



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8ENF-AT-TP

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Date: August 2, 2018

To: U.S. Department of Homeland Security
Bureau of Customs and Border Protection

From: David Cobb
Unit Chief, Toxics Enforcement Unit
Office of Enforcement, Compliance and Environmental Justice

Subject: Requested action to be taken regarding the Aquacar GA in the shipment with entry number 231-73421475

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 Aquacar GA 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. An electronic alternative to the Notice of Arrival was filed in the Automated Commercial Environment (ACE) in accordance with 19 C.F.R. § 12.112. The entry was marked "Refused" in ACE by the EPA on July 19, 2018.

The following information pertains to the shipment of Aquacar GA:

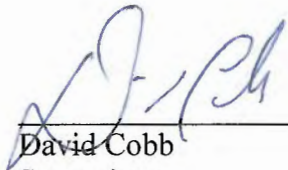
- The broker is Expeditors International, 11505 South Wayne Road Suite 50, Romulus, Michigan 48174.
- The importer is M-I LLC, 5950 North Course Drive, Houston, Texas 77072.
- The shipper/manufacturer is Schlumberger Canada Ltd, 4500 855-2nd Street SW, Calgary AB T2P 4K7, Canada.
- The carrier is Westfreight Systems Inc, 7530 84th Street, Rocky View, Calgary, AB T1X 0K2.
- The quantity of Aquacar GA is 13 drums, containing a total of 2914.611 kilograms.
- The entry number is 231-73421475.
- The port of entry is Portal, North Dakota.
- The country of origin is Canada.

The shipment that arrived at the border for import was labeled Aquacar GA 30, EPA Reg. No. 464-714. However, the product in the shipment is not the product described in ACE. The data in ACE, including an uploaded label, indicated the product being imported was Aquacar GA, EPA Reg. No.

464-691. The pesticide producer establishment was listed in ACE as 10352-WV-2. This establishment, located in West Virginia, does not produce Aquar GA 30, EPA Reg. No. 464-714.

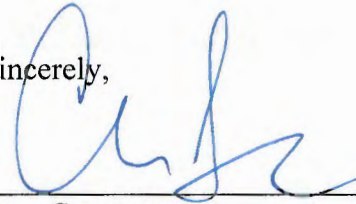
Therefore, this product cannot be allowed entry into the United States. On July 19, 2018, M-I LLC and Expeditors International were informed by the EPA that it would deny entry of this shipment.

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



David Cobb
Supervisor
Technical Enforcement Program
Office of Enforcement, Compliance and
Environmental Justice

Sincerely,



Amy Swanson
Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance and
Environmental Justice