

1021-1735

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

SEP 10 2007

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Daniel Barringer
Registration Specialist
MGK Company
8810 Tenth Avenue, North
Minneapolis, MN 55427

Subject: Notification per PR Notice 2007-1
Evergreen Growers Spray 7439
EPA Reg. No. 1021-1735
Submitted: July 27, 2007

Dear Mr. Barringer:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-1 for the above mentioned product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN guidance and finds that the action requested falls within the scope of PRN 2007-1. The label submitted with the application has been stamped "Notification" and will be placed in our records.

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

Sincerely,

Rachel C. Holloman
for

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

2/6
MGK[®]

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

July 27, 2007

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, Virginia 22202-4501

Subject: Evergreen Growers Spray 7439
EPA Reg. No. 1021-1735
Notification Per PR-Notice 98-10

Dear Sir or Madam:

By Notification to revise the Storage and Disposal Statements pursuant to PR Notice 2007-1. In addition, we are placing the Note to Physician in the First Aid section in a separate box section for clarity.

We are enclosing (2) copies of the label, 1 copy has the changes highlighted in yellow.

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

Sincerely,



Daniel J Barringer
Registration Specialist
McLaughlin Gormley King Company
daniel.barringer@mgk.com

Quality Products Since 1902

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

| | | |
|---|--|--|
| 1. Company/Product Number 1021-1735 | 2. EPA Product Manager. Richard Gepken | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) Evergreen® Growers Spray 7439 | PM# 10 | |
| 5. Name and Address of Applicant (Include ZIP Code) McLaughlin Gormely King Company 8810 Tenth Avenue North 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 of label change relative to PR Notice 2007-1. This notification is consistent with the guidance in PR Notice 2007-1 and the requirements of EPA's regulations at 40 CFR 156.10 and 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of 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 guidance of PR Notice 2007-1 and the requirements of 40 CFR 156.10 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.

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"/> Paper glued <input type="checkbox"/> Stenciled | | | | <input type="checkbox"/> Other _____ | |

Section - IV

| | | |
|--|-------------------------------------|---|
| 1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.) | | |
| Name Daniel J. Barringer | Title Registration Specialist | Telephone No. (Include Area Code) 263-544-0341 |
| 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 Daniel J Barringer | 5. Date 07/26/2007 | |

MGK[®]McLAUGHLIN
GORMLEY
KING COMPANYEVERGREEN[®] Growers Spray 7439

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

For use on growing crops and ornamentals as described below
This product can be sprayed any season of the year.

ACTIVE INGREDIENT:

| | |
|--------------------------|---------|
| Pyrethrins..... | 1.40% |
| * OTHER INGREDIENTS..... | 98.60% |
| | 100.00% |

* Contains petroleum distillates

EVERGREEN[®] - 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 a doctor. Do not give any liquid to the person. Do not give anything by mouth to an unconscious person. |
| IF IN EYES: | <ul style="list-style-type: none"> Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eyes. Call a poison control center or doctor for treatment advice. |
| 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. |
| IF INHALED: | <ul style="list-style-type: none"> Move person to fresh air. If person is not breathing, call 911 or an ambulance. Then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice. |
| NOTE TO PHYSICIAN: This product contains petroleum distillate and may pose an aspiration pneumonia hazard. | |
| 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 1-888-740-8712. | |

Net Contents _____

Manufactured by:

Mc LAUGHLIN GORMLEY KING COMPANY

3810 Tenth Avenue North

Minneapolis, MN 55427

EPA Reg. No. 1021-1755

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed. Contains petroleum distillate. Do not induce vomiting because of aspiration pneumonia hazard. Avoid breathing vapors or spray mist. Avoid contact with skin or eyes. In case of contact, flush with plenty of water. Wash with soap and warm water after use. Obtain medical attention if irritation persists. This pesticide may cause skin sensitization reactions in certain individuals. Avoid contamination of food or feedstuffs.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are listed below. If you want more options, following the instructions for category E on an EPA chemical resistance category selection chart.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants;
- Chemical-resistant gloves such as Barrier Laminate, Nitrile Rubber, Neoprene Rubber, or Viton; and
- Shoes plus socks.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washable, use detergent and hot water. Keep and wash PPE separately from other laundry.

When handlers use aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides 40 CFR 170.240 (d) (4-6), the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations:

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This pesticide is highly toxic to fish. 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. Drift from treated areas may be hazardous to organisms in adjacent aquatic sites.

