

1021-1804

9/23/2010

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Mr. Steve Ditto
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427-4372

SEP 23 2010

Subject: Label Notification(s) for Pesticide Registration Notice 98-10

Dear Mr. Ditto:

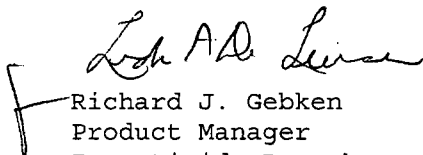
The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated March 19, 2010 for the following product(s):

Evercide® Industrial Reg. No. 1021-1804
Spray 27524


The Registration Division (RD) has conducted a review of this request for applicability under PR Notice 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.

If you have any questions, please contact Linda A. DeLuise at 703-305-5428.

Sincerely,



Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7504P)

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

1. Company/Product Number 1021-1804	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Industrial Spray 27524	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. _____ Product Name _____	

Section - II

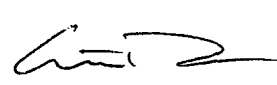
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/>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

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Pyrethroid Non-Agricultural Outdoor Products Notification per EPA letter dated June 4, 2009.

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 If "Yes" Unit Packaging wgt. _____	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes" Package wgt. _____	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <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 4-24 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 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 Steven K. Ditto	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 Steven K. Ditto	5. Date 3/19/2010	

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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 19, 2010

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

Via Courier

Subject: EVERCIDE[®] Industrial Spray 27524
EPA Reg. No. 1021-1804
Pyrethroid Non-Agricultural Outdoor Products Notification Per EPA Letter
Dated June, 4 2009

Dear Sir or Madam:

By Notification we are changing the Environmental Hazards and Directions for Use sections to comply with the June 4, 2009 letter from the Environmental Protection Agency.

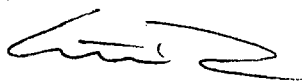
Enclosed are 2 copies of the label. One copy has changes highlighted.

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 statements 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 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.

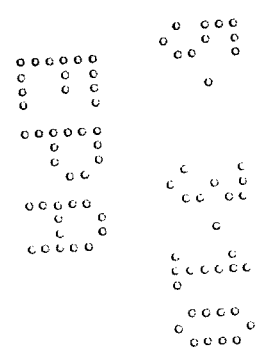
Sincerely,

McLAUGHLIN GORMLEY KING COMPANY



Steven K. Ditto
Regulatory Affairs Specialist

Enclosure



Quality Products Since 1902

MAY 7 2010

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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.

(TRIGGER SPRAY) To operate sprayer, turn tip to proper setting, (broad) (fine) spray for surfaces or pinstream for cracks and crevices, and pump trigger to spray as directed. [Do not operate in OFF position.] [After use, turn tip to OFF to avoid accidental spraying.]

For best results, follow directions for specific use areas. Do not use this product in or on electrical equipment due to possibility of shock hazard. Do not use on animals. Avoid excessively wetting furniture and carpeting. Always test in an inconspicuous [hidden] area prior to use as some natural and synthetic fibers may be adversely affected by any liquid product. 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.

Avoid contamination of food and feedstuffs. Avoid contamination of food or food handling surfaces.

Do not apply this product in patient rooms or in any rooms while occupied by the elderly or infirm. Do not apply to classrooms while in use. Do not apply in institutions (including libraries, sports facilities, etc.) in the immediate area where occupants are present.

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

All outdoor applications must be limited to spot or crack-and-crevice treatments only.

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 applications, only.

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

Do not make applications during rain.

FOR CRACK AND CREVICE TREATMENT:

Apply insecticide directly into cracks and crevices or voids using the (fine) pinstream setting. Special attention should be paid to areas such as behind baseboards, connection areas around drains, pipes, behind and beneath sinks, stoves, plumbing and other visible cracks and crevices. Spray these areas thoroughly being certain that spray penetrates well.

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

Booklice & Silverfish: Spray into cracks and crevices associated with baseboards, door frames, bookcases and other harborage sites.

Ants: Spray into cracks and crevice and voids where ants may be traveling and/or harboring, including around doors, window frame, and other structural cracks and crevices.

Stored Product Pests: Spray into cracks and crevices and/or voids where these insects may be harboring or hibernating. 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, and Oedemeridae), Carpenter Ants, Carpenter Bees, Termites and Wood wasps. Locate suspected infestation and/or insect tunnels and cavities. Spray into insect tunnels, galleries, and inaccessible closed voids. In infested sites, pilot holes should be drilled eight to ten inches apart to insure thorough insecticide gallery treatment. Make sure not to contact electrical wiring, plumbing, etc. when drilling. For Carpenter Bees, seal entrance openings with small pieces of stainless steel wool after application.

***The purpose of such applications of EVERCIDE® Industrial Spray 27524 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, soil treatment, or foundation treatment but are merely a supplement. This product is not recommended as sole protection against termites. For active termite infestations, get a professional inspection.

APPLICATIONS IN FOOD HANDLING ESTABLISHMENTS: Places other than private residences in which 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 during application. Food contact surfaces and equipment must be thoroughly cleaned with an effective cleaning compound and rinsed with potable water before using. Do not spray plants to be used for food or food.

FOOD AREAS: Includes areas for receiving, storage, packing (canning, bottling, wrapping, and boxing), preparing, edible waste storage and enclosed processing systems mills, dairies, edible oils, syrups). Serving areas (when food is exposed and facility is in operation) also would be considered a food area. Apply prescribed amounts of insecticide directly into cracks and crevices or voids in points between different elements of construction, between equipment and door openings, leading to voids and hollow spaces in walls, equipment legs, and bases where insects hide. Repeat applications as needed but do not exceed more than one (1) application every fourteen (14) 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.

NONFOOD 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).

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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.

Do not make applications to animal feedstuffs or water equipment.

Apply spray to treat insect hiding places such as cracks, crevices, and moist areas around pipes and utility service boxes, under refrigerators and along baseboards to control the insect pests listed below. Spray insects directly, whenever possible. 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, pets should be treated 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 bad. Test first for staining on an inconspicuous piece prior to use. Also, treat yard with a product registered for yard application.

To Kill Ants, 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, walls; and between building construction elements, along baseboards, door and window frames, behind and beneath sinks, stoves, refrigerators and cabinets, around garbage cans, bins, and dumpsters, plumbing and other utility service installations. Pests flushed from hiding should be sprayed directly. For Ants, ant trails, door thresholds, door and window frames (outdoors and indoors), and wherever these pests may find access into the building should be sprayed.

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

Pantry Pests: 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: Treat exposed stages. Remove all food-stuffs, 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 prior to replacement of shelf paper, 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 ants on the surface, 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.

To Kill House Flies, Mosquitoes, Gnats and Small Flying Moths: Close room and turn off air conditioning or ventilating equipment or fans. Direct spray first into all cracks and crevices, behind all equipment, appliances, cupboards, or any dark harborage areas, then treat 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 after treatment. 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 or disposal.

Pesticide Storage

Store in a cool, dry area. Keep container tightly closed. Always store pesticides in the original container. Store away from food and pet food.

Pesticide Disposal and Container Handling

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. Never place unused product down any indoor or outdoor drain.

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