

1021-1715

06/22/2011

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

OFFICE OF
CHEMICAL SAFETY
AND POLLUTION PREVENTION

NOTIFICATION

JUN 22 2011

Mr. Steven K. Ditto
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427

Subject: Notification to add optional directions
EPA Registration Number: 1021-1715
Decision: 450056

Dear Mr. Ditto:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration (PRN)98-10 dated May 25, 2011, for the abovementioned 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 regarding this letter, please contact Samantha Hulkower at (703) 603-0683.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Suarez".

Mark Suarez
Product Manager 13
Insecticide Branch
Registration Division (7505P)

Enclosures: Copy of Label Stamped "Notification"



United States
Environmental Protection Agency
Washington, DC 20460

Registration
Amendment
Other

OPP Identifier Number

X

Application for Pesticide - Section I

1. Company/Product Number 1021-1715	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® House and Garden Spray 21321	PM# 10	
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"/> 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.)

Notification Pursuant to PR Notice 98-10.

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 type="checkbox"/> Metal	<input checked="" 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 4-24 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 type="checkbox"/> Lithograph <input type="checkbox"/> Other <input checked="" 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 Steven K. Ditto	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 Steven K. Ditto	5. Date 5/25/2011	



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

May 25, 2011

Document Processing Desk (NOTIF)
Richard Gebken, PM 10
Office of Pesticide Programs (7504P)
U.S. ENVIRONMENTAL PROTECTION AGENCY
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Via Courier

Subject: EVERCIDE® House and Garden Spray 21321
EPA Reg. No. 1021-1715
Notification per PR Notice 98-10

Dear Mr. Gebken:

By Notification we are adding the non-public health pests Asian Lady Beetles, Boxelder Bugs, Brown Marmorated Stink Bugs (BMSB), and Stink Bugs to the listed pests throughout the label and on a front panel marketing claim.

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

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulation at 40 CFR 152.46, and no other change 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 this notification is not consistent with the terms 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.

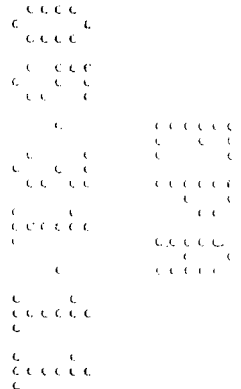
If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

Steven K. Ditto
Regulatory Affairs Specialist

Enclosure





McLAUGHLIN GORMLEY KING COMPANY

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

- [] OR () indicates alternate or optional wording
[Kills (controls) ornamental garden pests for up to 7 days]
[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]
[Residually controls (kills) fleas and ticks indoors and around pet areas]
[Water-based formula [Ready-To-Use Liquid] [No Mixing] [No Measuring]
[Indoor/Outdoor Use]

NOTIFICATION JUN 2 2 2011

[Kills Stink Bugs, Brown Marmorated Stink Bugs (BMSB), Asian Lady Beetles and Boxelder Bugs]

ACTIVE INGREDIENTS:

Table with 2 columns: Ingredient name and percentage. Includes Permethrin, Related reaction products, Tetramethrin, and OTHER INGREDIENTS.

* 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

Table with 2 columns: Situation (IF SWALLOWED, IF ON SKIN OR CLOTHING) and First Aid instructions.

Net Contents
Manufactured by:
Mc LAUGHLIN GORMLEY KING COMPANY
8810 Tenth Avenue North
Minneapolis, MN 55427
EPA Reg. No. 1021-1715 EPA Est. No. 1021-MN-2

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 and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

EVERCIDE® House & Garden Spray 21321 contains a combination of ingredients that provides rapid knockdown 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® House & Garden Spray 21321 provides effective residual control.

EVERCIDE® House & Garden Spray 21321 [this product] effectively controls pests that infest food in the pantry along with cockroaches, ants, flies and other listed pests.

EVERCIDE® House & Garden Spray 21321 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, (i.e. pet dip, pet shampoo, flea or flea and tick pet shampoo, flea or flea and tick collar, pet powder, pet spray) in conjunction with this application and prior to re-entry.

Do not use in commercial food/feed handling establishments, restaurants, or other places where food/feed is commercially prepared, processed, served or stored. In the home, all food processing surfaces and utensils should be covered during treatment or thoroughly washed before use. Exposed food should be covered or removed.

For use in areas [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, and Washrooms.