Do not contaminate water when disposing of equipment wash waters.

PHYSICAL OR CHEMICAL HAZARDS

Keep away from 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.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirement specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR, Part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under Worker Protection Standard and that involves contact with anything that has been treated such as plants, soil, or water, is:

- Coveralls;
- Chemical-resistant gloves, such as Barrier Laminate, Nitrile Rubber, Neoprene Rubber, or Viton; and
- Shoes plus socks

Do not apply this product through any type of chemigation system.

USED ALONE: Apply 16 ounces (1 pint) to 64 ounces (2 quarts) in 12 to 50 gallons of water and spray to wet. For concentrate sprays apply 16 to 64 ounces per acre by ground in sufficient water for thorough coverage. This product may be applied by air at the rate of 16 to 64 ounces per acre in a minimum of 5 gallons of water.

Use 2-1/2 Tablespoons per gallon of water. One quart makes 25 gallons of diluted spray. Spray thoroughly contacting as many insects as possible on upper and lower leaf surfaces. Mix only enough for immediate use. Spraying should begin when the insects first appear. Do not wait until the plants are heavily infested. It is recommended that the final spray mix be buffered to a pH of 5.5-7.0.

USED AS A TANK MIX: This product may be tank mixed with other insecticides and acaricides to provide a flushing of insects from hiding and into contact with other spray residues. This application should conform to accepted use precautions and directs for both products.

This concentrate is relatively non-toxic to honey bees. To avoid possible harm to honey bees, it is advisable to apply in the early morning or late evening hours.

GROWING CROPS (OUTDOORS AND IN GREENHOUSES):

ROOT AND TUBER VEGETABLES: Including (but not limited to) Arracacha, Arrowroot, Purple Arrowroot, Japanese Artichoke, Jerusalem Artichoke, Beets, Sugar Beets, Edible Burdock, Carrots, Cassava (bitter or sweet), Celeriac (celery root), Chervil (turnip rooted), Chicory, Chuffa, Dasheen, Ginger, Ginseng, Horseradish, Leren, Parsley (turnip rooted), Parsnip, Potato, Radish, Japanese Radish (Daikon), Rutabaga, Salsify, Black Salsify, Spanish Salsify, Sweet Potato, Tanier, Turmeric, Turnip, Yam (true), Yam Bean.

LEAVES OF ROOT AND TUBER VEGETABLES: Including (but not limited to) Beet, Sugar Beet, Edible Burdock, Carrot, Cassava (bitter or sweet), Celeriac (celery root), Chervil (Turnip Rooted), Chicory, Dasheen, Parsnip, Radish, Japanese Radish (Daikon), Rutabaga, Black Salsify, Sweet Potato, Tanier, Turnip, Yam (true).

LEAFY VEGETABLES: Including (but not limited to) Amaranth (Leafy Amaranth, Chinese Spinach, Tampala), Arrugula, Celery, Celtuce, Chervil, Cilantro, Corn Salad, Chrysanthemum (edible leaved), Chrysanthemum (garland), Cress (garden), Upland Cress (yellow rocket, winter cress), Dandelion, Dock (sorrel), Endive (escarole), Fennel (Florence), Lettuce (head and leafy), Orach, Parsley, Purslane (garden & winter), Rhubarb, Spinach, Fine Spinach (Malabar, Ceylon), Spinach (New Zealand), Swiss Chard.

BRASSICA (COLE) LEAFY VEGETABLES: Including (but not limited to) Broccoli, Chinese Broccoli (Gai Lon), Broccoli raab (Rapini), Brussels Sprouts, Cabbage, Chinese Cabbage (Bok Choy), Chinese Mustard Cabbage (Gai Choy), Cauliflower, Collards, Kale, Kohlrabi, Mustard Greens, Rape Greens.

LEGUME VEGETABLES (SUCCULENT OR DRIED): Including (but not limited to) Adzuki Beans, Field Beans, Kidney Beans, Lima Beans, Moth Beans, Mung Beans, Navy Beans, Pinto Beans, Rice Beans, Runner Beans, Snap Beans, Tepary Beans, Urd Beans, Wax Beans, Asparagus Beans, Black-eyed Peas, Catjang, Chinese Longbeans, Cowpeas, Chowder Peas, Southern Peas, Yard-Longbeans, Broad Beans, (Fava Beans), Chick Peas (Garbanzo Beans), Guar, Jackbean (Sword Bean), Lablab Bean (Hyacinth Bean), Lentils, Peas (Garden Peas, Field Peas, Sugar Peas), Pigeon Peas, Soybeans.

