

1021-1829

6/19/2009

10f5



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUN 19 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
(EPA Registration Number 1021-1829)

Dear Mr. Ditto,


The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated March 4, 2009 for the product MGK[®] Pressurized Repellent Spray 2853 (EPA Registration Number 1021-1829). The Registration Division (RD) has conducted its review of this request for its 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 label submitted with the application has 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,

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

 United States Environmental Protection Agency Washington, DC 20460	X	Registration	OPP Identifier Number
	X	Amendment	
	X	Other	

Application for Pesticide - Section I

1. Company/Product Number 1021-1829	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) MGK® Pressurized Repellent Spray 2853	PM# 10	
5. Name and Address of Applicant <i>(Include Zip Code)</i> 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"/> <i>Check if this is a new address</i>	EPA Reg. No.	NOTIFICATION
	Product Name	JUN 19 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.

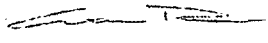
Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notifications 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	
<i>*Certification must be submitted</i>	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 <i>(Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)</i>					
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 3/4/2009		

30F5

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 4, 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: MGK® Pressurized Repellent Spray 2853
EPA Reg. No. 1021-1829
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".

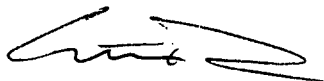
Enclosed are 2 copies of the label. One copy has changes highlighted.

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.

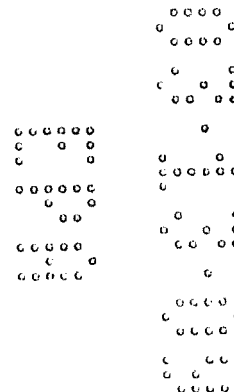
Sincerely,

McLAUGHLIN GORMLEY KING COMPANY



Steven K. Ditto
Registration Specialist

Enclosure



4 of 5

2853-0309

NOTIFICATION

JUN 19 2009 MGK® Pressurized Repellent Spray 2853

MGK®

McLAUGHLIN GORMLEY KING COMPANY

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

[] denotes optional wording

Effectively repels mosquitoes, gnats, no-see-ums, chiggers, and biting flies from treated skin and clothing

Non-greasy, won't stain and resists perspiration

[Contains DEET] [Unscented]

ACTIVE INGREDIENT:

DEET

7.00%

OTHER INGREDIENTS.....

93.00%

100.00%

MGK® - Registered trademark of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN WARNING

FIRST AID

Table with 2 columns: Condition (IF IN EYES, IF ON SKIN OR CLOTHING, IF SWALLOWED) and First Aid instructions.

Net Weight _____

Manufactured by:

McLAUGHLIN GORMLEY KING COMPANY 8810 Tenth Avenue North Minneapolis, MN 55427

EPA Reg. No. 1021-1829

EPA Est. No. 1021-MN-2

Federal regulations prohibit CFC propellents in aerosols



PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Causes substantial but temporary eye injury. Harmful if swallowed. Do not get in eyes or on lips. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

PHYSICAL OR CHEMICAL HAZARDS

Flammable. Contents under pressure. Keep away from heat, sparks, and open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting. Keep treated surfaces away from fire or flame until dry.

DIRECTIONS FOR USE

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

READ AND FOLLOW ALL DIRECTIONS AND PRECAUTIONS ON THIS PRODUCT LABEL BEFORE USING THIS PRODUCT.

Hold container 6 to 8 inches from skin or clothing and spray with a slow, sweeping motion. Do not apply over cuts, wounds, or irritated or sunburned skin. Do not spray in enclosed areas. Use just enough repellent to cover exposed skin and/or clothing. Avoid over-application of this product. Frequent reapplication and saturation are unnecessary. Do not allow children to handle this product. After returning indoors, wash treated skin with soap and water. Wash treated clothing before wearing it again.

Use of this product may cause skin reactions in rare cases. If you suspect a reaction to this product, discontinue use, wash treated skin, and call your local poison control center.

For Maximum Protection: Spread evenly with hand to moisten all exposed skin.

To Apply To Face: Spray palm of hand first and then apply sparingly and avoid eyes. Do not spray directly onto face. Do not apply near eyes and mouth. Apply sparingly around ears. Do not apply to children's hands. When using on children, apply to your own hands and then put it on the child.

Works on Clothing Too: Do not use under clothing. Spray shirts, pants, socks, and hats. For chiggers also spray cuffs, socks, and around other openings in outer clothing. Will not damage cotton, wool, or nylon. DO NOT APPLY ON OR NEAR: ACETATE, RAYON, SPANDEX OR OTHER SYNTHETICS (OTHER THAN NYLON), FURNITURE, PLASTICS, WATCH CRYSTALS, LEATHER AND PAINTED OR VARNISHED SURFACES INCLUDING AUTOMOBILES.

STORAGE AND DISPOSAL

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

Pesticide Storage

Store in a cool, dry 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!

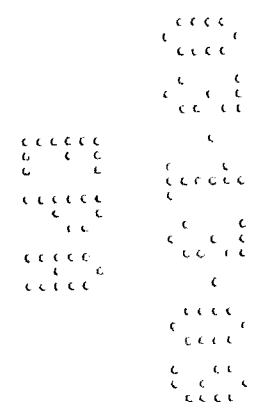
Nonrefillable container. Do not reuse or refill this container.

If empty:

Place in trash or offer for recycling if available.

If partly filled:

Call your local solid waste agency for disposal instructions.



NOTIFICATION

JUN 19 2009