1/4/2014

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460



OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

September 4, 2014

Mr. Steven K. Ditto US. Regulatory Affairs Manager McLaughlin Gormley King Company 8810 Tenth Ave. North Minneapolis, MN 55427

Subject:

Label Notification per PRN 98-10 - Changing Primary Brand Name

Product Name: Pyrocide® Garden Spray Pressurized 30211

EPA Registration Number: 1021-2721 Application Date: August 15, 2014

Decision Number: 494729

Dear Mr. Ditto:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that 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.

If you have any questions, you may contact Driss Benmhend at (703) 308-9525 or via email at Benmhend.driss@epa.gov.

Sincerely,

Richard Gebken, Product Manager 10

Insecticide Branch

Registration Division (7505P) Office of Pesticide Programs

Please read instructions before comp	pletting form (60. Approval expires 05-31-98	3
United States			L		Reģ stratic		OPP Identifier Numb	er
≎ EPA	Environmental F		gency		Amendme	nt		
		n, DC 20460		X	Other			
	Applicat	ion for Pes	ticide Rereg	istration -	- Section I			
Company/Product Number			2. EPA Product Manager			3. Proposed Classification		
1021-2721			Richard Gebken					
4. Company/Product (Name)			PM#			✓ None	Restricted	
PYRENONE® Garden Spray Pressurized			10			1		
5. Name and Address of Applicant (Include Zip Code)			6. Expedited Review. In accordance wit			h FIFRA Secti	on 3(c)(3)(b)(i), my	
McLAUGHLIN GORMLEY KING COMPANY D/B/A MC			product is simi	lar or identica	al in compositi	on and labelin	g to:	
8810 TENTH AVENUE NORTH			·					
MINNEAPOLIS, MN 5		EPA Reg. No).					
	•		Product Nam	е			··········	
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			Section - II					
Amendment	- Explain below.				Final printed	labels in respo	onse to	
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Resubmissio	n in response to Agency lette	er dated			"Me Too" Ap	plication.		
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	Explain below.			<u> </u>	Other - Expla	in below.		
Explanation: Use addition	al page(s) if necessary. (Fo	r section I and	Section II.)					
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PYROCIL	DE® Garden Spray I	ressurize	ed 30211					
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			Section - III					
1. Material This Product Wi	I Be Packaged In:					·		
Child-Resistant Packaging	Unit Packaging		Water Soluble			2. Type of C	ontainer .	
Yes*	Yes			Yes		✓ Metal	•	
✓ No	✓ No		 	No		│	*	
_	If "Yes"	No. per	If "Yes"		No. per	Glass		
*Certification must	Unit Packaging wgt.	container	Package wgt.		container	Paper		
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August 15, 2014

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:

Notification of Change in Primary Brand Name per PR-Notice 98-10

From: PYRENONE® Garden Spray Pressurized

EPA Reg. No. 1021-2721

Τo

PYROCIDE® Garden Spray Pressurized 30211

EPA Reg. No. 1021-2721

Dear Sir or Madam,

By notification we are changing the primary brand name for EPA Reg. No. 1021-2721 to **PYROCIDE® Garden Spray Pressurized 30211**

Enclosed are 2 copies of the product label, one copy has changes highlighted.

This Notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and 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 or 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 call me at 1-800-645-6466 or e-mail me at steve.ditto@mgk.com

Sincerely,

McLAUGHLIN GORMLEY KING COMPANY D/B/A MGK

Steven K. Ditto

U.S. Regulatory Affairs Manager

Enclosures

PYROCIDE® GARDEN SPRAY PRESSURIZED 30211

- · For Residential Use Sites
- · Kills Japanese Beetles, Gypsy Moths, and Tent Caterpillars
- An Effective Fast Acting Insecticide for Use on Vegetable and Ornamental Plants
- Accepted for Use to Day of Harvest on Edible Plants
- Contains Natural Pyrethrum

NOTIFICATION SEP - 4 2014

ACTIVE INGREDIENTS:	
Pyrethrins	0.05%
Piperonyl Butoxide*	
OTHER INGREDIENTS:	99.45%
•	100 000/

^{* (}butylcarbityl)(6-propylpiperonyl) ether and related compounds

Pyrocide is a registered trademark of McLaughlin Gormley King Company.

PRECAUCION AL CONSUMIDOR: Si usted no lee ingles, no use este producto hasta que la etiqueta le haya sido explicada ampliamente. (TO THE USER: If you cannot read English, do not use this product until the label has been fully explained to you.)

KEEP OUT OF REACH OF CHILDREN CAUTION

See Back/Side Panel For Additional Precautions

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For additional information on this product (including health concerns, medical emergencies or pesticide incidents), you may call 1-888-740-8712.

