

1021-1736

06/16/2004

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

JUN 16 2004

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

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

Subject: Revised Labeling and Acute Toxicity/Product Chemistry Data Submission.

EPA Registration No. 1021-1736
Evercide® Permethrin 10% EC 2784
Your submission dated October 8, 2003

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. A stamped copy of the label is enclosed for your records.

- 1) As per Agency's letter dated October 15, 2003
 - i) Insert the following statement after the first sentence of the Environmental Hazards:
"Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark."
 - ii) Correct the spelling of "severe" under "Animals and Animal Premise Use."
- 2) Delete "Recommended" from the statement beginning "*Recommended for commercial/agricultural use...*"
- 3) Add to the front panel: "*Not for use on plants being grown for sale or other commercial use, or for commercial seed production or for research purposes.*"
- 4) Revise the Hazards to Humans and Domestic Animals to read as follows: "*Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. 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.*"

- 5) Correct the spelling of "rinsing" under "... on dogs and livestock" use.
- 6) The following data gaps exist and must be submitted:
 - 1) Description of the Formulation Process (830-1650)
 - 2) Storage Stability (830-6317) and Corrosion Characteristics (830-6320)

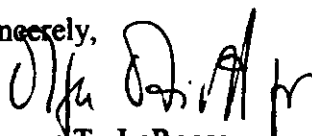
The product chemistry data submitted meet the data requirements as specified in 40 CFR 158.155, 158.160, 158.167, 158.175, and 158.180 with respect to product identity and composition, description of materials used to produce the product, discussion of formation of impurities, certified limits, and enforcement analytical method. Data requirements as specified in 40 CFR 158.190 with respect to physical and chemical properties are also met.

The acute toxicity data submitted are acceptable. Based on these data the acute toxicity profile of this product is as follows:

Acute oral toxicity	Cat. III
Acute dermal toxicity	Cat. III
Acute inhalation toxicity	Cat. IV
Primary eye irritation	Cat. III
Primary dermal irritation	Cat. IV
Dermal sensitization	Non-sensitizer

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® PERMETHRIN 10% EC 2784

8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4372 U.S.A.

TELEPHONE (763) 544-0341

A long lasting livestock and premise spray that provides quick knockdown, broad spectrum insecticidal effectiveness and excellent residual activity for up to 28 days

Kills Gypsy Moth Caterpillars, Japanese Beetles, Roaches, Ants, Fleas, Ticks, Lice, Bed Bugs, Horn Flies, House Flies, Meal Worms, Darkling Beetles, Poultry Lice, Fowl Mites, and numerous other insects as listed.

For use outdoors and in homes and nonfood areas of commercial buildings, institutions, warehouses, theatres, office buildings, schools, motels, hotels, restaurants, food/feed processing establishments, hospitals, kennels, poultry houses, dairies, cattle barns, milking parlors, horse barns and swine houses.

Not for Forestry Use or Commercial Nursery Use.

Recommended for Commercial/Agricultural Use and Mosquito Abatement District Officials.

ACTIVE INGREDIENT:

Permethrin [(3-Phenoxyphenyl) methyl (+ or -) cis-trans-3-(2,2-dichloroethenyl) 2,2-dimethylcyclopropanecarboxylate]

10.00%

** OTHER INGREDIENTS

90.00%

100.00%

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

** Contains Petroleum Distillates

Contains 0.75 lbs. of pyrethroid per gallon

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

**ACCEPTED
with COMMENTS
In EPA Letter Dated
JUN 16 2004
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
1021-1736**

FIRST AID

IF SWALLOWED:

- 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:

- 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.

IN EYES:

- 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 eye.
- Call a poison control center or doctor for treatment advice.

NOTE TO PHYSICIAN: Vomiting 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 the International Poison Center at 1-888-740-8712.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed or absorbed through skin. Avoid contact with eyes, skin and clothing. Wash thoroughly after handling. Remove and wash clothing before reuse. Avoid contamination of food and feed.

Full-faced gas mask with canister is recommended for general protection when applying indoors as a space spray or fogger.

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to fish. Drift and runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwater/dip solution. This product is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds while bees are actively visiting the treated area.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame. Do not use this product in or on electrical equipment due to possibility of shock hazard.

DIRECTIONS FOR USE

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

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READ ENTIRE LABEL BEFORE EACH USE.

FOR PET USE - USE ONLY ON DOGS.

Keep container sealed when not in use. Protect from freezing. To prepare dilutions, add the required amount of concentrate to water and blend thoroughly.

