07 10 2009



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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

JUL 10 2009

Mr. Thomas A. Lennan McLaughlin Gormley King Company 8810 10th Avenue North Minneapolis, MN 55427

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

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated May 29, 2009 for:

EPA Registration 1021-1791 Evercide® Concentrate 2802

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 me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

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

lease read instructions before comp	leting form			Form Approved.	OMB No. 2070-00	60. Approval expires 05-31-98	
	L	Inited States		Registratio	on	OPP Identifier Number	
SEDA	Environmental Protection Ag		ncy	Amendme	nt		
	Washington, DC 20460		X	Other			
			r Pesticide - Sec	tion I			
Company/Product Number	ər	2	EPA Product Manag	ger	3. Proposed	Classification	
021-1791		F	Richard Gebken				
Company/Product (Name	;)	F	M#		🗸 None	Restricted	
EVERCIDE® Concentrate 2802				13			
Name and Address of Ap	plicant (Include Zip Cod	le) 6	Expedited Review	. In accordance wit	h FIFRA Sect	ion 3(c)(3)(b)(i), my	
CLAUGHLIN GORM	LEY KING COMPA	NY p	roduct is similar or id	entical in compositi	ion and labelir	ig to:	
310 TENTH AVENUE				-		7 0731 - 475 B. 7	
MINNEAPOLIS, MN 55427		E	EPA Reg. No.		NOTIFICATION		
					A F 114	2000	
_		F	Product Name		JUL 10	2009	
Check if this	is a new address						
		S	ection - II				
Amendment -	- Explain below.				labels in resp	onse to	
				Agency lette			
Resubmission	n in response to Agency	letter dated		"Me Too" Ap	plication.		
Notification -					· · ·		
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		È.					
Material This Product Wi	I Be Packaged In:		ection - III				
nild-Resistant Packaging	Unit Packaging	lv lv	Vater Soluble Packag	nina	2. Type of (Container	
☐ Yes*	Yes		☐ Yes	5···3	Metal		
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	Unit Packaging wgt.	container F	ackage wgt.	container I			
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EPA Form 8570-1 (Rev. 8-94) Previous editions are obsolete.



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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 May 29, 2009

Via Courier

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

Subject: EVERCIDE® Concentrate 2802 EPA Reg. No. 1021-1791 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, 156.146, 156.146, 156.146, 156.146, 156.156. No other changes have been made to the labeling or the Considential 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, 156.140, 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

- a. Len Im Thomas A. Lennan

Registration Specialist

Enclosure

2802_1021-1791-0509

NOTIFICATION

JUL 1 0 2009

EVERCIDE® Concentrate 2802

An Insecticide for Manufacturing Use Only

GORMLEY KING COMPANY

McLAUGHLIN

8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4319 U.S.A. - Telephone (763) 544-0349

ACTIVE INGREDIENTS:

		Pyrethrins	. 3.334%
	*	N-Octyl bicycloheptene dicarboximide	16.670%
	**	Permethrin [**(3-Phenoxyphenyl) methyl (+ or -) cis-trans-3-(2,2-	
		dichloroethenyl)	6.664%
		2,2-dimethylcyclopropanecarboxylate)	
۲	OTH	ER INGREDIENTS:	73.332%
		-	100.000%

* MGK® 264, Insecticide Synergist

- ** Cis-trans isomers ratio: Min. 35% (+ or -) cis and Max. 65% (+ or -) trans
- *** Contains petroleum distillates

EVERCIDE, MGK- Registered trademarks of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN WARNING

	FIRST AID			
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 SWALLOWED:	 Immediately call a poison control center or doctor for treatment advice. 			
	 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:	 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. 			
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				
doctor, or going for treatment. For information 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. 1021-1791 EPA Est. No. 1021-MN-2 PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Causes substantiabut temporary eye injury. Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield, or safety glasses). Harmful if swallowed or absorbed through skin. Avoid contact with skin. 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 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 notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flame.

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 with appropriate solvents, carriers, and in the case of pressurized products, propellents in the manufacture of 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 cool, dry place. Keep container closed.

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

<u>CONTAINERHANDLING</u>: Nonrefillable Container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying and offer for recycling, if available or reconditioning, if appropriate or puncture and dispose of in a sanitary landfill or by other approved State and Local procedures.

> Page 1 of 1 2802_1021-1791-0509

