

33955-394

07/09/1999

Form Approved OMB No. 2070-0060 Approval Expires 05-31-98



United States  
Environmental Protection Agency  
Washington, DC 20460

- Registration
- Amendment
- Other

OPP Identifier Number

114

### Application for Pesticide - Section I

1. Company/Product Number 33955-394	2. EPA Product Manager Robert Forrest	3. Proposed Classification
4. Company/Product (Name) Acme Malathion Spray	PM# (PM14)	<input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
5. Name and Address of Applicant (Include ZIP Code) PBI/Gordon Corporation, Acme Division PO Box 014090 Kansas City, Missouri 64101 <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"/> 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 type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

**NOTIFICATION**

**JUL - 9 1999**

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

NOTIFICATION of Alternate Brand Name per PR Notice 98-10:

We are requesting the alternate brand name of "Gordon's Malathion 50% Spray."

Two (2) copies of the final printed labeling and a self-addressed envelope are enclosed. Please pin-punch one container label and return to satisfy state registration requirements.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40CFR 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 the EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under Section 12 and 14 of FIFRA.

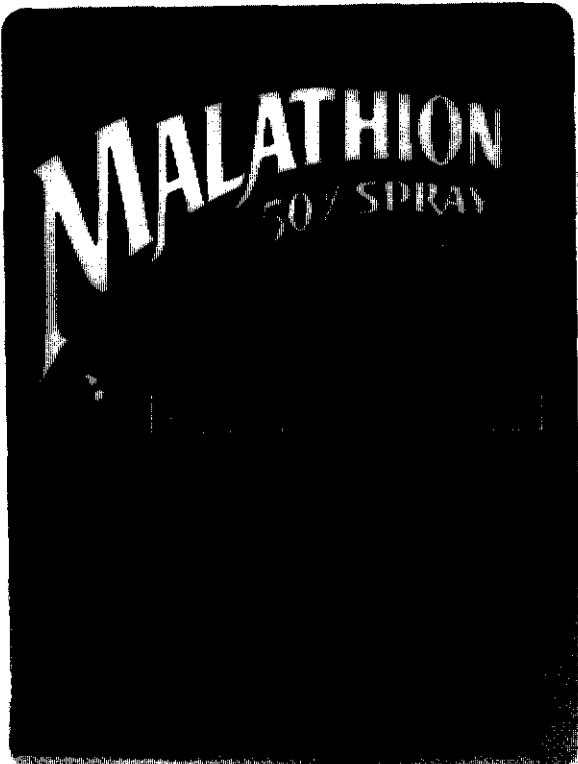
### Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	* Certification must be submitted	<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container				5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
4. Size(s) Retail Container				6. Manner in Which Label is Affixed to Product <input 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 Craig Martens	Title Manager of Regulatory Services	Telephone No. (Include Area Code) 816/46C-6287
2. Signature 		6. Date Application Received (Stamped)
3. Title Manager of Regulatory Services		
4. Typed Name Craig Martens	5. Date June 21, 1999	

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.



**NOTIFICATION**

JUL - 9 1999



GORDON'S

# MALATHION

## 50% SPRAY

(FOR FLIES AND GARDEN INSECTS)

ACTIVE INGREDIENT:

Malathion: 0,0-dimethyl phosphorodithioate  
of diethyl mercaptosuccinate..... 50%

INERT INGREDIENTS:..... 50%

TOTAL 100%

Contains xylene range aromatic petroleum solvent.

KEEP OUT OF REACH OF CHILDREN  
**WARNING**

See next page for additional Precautionary  
Statements and Full Directions for Use.



READ THE ENTIRE LABEL FIRST.  
OBSERVE ALL PRECAUTIONS  
AND FOLLOW DIRECTIONS  
CAREFULLY.

### PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**WARNING:** Harmful if swallowed. Avoid breathing spray mists or vapors. Avoid contact with skin. Thoroughly wash after handling and before eating or smoking. Avoid contamination of feed and foodstuffs. Do not treat areas frequented by children and do not allow children in treated area until the spray has dried. Do not apply this product in such a manner as to directly or through drift expose workers or other persons. The area being treated must be vacated by unprotected persons.

#### STATEMENT OF PRACTICAL TREATMENT

**IF SWALLOWED:** Call a physician or Poison Control Center immediately. Contains petroleum solvent. Do not induce vomiting because of danger of aspirating liquid into lungs, causing serious damage and chemical pneumonitis. If spontaneous vomiting occurs, keep head below hips to prevent aspiration, and monitor for breathing difficulty.

**IF IN EYES:** Flush eyes with plenty of water. Get medical attention.

**IF ON SKIN:** Remove contaminated clothing and wash affected area with soap and water. Get medical attention if irritation persists.

