

1021-1701

12/18/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

DEC 18 2009

Mr. Thomas A. Lennan
Regulatory Affairs Specialist
McLaughlin Gormley King Company
8810 10th Avenue N
Minneapolis, MN 55427

RE: Notification to add the No CFC logo, the NSF (National Sanitation Foundation) logo and
NSF listing number to label
EPA Registration Number: 1021-1701
Date of Submission: October 9, 2009

Dear Mr. Lennan:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated, October 9, 2009, for the above mentioned product. The Registration Division (RD) has conducted a review of this request for its applicability under (PRN) 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

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

	United States Environmental Protection Agency Washington, DC 20460	Registration Amendment Other	OPP Identifier Number
		X	

Application for Pesticide - Section I

1. Company/Product Number 1021-1701	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Pressurized Roach & Ant Spray 27561	PM# 13	
5. Name and Address of Applicant (Include Zip Code) McLaughlin Gormley King Company 8810 10TH AVE N MINNEAPOLIS, MN 55427 <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: EPA Reg. No. _____ Product Name _____

Section - II

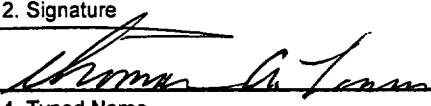
<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated NOTIFICATION <input type="checkbox"/> "Me Too" Application. <div style="text-align: right;">DEC 18 2009</div> <input type="checkbox"/> Other - Explain below.
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Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification pursuant PR Notices 98-10 and 92-2

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)	
*Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		
3. Location of Net Contents information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 6-24 oz.		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Regulatory Affairs 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 Regulatory Affairs Specialist	
4. Typed Name Thomas A. Lennan	5. Date 10/9/2009	

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McLAUGHLIN GORMLEY KING COMPANY
8810 Tenth Avenue North • Minneapolis, MN 55427-4319 U.S.A.
763-544-0341 • 800-645-6466 • Fax 763-544-6437 • www.mgk.com

October 9, 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® Pressurized Roach & Ant Spray 27561
EPA Reg. No. 1021-1701
Notification Per PR-Notice 98-10 and 92-2

Dear Sir or Madam:

By Notification we are ^{adding} the No CFC logo, the NSF (National Sanitation Foundation) logo and our NSF listing number to our label.

Enclosed are 2 copies of the label. One copy has changes highlighted. Also enclosed is a letter dated July 28, 2004 from Frank T Sanders, Director of the Antimicrobials Division to the NSF describing acceptable uses of NSF language on labels.

Notification of label change per PR Notice 98-10. This notification is consistent with the guidance in PR Notice 98-10 and the requirements of EPA's regulations at 40 CFR 152.46. 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 notification is not consistent with the requirements 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

Thomas A. Lennan
Regulatory Affairs Specialist

Enclosure

MGK®McLAUGHLIN
GORMLEY
KING COMPANY

EVERCIDE® Pressurized Roach & Ant Spray 27561

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

[] or () indicates alternate or optional wording

[For use in Homes & Food & Non-Food Areas of Restaurants, Food Processing Areas, & other Commercial & Industrial Sites.]

[Effective Knockdown and Kill of Listed Pests]

[Effective Control of Ants and Roaches]

[Kills on Contact and with 2 Weeks Residual on Porous Surfaces]

[Effective Residual Activity for 4 Weeks on Sealed / Painted Surfaces]

[Water Based Formula] [No Stain Formula] [No Oily Residue]

[Effective Residual Control of Listed Household/Indoor Pests]

[Kills on Contact and With Residual Killing Power for 2 to 4 Weeks (Kills on contact) (Kills up to 4 weeks)]

[___ oz. Value Size] [BRAND NAME kills on contact and keeps on killing with residual power for up to 4 weeks] [Kills Ants, Cockroaches, Carpenter Ants, Crickets, Spiders, Silverfish, Water Bugs, Carpet Beetles & More.]

NOTIFICATION**DEC 18 2009****ACTIVE INGREDIENT:**

(S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate ----- 0.050%

OTHER INGREDIENTS ----- 99.950%
100.000%

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"> ▪ Call a poison control center or doctor immediately for treatment advice. ▪ Do not give any liquid to the person. ▪ Do not induce vomiting unless told to do so by the poison control center or doctor. ▪ 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 Contents _____

Manufactured by:

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

EPA Reg. No. 1021-1701

EPA Est. No. 1021-MN-2

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS****CAUTION**

Harmful if swallowed or 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

For terrestrial uses: Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment wash waters or rinsate.

PHYSICAL OR CHEMICAL HAZARDS**Contents under pressure.** Do not use or store near heat or open flame. Do not puncture or incinerate. Exposure to temperatures above 130°F may cause bursting.**DIRECTIONS FOR USE**

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

Do not apply this product in occupied patient rooms or in any rooms/areas while occupied by patients, the elderly or infirm. Do not apply in classrooms when in use. Do not apply to institutions (including libraries, sports facilities, etc.) in the immediate area when occupants are present. Do not use in serving areas while food is exposed or facility is in operation. Serving areas are the areas where prepared foods are served such as dining rooms but excluding areas where food may be prepared or held.

Use this spray as a spot or crack and crevice treatment to control insects listed below. Apply this product only as a coarse spray or crack and crevice treatment to localized areas where pests are found or may occur.

Avoid contamination of food and feedstuffs. Care should be taken to avoid depositing the product onto exposed surfaces or introducing the material into the air. Avoid contamination of food or food handling surfaces.

