

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

June 24, 2016

Steven K. Ditto US Regulatory Affairs Manager McLaughlin Gormley King Company D/B/A MGK 8810 10th Ave. N Minneapolis, MN 55427

Subject: Notification per PRN 98-10 – Primary Brand Name and ABN Product Name: MGK 3064 EPA Registration Number: 1021-2781 Application Date: 6/9/2016 Decision Number: 518372

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.

The alternate brand name "VBC₃ MUP" has been added to the product record.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

If you have any questions, you may contact Angela Hollis at 703-347-0216 or via email at <u>hollis.angela@epa.gov</u>.

Sincerely,

Meridith M. Fry, Ph.D., Product Manager 4 Invertebrate and Vertebrate Branch 1 Registration Division (7505P) Office of Pesticide Programs

MGK 3064 VBC₃ MUP [ABN: VBC₃ MUP]

For the Formulation of Insecticides only

| ACTIVE INGREDIENTS: | |
|---------------------|---------|
| Clothianidin | 4.00% |
| Metofluthrin | 0.10% |
| Piperonyl Butoxide* | 10.00% |
| OTHER INGREDIENTS: | 85.90% |
| | 100.00% |

*(butylcarbityl) (6-propylpiperonyl) ether and related compounds

NOTIFICATION

1021-2781

The applicant has certified that no changes, other than those reported to the Agency have been made to the labeling. The Agency acknowledges this notification by letter dated:

06/24/2016

PRECAUCION AL CONSUMIDOR: Si usted no lee inglés, 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 Side [back] panel For Additional Precautionary Statements

| FIRST AID | | |
|---------------------------------|--|--|
| IF IN EYES: | Hold eye open and rinse slowly and gently with water for 15-20 minutes. | |
| | Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eyes. | |
| | Call a poison control center for treatment advice. | |
| 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. | |
| HOT LINE NUMBER | | |
| Have the product container or I | abel with you when calling a poison control center or doctor, or going for treatment. For additional informatior | |

on this product (including health concerns, medical emergencies or pesticide incidents), you may call 1-888-740-8712.



8810 Tenth Avenue North Minneapolis, MN 55427

EPA Reg. No. 1021-2781

EPA Est. No. 1021-MN-2

Net Contents _____

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Wash hands 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. Wear long-sleeved shirt and long pants, socks, shoes, and gloves.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic organisms, including fish and invertebrates. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA. Do not contaminate water when disposing of equipment wash-waters.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product

in a manner inconsistent with its labeling.

Only for formulation into an insecticide for the following uses: Domestic Indoor and Commercial/Industrial/Institutional (Indoor).

Not for formulation into wettable powder end-use products (EUP), unless the EUP is packaged in water-soluble bags.

Not for formulation into granular End-Use Products.

This product may be used to formulate products for specific use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).

Mix well in drum before sampling and each use.

STORAGE AND DISPOSAL

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

<u>PESTICIDE STORAGE</u>: Keep this product in its tightly closed original container, when not in use. Avoid exposure to extreme temperatures. Store in a cool, dry (preferably locked) area that is inaccessible to children and animals.

<u>PESTICIDE DISPOSAL</u>: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility, In case of spill or leak, soak up with an absorbent material such as sand, sawdust, earth, fuller's earth, etc., and remove to chemical waste area until proper disposal can be made.

<u>CONTAINER HANDLING</u>: Non-refillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying and offer for recycling, if available, or reconditioning if appropriate, or puncture and dispose of in a sanitary landfill or by other approved State and local procedures.

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, or 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.