

1021-1773

6/29/2011

1 of 7



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Mr. Steven Ditto
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427

JUN 29 2011

Dear Mr. Ditto:

Subject: Application for Pesticide Notification (PRN 98-10)
Comply with Agency pyrethroid labeling letter dated June 4, 2009
EVERCIDE Residual Ant & Roach Spray 27523
EPA Reg. No. 1021-1773
Your submission dated March 23, 2010

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated March 23, 2010 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds 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.


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 regarding this letter, please contact Dana Pilitt, PhD of my staff at (703) 305-7071 or via e-mail at pilitt.dana@epa.gov.

Sincerely,

A handwritten signature in black ink that reads "Richard Gebken".

Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)

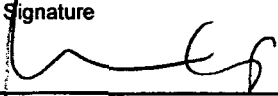
	United States Environmental Protection Agency Washington, DC 20460	Registration Amendment Other	OPP Identifier Number
		X	
	Application for Pesticide Reregistration - Section I		

1. Company/Product Number 1021-1773	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Residual Ant & Roach Spray 27523	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: <div style="text-align: center; font-size: 1.2em;"> NOTIFICATION JUN 29 2011 </div> EPA Reg. No. _____ Product Name _____

Section - II	
<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification consistent with guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156

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 8-24 ounces		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 Miriam Frugis	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 Miriam Frugis	5. Date 3/23/2010	

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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

March 23, 2010

Document Processing Desk (NOTIF-PYRETHROID)
U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs (7504P)
Room S-4900, One Potomac Yard
2777 South Crystal Dr.
Arlington, VA 22202-4501

Via Courier

Subject: EVERCIDE® Residual Ant & Roach Spray 27523
EPA Reg. No. 1021-1773

Notifications consistent with the guidance in the June 4, 2009 letter
and the requirements of EPA's regulations at 40 CFR part 156

Dear Sir or Madam:

By Notification we are changing the language of "Environmental Hazards" and "Directions for Use" on this label according to the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. No changes in application rates were made.

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

Notification of label change per June 4, 2009, letter from Environmental Protection Agency. This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 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 part 156, this product may be in violation of FIFRA and I may be subject of 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

Miriam Frugis
Regulatory Affairs Specialist

Enclosures

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27523_1021-1773_0310

MGK[®]

McLAUGHLIN
GORMLEY
KING COMPANY

EVERCIDE[®] Residual Ant &
Roach Spray 27523

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

Pressurized Crack & Crevice Insecticide

For Use in and Around the Home and Food and Non-Food Areas of Schools, Warehouses, Apartment Buildings, Cabins, Kennels, Theatres, Hospitals, Hotels, Motels, Meat Packing and Food Processing Plants, Nursing Homes, Recreational Vehicles, Restaurants, Supermarkets, Food Service Establishments, Tents, Transportation Equipment (Truck Trailers, Railroad Cars, Buses, Boats, Ships, Trains), Food Manufacturing and Warehousing Establishments, and Utilities

KILLS: Carpenter Ants, Carpenter Bees, Centipedes, Houseflies, Cockroaches, Crickets, Earwigs, Fleas, Stored Product Pests, Silverfish, Sowbugs, Scorpions, Spiders, Termites***, Ticks, Wood Infesting Borers and Beetles, and Wood Wasps

ACTIVE INGREDIENTS:

*Esfenvalerate	0.10%
** OTHER INGREDIENTS	99.90%
	<u>100.00%</u>

NOTIFICATION

JUN 29 2011

- * CAS #66230-04-4
- ** Contains petroleum distillates

EVERCIDE[®] - 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 poison control center or doctor. ▪ Do not induce vomiting unless told to do so by the poison control center or doctor. ▪ Do not give any liquid to the person. ▪ Do not give anything by mouth to an unconscious person.
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 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 eye. ▪ Call a poison control center or doctor for treatment advice.
NOTE TO PHYSICIAN: Contains petroleum distillate – vomiting may cause aspiration pneumonia.	
HOT LINE NUMBER: 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 Weight _____ Ounces (_____ Grams)

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

EPA Reg. No. 1021-1773

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if absorbed through the 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.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and other wildlife. Do not apply directly to water. Do not contaminate water when disposing of equipment wash waters or rinsate. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or

rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.

PHYSICAL OR CHEMICAL HAZARDS

Extremely Flammable. Contents under pressure. Keep away from fire, sparks and heated surfaces. 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.

