



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

AUG - 8 2013

Mr. Jeffrey Nelson
McLaughlin Gormley King Company
8810 Tenth Avenue North
Minneapolis, MN 55427

Dear Mr. Nelson:

Subject: Application for Pesticide Notification (PRN 98-10)
Add optional word "kills" in place of "controls" in claims and DFU
EVERCIDE RTU Spray (F-27785)
EPA Reg. No. 1021-1861
Your submission dated April 29, 2013

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated April 29, 2013 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds the action requested falls within the scope of PRN 98-10. 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 regarding this letter, please contact Dana Pilitt, PhD of my staff at (703) 305-7071 or via e-mail at pilitt.dana@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Gebken".

Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)

	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 1021-1861	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) EVERCIDE® RTU Spray 27785	PM# 10	
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"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
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Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification per 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 type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)	
*Certification must be submitted		If "Yes" No. per container Unit Packaging wgt. _____	If "Yes" No. per container Package wgt. _____		
3. Location of Net Contents information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 2 oz to 40 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"/> 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 Jeffrey Nelson	Title Regulatory Affairs Specialist	Telephone No. (Include Area Code) (763) 593.3440
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 Jeffrey Nelson	
5. Date 4/29/2013		



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April 29, 2013

Document Processing Desk (NOTIF)
U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs (H7504C)
Room S-4900, One Potomac Yard
2777 South Crystal Dr.
Arlington, VA 22202-4501

Via Courier

Subject: EVERCIDE® RTU Spray 27785
EPA Reg. No. 1021-1861
Notification Per PR-Notice 98-10

Dear Sir or Madam:

By Notification we are combining a notification that crossed in the mail with the reregistration label. The previous notification added the optional word "[kills]" in place of "Controls" in claims and Directions for Use, and was accepted by the Agency on November 30, 2011 (please see enclosure).

Enclosed, please find the following documents to support this application:

- Application for Notification (EPA Form 8570-1)
- One color, highlighted copy of the label
- One monochrome copy of the label
- Agency letter dated November 30, 2011

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulation at 40 CFR 152.46, and no other change 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 this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, 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

Jeffrey Nelson
Regulatory Affairs Specialist
jeff.nelson@mgk.com
800-645-6466 – Telephone
763-544-6437 - FAX

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Enclosures

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EVERCIDE® RTU Spray (F-27/85)

RESIDENTIAL SECTION OF LABEL

[] indicates optional wording

[New Sweat and Rain Resistant Formula

Sweat and Rain Resistant Formula

Water Resistant Formula

Protects horses and ponies from attacks from Stable Flies, Horse Flies, Deer Flies, Face Flies, House Flies, Horn Flies, Mosquitoes, and Gnats

For use on Dogs and on Premises to Control [Kill] Fleas and Ticks

Controls [Kills] Fleas and Ticks on Dogs for 14 Days

Controls [Kills] Pests for up to Four Weeks

Kills Lice and Their Eggs

For use on Bedding, Furniture and Other Inanimate Objects Infested with Lice

Ready-To-Use spray or wipe for use on horses & ponies; dogs and their premises.]

NOTIFICATION

AUG - 8 2013

Not for Use on Humans

ACTIVE INGREDIENT:

* Permethrin [* (3-phenoxyphenyl)methyl(±)-cis,trans-3-(2,2-dichloroethenyl)-2,2-dimethylcyclopropanecarboxylate] 0.25%

OTHER INGREDIENTS 99.75%

100.00%

* Cis,trans ratio: Min. 35% (±) cis and max 65% (±) trans

EVERCIDE® - Registered trademark of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN

CAUTION PRECAUCIÓN

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.
(If you do not understand the label, find someone to explain it to you in detail).

FIRST AID

IF ON SKIN OR CLOTHING:

- 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 CONTENTS _____

Manufactured by:



8810 Tenth Avenue North
Minneapolis, MN 55427

EPA Reg. No. 1021-1861

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if 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 pesticide is extremely toxic to aquatic organisms, including fish and invertebrates. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters or rinsate.

This pesticide is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds while bees are actively visiting the treatment area.

PHYSICAL OR CHEMICAL HAZARDS

Do not apply this product around electrical equipment due to possible shock hazard.

DIRECTIONS FOR USE

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

READ ENTIRE LABEL BEFORE EACH USE.

PRECAUTIONS AND RESTRICTIONS:

Vacate room after treatment and ventilate before reoccupying. Avoid contamination of feed and foodstuffs. Remove birds and cover fish aquariums before spraying. This product is not for use on humans. Use protective gloves or mitts when applying product.

