

1021-1667

9/13/2004

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

SEP 13 2004

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms Julie B Schlekau
MGK Company
8810 Tenth Avenue North
Minneapolis, MN 55427-4372

Subject: Label Amendment to Add West Nile Virus Claims

EPA Registration No. 1021-1667
EVERCIDE® House and Garden Spray 2664
Your submissions dated December 17, 2003 and January 26, 2004

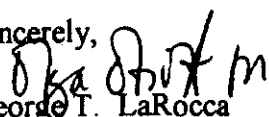
Dear Ms. Schlekau:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable subject to the comments listed below. Two (2) copies of the finished labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

1. The following open ended label claims related to West Nile Virus are not supported by the submitted data (MRID No. 46183201). Please delete these bullets from the label:
 - Eight hour protection
 - Eight hour barrier
 - Effective long term (8) hour control
 - Stops West Nile Virus carrying mosquitoes
2. Delete "Dead mosquitoes can't (won't) transmit West Nile Virus". Claims that indirect benefits are direct benefits are not acceptable.
3. Revise the first bullet to read "Kill mosquitoes that may carry (transmit) West Nile Virus".
4. Change "barrier" to "control" in the fourth bullet.

- 5. Add "...and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse" at the end of the Precautionary statements.
- 6. Add "...and other aquatic organisms" to the first sentence under Environmental hazards.
- 7. Revise the second sentence under Physical or Chemical Hazards to read: "Do not use or store near heat or open flame".
- 8. Add the sentence "Do not contaminate water, food, or feed by storage and disposal" directly under the subheading "Storage and Disposal".

If you have any questions regarding this action, please contact Olga Odiott of my team at (703) 308-9369.

Sincerely,

George T. LaRocca
Product Manager 13
Insecticide Branch
Registration Division (7505C)

Enclosure



EVERCIDE® House & Garden Spray 2664

For Residential Use Only

8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4319 U.S.A.

TELEPHONE (763) 544-0341

[] OR () indicates alternate or optional wording

Kill mosquitoes that carry (transmit) West Nile Virus

Continues to kill mosquitoes that land on treated surface for up to eight (8) hours

Effective long term eight (8) hour control

Eight-hour barrier against West Nile Virus infected mosquitoes

Stops West Nile Virus carrying mosquitoes

Eight-hour protection

Eight-hour barrier

Dead mosquitoes can't (won't) transmit West Nile Virus

Fog your yard patio for eight (8) hours of residual protection against mosquitoes that carry West Nile Virus

Kills [controls] ornamental garden pests for up to 7 days

[Kills and repels mosquitoes and other listed pests]

Effective [residual] [long term] control

Kills [controls] insects on ornamental plants, shrubs, vines and houseplants for up to 7 days

Provides rapid knock-down and kill

Residually controls [kills] cockroaches, spiders, crickets and other crawling insects for weeks

Residually controls [kills] fleas and ticks indoors and around pet areas for weeks

Water-based formula

[For use around Home Areas Only]

Do not spray in hot sun or temperatures over 90° F (32° C)

ACTIVE INGREDIENTS:

Permethrin	0.200%
Related reaction products	0.017%
Tetramethrin	0.200%
OTHER INGREDIENTS	99.583%
	100.000%

* Cis-trans isomers ratio: Min. 35% (+ or -) cis and Max. 65% (+ or -) trans
EVERCIDE® - Registered trademark of McLaughlin Gormley King Co.

ACCEPTED
with COMMENTS
In EPA Letter Dated
SEP 13 2004
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
1021-1667

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID	
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.
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 the International Poison Center at 1-888-740-8712.	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not apply to any body of water. Do not contaminate water by disposing of wastes.

PHYSICAL OR CHEMICAL HAZARDS

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.

[EVERCIDE® MULTIPURPOSE] [brand name] contains a combination of ingredients that provides rapid knock-down and kill of the listed insects. This highly effective water-base formula can be used on flying and crawling insects, indoor and outdoor houseplants and ornamental pests. [EVERCIDE® MULTIPURPOSE] [brand name] provides effective [residual] control.

[EVERCIDE® MULTIPURPOSE] [brand name] [this product] effectively controls pests that infest food in the pantry along with cockroaches, ants, flies and other listed pests.

[EVERCIDE® MULTIPURPOSE] [brand name] can be used to control [kill] fleas and ticks hidden in carpets, rugs, upholstery, draperies, floor cracks and cabinets.

