



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8ENF-AT-TP

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Date:	March 11, 2020	March 30, 2020
		11:23 AM
To:	U.S. Department of Homeland Security Bureau of Customs and Border Protection	Received by
		EPA Region VIII
From:	David Cobb Unit Chief, Toxics Enforcement Unit Office of Enforcement, Compliance and Environmental Justice	Hearing Clerk

3/23/2020

X David Cobb

Signed by: Cobb, David

Subject: Requested action to be taken regarding the Ultrasonic Pest Repeller in the shipment with master bill of lading number 023-74842913 Docket No. FIFRA-08-2020-0022

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 the Eco-Friendly Bed bug Traps 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. § 12.114.

The following information pertains to the shipment of the Ultrasonic Pest Repeller:

- The consignee is Samira Rasaei, 255 South Grand Avenue, Los Angeles, California, 90012.
- The shipper is Ningbo Getter Electronics Company Limited, Number 8 Chuangfu Road, Dutoudong Industrial Area, Xiaogang Street, Beilun Area, Ningbo, Zhejiang, China.
- The ship date was March 6, 2020.
- The quantity was five pieces.
- The product is individually Ultrasonic Pest Repeller.
- The port of entry is Denver International Airport, Denver, Colorado.
- The country of origin is China.

The shipment that arrived at the border for import was in violation of FIFRA section 12(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. Under FIFRA, a product that makes pesticidal claims is a pesticide, and it must be registered with the EPA prior to distribution or sale. This product, Ultrasonic Pest Repeller, makes pesticidal claims. The packaging of this product indicates that repels various pests. Therefore,

this product cannot be allowed entry into the United States. On March 11, 2020 EPA assisted the U.S. Department of Homeland Security Bureau of Customs and Border Protection on an investigation to make this determination.

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