

1021-1784

4/17/2009

1096



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Steven K. Ditto
Registration Specialist
McLaughlin Gormley King Company
8810 10th Ave., North
Minneapolis, MN 55427

APR 17 2009

Subject: Notification(s) for Label Revisions under PRN 2007-4 and 98-10
1. Removal of marketing claims "NEW!"

Dear Mr. Ditto:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-4 and 98-10 dated March 10, 2009 for:

EPA Registration 1021-1784

Multicide Wasp & Hornet Spray 20863

The Registration Division (RD) has conducted a review of the request(s) for applicability under 2007-4 and 98-10 and finds that the label changes requested fall within the scope of 2007-4 and 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 identify 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 me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

A handwritten signature in black ink, appearing to be "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

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

1. Company/Product Number 1021-1784	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) MULTICIDE® Wasp & Hornet Spray 20863	PM# 10	
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: <div style="text-align: center;"> NOTIFICATION <hr/> APR 17 2009 </div> EPA Reg. No. _____ Product Name _____	

Section - II

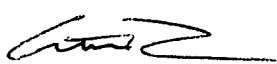
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/>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

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification pursuant PR Notice 2007-4 and PR Notice 98-10.

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
*Certification must be submitted If "Yes" Unit Packaging wgt. No. per container		If "Yes" Package wgt. No. per container		<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify)	
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"/> 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 Steven K. Ditto	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 Steven K. Ditto	5. Date 3/10/2009	

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OK

MGK[®]

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 10, 2009

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: MULTICIDE® Wasp & Hornet Spray 20863
EPA Reg. No. 1021-1784
Notifications Per PR-Notice 2007-4 and PR-Notice 98-10

Dear Sir or Madam:

By Notification we are changing the storage and disposal language to comply with the Final Rule "Pesticide Management and Disposal; Standards for Pesticide Containers and Containment". We are also removing the marketing claim "NEW!".

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

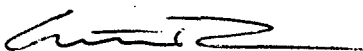
Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement 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.

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.

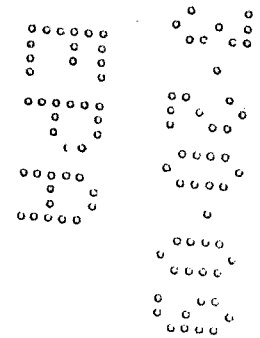
If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY



Steven K. Ditto
Registration Specialist



Enclosure

Quality Products Since 1902

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20863-0309z

MULTICIDE® Wasp & Hornet Spray 20863



McLAUGHLIN
GORMLEY
KING COMPANY

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

This Jet Spray Product can be used both indoors (attics and other places where nests are built and where food or feed are not exposed) and outdoors on Wasp, Hornet, and Yellow Jacket nests.

[] indicates alternate or optional wording.

- [Kills biting and stinging insects]
- [Kills Wasps, Yellow Jackets, and Hornets on contact]
- [Kills Scorpions and Black Widow Spiders] [Gives rapid knockdown and kill]
- [Gives rapid contact kill and residual kill of insects returning to the treated nest]
- [Jet Spray reaches nests more than 20 feet above ground]
- [Aids in reducing annoyance from Flies, Mosquitoes, Ants, Ticks, Centipedes, Crickets, Fleas, and Earwigs]
- [Water-based] [Targeted spray control]
- [New/Now] [Foaming formula] [Foam trapping action]
- [Improved formula] [Trapping power action]
- [Foaming action] [Foaming action traps insects [inside nest]]
- [Kills the entire nest from 20 ft. away!] [Kills from 20 ft. away!]

ACTIVE INGREDIENTS:

Tetramethrin -----	0.100%
Phenothrin -----	0.100%
OTHER INGREDIENTS -----	99.800%
	100.000%

MULTICIDE, 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"> ▪ Immediately call a poison control center or doctor. ▪ Do not induce vomiting unless told to do so by a 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 INHALED:	<ul style="list-style-type: none"> ▪ Move person to fresh air. ▪ If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. ▪ Call a poison control center or doctor for further treatment.
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 _____

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

EPA Reg. No. 1021-1784

EPA Est. No 1021-MN-2

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if inhaled or absorbed through skin. Avoid contact with eyes, skin or clothing. Avoid breathing vapors or spray mist. 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 aquatic invertebrates. Do not apply directly to water. Do not contaminate water by cleaning of equipment or disposal of wastes.

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. Do not apply this product around electrical equipment due to possibility of shock hazard.