To protect your pet against and to minimize reintroduction of fleas from outdoors, use EPA registered flea and tick products, ([such as] [brand name] pet dip, [brand name] pet shampoo, flea shampoo or flea and tick pet shampoo, [brand name] flea or flea and tick collar, [brand name] pet powder, [brand name] pet spray) in conjunction with this application and prior to re-entry.

For use in [including, but not limited to] [such as]:

- Apartments, Ant Hills, Atriums, Attics, Automobiles, Basements, Bathrooms, Bedding, Bedrooms, Boats, Bookcases, Buses, Cabinets, Cabins, Camp Sites, Campers, Carpets, Chests, Closed Porches, Closets, Clothes Storage, Condominiums, Credenza, Decks, Dens, Dog Houses, Draperies, Dressers, Floors, Furniture, Houseplants, Garages, Garbage Cans, Gardens, Gazebos, Homes, Household Contents, Kitchens, Lanais, Living Rooms, Loafing Sheds, Mattresses, Mobile Homes, Ornamental Plants, Pantry, Patios, Pet Bedding, Pet Sleeping Areas, Pet Carriers, Plants, Play Houses, Play Rooms, Porches, Recreation Vehicles, Recreational Areas, Rooms, Rugs, Solariums, Storage Areas, Sun Porch, Sun Rooms, Tents, Trailers, Tree Houses, Utility Rooms, Verandas, Washrooms.

Kills [controls] flying and crawling insects [on contact] [such as]:

Table with 4 columns: Cockroaches, Sowbugs, Spiders, Ticks; Granary Insects, Flying Moths, Wasps, Biting Fly; etc.

For use on ornamental plants, shrubs, vines and houseplants including, [but not limited to:] [such as]: African Violet, Aspidistra, Asters, Azaleas, Begonias, Bougainvillea, Caladium, Calceolaria, Calendula, Calla, Camellia, Carnation, Chinese Evergreen, Cineraria, Chrysanthemums, Coleus, Creeping Charlie, Daffodil, Dahlias, Delphiniums, Deciduous Ornamentals, Dogwood, Dracena, English Ivy, Evergreens, Fatshedera, Fatsia, Fern, Ficus, Fuchsia, Gardenia, Geranium, Gladiolus, Gypsophila, Hibiscus, Holly, Hydrangea, Iris, Ivy, Jasmine, Juniper, Lily, Marigold, Palm, Peony, Pelargonium, Petunia, Philodendron, Pine, Podocarpus, Pothos, Primula, Ranunculus, Rhododendron, Rose, Salvia, Schefflera, Snapdragon, Spathiphyllum, Spider Plant, Sweet Pea, Tulips, Viola, Wandering Jew, Yew, Zinnia.

Kills [controls] plant insects [on contact] [such as]:

- | | | | |
|-----------------------------|----------------------|----------------------|-------------------|
| Aphid | Inchworms | Oleander Caterpillar | Two Spotted Mites |
| Armyworm | Japanese Beetle | Psyllids | Tent Caterpillars |
| Asparagus Beetle | Lace Bug | Red Spider Mites | Thrips |
| Boxelder Bug | Leaf Miners | Rose Chafer | Whitefly |
| Cabbage Looper | Leaf Beetles | Soft Brown Scale | Tomato Fruit Worm |
| Cankerworm | Leafhoppers | Southern Army Worm | Corn Ear Worm |
| Caterpillars | Leafrollers | Spider Mites | |
| Chewing Insects | Leaf-tiers | Spotted Mites | |
| Colorado Potato Beetle | Mealy Bugs | Stink Bugs | |
| Cucumber Beetle | Mexican Bean Beetles | Tarnished Plant Bug | |
| Cutworm | Mites | Tomato Pin Worm | |
| Diamondback Moth | | | |
| Eastern Tent Caterpillar | | | |
| Flea Beetle | | | |
| Gypsy Moth [adult & larvae] | | | |

DIRECTIONS FOR USE

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

READ ALL DIRECTIONS COMPLETELY BEFORE USE

SHAKE WELL BEFORE EACH USE. HOLD CONTAINER UPRIGHT. APPLY IN SHORT BURSTS.

For best results, follow directions for specific use areas. Do not use this product in or on electrical equipment due to possibility of shock hazard. Do not use on animals. Avoid excessively wetting furniture and carpeting. Always test in an inconspicuous [hidden] area prior to use as some natural and synthetic fibers may be adversely affected by any liquid product.