EVERCIDE® Residual Ant & Roach Spray 27523 is intended for use in and around residential structures and their immediate surroundings. Permitted areas of use include Apartments, Atriums, Attics, Automobiles, Basements, Bathrooms, Boats, Cabins, Campers, Carports, Clothes Storage Areas, Condominiums, Decks, Dens, Driveways, Garages, Gazebos, Homes, Kitchens, Lanais, Living Rooms, Parlors, Patios, Pet Sleeping Areas, Play Rooms, Porches, Recreational Vehicles, Rooms, Solariums, Storage Areas, Sun Rooms, Utility Rooms, and Verandas.

This product may stain or adversely affect vinyl, painted, and plastic surfaces. Avoid application to asphalt shingles as staining may occur. Before using in areas where spray may contact these surfaces, test in an inconspicuous area and recheck in a few hours.

Do not allow children or pets to contact treated surfaces until dry.

Do not water the treated area to the point of run-off.

Do not make applications during rain.

All outdoor applications must be limited to spot or crack-and-crevice treatment only, except for the following permitted uses:

- (1) Treatment to soil or vegetation around structures;
- (2) Applications to lawns, turf, and other vegetations;
- (3) Applications to building foundations, up to a maximum height of 3 feet.

Other than applications to building foundations, all outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surfaces (such as windows, doors, and eaves) are limited to spot and crack-and-crevice application, only.

Application is prohibited directly into sewers or drains, or to any area like a gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur. Do not allow the product to enter any drain during or after applications.

For Crack and Crevice Treatment:

Apply insecticide directly into cracks and crevices or voids using the injection tube. Place injector tip one half (1/2) inch into cracks and crevices, holes, and other small openings. Release approximately one-second spray per spot. For serious infestation, place spots approximately 12 inches apart. For light infestation or for preventative treatment, place spots approximately three feet apart. In long running cracks, move injector tip along the crack while spraying at the rate of three linear feet per second. For heavy infestations, move the injector tip along at one linear foot per second. For inaccessible, closed voids, calculate the void's cubic area and treat at rate of 5 – 10 seconds per cubic foot. Several holes may be required in long-running voids.

Crawling Insects: Ants, Booklice, Boxelder Bugs, Cockroaches (including adult and immature stages of both non-resistant and organophosphate and carbamate resistant strains); Centipedes, Crickets, Dermestids, Firebrats, Fleas, Palmetto Bugs, Silverfish, Spiders, Ticks, Earwigs, Sowbugs, Scorpion, and Waterbugs. Inject into cracks, crevices, and void spaces where insects may harbor. These may include openings around pipes and sinks, under refrigerators, behind baseboards, washing machines, stoves, cabinets, meter boxes, and in manholes.

Booklice and Silverfish: Inject into cracks and crevices associated with baseboards, doorframes, bookcases, and other harborage sites.

Ants: Inject into cracks, crevices, and voids where ants may travel and/or harbor, including around doors and window frames, behind electrical switches and outlets, and other structural cracks and crevices.

Stored Product Pests: Inject cracks, crevices, and/or voids where these insects may harbor or hibernate. Infested areas include cracks and crevices in cabinets and pantries, wall voids, around window and door frames, under siding, and in machinery.

Localized Treatment of Wood-infesting insects: Beetles**** and Borers**** (such as the following families: Anobiidae****, Bostrichidae****, Buprestidae****, Cerambycidae****, Lyctidae****, Oedemeridae****, Sesiidae****), Carpenter Ants, Carpenter Bees, Termites, and Wood Wasps. Locate suspected infestation and/or insect tunnels and cavities. Inject 5 – 10 seconds of spray into insect tunnels, galleries, and inaccessible closed voids. In infested sites, drill pilot holes 8 – 10 inches apart to ensure

thorough insecticide gallery treatment. Make sure to not contact electrical wiring, plumbing, etc. when drilling. For Carpenter Bees, seal entrance openings with small pieces of stainless steel wool after application.

****Not registered for control in California

***The purpose of such applications of EVERCIDE® Residual Ant & Roach Spray 27523 for termites is to kill workers or winged reproductive forms which may be present in treated channels at the time of treatment. Such applications are not a substitute for mechanical alteration or soil or foundation treatment but are merely a supplement. This product is not recommended as sole protection against termites. For active termite infestations, obtain a professional inspection.

APPLICATIONS IN FOOD HANDLING ESTABLISHMENTS: Places other than private residences where food is held, processed, prepared, or served.

Do not apply directly to food. Do not apply when food-processing facility is in operation or food is exposed. Do not apply this product to surfaces or utensils that may come in contact with food. Cover or remove all food and food-processing equipment before application. Thoroughly clean food contact surfaces and equipment with an effective cleaning compound following treatment and rinse with potable water before use. Do not spray plants to be used for food or feed.

