

1021-1754

1/29/2010

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

JAN 29 2010

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Thomas A. Lennan  
McLaughlin Gormley King Company  
8810 Tenth Avenue North  
Minneapolis, MN 55427

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Mr. Lennan:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated January 15, 2010 for:

- |   |  |
|---|--|
| <b>EPA Registration No. 1021-1217</b>   | <b>D-Trans Allethrin (Technical Grade)</b>     |
| <b>EPA Registration No. 1021-1390</b>   | <b>Multicide Intermediate 2119</b>             |
| <b>EPA Registration No. 1021-1393</b>   | <b>Multicide Concentrate 2128</b>              |
| <b>EPA Registration No. 1021-1428</b>   | <b>Multicide Pynamin Forte 90% Concentrate</b> |
| <b>EPA Registration No. 1021-1548</b>   | <b>Evercide Intermediate 2449</b>              |
| <b>EPA Registration No. 1021-1632</b>   | <b>Multicide Concentrate 2593</b>              |
| <b>EPA Registration No. 1021-1638</b>   | <b>Multicide Intermediate 2661</b>             |
| <b>EPA Registration No. 1021-1660</b>   | <b>Nylar 10% Concentrate 2637</b>              |
| <b>EPA Registration No. 1021-1677</b>   | <b>Evercide Intermediate 2656</b>              |
| <b>✓ EPA Registration No. 1021-1754</b> | <b>Evercide Intermediate 2769</b>              |
| <b>EPA Registration No. 1021-1769</b>   | <b>Multicide Intermediate 2730</b>             |
| <b>EPA Registration No. 1021-1774</b>   | <b>Pyrethrum Refined Concentrate</b>           |
| <b>EPA Registration No. 1021-1789</b>   | <b>Evercide Concentrate 2801</b>               |

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.


Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact Regina Foushee'-Smith at 703-605-0780.

Sincerely,



Richard J. Gebken  
Product Manager 10  
Insecticide Branch  
Régistration Division (7505P)

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Other	OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 1021-1754	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Intermediate 2769	PM# 10	
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 2007-4

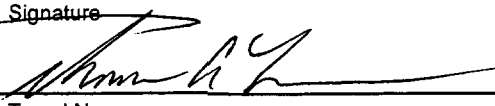
**NOTIFICATION**

JAN 29 2010

**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)	If "Yes" Unit Packaging wgt.	No. per container
*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 30 and 55 Gallons		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 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 1/15/2009	

4095



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

January 15, 2010

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® Intermediate 2769  
EPA Reg. No. 1021-1754  
Notification Per PR-Notice 2007-4

Dear Sir or Madam:

By Notification, we are updating the storage and disposal statement per PR-Notice 2007-4. This product is a manufacturing use product that is not diluted prior to use, therefore we have not added detailed rinsing instructions per §156.146. We have however, per Nancy Fitz' recommendation maintained our current instructions to triple rinse the container before disposing or offering for reconditioning or recycling. A copy of Nancy's recommendation is enclosed for your convenience.

Enclosed are two (2) copies of the label. One (1) copy has changes highlighted.

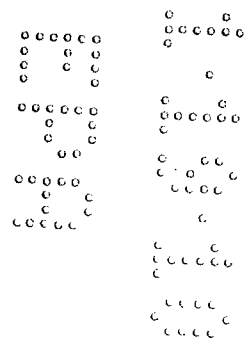
This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, 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  
Registration Specialist

Enclosure



**NOTIFICATION**

EVERCIDE® Intermediate 2769



McLAUGHLIN  
GORMLEY  
KING COMPANY

JAN 29 2010

An Insecticide For Manufacturing Use Only

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

**ACTIVE INGREDIENTS:**

Esfenvalerate.....	2.50%
Imiprothrin ([2,5-Dioxo-3-(2-propynyl)-1-imidazolidinyl]methyl (1RS)-cis, trans-chrysanthemate).....	2.50%
* N-Octyl bicycloheptene dicarboximide .....	12.50%
** OTHER INGREDIENTS .....	82.50%
	100.00%

\* MGK® 264, Insecticide Synergist

\*\* Contains petroleum distillates

EVERCIDE® and MGK® - Registered trademarks of McLaughlin Gormley King Company

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

FIRST AID	
IF SWALLOWED:	<ul style="list-style-type: none"> <li>▪ Immediately call a poison control center or doctor.</li> <li>▪ Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>▪ Do not give any liquid to the person.</li> <li>▪ Do not give anything by mouth to an unconscious person.</li> </ul>
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> <li>▪ Take off contaminated clothing.</li> <li>▪ Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>▪ Call a <i>poison control center or doctor for treatment advice.</i></li> </ul>
IF IN EYES:	<ul style="list-style-type: none"> <li>▪ Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>▪ Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>▪ Call a <i>poison control center or doctor for treatment advice.</i></li> </ul>
NOTE TO PHYSICIAN: Contains petroleum distillate – vomiting may cause aspiration pneumonia.	
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.	

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

**CAUTION**

Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wear goggles, face shield, or safety glasses and long-sleeved shirt and long pants, socks, shoes, and chemical-resistant gloves such as Barrier Laminate, Neoprene Rubber, Nitrile Rubber, or Viton. 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 and aquatic invertebrates. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

**DIRECTIONS FOR USE**

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

This product is to be used to formulate products for indoor non-food/feed use only.

Formulators who use this product may be responsible for providing data to support their own registrations with the appropriate regulatory agencies.

Warm contents to room temperature and mix well in drum before sampling and before each use.

**STORAGE AND DISPOSAL**

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

**PESTICIDE STORAGE:** Store in a cool, dry place. Keep container tightly closed. Protect from freezing.

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

**CONTAINER HANDLING:** Nonrefillable container. Do not reuse or refill container. Triple rinse (or equivalent) promptly after emptying. Then offer for recycling if available or reconditioning if appropriate, or puncture and dispose of container in a sanitary landfill or by other procedures approved by state and local authorities.

Net Contents \_\_\_\_\_

Manufactured by:

McLAUGHLIN GORMLEY KING COMPANY

8810 Tenth Avenue North  
Minneapolis, MN 55427

EPA Reg. No. 1021-1754

EPA Est. No. 1021-MN-2

5065