Avoid contamination of food and feedstuffs. **DO NOT CONTAMINATE FOOD AREAS.**

INDOOR USE:

FLIES, GNATS, MOSQUITOES, FRUIT FLIES, WASPS, HORNETS, BEES, SMALL FLYING MOTHS and other flying insects: Close all doors and windows and direct spray upward into center of room with a slow sweeping motion. Spray 5-10 seconds for average room. Direct spray to all parts of the room, especially windows and other light sources which attract these insects. Keep nozzle in constant motion. Keep room closed for 15 minutes after spraying. Ventilate room thoroughly before re-entry. Sweep up and discard fallen insects.

FLEAS AND TICKS: Prior to use, vacuum all infested areas thoroughly and dispose of vacuum bag in outside trash. Apply uniformly to rugs, carpets, draperies and all surfaces of upholstered furniture. Treat under and around furniture if pets frequently rest in these areas. Avoid excessive wetting of upholstered furniture and draperies. A fine spray applied uniformly is all that is necessary to kill fleas. To kill ticks and other labeled insects, apply directly to the pests. Spray thoroughly into hiding places such as cracks and crevices, on walls and floors, along baseboards, window and door frames. Spray at the rate of one linear foot per second with a slow sweeping motion. Do not allow children or pets to walk on treated surfaces until completely dry. Do not spray on pets or humans.

FLEAS AND TICKS IN PET BEDDING AND PET AREAS: Remove and destroy or wash pet's old bedding. To reduce infestation, thoroughly spray the animal's bedding, sleeping quarters, around baseboards, window and door frames, wall cracks, local areas of floors, and other resting places until the surface is slightly moist. Treat these areas at the rate of two seconds per linear foot at a distance of 12 to 18 inches. Also spray the entire inside surface of dog houses. Put fresh bedding in pet's quarters after spray has dried. Do not allow pets to use treated areas until completely dry.

For best results, pets should be treated with EPA registered flea and tick control product, ([such as] [brand name] flea or flea and tick collar, [brand name] pet powder, [brand name] pet spray, [brand name] pet dip, [brand name] pet shampoo, flea shampoo or flea and tick shampoo), in conjunction with this application prior to re-entry.

COCKROACHES, ANTS, CRICKETS, CENTIPEDES, FIREBRATS, SPIDERS and other listed crawling insects: Contact as many insects as possible with the spray in addition to thorough spraying of all parts of the rooms suspected of harboring these pests. Special attention should be paid to hiding places such as beneath sinks, behind and beneath stoves and refrigerators, around garbage cans, cabinets, along the outside of baseboards, door sills, frames and floors, around and on drains, pipes, plumbing, behind bookcases, storage and other utility installation areas, hitting insects with spray whenever possible. **TO KILL ANTS,** treat around doors, window frames and other areas of entry. Spray on ants whenever possible.

CARPET BEETLES: [Dermestids (Trogoderma)]: Directly spray as many insects as possible. Spray all surfaces of upholstered furniture. Where possible, both top and bottom of rugs and carpets should be sprayed thoroughly. Also treat shelves, closets, areas under furniture, floors, walls, window sills, baseboards and wherever these insects are seen or suspected.

BEDBUGS: Spray mattresses lightly, particularly around tufts and seams. Take beds apart and spray in all joints. Treat baseboards, moldings, floors, walls, furniture and other infested areas. Allow treated articles to thoroughly dry before use.

EXPOSED STAGES of Granary Insects, Flour Beetles, Caddises, Rice Weevils, Flat Grain Beetles, Cigarette Beetle, Confused Flour Beetles, Drugstore Beetle, Lesser Grain Borer, Merchant Grain Beetle, Sawtoothed Grain Beetle, Grain Weevils, Warehouse Beetle, Red Flour Beetle, Grain Mites, Weevils, Cheesemites and Indian Mealworm. Find and dispose of infested packaged goods and exposed insects. Remove all other items from pantry, shelves and drawers and clean thoroughly. Spray into cracks and crevices, shelves, drawers and cabinets and other areas where these insects tend to congregate. Please clean paper on the shelves and return packages after the spray has dried.

For particularly excessive infestations of listed pests, use [MGK® Indoor Fogger] [brand name] following application of this product.

OUTDOOR USE:

Remove all exposed food and cooking utensils. Cover all food handling surfaces or wash thoroughly after treatment and before use. Do not use on edible crops. Caution should be taken to avoid spraying when wind conditions could create a mist to blow back to applicator. Spray the surface areas and contact as many insects as possible. Do not apply this product in or around bodies of water.

