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U.S. EPA REGION 8
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SENT BY EMAIL
DELIVERY RECEIPT REQUESTED

From: David Cobb
Supervisor, Toxics and Pesticides Enforcement Section
Enforcement and Compliance Assurance Division

To: U.S. Department of Homeland Security
Bureau of Customs and Border Protection
Port of Pembina, North Dakota 3401

Subject: Requested action to be taken regarding the products in shipment ID E62C
519W 43S FIFRA-08-2025-0026

Cobb, David
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By this memorandum, the U.S. Environmental Protection Agency, Region 8, is informing the Bureau of Customs and Border Protection of the U.S. Department of Homeland Security (CBP) that the products in the import shipment described below should be **Denied Entry-Refused Delivery** into the United States pursuant to the authority of section 17(c) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. § 136o(c), and the implementing regulations at 19 C.F.R. §12.114. On March 11, 2025, EPA inspected this shipment and found the following:

- The product is Quantum Pure Life Water Patches.
- The shipper is Glenora Food Mart, 14035 105 Avenue Northwest, Edmonton Alberta T5N0Y9 Canada.
- The importer was Rodwick Adams, 3923 Pauger Street, New Orleans, Louisiana 70122-3727.
- The broker was UPS Pembina North Dakota.
- The entry date was March 11, 2025.

The shipment that arrived at the border for import was in violation of FIFRA section 12(a)(1)(A), 7 U.S.C. § 136j(a)(1)(A), which states that it is unlawful for any person to distribute or sell any pesticide that is not registered under section 3 of FIFRA, 7 U.S.C. § 136a.

Under FIFRA section 2(u) 7 U.S.C. § 136(u), a pesticide is any substance (or mixture of substances) intended for a pesticidal purpose, i.e., use for the purpose of preventing, destroying, repelling, or mitigating any pest or use as a plant regulator, defoliant, or desiccant. 40 C.F.R. § 152.15 states: "A substance is considered to be intended for a

pesticidal purpose, and thus to be a pesticide requiring registration, if... [t]he person who distributes or sells the substance claims, states, or implies (by labelling or otherwise) ... [t]hat the substance... can or should be used as a pesticide.”

Section 2(t) of FIFRA, 7 U.S.C. § 136(t), defines “pest” as “(1) any insect, rodent, nematode, fungus, weed, or (2) any other form of terrestrial or aquatic plant or animal life or virus, bacteria, or other micro-organism (except viruses, bacteria, or other micro-organisms on or in living man or other living animals) which the Administrator declares to be a pest under section 136w(c)(1) of this title.”

Section 2(p) of FIFRA, 7 U.S.C. § 136(p), defines “label” as “the written, printed, or graphic matter on, or attached to, the pesticide or device or any of its containers or wrappers” and defines “labeling” in part, as “all labels and all other written, printed, or graphic matter – (A) accompanying the pesticide or device at any time; or (B) to which reference is made on the label or in literature accompanying the pesticide....”

The label for the Quantum Pure Life Water Patches had the following language:

- “All water on earth contains the memory, energy and information of every single thing it has ever come into contact with, sewage, chemicals, toxins, pharmaceuticals, viruses, rusty pipes from old faucets... etc all of these things are stored as cellular information within the water.”
- “When you drink, shower or bath in the water the information then transfers to you and your cells. This water then passes this low energy, and corrupted information to your very inner being as you absorb it, and it becomes a part of you, having an immediate and lasting effects on your mood, energy levels and also your over all well being.”
- “The quantum Pure Life Water Patches are a solution to the polluted, toxic, negative cellular energy that has taken hold of our very precious water supply that we so essentially rely upon.
- “Place one quantum pure water patch on the following area’s for effective protection! Kitchen Faucet, Shower Head, Bathroom Tub Faucet, bathroom sink faucet, water cooler bottles or water cooler machine...”

These claims demonstrate a pesticidal intent pursuant to the definitions above. The Quantum Pure Life Water Patches are thus pesticides and subject to FIFRA regulation.

The Quantum Pure Life Water Patches are not registered pursuant to section 3 of FIFRA, 7 U.S.C. § 136a. Therefore, these products are unregistered pesticides. Importing these products in the shipment referenced above is a violation of FIFRA section 12(a)(1)(A), 7 U.S.C. § 136j(a)(1)(A), as a distribution or sale of unregistered pesticides.

The shipment that arrived at the border for import is also in violation of FIFRA section 12(a)(2)(N), 7 U.S.C. § 136j(a)(2)(N), because a registrant, wholesaler, dealer, retailer, or other distributor failed to correctly file reports required by the Act. As required by 19 C.F.R. section 12.114, a Notice of Arrival of Pesticides and Devices (NOA), EPA form 3540-1, and a copy of one product label must be submitted.

The EPA hereby notifies CBP that this merchandise should be refused admission pursuant to the authority of FIFRA § 17(c), 7 U.S.C. § 136o(c), and the implementing regulations at 19 C.F.R. § 12.114. The importer should export this merchandise or dispose of the products under supervision of the CBP within ninety calendar days from the date of this memorandum or within such additional time as the District Director of CBP specifies. Failure to do so may result in either the destruction of the merchandise as authorized by FIFRA or in any action necessary to enforce the terms of any bond under which the shipment has been released to the consignee. Alternatively, CBP may elect to seize the products as a prohibited importation pursuant to their authorities as set out at 19 U.S.C. § 1595a(c)(2)(A).

On March 11, 2025, the EPA informed the CBP Cargo Chief in Pembina, North Dakota that it would deny entry of this shipment.

Please contact Christine Tokarz, the import enforcement coordinator, by phone at (518) 416-8965, or by email at tokarz.christine@epa.gov, if you have any questions concerning this matter.