

1021-1808

5/14/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

MAY 14 2009

Mr. Steven K. Ditto
Registration Specialist
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427-4319

Subject: Label Notification for Pesticide Registration Notices 98-10 and 2007-4

Dear Mr. Ditto,

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated February 23, 2009 for the following products:

EVERCIDE® Permethrin Multi-Purpose Spray 27781	(EPA Registration Number 1021-1740)
EVERCIDE® Ant and Roach Spray 21322	(EPA Registration Number 1021-1808)

The Registration Division (RD) has conducted its review of these requests for their applicability under PRNs 98-10 and 2007-4 and finds that the label changes requested fall within the scope of PRNs 98-10 and 2007-4. The labels submitted with the applications have 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, please call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

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

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

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Other	OPP Identifier Number
		X	
	Application for Pesticide - Section I		

1. Company/Product Number 1021-1808	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Ant and Roach Spray 21322	PM# 13	
5. Name and Address of Applicant (Include Zip Code) McLaughlin Gormley King Company 8810 10TH AVE N MINNEAPOLIS, MN 55427	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to:	
<input type="checkbox"/> Check if this is a new address	EPA Reg. No.	NOTIFICATION
	Product Name	MAY 14 2009

Section - II

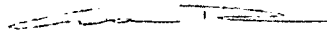
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application. _____
<input checked="" type="checkbox"/> 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	
*Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container	<input 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 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"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other					

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 2/23/2009	

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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

February 23, 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: EVERCIDE® Ant and Roach Spray 21322
EPA Reg. No. 1021-1808
Notification Per PR-Notice 2007-4

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".

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.

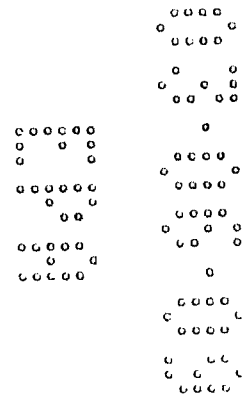
If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

Steven K. Ditto
Registration Specialist

Enclosure



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21322-40060209

EVERCIDE® Ant and Roach Spray 21322

MGK®

McLAUGHLIN
GORMLEY
KING COMPANY

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

- [] OR () indicates alternate or optional wording
- [Kills and Repels Ants including Carpenter Ants] [Effective [long term] control]
- [Barrier Spray] [Sprays 10 to 15 feet]
- Easy to spray into hard to reach places] [Water-based]
- [Odorless] [Non-staining]
- [Keeps Ants from entering home] [Kills Carpenter ants]
- [Kills ants trailing around the outside of your home]
- [Kills and repels invading ants] [Expanding foam]
- [Precision Spray Tube directs spray where it is needed most]
- [Extra Spray Tube included]
- [Also kills Cockroaches, crickets, Carpenter bees, Spiders, Boxelder bugs and other home invaders]
- [Repels ant invasions] [Provides rapid knock-down and kill]

NOTIFICATION

MAY 14 2009

ACTIVE INGREDIENTS:

* Permethrin	0.200%
Related reaction products	0.017%
Tetramethrin	0.200%
OTHER INGREDIENTS	99.583%
	<u>100.000%</u>

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

EVERCIDE®, 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.
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. 1021-1808

EPA Est. No. 1021-MN-2



Federal regulations prohibit CFC propellants in aerosols

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed or absorbed through skin. 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. Do not apply directly to water. Do not contaminate water when disposing of equipment washwater or rinsate.

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 use this product in or on electrical equipment due to possibility of shock hazard.

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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 ALL DIRECTIONS COMPLETELY BEFORE USE

EVERCIDE® Ant and Roach Spray 21322 [brand name] is intended to use around residential structures to keep ants from entering the structure. The product will deliver a stream of product 10 to 15 feet long to help you treat hard to reach areas around the house. Direct your application to areas that ants and other insects use as common entry points and foraging trails. This product is especially useful outside in early spring when ants emerge and attempt to enter the house. Use it again in the fall when ants may attempt to come inside for the winter.

SHAKE WELL BEFORE EACH USE. HOLD CONTAINER UPRIGHT. APPLY IN SHORT BURSTS and always use the enclosed red extension tube to direct the application. A spare red extension tube is included with each can.

For best results, follow directions for specific insects and use areas. This product is designed for outdoor use. Do not use on animals. Any liquid product may adversely affect some building materials. Always test in an inconspicuous [hidden] area prior to widespread use. DO NOT CONTAMINATE FOOD AREAS.

OUTDOOR USE: (Graphic – Picture of the side of a house and the can and the area to treat)

Spray with caution when wind conditions may create a mist that may blow back to applicator. Always attempt [try] to use the attached red extension tube or spare. When engaged, spray will shoot out a stream 10 to 15 feet long. The liquid will expand upon hitting a target surface, and then leave an invisible residual deposit to kill ants. Look for ant activity around the outside of the house and spray outdoor surface areas, contacting as many insects as possible. Do not apply this product in or around bodies of water.

ANTS: Focus your treatment in key areas outside the house where you suspect ants are entering the structure, such as around downspouts and gutters and near windowsills and door openings. Spray ants directly where possible. Seal up any visible exterior cracks where ants can be seen entering the home. Spray ant trails, hills, and mounds and other areas of entry and infestation.

CARPENTER ANTS: Carpenter ants usually come from an outside colony and enter your house looking to establish a satellite colony in an area containing water-damaged wood. Carpenter Ants are easy to identify because they are larger than all other pest ants. Often you will find them living in wood that has been in contact with water, such as around downspouts and gutters, near windowsills and door openings, close to leaking water pipes, or around decks. Carpenter ants are most active between dusk and dawn. Locate their outside trails during this time. Carpenter ants follow distinct trails such as edges of landscape timbers, along the ground close to outside walls, near downspouts, or along the edge of an outside wall. After a careful inspection around the outside of the house, apply EVERCIDE® Ant and Roach Spray 21322 [brand name] to all areas where you suspect ants are entering the home. Seal any visible exterior cracks where ants can be seen entering the home. If ants are discovered inside the home, use a suitable indoor ant control product [name brand] to treat indoors. If you find the main colony outside in the yard, treat areas where ants are seen entering the main colony.

SPIDERS: Spray directly on spiders and webs.

CRAWLING INSECTS: Cockroaches, Boxelder Bugs, Lady Bugs (Multicolored Asian Lady Beetles), Crickets, and Sowbugs. Focus your treatment in key areas outside the house where you suspect these insects are entering the structure, such as around downspouts and gutters and near windowsills and door openings. Spray insects directly where possible. Seal up any visible exterior cracks where crawling insects can be seen entering the home.

STORAGE AND DISPOSAL

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

STORAGE: Store in a cool, dry place. Keep container closed. Pesticide Storage

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

DISPOSAL: 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.