FLIES, GNATS, MOSQUITOES, SMALL FLYING MOTHS: Midge, Small Flying Insects, Sand Fly, Black Fly, Biting Fly, Deer Fly, Face Fly, Horse Fly, House Fly, Stable Fly, Vinegar Fly, Fruit Flies and other flying insects: Hold container 18-24 inches from shrubs, bushes, grassy areas and other areas infested with these pests. Spray with a slow sweeping motion. To reduce annoyance from these pests, treat surfaces of open porches, patio area, screens, window frames, doors and other areas where these pests may light or congregate in a similar manner. Allow spray to dry before occupying the treated area.

WASPS, HORNETS, BEES, YELLOW JACKETS, PAPERNEST WASPS: Holding container 18-24 inches away from these insects, spray them directly. Do not spray into nests or hives. Use only an EPA registered product [EPA registered product such as] [brand name] designed for use on nests and hives.

ANTS: Spray ant trails, ant hills, ant mounds and other areas of entry and infestation. Spray on ants where possible.

SPIDERS: Spray directly on spiders and webs.

SOWBUGS, MILLIPEDES, BEETLES, EARWIGS, Ground Beetles, Elm Leaf Beetle, Boxelder Bug, Earwigs, Clover Mites, Pillbugs, Centipedes, Scorpions, Cockroaches, Crickets, Palmetto Bugs, Waterbugs: Spray surfaces thoroughly and into hiding places such as cracks, crevices, moist areas, openings around pipes, spigots, storage areas, sheds and other areas where these pests tend to congregate. Repeat as necessary.

GARDEN PESTS: NOT FOR USE ON EDIBLE CROPS

kills [controls] plant insects [on contact] [such as]:

Aphid	Inchworms	Oleander Caterpillar	Two Spotted Mites
Armyworm	Japanese Beetle	Psyllids	Tent Caterpillars
Asparagus Beetle	Lace Bug	Red Spider Mites	Thrips
Boxelder Bug	Leaf Miners	Rose Chafer	Whitefly
Cabbage Looper	Leaf Beetles	Soft Brown Scale	Tomato Fruit Worm
Cankerworm	Leafhoppers	Southern Army Worm	Corn Ear Worm
Caterpillars	Leafrollers	Spider Mites	
Chewing Insects	Leafliers	Spotted Mites	
Colorado Potato Beetle	Mealy Bugs	Stink Bugs	
Cucumber Beetle	Mexican Bean Beetles	Tamished Plant Bug	
Cutworm	Mites	Tomato Pin Worm	
Diamondback Moth			
Eastern Tent Caterpillar			
Flea Beetle			
Gypsy Moth [adult & larvae]			

For use on ornamental plants, shrubs, vines and houseplants including, [but not limited to:] [such as:]

African Violet, Aspidistra, Asters, Azaleas, Begonias, Bougainvillea, Caladium, Calceolaria, Calendula, Calla, Camellia, Carnation, Chinese Evergreen, Cineraria, Chrysanthemums, Coleus, Creeping Charlie, Daffodil, Dahlias, Delphiniums, Deciduous Ornamentals, Dogwood, Dracena, English Ivy, Evergreens, Fatshedera, Fatsia, Fern, Ficus, Fuchsia, Gardenia, Geranium, Gladiolus, Gypsophila, Hibiscus, Holly, Hydrangea, Iris, Ivy, Jasmine, Juniper, Lily, Marigold, Palm, Peony, Pelargonium, Petunia, Philodendron, Pine, Podocarpus, Pothos, Primula, Ranunculus, Rhododendron, Rose, Salvia, Schefflera, Snapdragon, Spathiphyllum, Spider Plant, Sweet Pea, Tulips, Viola, Wandering Jew, Yew, Zinnia.

WHEN SPRAYING, HOLD CAN 24-36 INCHES FROM PLANT. Caution should be taken when spraying tender or new growth on young plants. Plants should be sprayed on a few leaves to assure plant safety before spraying entire plant. For best results, apply in short bursts and spray in the evening or on a cloudy day when air is still. Mist the plants lightly. Use a slow sweeping motion. Avoid excessive wetting of plant foliage with spray. Spray plants at a rate of 1 linear foot per second. For heavy growth, spray both sides of plants. Do not spray when temperature exceeds 90° F.

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry place. Keep container closed.
Do Not Puncture or Incinerate!

DISPOSAL:

If Empty: Place in trash or offer for recycling if available.

If Partly Filled: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions.

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



Federal regulations prohibit CFC propellants in aerosols