

4822-566

6/24/2010

1/6



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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

JUN 24 2010

Kelly K. Naujock  
S.C. Johnson & Son, Inc.  
1525 Howe Street  
Racine, WI 53403-2236

Subject: Label Amendment

EPA Reg. No. 4822-566  
Gumby Insecticide MK  
Your submission dated February 4, 2010


Dear Ms. Naujock:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable subject to the comments listed below. Two (2) copies of revised labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

1. Delete: "*Repeat treatment as necessary*" throughout or identify a specific repeat interval based upon efficacy data of the product.
2. The alternate confidential statement of formula (CSF) dated 02-04-2010 is acceptable.
3. The product chemistry data requirements for guidelines 830 Series Subgroup A and B are satisfied with the exception of the one year storage stability (830.6317) and corrosion characteristics data (830.6320). You have indicated that the studies for these data are already in progress and will be submitted to the Agency this year.
4. You indicated that a starter kit and refill bottles will be sold with this product and that both the outer packaging of the starter kit and bottles will contain all required labeling elements, as indicated in our Notice of Registration. You are reminded that if the outer packaging label deviates from the specified requirements, you must submit the kit labeling for review and approval.

If you have questions regarding this action, please contact Olga Odiott at (703) 308-9369.

Sincerely,

  
Mark Suarez  
Product Manager 13  
Insecticide Branch  
Registration Division (7505P)

Enclosure

[Note to reviewer: This product is in a bottle with a unique closure for use specifically with custom sprayer devices. A starter kit will be sold which incorporates one sprayer and one or several bottles. Bottles will also be sold as refills without the sprayer. Both the outer packaging of the starter kit and the bottles will contain all required labeling elements, but the optional marketing claims on each may vary.]

Gumby Insecticide MK

ACCEPTED  
with COMMENTS  
In EPA Letter Dated  
JUN 24 2010  
Under the Federal Insecticide,  
Fungicide, and Rodenticide Act,  
as amended, for the pesticide  
registered under EPA Reg. No.  
4822-516

ACTIVE INGREDIENT:

Deltamethrin ..... 0.19%  
OTHER INGREDIENTS ..... 99.81%

KEEP OUT OF REACH OF CHILDREN  
CAUTION

See additional Precautionary Statements on (back)(side)(bottom)(label)

NET CONTENTS: 16 oz.

- (Kills)(controls) mosquitoes for up to 4 weeks***
- Keeps on (killing)(controlling) mosquitoes for up to 4 weeks***
- Residual control of mosquitoes for up to 4 weeks***
- (Kills)(Controls)(Protects against) mosquitoes that may carry West Nile Virus***
- (Kills)(controls) (annoying) mosquitoes***
- Protect your family from mosquitoes that may carry West Nile Virus***
- (16 fl. oz.)(1 pint)(1 refill) treats up to 2,000 square feet***
- No (greasy)(sticky)(oily) residue
- For outdoor use only
- Ready-to-use
- Ready to spray
- Easy to use!
- Water-based (formula)(concentrate)
- Water-dilutable (formula)(concentrate)
- Do-it-yourself home mosquito control
- Use outdoors around the (yard)(home)(house)(garage)
- Contains Deltamethrin
- Effective against mosquitoes
- An outdoor product for use in outdoor areas including - backyards, around patios & decks
- Non-staining (where water alone does not stain)
- Kills mosquitoes outdoors
- Mosquito killer
- Ideal for (backyards)(and areas around)(decks)(and patios)!

Use with confidence

No lingering chemical smell

No lingering chemical odor

Apply to shrubs and grassy areas such as: decks, driveways, fences, foundations, flowers, ornamental plants, patios, shrubs, walkways, walls, sidewalks.

Easy to use hose end sprayer

Hose end convenience

**[Note to Reviewer: Device Version A]**

**Assembly Instructions:**

1. **Before each use check to make sure you are using the correct Gumby product for your problem.**
2. **Shake the refill well before each use. For (lengthy) spraying jobs, shake the refill every 2 hours.**
3. **Remove the cap.**
4. **(Insert) (snap) refill (bottle) (in place) into sprayer (device).**
5. **To change refill (bottle) or when refill (bottle) is empty, hold (sprayer) (device) with one hand and (push button) to release (refill)(bottle) from (sprayer)(device).**

**[Note to reviewer: The following alternate assembly instructions may be added to or could replace portions of the basic assembly instruction above to accommodate potential configurations of the device.]**

**Align (arrows) (marks) (neck) on (refill) (bottle) with (arrows) (marks) (opening) on (sprayer)(device) and ensure (refill) (bottle) is properly inserted.**

**Replace (refill) (bottle) if empty**

**Slide (refill) (bottle) into (sprayer) (slot). Click in place.**

**Use only Gumby product (refill) (bottle) with this (sprayer) (device).**

**Before inserting new (refill) (bottle), wipe seals clean from dirt and debris. After insertion, spray for XXX (minutes)(seconds) to start the flow of product. Seal between sprayer and refill created automatically.**

**The refill valve insert on the (refill) (bottle) is not removable. Do not remove attached valve insert from (refill) (bottle). Do not remove (black) (red) (other specified color) insert (cap).**

**Insert refill until you hear it click (or button pops out).**

**Place hand under the refill and press the release button on the (front)(side). The (refill) (bottle) will drop from the (sprayer) (device).**