Dilution rates on this label will yield the following ready-to-use product:

RATE	OZ. CONC./GAL	PERMETHRIN
1:19	6.4	0.50%
1:39	3.2	0.25%
1:100	1.28	0.10%
1:200	.64	0.05%
1:400	.32	0.025%

The number following the dilution directions on this label refers to the ready-to-use Permethrin level.

For maximum effectiveness, a combination of localized application and space treatment is recommended. Remove pets, birds and cover fish aquariums before spraying.

INDOOR USE AREAS

Do not use in food areas of food handling establishments, restaurants or other areas where food is commercially prepared or processed. Do not use in serving areas while food is exposed or facility is in operation. Serving areas are areas where prepared foods are served such as dining rooms, but excluding areas where foods may be prepared or held. 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.

NOT FOR USE IN FEDERALLY INSPECTED MEAT AND POULTRY PLANTS

NONFOOD/FEED AREAS include (but are not limited to) 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).

- | | | |
|--------------------------|------------------------|---------------------|
| BAKERIES | BEVERAGE PLANTS | CANNERIES |
| FLOUR MILLS | FOOD PROCESSING PLANTS | GRAIN ELEVATORS |
| GRANARIES | HOSPITALS | HOTELS, MOTELS |
| INDUSTRIAL INSTALLATIONS | KENNELS | MEAT PACKING PLANTS |
| HOMES | OFFICE BUILDINGS | RAILROAD CARS |
| RESTAURANTS | SCHOOLS | SHIPS' HOLDS |
| SUPERMARKETS | TRUCK TRAILERS | WAREHOUSES |

AS A SURFACE SPRAY TO CONTROL: Cockroaches, Waterbugs, Palmetto Bugs, Ants, Silverfish, Firebrats, Spiders, Crickets, Millipedes, Centipedes, Sowbugs, Pillbugs, Clover Mites, Cheese Mites, Granary Weevils, Rice Weevils, Confused Flour Beetles, Rust Red Flour Beetles, Sawtoothed Grain Beetles, Spider Beetles, Cigarette Beetles, Drug Store Beetles, Darkling Beetles, Mealworms, Grain Mites and Cadelles:

For initial clean up of severe insect infestation, dilute at a rate of 1 part concentrate in 19 parts water (6.4 fluid ounces per gallon) (0.5%).

For normal infestations, dilute 1 part concentrate in 100 parts water (1.28 ounces per gallon) (8 teaspoonfuls per gallon) (0.1%).

For maintenance use, dilute 1 part concentrate in 200 parts water (.64 ounce per gallon) (4 teaspoonfuls per gallon) (0.05%).

Use a good sprayer and adjust to deliver a coarse wet spray. Direct the spray into hiding places, cracks and crevices, under pallets, around containers of stored foods, around the base of machinery and behind shelves and drawers. Spray bookcases for Silverfish. Spray Ant trails, nests and points of entry. If surface application only is to be used, spray floors, walls and other surfaces applying at a rate of 1 gallon to 750 square feet of surface.

TO CONTROL: Carpet Beetles, spray edges of carpeting and under carpeting and rugs. Make localized application to floor and baseboards. Spray directly into cracks, closets and infested areas of shelving.

TO CONTROL: Bedbugs, spray mattresses lightly, particularly around tufts and seams. Take beds apart and spray in all joints. Treat baseboards, moldings and floors. Allow all treated articles to thoroughly dry before use.

TO CONTROL: Fleas and Ticks (adult and larvae), thoroughly spray infested areas, pet beds, resting quarters, nearby cracks and crevices, along and behind baseboards, moldings, window and door frames and localized areas of floor and floor covering. Fresh bedding should be placed in animal quarters following treatment.

AS A SPACE SPRAY:

For initial clean up of severe insect infestation, dilute at a rate of 1 part concentrate in 19 parts water (6.4 fluid ounces per gallon) (0.5%).

For normal infestations, dilute 1 part concentrate in 100 parts water (1.28 ounces per gallon) (8 teaspoonfuls per gallon) (0.1%).

For maintenance use, dilute 1 part concentrate in 200 parts water (.64 ounce per gallon) (4 teaspoonfuls per gallon) (0.05%).

Apply with mechanical or compressed air equipment (non-thermal) adjusted to deliver a fine mist. Close doors and windows and shut off ventilating systems. For rapid control of House Flies, Fruit Flies, Gnats, Mosquitoes, Skipper Flies, Wasps, Hornets, Bees, Black Flies, Angoumois Grain Moths and Tobacco Moths, direct spray at an upward angle distributing it uniformly through the entire area at a rate of 1 ounce per 1,000 cubic feet of space. Keep area closed for at least 10 minutes. Vacate areas after treatment and ventilate and sweep up dead insects before occupying.

