



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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January 21, 2021  
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Received by

EPA Region VIII

Hearing Clerk

Ref: 8ENF-AT-P

**SENT VIA ELECTRONIC MAIL**  
**DELIVERY RECEIPT REQUESTED**

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

DAVID  
COBB

Digitally signed  
by DAVID COBB  
Date: 2021.01.21  
09:43:27 -07'00'

To: U.S. Department of Homeland Security  
Bureau of Customs and Border Protection  
Sweetgrass, Montana 3310

Subject: Requested action to be taken regarding the Bioesque Botanical Disinfectant Solution  
in shipment with entry number 8AE-00330485 FIFRA-08-2021-0022

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 that Bioesque Botanical Disinfectant Solution 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, 7 U.S.C. § 136o(c), and the implementing regulations at 19 C.F.R. section 12.114. The entry was marked "Hold Intact," "Refused," and "Re-Export" in ACE by the EPA on January 13, 2020.

The following information pertains to the shipment of the Bioesque Botanical Disinfectant Solution:

- The manufacturer is Astra Energy Services Corporation, 1000-888 3 Street Southwest, Calgary, T2P 5C5 Canada.
- The consignee is City of Boardman, 1A Marind Drive, Boardman, Oregon, 97818.
- The broker is Jori Logistics LLC, Raman Patlan, Ramon@jori-logistics.com.
- The product was not released.
- The quantity is 222.26 kilograms (490 pounds).
- The port of entry is Sweetgrass, Montana, 3310.
- The country of origin is Canada.

The shipment that arrived at the border for import is in violation of FIFRA section 12(a)(2)(M), a person knowingly falsified all or any part of any records required to be maintained by the Act, any reports filed under the Act. Per 19 C.F.R. section 12.114, the required Notice of Arrival of Pesticides and Devices (Notice of Arrival), EPA Form 3540-1, which can be submitted either electronically or via the CBP-authorized electronic data interchange system, did not have accurate product information.

The label for the Bioesque Botanical Disinfectant Solution indicated that the EPA Registration Number was 87742-1-92595 and had the following EA Establishment Numbers: EPA Est. No. 71175-GA-1, EPA Est. No. 66806-GA-1, EPA Est. No. 89964-GA-1, EPA Est. No. 89517-GA-1, EPA Est. No. 72424-GA-1, and EPA Est. No. 10508-OH-001. The ACE entry information had EPA Registration Number 87742-1 and an EPA Establishment Number of 087742CAN001.

Therefore, these products cannot be allowed entry into the United States.

The Agency hereby notifies U.S. Customs and Border Protection that this merchandise has been refused admission and recommends that this merchandise be re-exported or destroyed within 90 calendar days from the date of this Notice.

On January 13, 2020, the Customs and Border Patrol unit chief in Sweetgrass, Montana was informed by the EPA that it would deny entry of this shipment.

Please contact Christine Tokarz, the import enforcement coordinator, by phone at (303) 312-6147 or by email at [tokarz.christine@epa.gov](mailto:tokarz.christine@epa.gov) if you have any questions concerning this matter.