

1021-1852

10/20/2006

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

October 20, 2006

Thomas A. Lennan
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427

SUBJECT: Applications for Pesticide Notification
MULTICIDE® Wasp and Hornet Killer
EPA Reg. No. 1021-1649
✓ EVERCIDE® Wasp and Hornet Killer
EPA Reg. No. 1021-1852
Applications Dated September 26, 2006

Dear Mr. Talarek:


The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above products. The Registration Division (RD) has conducted a preliminary screen of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The labels submitted with the applications have been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

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	Registration Amendment Other	OPP Identifier Number
		X	
	Application for Pesticide - Section I		

1. Company/Product Number 1021-1852	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Wasp & Hornet Spray 26012	PM# 13	
5. Name and Address of Applicant (Include Zip Code) McLAUGHLIN GORMLEY KING COMPANY 8810 TENTH AVENUE NORTH 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.)
 By notification, we are adding alternate marketing phrases to this label.

NOTIFICATION

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Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)	
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
3. Location of Net Contents information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input 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 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 Thomas A. Lennan	Title Registration Specialist	Telephone No. (Include Area Code) (763) 544-0341
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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 Thomas A. Lennan	5. Date 9/26/2006



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

NOTIFICATION

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September 26, 2006

Document Processing Desk (NOTIF)
U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs (7504P)
Ariel Rios Building
1200 Pennsylvania Avenue
Washington, DC 20460-001

Via Courier

Subject:

EVERCIDE® Wasp & Hornet Spray 26012
EPA Reg. No. 1021-1852
Notification per PR Notice 98-10

Dear Sir or Madam:

By notification, we are adding marketing phrases to this label.

Enclosed are 2 copies of the label, 1 copy has the changes highlighted in yellow.

I certify that 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, then 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

Thomas A. Lennan
Registration Specialist

Enclosure



McLAUGHLIN
GORMLEY
KING COMPANY

8810 Tenth Avenue N. / Minneapolis, Minnesota 55427-4372 U.S.A. - Telephone (763) 544-0341

[] indicates optional wording.

For Outdoor Use

- Kills Wasps, Yellow Jackets, Hornets, Mud Daubers and Scorpions on contact
- Gives rapid knock down and kill of Wasps, Yellow Jackets, Hornets, Mud Daubers and Scorpions
- Gives rapid contact kill of listed insects.
- Reaches nests more than 20 feet above ground [Reaches nests 20+ ft. above ground!]
- Three way Action – Pinpoint accuracy, Powerful (20') reach, Kills returning insects
- Jet action penetrates underground nests.
- Shoot to 20 feet!
- Kills on contact!
- Kills insects returning to treated nest
- Powerful jet spray
- Use [apply][spray] with pinpoint accuracy
- Reaches nests under roof eaves, around carports, doorways, window frames and other outdoor areas
- Coats nests
- Precision accuracy
- Non-staining
- No oily residue
- Penetrates underground nests
- Non-foaming jet spray
- Water-based
- Guaranteed to work or your money back

NOTIFICATION

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ACTIVE INGREDIENTS:

Pyrethrins	0.025%
* Piperonyl butoxide	0.050%
** N-Octyl bicycloheptene dicarboximide	0.084%
(S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate	0.050%

OTHER INGREDIENTS 99.791%
100.000%

- * Equivalent to 0.040% (butylcarbityl) (6-propylpiperonyl) ether and 0.010% related compounds
 - ** MGK® 264, Insecticide Synergist
- 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 poison control center or doctor. ▪ Do not induce vomiting unless told to do so by 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 the International Poison Center at 1-888-740-8712.	

Net Contents _____

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

EPA Reg. No. 1021-1852

EPA Est. No. 1021-MN-2

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION

Harmful if absorbed through skin. Avoid contact with eyes, skin 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 and other aquatic invertebrates. Do not apply directly to water. Do not contaminate water when disposing of equipment wash waters 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 apply this product around electrical equipment due to the 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.

SHAKE WELL BEFORE USE

Kills Wasps, Yellow Jackets, Mud Daubers and Hornets:

To treat nests:

1. Spray at sunrise or sunset [dusk] when insects are least active.
2. Stand a safe distance from the nest. Do not stand directly underneath or above nest.
3. Shake can well before each use. Always hold can upright while spraying.
4. With wind at your back, aim nozzle at nest and spray until soaked.
5. Wait 24 hours before removing the nest.

Kills other insects, including Spiders (including Black Widows), Scorpions, Crickets, Ants (excluding carpenter ants, fire ants and harvester ants), Centipedes and Earwigs:

1. Spray 1 – 2 second bursts directly on insects.
2. For scorpions, stand 3-4 feet away and thoroughly cover the insect. Make sure scorpions are dead before removing.

Use Precautions:

1. Avoid spraying plants. Rinse any foliage that is contacted with water.
2. This product is non-staining to most home siding and shingles, depending on age and cleanliness. Before using in areas where product may come in contact with home surfaces, test in an inconspicuous area first and observe for staining potential.
3. Do not use this product around electrical equipment or outlets because of possible shock hazard.

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry place away from heat or open flame, preferably in a locked storage area.

DISPOSAL:

Do Not Puncture or Incinerate!

If empty: Place in trash or offer for recycling if available.

If partly filled: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions.