

1021-1667

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

May 3, 2007

Ms. Julie B. Schlekau
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427-4319

Subject: Clarification to Previously Submitted Notifications for Warranty Statements
EVERCIDE® House & Garden Spray 2664
EPA Reg. No. 1021-1667
MGK® Wasp & Hornet Killer Aerosol
EPA Reg. No. 1021-1775
Your Application Submitted November 7 and 8, 2006 and April 23, 2007

Dear Ms. Schlekau:

This letter is to **rescind** the Agency's conflicting rejection and approval letters dated March 23, 2007 and April 4, 2007, respectively for notifications updating the warranty statements. We are in receipt of your resubmission dated April 23, 2007 for the above mentioned products. The Registration Division (RD) has conducted a review of these requests for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The labels submitted with the application have been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249.

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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	United States Environmental Protection Agency Washington, DC 20460	Registration Amendment Other	OPP Identifier Number
		X	
	Application for Pesticide - Section I		

1. Company/Product Number 1021-1667	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® House & Garden Spray 2664	PM# 13	
5. Name and Address of Applicant (Include Zip Code) McLAUGHLIN GORMLEY KING COMPANY 8810 TENTH AVENUE NORTH MINNEAPOLIS, MN 55427		6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: NOTIFICATION EPA Reg. No. _____ Product Name <u>MAY 3 2007</u>
<input type="checkbox"/> Check if this is a new address		

Section - II

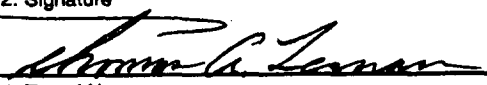
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/>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

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 By notification, we are adding alternate marketing phrases to the label.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify)	
3. Location of Net Contents information <input type="checkbox"/> Label <input type="checkbox"/> Container			4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product
6. Manner in Which Label is Affixed to Product <input 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 Thomas A. Lennan	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 Thomas A. Lennan	5. Date 11/8/2006	

NOTIFICATION

MAY 3 2007

EVERCIDE® House & Garden Spray 2664

MGK®McLAUGHLIN
GORMLEY
KING COMPANY

For Residential Use Only



8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4372 U.S.A. - Telephone (763) 544-0341

[] OR () Indicates alternate or optional wording

Kills mosquitoes that may carry West Nile Virus

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

Eight (8) hour control against West Nile Virus-infected mosquitoes

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

New Handle—Fog Big Areas Fast

New Handle—Delivers Fine Fog Spray. Treats Big Areas Fast

Treats an Avg. Patio (500 Sq ft) – 4 times (16 oz. Size)

Treats an Avg. Patio (500 Sq ft) – 5 times (20 oz. Size)

Treats Your Patio 4 (5) Times *

* 20' x 25'

Use Before Parties and Picnics

For use on porches patio areas, screens, window frames, doors and other areas.

Guaranteed to work or your money back

Kills (controls) ornamental garden pests for up to 7 days

Kills and repels Mosquitoes, Biting Flies, Gnats, Moths, and Other Flying Insects

[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 knockdown 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

Kills on contact

Controls[Kills] Mosquitoes, Flies, Gnats,[Flying] Moths & other flying insects

Use on porches, patio areas, screens, window frames, doors & other areas

Use indoors & outdoors to control mosquitoes & a wide variety of pests

Use on houseplants & shrubbery to control ornamental pests

Provides effective residual insect control

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%

TOTAL 100.000%

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

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 doctor. Do not give any liquid to the person. Do not give anything by mouth to an unconscious person.
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.	

Net Weight _____

Manufactured by:

Mc LAUGHLIN GORMLEY KING COMPANY

8810 Tenth Avenue North

Minneapolis, MN 55427

EPA Reg. No. 1021-1667

EPA Est. No. 1021-MN-2

Federal regulations prohibit
CFC propellants in aerosolsPRECAUTIONARY 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 and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and other aquatic organisms. Do not apply directly to water. Do not contaminate water when disposing of equipment wash waters or rinsate. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas.

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.

[PRODUCT FACTS]

[EVERCIDE® House & Garden Spray 2664] [brand name] contains a combination of ingredients that provides rapid knockdown and kill of listed insects. This highly effective water-based

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formula can be used on flying and crawling insects, indoor and outdoor houseplants, and ornamental pests. [EVERCIDE® House & Garden Spray 2664] [brand name] provides effective [residual] control against listed pests.

[EVERCIDE® House & Garden Spray 2664] [brand name] [This product] effectively controls pests that infest food in the pantry as well as Cockroaches, Ants, Flies and other listed pests.

[EVERCIDE® House & Garden Spray 2664] [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 before allowing pet re-entry to treated area.