**IF INHALED:** Remove victim to fresh air and apply artificial respiration if indicated. Get medical attention.

**NOTE TO PHYSICIAN:** Malathion upon repeated, prolonged or careless exposure may cause cholinesterase inhibition. Atropine is antidotal. Organic solvent may present aspiration hazard. Gastric lavage is indicated if product was swallowed.

#### ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish, aquatic invertebrates, and aquatic life stages of amphibians. For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to aquatic organisms in areas near the application site. Do not contaminate water when disposing of equipment washwater.

This product 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 if bees are visiting the treatment area.

**PHYSICAL OR CHEMICAL HAZARDS**  
Do not use, pour, spill, or store near heat or open flame.

### DIRECTIONS FOR USE

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

Not for use on plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes. For use on plants intended for aesthetic purposes, ornamental gardens or parks, or on golf courses or lawns and grounds.

### STORAGE & DISPOSAL

**STORAGE:** Store in original container in a locked storage area inaccessible to children and domestic animals.

**PESTICIDE DISPOSAL:** Securely wrap container in several layers of newspaper and discard in trash.

**CONTAINER DISPOSAL:** Do not reuse container. Rinse thoroughly before discarding in trash.

Table 1. (Continued)

Site	Pests	Amount in 1 Gallon of Water	Days to Harvest <sup>(1)</sup>
Flowers, Ornamentals, Shrubs	Oyster Shell Scale, Eucynimus Scale	1 tsp.	—
	Aphids, White Fly Thrips, Mealy Bugs, Japanese Beetle (Adult), Four Lined Plant Bug, Tarnished Plant Bug, Rose Leafhopper, Potato Leafhopper	1½ tsp.	—
	Bagworms, Juniper Scale	2 tsp.	
	Soft Brown Scale	2¼ tsp.	
	Pine Needle Scale	4 tsp.	

Comments: Apply if summer when infestation occurs. Repeat in 10 to 12 days. For scales, apply when crawlers have settled on foliage.

Injury may occur on Ferns, Hickory, Yucca, Lantana, Crassula and Canary Juniper. Slight injury has also been reported on Boston Fern, Plantain, Maidenhair Fern, Petunia, Small leaf Spirea, White Birch and Maples.

<sup>(1)</sup>Days to harvest refers to the interval or the number of days before harvest for the last application of malathion.

**MOSQUITOES, FLIES AND OTHER SMALL FLYING INSECTS OUTDOORS:** Use 11 tablespoons per gallon of water, fuel oil, or diesel oil and spray yard, patio or other outdoor area using a fine mist spray. Repeat as needed. Do not apply oil solutions to ornamentals, injury may occur. Do not contaminate foods, dishes, or utensils.

Table 2. Outdoor domestic uses — mosquitoes, flies and other flying insects outdoors for yards, lawns and recreational areas.

Site	Pests	Amount Per Gallon <sup>(1)</sup>
Yards, Lawns, Recreational Areas (Outdoors Only)	Mosquitoes, Adult Flies	11 Tablespoons

Comments: Apply as a fog or spray. Repeat as needed. Do not apply oil solutions to ornamental species as injury may occur. Apply around yards, porches, walls and fences.

<sup>(1)</sup>Water, fuel oil, or diesel oil may be used as the carrier or diluent.

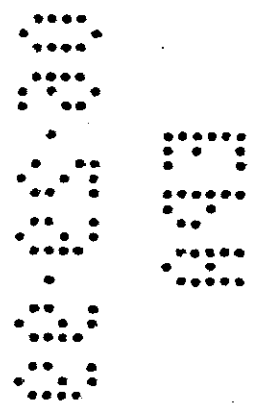
**LIMITED WARRANTY AND DISCLAIMER**

The manufacturer warrants only that the chemical composition of this product conforms to the ingredient statements given on the label, and that the product is reasonably suited for the labeled use when applied according to the Directions for Use.

**THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY OTHER EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE EXPRESSLY DISCLAIMED.** This limited warranty does not extend to the use of the product inconsistent with label instructions, warnings or cautions, or to use of the product under abnormal conditions such as drought, excessive rainfall, tornadoes, hurricanes, etc. These factors are beyond the control of the manufacturer or the seller. Any damages arising from a breach of the manufacturer's warranty shall be limited to direct damages, and shall not include indirect or consequential damages such as loss of profits or values, except as otherwise provided by law.

The terms of this Limited Warranty and Disclaimer cannot be varied by any written or verbal statements or agreements. No employee or agent of the seller is authorized to vary or exceed the terms of this Limited Warranty and Disclaimer in any manner.

893/390 AP 21195  
 EPA REG. NO. 33955-394  
 EPA EST. NO. 2217-KS-1  
 Manufactured By  
**Gordon Corporation**  
 An Employee-Owned Company  
 1217 West 12th Street  
 Kansas City, Missouri 64101



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