

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In re)	
)	
)	
AMVAC Chemical Corporation)	Appeal Nos. FIFRA 22-01
)	FIFRA 22-02
)	
Docket No. FIFRA-HQ-2022-02)	
)	

JOINT MOTION TO CONSOLIDATE APPEALS

Respondent, the Office of Chemical Safety and Pollution Prevention, Office of Pesticide Programs, of the U.S. Environmental Protection Agency; Petitioner-Appellant in appeal FIFRA 22-01, AMVAC Chemical Corporation; and Petitioner-Appellants in appeal FIFRA 22-02, the Grower-Shipper Association of Central California, J&D Product, Ratto Bros., Inc., and Huntington Farms; jointly ask that the Environmental Appeals Board consolidate the two appeals. The appeals address the same Order Granting Respondent’s Motion for Accelerated Decision, issued by the Administrative Law Judge on July 1, 2022, in docket number FIFRA-HQ-2022-0002, and both arise from the same Notice of Intent to Suspend issued by Respondent on April 28, 2022. The two appeals raise similar issues, and it would be most efficient to address them together. Accordingly, the parties respectfully request that the Board consolidate these two appeals.

Dated: August 4, 2022

Respectfully submitted,

/s/ Hume M. Ross (with permission)

Hume M. Ross
Tracy A. Heinzman
Keith A. Matthews
WILEY REIN LLP
2050 M ST NW
Washington, DC 20036
Telephone: (202) 719-7000
HRoss@wiley.law
THeinzman@wiley.law
KMatthews@wiley.law
Attorneys for Petitioner
AMVAC Chemical Corp.

Forrest Pittman
Pesticides and Toxic Substances Law Office
Office of General Counsel
U.S. Environmental Protection Agency
Mail Code 2310A
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202-564-9626
Pittman.Forrest@epa.gov
Counsel for Respondent

/s/ Cristen S. Rose (with permission)

Cristen S. Rose
HAYNES BOONE
800 17th Street NW
Washington, DC 20006
Cristen.Rose@haynesboone.com
Attorney for Petitioner "Grower Group"
(Grower-Shipper Association of
Central California, et al.)

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Joint Motion to Consolidate Appeals**, dated August 4, 2022, was sent this day to the following parties in the manner indicated below.

Copy by EAB E-Filing System to:

Emilio Cortes
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1200 Pennsylvania Avenue, NW
Mail Code 1103M
Washington, DC 20004

Copy by Electronic Mail to:

Hume M. Ross
Tracy A. Heinzman
Keith A. Matthews
WILEY REIN LLP
2050 M ST NW
Washington, DC 20036
Telephone: (202) 719-7000
HRoss@wiley.law
THeinzman@wiley.law
KMatthews@wiley.law
Attorneys for Petitioner AMVAC Chemical Corp.

Forrest Pittman
Attorney Advisor

Cristen S. Rose
HAYNES BOONE
800 17th Street NW
Washington, DC 20006
Cristen.Rose@haynesboone.com
*Attorney for Petitioner "Grower Group"
(Grower-Shipper Association of
Central California, et al.)*

Sara Beth Watson
Steptoe & Johnson LLP
1330 Connecticut Ave. NW
Washington, DC 20036
SWatson@steptoe.com
Attorney for Amicus CropLife America

Dated August 4, 2022