

1021-1746

6.12.2007

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUN 12 2007

Julie B. Schlekau
Registration Specialist
McLAUGHLIN GORMLEY KING Company
8810 Tenth Avenue North
Minneapolis, MN 55427

SUBJECT: Application for Pesticide Notification – Deletion of Marketing Claim
EVERCIDE® Permethrin Insect Repellent 27701
EPA Reg. No. 1021-1746
Application Dated May 3, 2007

Dear Ms. Schlekau:


The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls 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 Terri Stowe of my staff at 703-305-6117.

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	Registration	OPP Identifier Number 2/8
	Environmental Protection Agency	Amendment	
	Washington, DC 20460	X Other	

Application for Pesticide - Section I

1. Company/Product Number 1021-1746	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Permethrin Insect Repellent 27701	PM# 13	
5. Name and Address of Applicant (Include Zip Code) McLAUGHLIN GORMLEY 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 pursuant to PR Notice 98-10 deleting a marketing claim.

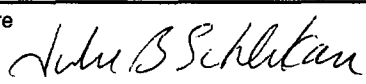
NOTIFICATION

JUN 12 2007

Section - III

1. Material This Product Will Be Packaged In:			
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	2. Type of Container <input 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 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 JULIE B. SCHLEKAU	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 JULIE B. SCHLEKAU	5. Date 5/3/2007	

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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

May 3, 2007

Document Processing Desk (NOTIF)
Office of Pesticide Programs (H7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

NOTIFICATION

JUN 12 2007

Subject: Notification per PR Notice 98-10
EVERCIDE® Permethrin Insect Repellent 27701
EPA Reg. No. 1021-1746

Dear Sir/Madam:

Please find enclosed a Notification per PR Notice 98-10, whereby we have deleted a marketing claim inadvertently left on the label when submitting the final label per EPA letter dated August 31, 2006. This claim was associated with a use pattern rejected in EPA's review of the label and subsequently removed from the label in our final label submission of September 29, 2006.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 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 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 you have any questions or need further information, please feel free to give us a call.

Sincerely,

Julie B. Schlekau
Registration Specialist
julie.schlekau@mgk.com
763-544-6437 - Fax
800-645-6466 - Telephone

Enclosures



"Julie Schlekau"
<julie.schlekau@mgk.com>
06/04/2007 08:37 AM

To Terri Stowe/DC/USEPA/US@EPA
cc
bcc
Subject RE: Request for Deleted Marketing Claim for Notification
App. Dated 05/03/07 for EPA Reg. No. 1021-1746 for EPA
Reg. No. 1021-1746

The claim was "[Indoor/Outdoor{kills and repels flies (6 types), mosquitoes and gnats]. This claim should have been removed with our final label of September 29, 2006 as it was associated with livestock uses which were not approved in EPA's letter of August 31, 2006.

NOTIFICATION

JUN 12 2007

Julie B. Schlekau
Registration Specialist
MGK Company
800-645-6466
e-mail: julie.schlekau@mgk.com

-----Original Message-----

From: Stowe.Terri@epamail.epa.gov [mailto:Stowe.Terri@epamail.epa.gov]
Sent: Sunday, June 03, 2007 4:14 PM
To: Julie Schlekau
Subject: Request for Deleted Marketing Claim for Notification App. Dated
05/03/07 for EPA Reg. No. 1021-1746 for EPA Reg. No. 1021-1746

Dear Ms. Schlekau:

I'm reviewing your Notification application dated 05/03/07 for EPA Reg. No. 1021-1746 for EVERCIDE Permethrin Insect Repellent 27701. You proposed to delete a marketing claim inadvertently left on the label, but you did not indicate what the marketing claim is that you want to delete. Please send me the marketing claim that you want to delete from your label. If you have any questions, please respond to this e-mail or call me at (703) 305-6117.

Best regards,

/s/

Terri Stowe
Senior Regulatory Specialist
(703) 305-6117 Voice, (703) 305-6920 Fax U.S. Environmental Protection Agency
Office of Pesticide Programs Registration Division (Mail Code 7505P) 1200
Pennsylvania Avenue, NW Washington, DC 20460

Courier Address: 2777 Crystal Drive, 1 Potomac Yard, Mail Room S-1508,
Arlington, VA 22202

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attachments.