**[Note to reviewer: On addition to all of the instructions above, below are additional instructions for device Version B]**

**Additional Hose-End Sprayer Instructions**

1. *Shake container well before use. Make sure the water supply from the garden hose is off and the knob control lever (button) on the sprayer is in "OFF" position, then connect the sprayer to the garden hose.*
2. *Turn water on at faucet. To begin spraying, turn (rotate) knob control lever (depress button) to the ON position. The product mixes automatically with the water as you spray. Begin treatment of the furthest area and work back (toward the faucet) so you do not come into contact with the treated areas.*
3. *When spraying low growing ground covers and small shrubs, twist the sprayer nozzle to the "FAN" position. When spraying taller trees, shrubs and ornamentals, twist the nozzle to the "STREAM" position for extended reach and uniform coverage.*
4. *To stop spraying, turn (rotate) the knob control lever to "OFF" position (release button). Turn off water at the faucet. To release pressure before disconnecting the sprayer from the garden hose, turn knob control lever to the "ON" position (depress button) and point the sprayer away from any desirable plants.*

***[Note to Reviewer: For both devices, the concentration of the active ingredient at the time of application, which is after dilution with water, is 0.0119%.]***

*[Note to reviewer: On the outer packaging of the starter kit a referral statement will be used for the Directions for Use in lieu of the full text. It will read "Directions for Use. It is a violation of federal law to use this product in a manner inconsistent with its labeling. Refer to product bottle for complete use directions." The storage and disposal section will remain as full text on this outer packaging.]*

Directions for Use:

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

*[Note to reviewer: The concentration of the Active Ingredient at the time of application, which is after dilution with water from the device, is 0.0119%.]*

Shake the (refill)(cartridge)(bottle) vigorously before each use. For lengthy spraying jobs, re-agitate the (refill)(cartridge)(bottle) every (1/2 hour)(1 hour)(2 hours). ***Not for use around electrical equipment.***

Wear long-sleeved shirt and long pants while applying this product. Do not apply this product in a way that will contact people either directly or through drift. Do not allow people or pets on treated areas until spray has dried. To avoid drift, spray on calm days. DO NOT spray near streams or rivers as this product is toxic to aquatic life. When spraying plants, do not operate sprayer any closer than (18)(12)(6) inches (whenever possible). Use sweeping motion to cover all plant surfaces. Be cautious about wetting tender foliage, young plants

and new growth. Do not spray plants when temperatures exceed 85F (30 C). Avoid wetting blossoms. Over-application may cause damage. DO NOT apply to vegetable plants or other plants used for food. For best results, spray when mosquitoes are first observed.

**On-plant:** Use Gumby Insecticide MK to treat grass, flowers, shrubs, vines, shade trees, flowering and non-flowering trees, evergreens, and other ornamental plants. Apply spray thoroughly to all parts of plants including upper and lower leaf surfaces. Apply until thoroughly wet but do not allow run-off or excessive dripping to occur. Be sure to penetrate dense foliage to wet leaves, trunks and branches. To prevent being hit by spray, do not apply to overhead areas. Treat when mosquitoes appear and repeat treatment as necessary. **One 16 oz. refill treats 2000ft<sup>2</sup> of grass, small shrubs, ground cover or bedding plants.**

**Residual surfaces:** Spray outside surfaces of windows and door frames and other areas where mosquitoes may enter the home. Apply spray until surfaces are thoroughly wet but do not allow run-off or excessive dripping to occur. Also spray localized resting areas such as under eaves and porches. Insects coming to rest on treated surfaces will be killed. **Treat when mosquitoes appear and repeat treatment as necessary. One 16 oz. refill treats 2000ft<sup>2</sup>.**

**STORAGE AND DISPOSAL**

**STORAGE:** Store in a cool, dry place away from children. Do not allow to freeze. Nonrefillable container.

**DISPOSAL:** If empty: Do not reuse or refill this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency or 1-800-529-3394 for disposal instructions. Never place unused product down any indoor or outdoor drain.

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**CAUTION:** Harmful if inhaled. Avoid breathing vapor or spray mist. Avoid contact with skin or clothing. Contact with product may result in transient tingling and reddening of the skin which may persist for 24 hours. Wash hands thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove contaminated clothing and wash clothing before reuse.

First Aid	
If inhaled	<ul style="list-style-type: none"> <li>◦ Move person to fresh air.</li> <li>◦ If person is not breathing, call 911 or an ambulance, then</li> </ul>

	<p>give artificial respiration, preferably mouth-to-mouth if possible.</p> <ul style="list-style-type: none"> <li>◦ Call a poison control center or doctor for treatment advice</li> </ul>
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment.</p>	

**ENVIRONMENTAL HAZARDS**

This product is extremely toxic to fresh water and estuarine fish and invertebrates. Do not apply directly to water. This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

**PHYSICAL HAZARDS**

Do not spray conduits, motor housings, junction boxes, switch boxes, or other electrical equipment because of possible shock hazard.

Questions? Comments? Call 800-558-5252 or write Helen Johnson.

Sold by: ©2008 S.C. Johnson & Son, Inc. Racine, WI 53403-2236 U.S.A.

All Rights Reserved

EPA Reg. No. 4822-566

EPA Est. No.