NOTIFICATION

APR 17 2009

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SHAKE WELL BEFORE USING

DIRECTIONS FOR USE

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

Do not use in commercial food/feed processing, preparation, food/feed storage or serving areas. In the home, all food/feed processing surfaces and utensils should be covered during treatment, or thoroughly washed before use. Exposed food/feed should be covered or removed.

Remove pets and birds and cover fish aquariums before spraying.

OUTDOOR USES: Under eaves, near window frames, doorways, carports, picnic areas, and outdoor play areas.

INDOOR USES: Attics, anywhere nests are built, and where food or feed is not exposed.

Kills insects and eliminate the nests where they live and breed. Insects will fall to the ground and die after spraying; kills any insects inside the nest as well as any returning.

For Control Wasps, Yellow Jackets, Hornets and other listed insects:

For Nests:

1. Spray at sunrise or sunset when insects are least active.
2. Stand a safe distance from the nest. Do not stand directly underneath.
3. Shake can well before each use. Hold can upright and spray away from person. Push button to spray.
4. Aim actuator at the opening in the nest and spray until soaked.
5. Then spray the rest of the nest until it is saturated. This product's powerful spray will also kill insects that return to the nest.
6. Wait at least 24 hours before removing the nest.

To kill Wasps, Hornets, Yellow Jackets, Spiders (including Black Widow Spiders), Crickets, Ants, Fleas, Ticks, Scorpions, Centipedes, Earwigs, Flies, and Mosquitoes:

1. Spray 1-2 seconds until surface is moist to kill insects under eaves, around screens, windows, doors, patios, cracks, holes and crevices or wherever insects are noticed.
2. To prevent insects from entering the home, spray around areas where insects enter such as outdoor plumbing, faucets, etc. and cracks or crevices in foundations as well as along sills and ledges.

Use Tips:

1. If windy, stand with the wind at your back to avoid spray drift.
2. Avoid spraying vegetation directly
3. Foliage of desirable plants that were contacted with spray should be hosed off.

This product may stain or adversely affect vinyl, painted, and plastic surfaces. Avoid application to asphalt roofing 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.

STORAGE AND DISPOSAL

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

Pesticide Storage

Store in a cool, dry area away from heat or open flame, preferably in a locked storage 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!

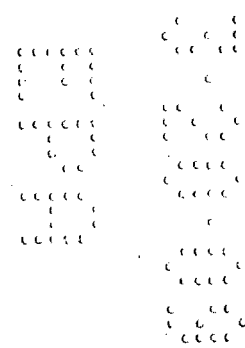
Nonrefillable container. Do not reuse or refill this container.

If empty:

Place in trash or offer for recycling if available.

If Partially filled:

Call your local solid waste agency for disposal instructions.



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

READ ENTIRE LABEL

{Optional Text for Supplemental Registration Purposes Only}

- {GUARANTEED KILL*}
- {Outdoor Use Only}
- {Kills on contact. Guaranteed*}

PRODUCT FACTS	
CONTROLS NESTS OF INSECTS	Hornets, wasps, yellow jackets
WHERE TO USE	Outdoor Areas: Under eaves, near window frames, doorways, carports, picnic sites, play areas. Indoor Areas: Attics, and anywhere nests are built and where food is not exposed.
WHEN TO USE	<ul style="list-style-type: none"> • Early morning or early evening, when most insects are in the nest. • Spray when not windy.
HOW TO USE	
<ul style="list-style-type: none"> • Shake well. • Stand at a safe distance from nest. Jet spray reaches 20 feet above ground. • Hold can upright at arm's length. • Aim nozzle at nest. Spray to soak nest. If nest has visible entrances, spray into openings first and then soak remainder of nest. • Foaming action traps insects inside nest. • Can also be used under eaves, around screens, windows, doors, patios, cracks, holes and crevices. Spray 1-2 seconds to kill insects. 	
RESULTS:	
<ul style="list-style-type: none"> • Treated pests fall to the ground immediately and die. Insects returning to nest will be killed. • Wait at least 24 hours before removing treated nests. 	
USE TIPS:	
<ul style="list-style-type: none"> • If spray comes in contact with leaves, rinse with water. • Avoid contact with vinyl or plastic, asphalt shingles or painted surfaces to prevent staining. 	

{*The ORTHO Guarantee}

{If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price}

STORAGE AND DISPOSAL
Do not contaminate water, food, or feed by storage and disposal.
Pesticide Storage
Store in a cool, dry area away from heat or open flame, preferably in a locked storage 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 Partially filled: Call your local solid waste agency for disposal instructions.

NOTIFICATION

APR 17 2009

