



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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**MEMORANDUM**

**SUBJECT:** Notice of Refusal of Admission regarding the Moonbeam3 UV Light Device with shipment entry number 300-46795027 Docket No. **FIFRA-08-2019-0007**

**FROM:** Suzanne J. Bohan, Director   
Enforcement and Compliance Assurance Division

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

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 Moonbeam3 UV Light Device 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. § 1360(c), and the implementing regulations at 19 C.F.R. § 12.114. An electronic alternative to the Notice of Arrival was filed in the Automated Commercial Environment in accordance with 19 C.F.R. section 12.112. The entry was marked "Hold Intact," "Refused" and "Re-Export" in ACE by the EPA on July 15, 2019.

The following information pertains to the shipment of Moonbeam3 UV Light Device:

- The importer is Diversey Inc, 901 Renaissance Boulevard, Sturtevant, Wisconsin 53177-1648.
- The entry number is 300-46795027.
- The port of entry is 3401, Pembina, North Dakota.
- The country of origin is the United States.

In accordance with 7 U.S.C. section 1360, all pesticides and devices imported into the United States must comply with U.S. pesticide law, be registered with EPA, be properly labeled, and be produced in an EPA-registered establishment that files annual reports with the EPA. This shipment did not include the EPA-approved pesticide product label nor a completed Notice of Arrival Form, 3540-1.

This product cannot be allowed entry into the United States and should be exported. On July 15, 2019, the Customs and Border Patrol unit chief in Pembina, North Dakota, 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.