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

[] Denotes alternate language

[Earth scent] [Fall Blend] [Scent Shield®] [Hunter's Insect Repellent] [Unscented] [Unscented Insect Repellent]

- For Clothing
- For Treatment of Dog Bedding
- For Treatment of Upholstered Furniture
- For Treatment of Nets, Tents, Sleeping Bags and Backpacks
- Controls Fleas & Ticks
- Repels and Kills Mosquitoes, Ticks, and Mites
- Repels and Kills Ticks That May Carry Lyme disease and Rocky Mountain Spotted Fever
- Provides Long-lasting Protection - 1 Treatment Lasts 2 Weeks!
- CLOTHING TREATMENT ONLY - DO NOT APPLY TO SKIN
- One 3.0 Ounce Can will Treat One Complete Outfit
- One 6.0 Ounce Can will Treat Two Complete Outfits

- For Domestic Use Both Indoors and Outdoors
- For Control of Fleas, Brown Dog Ticks, and Lice on Premises
- For Premise Control of Ticks Which may Cause Lyme Disease
- Provides 60-Day [Two Months] Control of Cockroaches
- Provides 60-Day [Two Months] Control of Fleas
- Provides 60-Day [Two Months] Control of Stored Product Pests
- [60-Day Control of Cockroaches, Spiders & Ants]

ACTIVE INGREDIENT:

Permethrin [(3-Phenoxyphenyl) methyl (+ or -) cis-trans-3-(2,2-dichloroethyl) 2,2-dimethylcyclopropanecarboxylate]	0.50%
OTHER INGREDIENTS	99.50%
	100.00%

Cis-trans isomers ratio: Min. 35% (+ or -) cis and Max. 65% (+ or -) trans
 EVERCIDE® - Registered trademark of McLaughlin Gormley King Company

NOTIFICATION

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KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID	
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 1-888-740-8712.	

Net Contents _____
 Manufactured by:

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

EPA Reg. No. 1021-1746

EPA Est. No. 1021-MN-2

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

CAUTION

Avoid contact with skin or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the high water mark. Do not contaminate water by disposing of equipment wash water.

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.

DIRECTIONS FOR USE

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

SHAKE WELL BEFORE USING

This product should not be applied to clothing while it is being worn. Under no circumstances should bare skin or clothing on the body be treated.

Do not allow contact with treated surfaces until spray has dried. Do not allow spray to contact food, or water supplies.

Avoid contamination of feed and foodstuffs. Remove pets and birds and cover fish aquariums before surface applications. Do not use on humans. Do not allow children or pets to contact treated areas until surfaces are dry.

Do not use in commercial food/feed handling establishments, restaurants or other commercial facilities where food is commercially prepared, processed, or served. Do not use in institutions, schools, office buildings or similar commercial buildings.

GENERAL INSTRUCTIONS FOR CLOTHING TREATMENT:

For protection against Ticks (including those which may carry Lyme disease), chiggers and mosquitoes, apply product as directed below. For further protection, use in conjunction with an insect repellent registered for direct application to the skin and utilize the following primary preventive measures. Avoid areas where the pests are found, wear appropriate protective

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clothing (light-colored, long-sleeved shirt and long pants tucked into socks) and inspect body daily for ticks. Pant cuffs should be worn inside the socks or footwear to ensure full protection against ticks and chiggers.

INITIAL TREATMENT INSTRUCTIONS:

1. Select a well-ventilated outdoor area protected from wind and lay out the clothing to be treated (as complete outfit; shirt, trousers and socks).
2. Hold can upright about 6 to 8 inches from surface of the clothing and spray with a slow sweeping motion to lightly moisten the surface of the fabric.
3. Continue spraying over entire outfit, until [a total treatment time of 60 seconds has elapsed and] the outer surface of the fabric is moist enough to cause a slight color change or darkening. Pay special attention to socks, trouser cuffs and shirt cuffs.
4. Turn the clothing over and treat the other side as described in Steps 2 & 3.
5. Hang the treated clothing and allow to dry for at least 2 hours (4 hours under humid conditions) before wearing.
6. One can will treat one [two] complete outfit(s). [Do not exceed recommended spraying times.]

RETREATMENT INSTRUCTIONS:

This product contains an active ingredient which actually binds to the fabric being treated, providing residual protection which lasts a minimum of two weeks, and holds up through several machine washings. **DO NOT RETREAT CLOTHING MORE THAN ONCE EVERY TWO WEEKS. LAUNDRER CLOTHING AT LEAST ONCE BEFORE RETREATING.** For retreatment, follow instructions for initial treatment.

INITIAL TREATMENT INSTRUCTIONS ON NETS, TENTS, SLEEPING BAGS AND BACKPACKS:

Do not treat inside of sleeping bag. Spray exterior surfaces of tent only.

Select a well-ventilated outdoor area protected from wind and lay out article to be treated. Hold can upright about 6 to 8 inches from surface of the article and spray with a slow sweeping motion to lightly moisten the surface of the fabric. Continue spraying over entire article, until the outer surface of the article is moist enough to cause a light color change or darkening. Turn the article over and treat the other side as described in steps 2 and 3. Hang the treated article and allow to dry for at least 2 hours (4 hours under humid conditions) before using.

RETREATMENT INSTRUCTIONS:

This product contains an active ingredient that actually binds to the fabric being treated, providing residual protection that lasts a minimum of two weeks. **DO NOT RETREAT ARTICLES MORE THAN ONCE EVERY TWO WEEKS.** For retreatment, follow instructions for initial treatment.

DOG BEDDING AND PREMISES:

EVERCIDE® PERMETHRIN Insect Repellent 27701 can also be used to control fleas and ticks on pet bedding, premises and upholstered furniture.

