

1021-1762

08-13-2010

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

August 13, 2010

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

Subject: Label Notification(s) for Pesticide Registration Notice 98-10
Adding the claim "Stops spiders and their webs"

Dear Mr. Lennan:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated June 8, 2010 for the following product(s):

Evercide Residual Roach and Ant Spray 27891 EPA Reg. No. 1021-1762

The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the label change(s) requested falls within the scope of PRN 98-10. 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,

A handwritten signature in cursive script, appearing to read "Richard J. Gebken".

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



United States
Environmental Protection Agency
Washington, DC 20460

Registration
Amendment
Other

OPP Identifier Number

X

Application for Pesticide - Section I

1. Company/Product Number 1021-1762	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Residual Roach and Ant Spray 27891	PM# 13	
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. NOTIFICATION Product Name AUG 13 2010	

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:				
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	2. Type of Container <input checked="" 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container 6-24 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 checked="" 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 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 6/8/2010	



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

June 8, 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® Residual Roach and Ant Spray 27891
EPA Reg. No. 1021-1762
Notification Per PR-Notice 98-10

Dear Sir or Madam:

By Notification we are adding the claim "Stops spiders and their webs." The label currently has kill claims accepted against spiders. We are not claiming the product eliminates webs rather we reason that if the spider is killed it will no longer be able spin webs, which would stop the growth of the web.

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

I certify that 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, then 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

AUG 13 2010

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McLAUGHLIN GORMLEY KING COMPANY

EVERCIDE® Residual Roach and Ant Spray 27891

Kills Crawling Pests Indoors: Cockroaches, Ants, Crickets, and Other Listed Pests

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

[] OR () indicates alternate or optional wording

- [No greasy residue.] [No Mess.] [Leaves No Odor.] [Non-Staining.] [Unscented] [Guaranteed to Work or Your Money Back!] [America's 1st Name in Pest Control (Since 1833)] [WATERBASED FORMULA.] [Won't stain carpets and floors.] [Kills on contact, keeps on killing] [Keeps on killing for up to 15 weeks. [Keeps on Killing for [Kills] up to 3 Months] [Keeps on killing for weeks] [Effective control of listed pests] [FAST Knockdown] [Just one shot [squirt] (spray) and bugs stop in their tracks]

- [Just one shot [squirt] (spray) and bugs stop [die] within seconds] [Kills Ants, Brown Dog Ticks, Cat Fleas, Cockroaches, Crickets, Earwigs, Firebrats, Scorpions, Silverfish, Sowbugs, Spiders (including Black Widows), and Waterbugs.] [Kills bugs in seconds] [Kills bugs before they escape] [Stops [kills] bugs dead in their tracks instantly] [Flushes hidden pests out of hiding places and kills them] [Stops Spiders and Their Webs]

For Indoor Use Only in the Home and Non-Food Areas of Restaurants, Schools, Warehouses, Offices, Apartments, Hotels, Motels, Kennels and Hospitals

ACTIVE INGREDIENTS:

Table with 2 columns: Ingredient name and percentage. Includes Imiprothrin, Esfenvalerate, N-Octyl bicycloheptene dicarboximide, and OTHER INGREDIENTS.

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

KEEP OUT OF REACH OF CHILDREN CAUTION

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

Net Weight: _____ Manufactured by: Mc LAUGHLIN GORMLEY KING COMPANY 8810 Tenth Avenue North Minneapolis, MN 55427

EPA Reg. No. 1021-1762

EPA Est. No. 1021-MN-2

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

CAUTION

Harmful if swallowed or absorbed through the 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. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

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.

[STOP. READ ENTIRE LABEL BEFORE USE]

Do not apply to humans, pets, or plants or contaminate feed, feedstuffs, dishes or utensils. Cover and avoid spraying fish aquariums. Cover or remove exposed food, dishes, utensils and food handling equipment.

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 food is served such as dining rooms but excluding areas where foods may be prepared or processed. 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. Non-food areas of restaurants or food handling establishments are areas including (but 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).

Do not use in Federally Inspected Meat and Poultry Plants.

SHAKE WELL BEFORE EACH USE

Hold container upright. Apply only to surface. Do not use as a space spray. Point spray opening toward surface to be sprayed and press button firmly. Hold about 12 – 18 inches from surface being sprayed. Spray surface until wet but not to the point of runoff. Avoid excessive wetting of asphalt tile, rubber and plastic materials. More frequent applications will be required to maintain residual control on plywood and other absorbent surfaces.

For Control of Cockroaches and Waterbugs: Spray in cracks around baseboards and other hiding places such as under sinks, behind stoves, refrigerators, plumbing pipes and other areas where these pests are seen. Apply spray to pests flushed out.

For Control of Ants: Apply to ant trails, around doors, windows, and wherever ants enter the home.

For Control of [Kills] Cat Fleas, Brown Dog Ticks, Crickets, Earwigs, Firebrats, Sowbugs, Spiders: (including Black Widows), Daddy-long-legs, Marbled cellar spider, Giant wolf spider, Burrowing wolf spider, Banded garden spider, Cat face spider, Cupboard spider, Cobweb weaver spider, Bud spider, European house spider, Common house spider, Southern house spider, Yellow sac spider, Funnel web spider, Grass spider, Ground spider, Parson spider, Bold jumping spider, Woodlouse spider, Scorpions, and Silverfish: Spray in cracks around baseboards and other hiding places such as under sinks, behind stoves, refrigerators, plumbing pipes and other areas where these pests are seen. Apply spray to pests flushed out.

For Control of Stored Product Pests: (Saw-toothed Grain Beetles, Confused Flour Beetles, and Rice Weevils). In the home kitchen, remove and inspect stored food products. Remove infested packages and seal in plastic bag to prevent reinfestation. Discard bag in garbage. After removing all food packages and shelf liner, spray visible pests and cracks, crevices, and corners of pantries, cupboards, and storage areas. Allow treated areas to dry and then install new shelf liner and return containers to shelves. Repeat treatment as necessary, but not more frequently than once every 2 weeks.

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

Do Not Puncture or Incinerate!

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.

Federal regulations prohibit
CFC propellants in aerosols