For use in areas [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 Areas, Condominiums, Credenzas, Decks, Dens, Doghouses, Draperies, Dressers, Floors, Furniture, Houseplants, Garages, Garbage Cans, Gardens, Gazebos, Homes, Household Contents, Kitchens, Lanais, Living Rooms, Loafing Sheds, Mattresses, Mobile Homes, Ornamental Plants, Pantries, Patios, Pet Bedding, Pet Sleeping Areas, Pet Carriers, Plants, Play Houses, Play Rooms, Porches, Recreation Vehicles, Recreational Areas, Rooms, Rugs, Solariums, Storage Areas, Sun Porches, Sun Rooms, Tents, Trailers, Tree Houses, Utility Rooms, Verandas, and Washrooms.

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

Almond Moths	Cockroaches	Ground Beetles	Sciarid Flies
American Dog Ticks	Confused Flour Beetles	Gulf Coast Ticks	Scorpions
Angoumois Grain Moths	Crickets	Hornets	Silverfish
Ants	Deer Flies	Horse Flies	Small Flying Insects
Asian Cockroaches	Deer Ticks	Houseflies	Small Flying Moths
Australian Cockroaches	Dermestid Beetles	Indian Meal Moths	Smokey Brown Cockroach
Bedbugs	Drugstore Beetles	Indian Mealworms	Sowbugs
Bees	Earwigs	Lesser Grain Borers	Spiders
Biting Flies	Elm Leaf Beetles	Lice	Stable Flies
Black Carpet Beetles	Face Flies	Lone Star Ticks	Ticks [that may carry and transmit Lyme disease]
Black Flies	Firebrats	Merchant Grain Beetles	
Booklice	Flat Grain Beetles	Midges	Tobacco Moths
Boxelder Bugs	Fleas	Millipedes	Trogoderma
Brown-banded Cockroaches	Flies	Mosquitoes	Vinegar Flies
Brown Dog Ticks	Flour Beetles	Mud Daubers	Warehouse Beetles
Caddisflies	Flying Insects	Other Ixodid Species	Wasps
Carpet Beetles	Flying Moths	Palmetto Bugs	Waterbugs
Centipedes	Fruit Flies	Paper Nest Wasps	Webbing Clothes Moths
Cheese Mites	German Cockroaches	Pillbugs	Weevils
Chocolate Moths	Gnats	Red Flour Beetles	Wood Borers

Cigarette Beetles	Grain Mites	Rice Weevils
Clothes Moths	Grain Weevils	Sand Flies
Clover Mites	Granary Insects	Saw-toothed Grain Beetles

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, Fatsia, Ficus, Fuchsia, Gardenia, Geranium, Gladiolus, Gypsophila, Hibiscus, Holly, Hydrangea, Iris, Ivy, Jasmine, Juniper, Lily, Marigold, Palm, Peony, Pelargonium, Petunia, Philodendron, Pine, Podocarpus, Pothos, Prichula, Ranunculus, Rhododendron, Rose, Salvia, Schefflera, Snapdragon, Spathiphyllum, Spider Plant, Sweet Pea, Tulips, Viola, Wandering Jew, Yew, and Zinnia.

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

Aphids	Cutworms	Leafrollers	Spider Mites
Armyworms	Diamondback Moths	Leaf-tiers	Spotted Mites
Asparagus Beetles	Eastern Tent Caterpillars	Mealy Bugs	Stink Bugs
Boxelder Bugs	Flea Beetles	Mexican Bean Beetles	Tomato Fruit Worms
Cabbage Loopers	Gypsy Moth [adult and larvae]	Mites	Tarnished Plant Bugs
Cankerworms	Inchworms	Oleander Caterpillars	Tomato Pin Worms
Caterpillars	Japanese Beetles	Psyllids	Two-spotted Mites
Chewing Insects	Lace Bugs	Red Spider Mites	Tent Caterpillars
Colorado Potato Beetles	Leaf Miners	Rose Chafers	Thrips
Corn Ear Worms	Leaf Beetles	Soft Brown Scales	Whiteflies
Cucumber Beetles	Leafhoppers	Southern Army Worms	

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.

[1.] SHAKE WELL BEFORE [USING.] EACH USE. [2.] HOLD CONTAINER UPRIGHT. [3.] APPLY IN SHORT BURSTS.

For best results, follow directions for specific use areas. Do not use on animals. Avoid excessively wetting furniture and carpeting. Always test in an inconspicuous [hidden] area before use since liquid products may adversely affect some natural and synthetic fibers.

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

INDOOR USE:

Remove all exposed food and cooking utensils. Cover all food-handling surfaces or wash thoroughly after treatment and before use. Spray surface areas and contact as many insects as possible.

