTION

	FIRST AID
IF SWALLOWED:	<ul> <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 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 ON SKIN OR CLOTHING:	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: pneumonia.	Contains petroleum distillate – vomiting may cause aspiration
	ner or label with you when calling a poison control center or doctor or r information regarding medical emergencies or pesticide incidents, call

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

EPA Reg. No. 1021-1659

EPA Est. No. 1021-MN-2

# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if absorbed through skin. Avoid contact with skin, eyespenciothing. 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. 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. Do not contaminate water by cleaning of equipment or disposal of wastes.

#### 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.

This product is to be used with appropriate solvents, carriers, and in the case of pressurized products, propellents in the manufacture of 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 cool, dry place. Keep container closed.

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

<u>CONTAINER DISPOSAL</u> <u>Nonrefillable container</u>. <u>Do not reuse or refill this container</u>. Triple rinse (or equivalent) promptly after emptying and offer 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.