TO CONTROL FLEAS (ADULTS AND LARVAE) AND TICKS, INCLUDING TICKS WHICH MAY CARRY LYME DISEASE (ADULTS AND LARVAE): Thoroughly clean or launder pet bedding before treatment. Spray bedding, sleeping quarters, floor covering and floor, paying special attention to cracks and crevices. Upholstered furniture may also be treated to control fleas and ticks in these areas. A test application should be made to upholstery in an inconspicuous place before use. Spray upholstery paying particular attention to tufts and

seams. Allow to dry thoroughly before reuse or allowing pets to contact treated areas. Also, treat your yard with a product registered for yard application.

INDOOR APPLICATION:

For spot application only. Do not use as a space spray indoors. In the home, all food processing surfaces and utensils should be covered during treatment or thoroughly washed before use. Exposed food/feed should be covered or removed.

SURFACE SPRAYING:

For 60-day (two months) control of COCKROACHES, WATERBUGS, PALMETTO BUGS, SCORPIONS, MILLIPEDES, CENTIPEDES, SOWBUGS, PILLBUGS, ANTS, SILVERFISH, FIREBRATS, SPIDERS, CRICKETS, CLOVER MITES, CHEESE MITES, CRANARY WEEVILS, RICE WEEVILS, CONFUSED FLOUR BEETLES, RUST RED FLOUR BEETLES, DRUGSTORE BEETLES, MEAL WORMS, GRAIN MITES AND CADELLES: Direct the spray into hiding places, cracks and crevices, and behind shelves and drawers. For Silverfish, spray bookcases. For Ants, spray trails, nests and points of entry.

TO CONTROL CARPET BEETLES: Spray edges of carpeting and under carpeting and rugs. Make localized application to floor and baseboards. Spray directly into cracks, crevices and infested areas of shelving.

TO CONTROL BEDBUGS: Spray mattresses lightly, particularly around tufts and seams. Take beds apart and spray in all joints. Allow to dry thoroughly before remaking bed. Treat baseboards, moldings and floors.

TO CONTROL CLOTHES MOTHS: Remove any infested articles from storage, brush thoroughly and air for several hours in sunlight if possible. Apply spray liberally to empty chests, closets, bureaus and other storages directing the spray into cracks, joints and crevices. After airing, infested articles may be treated lightly keeping nozzle at least three feet from fabric to avoid staining.

TO KILL LICE AND LOUSE EGGS: Spray in an inconspicuous area to test for possible staining or discoloration. Inspect again after drying then proceed to spray entire area to be treated. Spray from a distance of 8 to 10 inches. Treat only those garments and parts of bedding including mattresses and furniture that cannot be either laundered or dry-cleaned. Allow all treated articles to dry thoroughly before use.

TO CONTROL BEDBUGS AND MITES IN POULTRY HOUSES: Spray crevices of roost poles, cracks in walls and cracks in nests where the bedbugs and mites hide.

OUTDOOR APPLICATION:

TO CONTROL TICKS INCLUDING TICKS WHICH MAY CARRY LYME DISEASE (PERIMETER TREATMENT): Use EVERCIDE® Permethrin Insect Repellent 27701 as a residual treatment to control TICKS including the DEER TICK (*Ixodes dammini*), LONE STAR TICK (*Amblyomma americanum*), BROWN DOG TICK (*Rhipicephalus sanguineus*), AMERICAN DOG TICK (*Dermacentor variabilis*), and WESTERN BLACK LEGGED TICK (*Ixodes pacificus*): For each areas listed below, apply until surface is wet, but not to the point of runoff (approximately 1 gal/750-1,000 ft.).

Treat around windows and doors, porches, screens, eaves, patios, garages, under stairways and in crawl spaces where these pests may enter.

Treat a band of vegetation and leaf litter 6 to 10 feet wide around and the outside of buildings to help control ticks occurring there. To help control ticks in outdoor activity areas, treat a band of

vegetation and leaf litter 6 to 10 feet wide and adjacent to activity areas, especially where dense vegetation occurs.

FOR CONTROL OF GARDEN INSECTS: For use on roses, dahlias, asters and other ornamentals to kill JAPANESE BEETLES hit by spray as well as WHITEFLIES, APHIDS, EXPOSED THRIPS, SPIDERS, RED MITES and LEAFMINERS. May be used on plants as a multi-purpose spray in small gardens and for spot treatments of incipient insect infestations to prevent spreading in large garden areas.

May also be used on other plants such as African violets, asters, azaleas, begonias, camellias, carnations, chrysanthemums, dahlias, delphiniums, dogwoods, English ivy, euonymus, fuschia, geraniums, crassula grape vines, Kentia palms, laurels, marigolds, rhododendrons, roses, rubber plants, snapdragons, stocks, wandering Jews and zinnias.

Effective when used as directed against WHITEFLIES, APHIDS, SPIDER AND RED MITES, EXPOSED THRIPS, LACE BUGS, JAPANESE BEETLES, PAVEMENT ANTS, CLOVER MITES AND ARMYWORMS.

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.

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