Except when applying to dogs, do not allow adults, children, or pets to enter until sprays have dried.

Do not make applications during the rain.

Not for use in outdoor residential misting systems.

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

SHAKE WELL BEFORE USING

Hold container upright and spray from a distance of 12 to 15 inches.

Sprayer Instructions: How to prime and care for your sprayer:

1. After shaking product well, remove cap from container and replace with sprayer hose and cap assembly. Tighten securely.
2. Turn sprayer nozzle one-half turn counter-clockwise. Hold sprayer below the level of the container and prime by pumping trigger 10-15 times until product is dispensed. Adjust nozzle to fine spray or jet stream as needed.
3. To store, turn nozzle to "off" position and store with sprayer above level of liquid in container to prevent leakage.

Protects Horses and Ponies from attacks of Horse Flies, Stable Flies, Face Flies, Deer Flies, House Flies, Horn Flies, Mosquitoes, and Gnats. Do not use on foals under 3 months of age.

To Protect Horses and Ponies from attacks of Stable Flies, Horse Flies, Deer Flies, Face Flies, House Flies, Horn Flies, Mosquitoes, and Gnats. Spray on each side being careful to spray back withers and forelegs thoroughly. To protect for Face Flies spray the face and head but do not spray into eyes. Repeat treatment when flies are troublesome. Wipe-On: Remove excess dust and dirt. Spray product on clean cloth and wipe animal, being careful to treat back, withers, and forelegs. To protect from face flies, apply to face and head but avoid contact with eyes.

FOR PETS: USE ONLY ON DOGS, HORSES, AND PONIES
DO NOT USE ON PUPPIES UNDER TWELVE WEEKS

Sensitivities may occur after using ANY pesticide product for pets. If signs of sensitivity occur bathe your pet with mild soap and rinse with large amounts of water. If signs continue, consult a veterinarian immediately.

Consult a veterinarian before using this product on debilitated, aged, medicated, pregnant, or nursing animals.

To control [kill] Fleas, Ticks and Lice on dogs: Starting at the tail, stroke against the lay of the hair, spraying the parted fur in short bursts, directly behind the hand to ensure penetrating the coat. Dampen the fur up to the head. Do not spray directly in/on eyes, mouth, or genitalia of pets. Repeat application weekly if necessary to control infestations.

To control [kill] Fleas and Ticks (Adults and Larvae) [on dog premises]: Remove and thoroughly clean or destroy pet bedding. Spray pet sleeping quarters, bed, entire floor, and floor covering with special attention to cracks and crevices around baseboards, and window and door frames. Infested upholstered furniture may also be treated with this product. A test application should be made to upholstery or drapery fabrics in an inconspicuous place before use. Fresh bedding should be placed in animal quarters after treatment. Allow to dry thoroughly before allowing pets to contact treated areas.

To kill Lice and Louse Eggs: Spray in an inconspicuous area to test for possible staining or discoloration. Inspect again after drying, and then proceed to spray entire area to be treated. Hold container upright with nozzle away from you. Spray from a distance of 8 to 10 inches. Spray each square foot for three seconds. Spray only those garments and parts of bedding, including mattresses and furniture that cannot be either laundered or dry cleaned. Allow all sprayed articles to dry thoroughly before use. Do not treat blankets, sheets, pillows, pillow cases or mattress covers.

STORAGE AND DISPOSAL

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

Pesticide Storage

Store in a cool, dry area. Do not transport or store below 32°F. Always store pesticides in the original container. Store away from food or 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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EVERCIDE® RTU Spray (F-27785) AGRICULTURAL SECTION OF LABEL

[] indicates optional wording

[New Sweat and Rain Resistant Formula
Sweat and Rain Resistant Formula
Water Resistant Formula

Protects horses and ponies from attacks from Stable Flies, Horse Flies, Deer Flies, Face Flies, House Flies, Horn Flies, Mosquitoes, and Gnats
Controls Named Livestock Insects
Controls [Kills] Pests for up to Four Weeks
Kills Lice and Their Eggs
Ready-To-Use spray or wipe for use on horses & ponies; dogs and their premises.]

Not for Use on Humans

ACTIVE INGREDIENT:

* Permethrin [* (3-phenoxyphenyl)methyl(±)-cis,trans-3-(2,2-dichloroethyl)-2,2-dimethylcyclopropanecarboxylate]	0.25%
OTHER INGREDIENTS	99.75%
	<u>100.00%</u>

* Cis,trans ratio: Min. 35% (±) cis and max 65% (±) trans

EVERCIDE® - Registered trademark of McLaughlin Gormley King Company

KEEP OUT OF REACH OF CHILDREN CAUTION PRECAUCIÓN

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.
(If you do not understand the label, find someone to explain it to you in detail).