FOOD AREAS: Includes areas for Receiving, Storage, Packing (Canning, Bottling, Wrapping, Boxing), Preparing, Edible Waste Storage (Edible Oils and Syrups), and Enclosed Processing Systems (Mills and Dairies). Serving areas (when food is exposed and facility is in operation) are also considered food areas. Apply prescribed amount of insecticide directly into cracks and crevices or voids using injection tubes in points between different elements of construction, between equipment and door openings, into voids and hollow spaces in walls, and on equipment legs and bases where insects hide. Repeat application as needed but do not exceed more than one (1) application every seven (7) days in restaurants and similar food service establishments or more than one (1) application every fourteen (14) days in all types of food handling establishments.

NON-FOOD AREAS: Includes areas such as 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).

FOR PREMISE PESTS:

Application Within Non-Residential Buildings Including Non-Food Areas of Industrial, Institutional and Commercial Buildings, Hotels, Warehouses, Truck Trailers, Theaters, and Office Buildings.

For GENERAL USE: (Without Injection Tube)

Apply as a coarse wet spray to thoroughly treat insect hiding places such as cracks, crevices, moist areas around pipes and utility service boxes, under refrigerators, and along baseboards to control insect pests listed below. Whenever possible, spray insects directly. Keep people and domestic animals off treated areas until dry. Do not spray on livestock feed. Do not apply to institutions (including libraries, hospitals, nursing homes, sport facilities, etc.) in the immediate area when occupants are present.

Fleas and Ticks on Surfaces: Remove pet bedding and destroy or clean thoroughly. Spray pet resting quarters. Do not spray animals directly. For best results, treat pets with an appropriate flea and/or tick control product registered for use on pets before allowing them to return to the treated area. Spray rugs and carpets where infestations are severe. Test for staining on an inconspicuous area before use.

To Kill Ants, Centipedes, Crickets, Cockroaches, Earwigs, Millipedes, Psocids, Pillbugs, Sowbugs, Spiders, and Waterbugs: Apply to areas where these pests are found or may hide, including dark corners of rooms, storage rooms and closets, cracks and crevices in floors and walls, between building construction elements, along baseboards, door, and window frames, behind and beneath sinks, stoves, refrigerators and cabinets, and around garbage cans, bins, dumpsters, plumbing, and other utility service installations. Directly spray pests flushed from hiding. For Ants, spray ant trails, door thresholds, door and window frames (outdoors and indoors), and wherever these pests may find access into the building.

Spiders and Waterbugs: Apply as a coarse wet spray to floors, under sinks, areas behind and around pipes and utility service boxes, and in all areas where these insects seek harborage. Contact as many insects as possible.

Pantry Pests: To treat exposed stages of Grain Beetles (Rusty, Merchant, and Saw-toothed), Flour Beetles (Red and Confused), Chocolate Moths, Cigarette Beetles, Clover Mites, Cluster Flies, Drugstore Beetles, Elm Leaf Beetles and Tobacco Moths. Remove all foodstuffs, utensils, and shelf paper from area to be treated. Discard used shelf paper and any infested foodstuffs. Apply spray to shelves and in cracks and crevices behind and under cupboards and cabinets. Allow spray to dry before installing fresh shelf paper and replacing food and utensils. Wash any exposed food handling surfaces and utensils before use.

Carpet Beetles (Black, Furniture, and varied): Spray on and under edges of floor coverings, under rugs and furniture, and in closets or other localities where these insects are found.

Webbing Clothes Moths: Spray in closets and other storage areas where these pests are found. Do not apply to clothing.

Ants: Spray around ant trails and hills. Spray around nests hidden under steps, brickwork, concrete, etc. Break apart accessible nests and spray on and around debris until surface is slightly wet.

Fire Ants: To quiet active surface ants, sweep surface with spray from a distance of 18 inches. For best results, apply in cool weather or in early morning or late evening hours. Treat new mounds as they appear.

For the Control of Garden Insects: For use on Roses, Dahlias, Asters, and other ornamentals to kill Japanese Beetles, Whiteflies, Aphids, Exposed Thrips, Spiders, Red Mites, Army Worms, and Leafminers. Not for use on plants being grown for sale or other commercial use.

To Kill Houseflies, Mosquitoes, Gnats, and Small Flying Moths: Close room and turn off air conditioning or ventilating equipment or fans. First, direct spray into all cracks and crevices, behind all equipment, appliances, cupboards, or in any dark harborage areas. Next use as a space spray, directing the spray towards the ceiling and upper corners of the room. Keep areas closed for at least 1/2 hour. Do not remain in treated area. Ventilate area thoroughly before re-entry. Do not repeat application more than once every three (3) days.

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.