UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

| In the Matter of |) |
|-----------------------------|---------------------------------|
| |) |
| American Consumer Products, |) Docket No. FIFRA-04-2009-3023 |
| |) |
| |) |
| Respondent |) |

Order Of Designation

Chief Administrative Law Judge Susan L. Biro, U.S. Environmental Protection Agency, Washington, D.C., is hereby designated as the Administrative Law Judge to preside in this proceeding under Section 12 of the Federal Insecticide, Fungicide and Rodenticide Act, ("FIFRA"), 7 U.S.C. §136j and pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, 40 CFR Part 164.

Susan L. Biro

Chief Administrative Law Judge

Dated: January 6, 2010 Washington, D.C.

In the Matter of American Consumer Products, Respondent Docket No. FIFRA-04-2009-3023

CERTIFICATE OF SERVICE

I certify that the foregoing Order Of Designation, dated January 6, 2010, was sent this day in the following manner to the addressees listed below.

Maria Whiting-Beale

Maria Whiting Beale

Dated: January 6, 2010

Original And One Copy By Pouch Mail To:

Patricia Bullock Regional Hearing Clerk U.S. EPA Atlanta Federal Center 61 Forsyth Street, SW Atlanta, GA 30303-8960

Copy By Pouch Mail To:

Jennifer Lewis, Esquire Associate Regional Counsel U.S. EPA Atlanta Federal Center 61 Forsyth Street, SW Atlanta, GA 30303-8960

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