FOLIAGE OF LEGUME VEGETABLES: Including (but not limited to) Plant part of any legume vegetable included in the legume vegetable group that will be used as animal feed including any variety of Beans, Field Peas, Soybeans.

FRUITING VEGETABLES: Including (but not limited to) Eggplant, Ground Cherry, Okra, Pepinos, Pepper (Bell Pepper, Chili Pepper, Cooking Peppers, Pimentos, Sweet Peppers), Tomatillo, Tomatoes.

CUCURBIT VEGETABLES: Including (but not limited to) Balsam Pear (Bitter Melon), Chinese Waxgourd, Citron Melon, Cucumber, Gherkin, Edible Gourds, Melons (including hybrids, Cantaloupe, Casaba, Crenshaw, Honeydew Melons, Honey Balls, Mango Melon, Muskmelon, Persian Melon), Pumpkin, Squash (summer & winter), Watermelon (including hybrids).

CITRUS FRUITS: Including (but not limited to) Calamondin, Citrus Citron, Citrus Hybrids, Grapefruit, Kumquats, Lemons, Limes, Mandarin (Tangerine), Orange (sweet & sour), Pummelo, Satsuma Mandarin.

POME FRUITS: Including (but not limited to) Apple, Crabapple, Loquat, Pear, Oriental Pear, Quince.

STONE FRUITS: Including (but not limited to) Apricot, Cherry (sweet & sour), Nectarine, Peach, Plum, Prune, Chickasaw Plum, Damson Plum, Japanese Plum.

SMALL FRUITS AND BERRIES: Including (but not limited to) Blackberry, Blueberry, Cranberry, Currant, Dewberry, Elderberry, Gooseberry, Grape, Huckleberry, Loganberry, Olallie Berry, Raspberry (black & red), Strawberry, Youngberry.

7/5

ORIENTAL VEGETABLES: Including (but not limited to) Japanese Artichoke, Chinese Broccoli (Gai Lan), Chinese Cabbage (Bok Choy), Chinese Mustard Cabbage (Gai Choy), Dasheen, Ginger, Ginseng, Chinese Longbeans, Mung Beans, Citron Melon, Balsam Pear (Bitter Melon), Japanese Radish (Daikon), Chinese Spinach, Chinese Waxgourd.

ADDITIONAL CROPS: Asparagus, Onions (bulb and green), Rice.

ORNAMENTALS: Including (but not limited to) African Violet, Aster, Azalea, Begonia, Calceolaria, Calendula, Calla, Camellia, Carnation, Cineraria, Chrysanthemum, Cypress, Daffodil, Dahlia, Dogwood, Elm, Eucalyptus, Fern, Ficus, Geranium, Gladiolus, Gypsophila, Holly, Juniper, Lily, Marigold, Oak, Palm, Peony, Petunia, Philodendron, Pine, Roses, Snapdragon, Sweet Pea, Tulips, Viburnum, Wandering Jew, Yew, Zinnia.

FOR THE CONTROL OF INSECTS: Including (but not limited to) Ants, Aphids, Armyworms, Asparagus Beetle, Blister Beetles, Cabbage Looper, Caterpillars, Cockroaches, 12-spotted Cucumber Beetle, Colorado Potato Beetles, Corn Earworm, Crickets, Cross-striped Cabbageworm, Cucumber Beetles, Deer Fly, Diamondback Larvae, Fireworms, Flea Beetles, Fruit Flies, Fruittree Leafroller, Grape Leafhopper, Green Peach Aphids, Greenhouse Thrips, Gypsy Moth (adults & larvae), Harlequin Bug, Heliothis spp., Imported Cabbageworm, Leafhopper, Leafrollers, Leaf tiers, Lice, Mexican Bean Beetle, Potato Leafhopper, Psyllids, Skippers, Stink Bugs, Thrips, Vinegar Flies, Webworms, and Whiteflies.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

STORAGE: Store in a cool, dry place. Keep container closed.

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

CONTAINER DISPOSAL: Triple rinse (or equivalent) and offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill or by other approved State and Local procedures.

(Place on containers for Commercial Use)

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry place. Keep container closed.

DISPOSAL:

If empty: Do not reuse this container. 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.

(Place on containers for Residential Use)

77