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

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center of room with a slow sweeping motion. Spray 5 - 10 seconds for average size room. Direct spray to all parts of the room, especially at windows and other light sources that attract these insects. When spraying, 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: Before use, vacuum all infested areas thoroughly and dispose of vacuum bag in outside trash. Apply spray uniformly to rugs, carpets, draperies, and all surfaces of upholstered furniture. Treat under and around furniture if pets frequently rest in these areas. Avoid excessively wetting 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, and along baseboards, and window and door frames. Spray at the rate of one (1) 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 animal's bedding and sleeping quarters, and around baseboards and 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 - 18 inches. Also, spray the entire inside surface of doghouses. Put fresh bedding in pet's quarters after spray has dried. Do not allow pets to contact treated areas until completely dry.

For best results, treat pets with EPA registered flea and tick control products, [(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 before allowing pets to re-enter treated areas.

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

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

BEDBUGS: Lightly spray mattresses, 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 dry before use.

EXPOSED STAGES of Granary Insects, Flour Beetles, Cadelles, Rice Weevils, Flat Grain Beetles, Cigarette Beetles, Confused Flour Beetles, Drugstore Beetles, Lesser Grain Borers, Merchant Grain Beetles, Saw-toothed Grain Beetles, Grain Weevils, Warehouse Beetles, Red Flour Beetles, Grain Mites, Weevils, Cheese Mites, and Indian Mealworms: Dispose of infested packaged goods. Remove all other items from pantry, shelves, and drawers and clean thoroughly. Spray into cracks and crevices, shelves, drawers, cabinets, and other areas where these insects tend to congregate. After spray is dry, install new shelf paper and return packages to shelves.

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

OUTDOOR USE:

Do not use on edible crops. Take precautions to avoid spraying when wind conditions could create a mist that may blow back to applicator. Do not apply this product in or around bodies of water.

FLIES, GNATS, MOSQUITOES, SMALL FLYING MOTHS, Mites, Small Flying Insects, Sand Flies, Black Flies, Biting Flies, Deer Flies, Face Flies, Horse Flies, Houseflies, Stable Flies, Vinegar Flies, 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 areas, screens, window frames, doors, and other areas where these pests may alight or congregate in a similar manner. Allow spray to dry before occupying treated area.

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

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

SPIDERS: Spray directly on spiders and webs.

SOWBUGS, MILLIPEDES, BEETLES, EARWIGS, Ground Beetles, Elm Leaf Beetles, Boxelder Bugs, Earwigs, Clover Mites, Pillbugs, Centipedes, Scorpions, Cockroaches, Crickets, Palmetto Bugs, Waterbugs: Thoroughly spray on surfaces 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] the following plant insects [on contact] [(such as)]:

Aphids	Cutworms	Leafrollers	Spider Mites
Amygdalids	Diamondback Moths	Leafhoppers	Spotted Mites
Asparagus Beetles	Eastern Tent Caterpillars	Mealy Bugs	Stink Bugs
Boxelder Bugs	Flea Beetles	Mexican Bean Beetles	Tarnished Plant Bugs
Cabbage Loopers	Gypsy Moths [adult and larvae]	Mites	Tomato Fruit Worms
Cankerworms	Inchworms	Oleander Caterpillars	Tomato Pin Worms
Caterpillars	Japanese Beetles	Psyllids	Two-spotted Mites
Chewing Insects	Lace Bugs	Red Spider Mites	Tent Caterpillars
Colorado Potato Beetles	Leaf Miners	Rose Chafers	Thrips
Corn Ear Worms	Leaf Beetles	Soft Brown Scales	Whiteflies
Cucumber Beetles	Leafhoppers	Southern Army Worms	

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

African Violet, Aspidistra, Aster, Azalea, Begonia, Bougainvillea, Caladium, Calceolaria, Calendula, Calla, Camellia, Carnation, Chinese Evergreen, Cineraria, Chrysanthemum, Coleus, Creeping Charlie, Daffodil, Dahlia, Delphinium, Deciduous

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Ornamental, Dogwood, Dracena, English Ivy, Evergreen, 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, Tulip, Viola, Wandering Jew, Yew, and Zinnia.

WHEN SPRAYING, HOLD CAN 24 – 36 INCHES FROM PLANT. Take precautions when spraying tender or new growth on young plants. First, spray these plants on a few leaves to ensure 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.

Lightly mist plants. [Mist the plants lightly] Use a slow sweeping motion. Avoid excessively wetting plant foliage with spray. Spray plants at the rate of one (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.

DISPOSAL:

Do Not Puncture or Incinerate!

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

If partly filled: Call your local solid waste agency for disposal instructions.

[Notice Buyer Assumes all risk of use, storage or handling of this product not in accordance with directions.]

[Our Guarantee: If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price.]