

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6 DALLAS, TEXAS

IN THE MATTER OF:

Stoller USA, Inc.

Houston, Texas

Respondent

DOCKET NO. FIFRA-06-2021-0308

REGIONAL HEARING CLERK
EPA REGION VI

21 JUN -9 AM 9:33

FILED

FINAL ORDER

This action, initiated by Complainant, the Director of the Enforcement and Compliance Assurance Division of the United States Environmental Protection Agency, Region 6, seeks to assess an administrative civil penalty under section 14(a) of the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA"), 7 U.S.C. § 136l(a). Pursuant to 40 C.F.R. §22.1(a)(1), this action is governed by the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, set forth at 40 C.F.R. Part 22.

On May 19, 2021, Complainant filed a Complaint against Respondent seeking a penalty in the amount of \$530,000.00. On June 8, 2021, Respondent paid the penalty specified in the Complaint, and filed with the Regional Hearing Clerk a copy of a check payable to "Treasurer of the United States" in the amount of \$530,000.00 with reference to this docket number. Respondent has thus met the requirements for resolving this proceeding pursuant to 40 C.F.R. § 22.18(a)(1).

Pursuant to 40 C.F.R. § 22.18(a)(3), Respondent's payment of the penalty in full constitutes a waiver of Respondent's rights to contest the allegations in the Complaint and to appeal this Final Order. As provided in 40 C.F.R. § 22.31(a), this Final Order constitutes the final Agency action in this proceeding. This Final Order does not affect the right of the Agency or United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law and resolves only those causes of action alleged in the Complaint. This Final Order does not waive, extinguish or otherwise affect Respondent's obligation to comply with all applicable FIFRA provisions and the regulations promulgated thereunder.

As provided in 40 C.F.R. § 22.31, this Final Order is effective upon filing with the Regional Hearing Clerk.

SO ORDERED, this 9th day of June 2021.



THOMAS RUCKI
REGIONAL JUDICIAL OFFICER

CERTIFICATE OF SERVICE

I, Lorena S. Vaughn, the Regional Hearing Clerk for the Region 6 office of the Environmental Protection Agency, hereby certify that a TRUE AND CORRECT copy of the Final Order in Docket No. FIFRA-06-2021-0308, was served upon the parties on the date and in the manner set forth below:

Lynn L. Bergeson, Esquire
Bergeson and Campbell PC
2200 Pennsylvania Avenue, NW
Suite 100W
Washington, D.C. 20037-1701

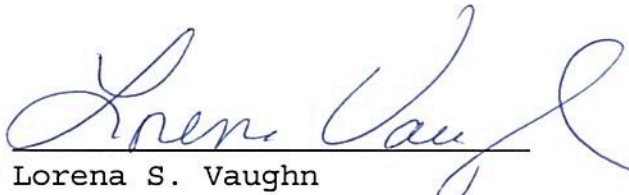
U.S. FIRST CLASS MAIL -
RETURN RECEIPT REQUESTED and
By Email

Mattrew Trawick
Environmental Protection Agency
1201 Elm Street
Dallas, Texas 75270

By Email and Interoffice Mail

DATE:

6/9/21



Lorena S. Vaughn
Regional Hearing Clerk