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

Cockroaches	Sowbugs	Spiders	Ticks [that may carry and transmit Lyme disease]
Smokey Brown Cockroach	Millipedes	Scorpions	Fleas
Brown Banded Cockroach	Dust Mites	Centipedes	American Dog Ticks
Asian Cockroach	Ground Beetles	Ants	Brown Dog Ticks
German Cockroach	Elm Leaf Beetles	Bedbugs	Gulf Coast Ticks
American Cockroach	Boxelder Bugs	Lice	Lone Star Ticks
Australian Cockroach	Earwigs	Biting Lice	Deer Ticks
Oriental Cockroach	Clover Mites	Carpet Beetles	Other Ixodid Species
Crickets	Pillbugs	Dermeestid Beetles	Asian Lady Beetles
Waterbugs	Silverfish	Trogoderma	Brown Marmorated Stink Bugs (BMSB)
Palmetto Bugs	Firebrats	Black Carpet Beetles	Stink Bugs
Granary Insects	Warehouse Beetles	Tobacco Moths	Deer Flies
Caddises	Red Flour Beetles	Indian Meal Moths	Face Flies
Rice Weevils	Grain Mites	Angoumois Grain Moths	Flies
Flat Grain Beetles	Cheese Mites	Booklice	Fruit Flies
Cigarette Beetles	Flying Moths	Wood Borers	Gnats
Confused Flour Beetles	Clothes Moths	Weevils	Horse Flies
Drugstore Beetles	Webbing Clothes Moths	Small Flying Insects	House Flies
Lesser Grain Borers	Small Flying Moths	Sand Flies	Midges
Merchant Grain Beetles	Indian Mealworms	Sciarid Flies	Mosquitoes
Saw-toothed Grain Beetles	Almond Moths	Black Flies	Stable Flies
Grain Weevils	Chocolate Moths	Biting Flies	Vinegar Flies

For use in homes and outdoors 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, Fatsyhedera, 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]:

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

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

Do not water the treated area to the point of run-off. Do not make applications during rain.

All outdoor applications must be limited to spot or crack-and-crevice treatments only, except for the following permitted uses:

- (1) Treatment to soil or vegetation and structures; (2) Applications to lawns, turf, and other vegetation; (3) Applications to building foundations, up to a maximum height of 3 feet.

Other than applications to building foundations, all outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surfaces (such as windows, doors, and eaves) are limited to spot and crack-and-crevice applications, only.

SHAKE WELL BEFORE USE. HOLD CONTAINER UPRIGHT. TURN SPRAY NOZZLE TO "ON" POSITION. 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. For plants, spray a few leaves and wait 24 hours before spraying entire plant.

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

INDOOR USE:

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 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, (i.e. flea or flea and tick collar, pet powder, pet spray, pet dip, pet shampoo, flea 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, and 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, 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. 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. Place clean paper on the shelves and return packages after the spray has dried.

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

OUTDOOR USE:

Not for use on plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes.

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, Midges, Small Flying Insects, Sand Flies, Black Flies, Biting Flies, Deer Flies, Face Flies, Horse Flies, House Flies, Stable Flies, Vinegar Flies, Fruit Flies, and other flying insects: Hold container 12-18 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.

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 Beetles, Boxelder Bugs, 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.

GARDEN PESTS: NOT FOR USE ON EDIBLE CROPS

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

Aphids	Diamondback Moths	Leafhoppers	Spotted Mites
Armyworms	Eastern Tent Caterpillar	Mealy Bugs	Stink Bugs
Asian Lady Beetles			
Asparagus Beetles	Flea Beetles	Mexican Bean Beetles	Tarnished Plant Bugs
Boxelder Bugs	Gypsy Moths [adult & larvae]	Mites	Tomato Pin Worms
Brown Marmorated Stink Bugs (BMSB)			
Cabbage Loopers	Inchworms	Oleander Caterpillars	Two Spotted Mites
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Cutworms	Leafrollers	Spider Mites	

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WHEN SPRAYING, HOLD CONTAINER 12" FROM PLANT. Water plant thoroughly before spraying. Do not spray a drought stressed plant. Rare or unusual varieties of plants should be sprayed on a few leaves to assure plant safety before spraying the entire plant. Care should be taken when spraying tender new growth or fuzzy leafed plants. Avoid excessive wetting of foliage with spray by spraying with a slow, sweeping motion, covering upper and lower leaf surfaces. For best results, spray in the early morning when air is still. Do not spray plants in direct hot sun or in temperatures over 90°F.

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

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. Never place unused product down any indoor or outdoor drain.