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

> OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

May 13, 2010

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

> Subject: Label Notification(s) for Pesticide Registration Notice 2007-4 Updating the Storage and Disposal language

Dear Mr. Ditto:

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

Drypy II

Evercide Esfenvalerate 35% W.P. 2787 Evercide Emulsifiable Concentrate 2806 Evercide Emulsifiable Concentrate 2805 MUP Multicide Fogging Concentrate 2611 MUP EPA Reg. No. 1021-1719 EPA Reg. No. 1021-1752 EPA Reg. No. 1021-1776 EPA Reg. No. 1021-1782 EPA Reg. No. 1021-1811

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 <u>nonrefillable</u> 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. Gebke

Product Manager Insecticide Branch Registration Division (7505P)

Please read instructions before completing form (United States					Regurati	on	060. Approval expires 05-31-98 OPP Identifier Numbe
	Environmental Protection Ag				Amendment		
	Washing	pton, DC 20460 Application f	for Posticida	X	Other		
. Company/Product Nun		Application			11	2 Droposo	d Classification
1021-1776			2. EPA Product Manager Richard Gebken				Classification
. Company/Product (Na	me)		PM#			None	Restricted
EVERCIDE® Emulsifiable Concentrate 2806		6	13				
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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

April 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® Emulsifiable Concentrate 2806 EPA Reg. No. 1021-1776 Notification Per PR-Notice 2007-4

Dear Sir or Madam:

By Notification, we are updating the storage and disposal statement per PR-Notice 2004-7. 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 amendment 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."

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

Steven K. Ditto Regulatory Affairs Specialist

Enclosure



Quality Products Since 1902

2806_1021-1776_0410

/][]]

NOTIFICATION

MAY 1 3 2010

EVERCIDE® Emulsifiable Concentrate 2806

An Insecticide for Repackaging or Formulating Use Only

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

KING COMPANY

McLAUGHLIN

GORMLEY

ACTIVE INGREDIENTS:

Esfenvalerate (S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-	
alpha-(1-methylethyl)benzeneacetate	0.425%
OTHER INGREDIENTS	99.575%
-	100.000%

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

KEEP OUT OF REACH OF CHILDREN CAUTION

	FIRST AID
IF SWALLOWED:	 Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.
IF 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.
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.
	r or label with you when calling a poison control center or doctor, or formation 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. 1021-1776

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed or absorbed through skin. Causes moderate bye irritation. Agoid contact with skin, eyes, or clothing. Wear goggles, face shield, or sakely glasses and long-sleeved shirt and long pants, socks, shoes, chemical-resistant gloves such as Barrier Laminate, Neoprene Rubber, Nitrile Rubber, or Viton. 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.

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to fish and other aquatic organisms. 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.

Only for formulation into an insecticide for the following use(s): (1) food and feed and non-food crops for which tolerances exist, residential outdoor and indoor food and non-food and residential uses; (2) uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and (3) uses for experimental purposes that are in compliance with USEPA requirements. EVERCIDE® Emulsifiable Concentrate 2806 is designed for repackaging or formulating with deionized water to produce insecticide sprays. Formulators who use this product may be responsible for providing data to support their own registrations with the appropriate regulatory agencies. Mix well in drum before sampling and each use.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a warm, dry place. Keep container closed.

<u>PESTICIDE DISPOSAL</u>: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

<u>CONTAINER HANDLING</u>: Nonrefillable container. Do not reuse or refill this 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.

> Page 1 of 1 2806_1021-1776_0410