Manufactured by:

8810 Tenth Avenue North Minneapolis, MN 55427

EPA Reg. No. 1021-2721

EPA Est. No. 1021-MN-2

NET CONTENTS: LOT NUMBER:



PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS

CAUTION

Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic organisms, including fish and invertebrates. Do not apply directly to or near water. Drift and runoff may be hazardous to fish in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash water, or rinsate. See directions for Use for additional precautions and requirements

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

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 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.

Use Restrictions

- Do not allow adults, children, or pets to enter until sprays have dried.
- . Do not apply this product in a way that will contact adults, children or pets, either directly or through drift.
- Remove pets, birds and cover any water inhabited by fish (such as aquariums and ornamental fish ponds) before spray
 application. Turn off aquarium filtering systems before spraying and wait approximately 15 minutes after application before
 turning the filter back on.
- Do not wet plants to point of runoff or drip.
- · Not for use on plants being grown for sale or other commercial use.
- . Do not water the treated area to the point of runoff.
- · Do not make applications during rain.
- Do not apply directly to or near water, storm drains, or drainage ditches. Do not apply when windy. To prevent product runoff, do not over water the treated areas or apply prior to heavy rainfall.
- . All outdoor applications must be limited to spot or crack-and crevice treatments only, except for the following permitted use:
 - Treatment to soil or vegetation around structures;
 - Application to lawns, turf, and other vegetation;
 - o Applications to building foundations, up to a maximum height of 3 feet.
- Other than applications to building foundations, all outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surfaces (such as windows, doors, and eaves) are limited to spot and crack-and-crevices applications, only.
- Do not apply more than 10 times per season.
- Do not reapply within 3 days except under extreme pest pressure. In case of extreme pest pressure do not reapply within 24 c c hours.

[¢] SHAKE WELL BEFORE USING.

୯ c This insecticide may be used outdoors in gardens or in greenhouses throughout the growing season or as a pre-harvest treatment when other insecticides are prohibited due to residue restrictions and use limitations.

For best results, use throughout the growing season to prevent buildups of insects infestations. Spray plants from a distance of 1½ to 2 feet cccc using shdit bursts of 1 second. To prevent injury to plants, avoid visibly wetting the foliage.

Apply in the early morning or late evening when air is still, treating all foliage with particular attention to the underside of leaves. Contact insects directly whenever possible. Repeat treatment every 7-10 days or as reinfestation occurs.

USE ON GENAMENTALS: African violets, asters, azaleas, begonias, camellias, carnations, chrysanthemums, dahlias, dogwood, geraniums, gladioli, marigolds, roses, rubber plants, and wandering Jew. Use at a rate of 63.5 [64] fluid ounces per 1000 square feet.

TO CONTROL: Aphids, Flea Beetles, Leafhoppers, Whiteflies, Gypsy Moth Caterpillars and Adults, Tent Caterpillars, and Adult Japanese Beetles.

USE ON: Asparagus, beans, broccoli, cabbage, Brussels sprouts, cauliflower, celery, cranberries, cucumbers, melons, squash, eggplants, lettuce, mustard greens, kale, collards, turnips, peppers, potatoes, radishes, spinach, sweet corn and tomatoes. Use at a rate of 38.2 [38] fluid ounces per 1000 square feet.

TO CONTROL: Asparagus Beetles, Aphids, Leafnoppers, Whiteflies, Mexican Bean Beetles, 12-spotted Cucumber Beetles, Cabbage Loopers, Cross-stripped Cabbage Worms, Diamondback Moth Caterpillars, Flea Beetles, Harlequin Bugs, Imported Cabbage Worms, Stink Bugs, Green Peach Aphids, Leaftiers, Fireworms, Leafnoppers, Blister Beetles, Colorado Potato Beetles, Webworms, Japanese Beetles.

STORAGE AND DISPOSAL

Pesticide Storage: Store in a cool, dry area away from heat or open flame. Do not transport or store below 32°F. [Protect from freezing.] IDo not freeze.] [Do not transport or store below 32°F.] If freezing occurs, thaw and agitate vigorously.

Pesticide Disposal and Container Handling: 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 for disposal instructions.

[This container may be recycled in aerosol recycling centers. At present, there are only a few such centers in the country. Before offering for recycling, empty the can by using the product according to the label.]

IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following conditions, disclaimer of warranties and limitations of liability.

CONDITIONS: The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, of the manner of use or application, all of which are beyond the control of MGK. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, MGK MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of MGK is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. To the extent consistent with applicable law, MGK disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT MGK'S ELECTION, THE REPLACEMENT OF PRODUCT.

[Or alternate text

Note [Notice]: Seller warrants that this product complies with the specifications expressed in this label. To the extent consistent with applicable law, seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose. To the extent consistent with applicable law, seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price. To the extent consistent with applicable law, seller shall have no liability for consequential damages.]

(Or alternate text

Notice: To the extent consistent with applicable law, buyer assumes all responsibility for safety and use not in accordance with directions.]