

1021-1852

9/29/2010

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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Ms. Miriam Frugis  
McLaughlin Gormley King Company  
8810 Tenth Avenue North  
Minneapolis, MN 55427-4372

SEP 29 2010

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

Dear Ms. Frugis:

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® Wasp & Hornet      Reg. No. 1021-1852**  
**Spray 26012**


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,

A handwritten signature in cursive script, appearing to read "Linda A. DeLuise".

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

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

**Application for Pesticide - Section I**

1. Company/Product Number 1021-1852	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® Wasp & Hornet Spray 26012	PM# 10	
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.	<b>NOTIFICATION</b> <b>SEP 29 2010</b>
	Product Name	

**Section - II**

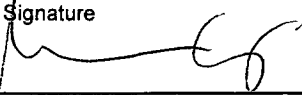
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/>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

**Explanation:** Use additional page(s) if necessary. (For section I and Section II.)  
Notification consistent with guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156

**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	<input type="checkbox"/> Plastic
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<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 Miriam Frugis	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 Miriam Frugis	5. Date 3/19/2010	



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

Via Courier

Subject: EVERCIDE® WASP & HORNET SPRAY 26012  
EPA Reg. No. 1021-1852

Notifications consistent with the guidance in the June 4, 2009 letter  
and the requirements of EPA's regulations at 40 CFR part 156

Dear Sir or Madam:

By Notification we are changing the language of "Environmental Hazards" and "Directions for Use" on this label according to the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. No changes in application rates were made.

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 statement 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 of enforcement action and penalties under sections 12 and 14 of FIFRA.

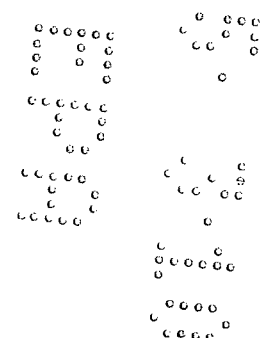
If there are any questions or you need anything further, please contact this office.

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY

  
Miriam Frugis  
Regulatory Affairs Specialist

Enclosures



MAY 7 2010

Quality Products Since 1902

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26012\_1021-1852\_0310 (PYRET)



McLAUGHLIN  
GORMLEY  
KING COMPANY

EVERCIDE® Wasp & Hornet Spray 26012

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 up to 29 feet
- Three way Action – Pinpoint accuracy, Powerful (29') reach, Kills returning insects
- Jet action penetrates underground nests.
- Shoots to 29 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**

**SEP 29 2010**

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"> <li>Immediately call poison control center or doctor.</li> <li>Do not induce vomiting unless told to do so by poison control center or doctor.</li> <li>Do not give any liquid to the person.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
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.

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**

Do not water the treated area to the point of run-off.  
Do not make applications during the rain.

Application is prohibited directly into sewers or drains, or to any area like a gutter where drainage to sewers, storms drains, water bodies, or aquatic habitat can occur. Do not allow the product to enter any drain during or after applications.

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**

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.