For rapid kill of exposed or accessible stages of other insects named on this label: Apply using conventional mechanical or compressed air equipment (non-thermal), following directions for space spraying. Apply the above dilutions at a rate of 1 ounce per 1,000 cubic feet of space.

OUTDOOR USE AREAS

CORRALS	FEED LOTS	GARDENS
PARKS	DRIVE-IN THEATERS	DRIVE-IN RESTAURANTS
GOLF COURSES	ZOOS	PLAYGROUNDS
RECREATIONAL AREAS	SWINE LOTS	URBAN AREAS
HOMES		

For initial clean up of severe insect infestation, dilute at a rate of 1 part concentrate in 19 parts water (6.4 fluid ounces per gallon) (0.5%).

For normal infestations, dilute 1 part concentrate in 100 parts water (1.28 ounce per gallon) (8 teaspoonfuls per gallon) (0.1%).

For maintenance use, dilute 1 part concentrate in 200 parts water (.64 ounce per gallon) (4 teaspoonfuls per gallon) (0.05%).

Do not allow spray treatment to drift on pasture land, cropland, poultry ranges or water supplies. Do not use on crops used for food, forage or pasture. Under no condition should open water be treated with this product. Not to be used within 100 feet (30 meters) of lakes and streams.

TREATMENT OF FLYING INSECTS

TO AID IN CONTROL OF: Mosquitoes, Wasps, Gnats and Skippers, treat walls, ceilings, moldings, screens, door frames, window frames, beams, light cords and similar resting places.

FOR TEMPORARY REDUCTION OF ANNOYANCE FLIES, GNATS AND MOSQUITOES

...in drive-in restaurants, drive-in theaters, golf courses, urban area, parks, playgrounds and other recreational areas. Dilute 1 part concentrate in 40 parts water (3.2 fluid ounces per gallon of water) (0.25%). Direct the spray into tall grass, shrubbery and around lawns where these pests may hover or rest. Apply while the air is still and avoid wetting foliage. Application should be made prior to occupancy.

In the treatment of corrals, feedlots, swine lots and zoos, cover any exposed water, drinking fountains and animal feed before application. Fill the area with mist and direct the spray into tall grass, shrubbery and around lawns where the above pests may hover or rest. Apply while the air is still and avoid wetting foliage. In zoos, prevent exposure of reptiles to the product.

GYPSY MOTH CATERPILLARS AND ADULTS, ADULT JAPANESE BEETLES, EASTERN AND FOREST TENT CATERPILLARS

TO KILL ON CONTACT: Dilute 1 part concentrate in 40 parts water (3.2 fluid ounces per gallon of water) (0.25%). Apply to insure thorough coverage of upper and lower surfaces.

ON TREES AND SHRUBS: Treat trees and shrubs as soon as insects emerge (usually late spring). Treat leaves, branches and tree trunks evenly, making sure to penetrate dense foliage. Repeat application every 7 days as necessary for control.

ON ROSES AND IN FLOWER GARDENS: Treat plants and flowers as soon as insects appear. Spray plants and flowers making sure to penetrate dense foliage. Repeat application every 7 days or as necessary for control.

ANIMALS AND ANIMAL PREMISE USE

CATTLE BARNS	SWINE HOUSES	MILK ROOMS
POULTRY HOUSES	HORSE BARNS	KENNELS
DAIRIES	MILKING PARLORS	

For clean up of severe insect infestation, dilute at a rate of 1 part concentrate in 100 parts water (1.28 ounces per gallon) (8 teaspoonfuls per gallon) (0.1%).

For normal infestations, dilute 1 part concentrate in 200 parts water (.64 ounces per gallon) (4 teaspoonfuls per gallon) (0.05%).

For maintenance use, dilute 1 part concentrate in 400 parts water (.32 ounce per gallon) (2 teaspoonfuls per gallon) (0.025%)

LIVESTOCK SPRAY DAIRY AND BEEF CATTLE, SHEEP, GOATS, SWINE, HORSES AND POULTRY

FOR DAIRY CATTLE: Spray lactating dairy cow's only after milking is complete.

FOR SWINE: Do not ship animals for slaughter within 5 days of last treatment.

TO CONTROL Horn Flies, House Flies, Mosquitoes and Gnats: Apply to wet the hair thoroughly, with particular attention to topline, underline, flanks, withers and other infested areas. Repeat treatment at intervals of 5 to 12 days for small insect populations or as needed when flies are emerging in large numbers.

TO CONTROL Stable Flies, Horse Flies and Deer Flies: Apply a quart per adult animal to wet the hair thoroughly with particular attention to the legs, flanks, barrel, topline and other body areas commonly attacked by those flies. Repeat daily as needed.

TO CONTROL Face Flies: Apply using spray which produces large wetting droplets. Apply to the face of the animal in the morning before releasing to pasture. Apply sufficiently to wet the face, but not more than 1 1/2 ounces per animal. Repeat daily as needed.

TO CONTROL Poultry Lice: Spray roosts, walls and nests or cages thoroughly. This should be followed by spraying over the birds with a fine mist.

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TO CONTROL Bedbugs and Mites (including Northern Fowl Mite) in Poultry Houses: Spray crevices of roost poles, cracks in walls and cracks in nests where the bedbugs and mites hide. Spray birds with a fine mist paying particular attention to vents. Use at the rate of 1 gallon of spray per 100 birds.

TO CONTROL Sheep "Tick" or Ked: Thoroughly wet all portions of the body by dipping or spraying with sufficient pressure and with a nozzle adjustment to give penetration of the wool. Treat at a rate sufficient to wet the animal.

TO CONTROL Fleas, Ticks, Lice and Mange Mites (adults and larvae on Dogs and Livestock): Thoroughly wet the animal by dipping, sponging or spraying. Allow animal to dry in a warm place without raising or toweling. Gives long lasting protection against reinfestation. Repeat applications at intervals of 2 to 3 weeks. **DO NOT TREAT PUPPIES LESS THAN TWELVE WEEKS OLD.**

Sensitivities may occur after using ANY pesticide product for pets. If signs of sensitivity occur bathe your pet with mild soap and rinse with large amounts of water. If signs continue, consult a veterinarian immediately.

Consult a veterinarian before using this product on debilitated, aged, medicated, pregnant or nursing animals.

TO CONTROL Fleas, Flies, Ticks, Lice and Mange Mites (adults and larvae) in kennels, dog houses, runs and yards: Thoroughly wet pest breeding or resting area to runoff. Most efficient pest control is accomplished when heavy pressure and good contact is achieved. Timing and frequency of application should be based on pest populations reaching nuisance levels, but accompanying manure removal and sanitation practices should precede sprays. Do not spray feed, food or water. Repeat as needed, but not more often than once every 2 weeks.

IN CATTLE BARNS, HORSE BARNS, SWINE HOUSES, KENNELS, MILKING PARLORS, MILK ROOMS, DAIRIES AND POULTRY HOUSES:
TO CONTROL Flies, Mosquitoes, Meal Worms, Darkling Beetles and Gnats:

For initial clean up of severe insect infestation, dilute at a rate of 1 part concentrate in 100 parts water (1.28 ounces per gallon)(8 teaspoonfuls per gallon)(0.1%).

For normal infestations, dilute 1 part concentrate in 200 parts water (.64 ounces per gallon)(4 teaspoonfuls per gallon)(0.5%).

For maintenance use, dilute 1 part concentrate in 400 parts water (.32 ounce per gallon)(2 teaspoonfuls per gallon)(0.025%).

Apply as a fog or fine mist, directing the spray toward the ceiling and upper corners until the area is filled with mist. Use about 2 ounces per 1,000 cubic feet of space. For best results, close doors and windows before spraying and keep closed for 10 to 15 minutes. Vacate the treated area and ventilate before reoccupying.

FOR USE WITH HOSE END SPRAYER CAP. The hose and sprayer cap is calibrated to deliver the correct dilution rate. No mixing - no measuring - no mess. Screw hose into back of sprayer cap. Remove bottle cap (save for storage after use). Secure sprayer cap by turning bottle counter-clockwise. Turn on water supply. TO START FLOW OF INSECTICIDE, place index finger over hole on right side of sprayer cap. Spray evenly and completely over infested areas.

Hold about 3 feet above surface, moving at a steady pace to insure consistent, thorough coverage. When treatment is complete, or you wish TO STOP FLOW OF INSECTICIDE for any reason, simply remove finger from hole to break siphon action. TO STORE REMAINING INSECTICIDE, turn off water supply and remove bottle from sprayer unit and hose by turning bottle clockwise. Replace cap on bottle and tighten securely. Unscrew hose from sprayer unit and rinse unit in clean water. Store in cool place.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE AND SPILL PROCEDURES: Store upright at room temperature. Avoid exposure to extreme temperatures. In case of spill or leakage, soak up with an absorbent material such as sand, sawdust, earth, fuller's earth, etc. Dispose of with chemical waste.

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) then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill or by other approved State and local procedures.

CONTAINERS ONE GALLON AND SMALLER:

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 or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

Net Contents _____

Manufactured by:
Mc LAUGHLIN GORMLEY KING COMPANY
8810 Tenth Avenue North
Minneapolis, MN 55427
Made in USA

EPA Reg. No. 1021-1736

EPA Est. No. 1021-MN-2