FIRST AID

IF ON SKIN OR CLOTHING:

- 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 CONTENTS _____
Manufactured by:



8810 Tenth Avenue North
Minneapolis, MN 55427

EPA Reg. No. 1021-1861

EPA Est. No. 1021-MN-2

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if 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.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

All applicator, and other handlers must wear:

- Long-sleeve shirt and long pants,
- Shoes plus socks,
- Chemical-resistant gloves made of waterproof material.

USER SAFETY REQUIREMENTS

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry. Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.

USER SAFETY RECOMMENDATIONS

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
 Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
 Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to aquatic organisms, including fish and invertebrates. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters or rinsate.

This pesticide is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds while bees are actively visiting the treatment area.

PHYSICAL OR CHEMICAL HAZARDS

Do not apply this product around electrical equipment due to possible shock hazard.

DIRECTIONS FOR USE

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

READ ENTIRE LABEL BEFORE EACH USE.

PRECAUTIONS AND RESTRICTIONS:

This product is not for use on humans.
Avoid contamination of feed and foodstuffs.
Except when applying to livestock, do not enter or allow others to enter treated area until sprays have dried.
Except when applying to livestock, do not apply this product in a way that will contact workers or other persons, either directly or through drift.
Except when applying to livestock, only protected handlers may be in the area during application.
Do not breathe dust, vapors, or spray mist.
Do not make applications during the rain.
Not for use in outdoor residential misting systems.
When used in dairy barns or facilities: Close milk bulk tank lids to prevent contamination from spray and from dead or falling insects. Remove or cover milking utensils before application. Wash teats of animals before milking.
Not for broadcast use.
Application is prohibited directly into sewers or drains, or to any area like a gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur. Do not allow the product to enter any drain during or after application.

SHAKE WELL BEFORE USING

Hold container upright and spray from a distance of 12 to 15 inches.

Sprayer Instructions: How to prime and care for your sprayer:

1. After shaking product well, remove cap from container and replace with sprayer hose and cap assembly. Tighten securely.
2. Turn sprayer nozzle one-half turn counter-clockwise. Hold sprayer below the level of the container and prime by pumping trigger 10-15 times until product is dispensed. Adjust nozzle to fine spray or jet stream as needed.
3. To store, turn nozzle to "off" position and store with sprayer above level of liquid in container to prevent leakage.

Protects Horses and Ponies from attacks of Horse Flies, Stable Flies, Face Flies, Deer Flies, House Flies, Horn Flies, Mosquitoes, and Gnats. **Do not use on foals under 3 months of age.**

To Protect Horses and Ponies from attacks of Stable Flies, Horse Flies, Deer Flies, Face Flies, House Flies, Horn Flies, Mosquitoes, and Gnats. Spray on each side being careful to spray back withers and forelegs thoroughly. To protect for Face Flies spray the face and head but do not spray into eyes. Repeat treatment when flies are troublesome. **Wipe-On:** Remove excess dust and dirt. Spray product on clean cloth and wipe animal, being careful to treat back, withers, and forelegs. To protect from face flies, apply to face and head but avoid contact with eyes.

To Treat Livestock: To protect beef cattle, dairy cattle, goats, sheep, hogs and horses from attacks of Stable Flies, Horse Flies, Deer Flies, Face Flies, House Flies, Horn Flies, Mosquitoes, and Gnats. Spray on each side of animal being careful to spray back, withers and forelegs thoroughly. To protect from Face Flies, spray the face and head, but do not spray into eyes. Repeat treatment when flies are troublesome.

For Swine: Do not ship animals for slaughter within 5 days of last treatment.

To control Blood Sucking Lice: Apply to the infested areas of the animal, using a stiff brush to get the spray to the base of the hair. Repeat every 3 weeks if required.

To control Poultry Lice, spray roosts, walls and nests or cages thoroughly, followed by spraying over the birds with a fine mist.

For control of Bedbugs and Mites in poultry houses, spray crevices of roost poles, cracks in walls, and cracks in nests where the bedbugs and mites hide.

STORAGE AND DISPOSAL

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

Pesticide Storage

Store in a cool, dry area. Do not transport or store below 32°F. Always store pesticides in the original container. Store away from food, or 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.