Do not apply while food processing is underway. Cover or remove all food processing surfaces. 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, cover all food handling surfaces and cover or remove all food and cooking utensils, or wash thoroughly after treatment. Non-food areas are areas such as garbage rooms, lavatories, floor drains (to sewers), entries and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling).

Provides Contact and Residual Kill of:

Ants	Crickets	Spiders	
Cockroaches	Carpet Beetles		Black Widows
American Cockroach	Centipedes		Scorpions
German Cockroach	Silverfish		House Spiders
Asian Cockroach	Firebrats	Fleas	
Smoky Brown Cockroach	Earwigs		Cat Fleas
Brown-Banded Cockroach	Sowbugs		Dog Fleas
Oriental Cockroach	Pillbugs	Ticks	
Palmetto Bugs			Brown Dog Ticks
Water Bugs			Deer Ticks

For use in:

Apartments, Commercial Buildings, Condominiums, Day Care Centers, Food Plants, Garbage Cans, Homes, Hospitals, Hotels, Industrial Plants, Institutions, Motels, Nursing Homes, Office Buildings, Other Public Buildings, Porches, Prisons, Railroad Cars, Restaurants, Schools, Ships, Supermarkets, Transportation Vehicles (except aircraft), Warehouses, and Zoos.

HOW TO USE: To kill Ants, Crickets, Centipedes, Silverfish, Firebrats, Earwigs, Sowbugs, Pillbugs and Spiders: Spray to contact as many insects as possible while thoroughly spraying all areas where the pests are suspected of hiding, such as the floor and baseboard areas of the pantry, food and pet food storage areas, cracks and crevices in walls and flooring materials, under sinks, under stoves, under refrigerators, around garbage containers, cabinets, door and window sills, thresholds, door and window frames, around floor drains, storage and utility installation areas, wall voids and where plumbing goes through the walls. Spray surfaces to wet but not to the point of runoff. For Ants, also spray ant trails and the places where these pests come into the building.

FOR COCKROACH CONTROL:

Cockroaches (adults, nymphs) – American Cockroach, German Cockroach, Asian Cockroach, Smoky Brown Cockroach, Brown-Banded Cockroach, Oriental Cockroach:

CRACK AND CREVICE SPRAY: Apply spray in small amounts directly into cracks and crevices. Special attention should be paid to areas such as behind baseboards, connection areas around drains, pipes, behind and beneath sinks, stoves, plumbing, and other visible cracks and crevices. Spray these areas being certain that spray penetrates well. Care should be taken to avoid depositing this product onto exposed surfaces or introducing the material into the air. Avoid contamination of food or food handling surfaces.

CONTACT APPLICATION: Contact as many insects as possible with this spray in addition to spot spraying all parts of the room 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, contacting as many insects with spray whenever possible.

To Kill Carpet Beetles: Spray beetles when they are seen. Thoroughly vacuum and then spray surface of carpets and rugs in areas such as under sofas, chairs, tables, desks, and other low traffic areas (corners of rooms, closets, shelves) where the pests are seen. Spray the underside of rugs and carpets, when possible, allowing sprayed areas to dry before replacing on floor.

To Kill Fleas and Ticks: Prior to treatment, thoroughly vacuum the floor, upholstered furniture, baseboards, and pay special attention to areas where pets rest and areas under furniture. Remove and dispose of the vacuum bag containing ticks, fleas and flea eggs, larvae, and pupae in the garbage, preferably putting it into a plastic bag that can be securely closed. Discard in outside trash. This will prevent escapes which will reinfest the area. Apply as a spot treatment to areas such as the pet resting areas, pet bed, cracks and crevices, along baseboards, under furniture, and other areas where fleas and ticks are seen.

To prevent reinfestation of the treated area with fleas and ticks, and to protect your pets, treat the animals with an EPA registered product labeled for use on animals and also treat the outdoor areas with an EPA registered product labeled for that use.

Wood Destroying Insects:

Localized treatment for beetles* and borers* (Anobidae*, Bostrichidae*, Buprestidae*, Cerambycidae*, Lyctidae*, Oedemeridae*, Sesiidae*) and Termites: Locate suspected infestation and/or insect tunnels, galleries and inaccessible closed voids. Drill holes 8 to 10 inches apart or enough to insure coverage. Inject 5 to 10 seconds per hole. Do not contact electrical wiring or plumbing. Treatment of exposed surfaces should be done to thoroughly cover exposed insect tubing, but excess run-off should be avoided.

This type of treatment is intended to be a supplemental treatment for control of drywood and above ground subterranean termites and other wood destroying insects. The purpose of such applications of Evercide® Pressurized Roach & Ant Spray 27561 for termites is to kill workers or winged reproductive forms which may be present in treated channels at the time of treatment. Such applications are not a substitute for mechanical alteration, soil treatment or foundation treatment but are merely a supplement. This product is not recommended as sole protection against termites. For active termite infestations, get a professional inspection.

*not registered for control in California.

OUTDOOR APPLICATION:

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Caution should be taken to avoid spraying when wind conditions could create a mist to blow back to applicator. Do not apply this product in or around bodies of water. Do not spray directly on plants. Spray the surface areas and contact as many insects as possible. Keep children and domestic animals off treated areas until dry. Do not use this product on pets.

ANTS: Pharaoh Ants, Carpenter Ants (Eastern, Western): 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, Centipedes, Earwigs, Pillbugs, Crickets, Cockroaches: Spray surfaces and hiding places thoroughly such as cracks, crevices, moist areas, openings around pipes, spigots, storage areas, sheds, and other areas where these pests congregate.

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



NSF Listed: NSF No. 137612