



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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March 17, 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: 2021.03.17  
10:08:36 -06'00'

To: U.S. Department of Homeland Security  
Bureau of Customs and Border Protection  
Pembina, North Dakota 3401

Subject: Requested action to be taken regarding the MadaCide-FDW-PLUS Disinfecting Wipes  
in shipment with entry number M50-07883262 FIFRA-08-2021-0034

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 HM Sanitizing Wipes 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 March 12, 2021.

The following information pertains to the shipment of the MadaCide-FDW-PLUS Disinfecting Wipes:

- The consignee is Interfor Pacific, 60 State Avenue, Marysville, Washington, 98270-5160.
- The manufacturer is All Clean Natural Limited, 5310 1<sup>st</sup> Street, SW Calgary, Ontario, T2H 0C8 Canada, point of contact, [DAN@ALLCLEANNATURAL.COM](mailto:DAN@ALLCLEANNATURAL.COM).
- The broker is Northern Customs Services Inc., point of contact, William Sherman [wsherman@northerncustoms.com](mailto:wsherman@northerncustoms.com).
- The bill number is CFPLB70766.
- The release date was March 13, 2021.
- The quantity is 3,497 pounds.
- The port of entry is Pembina, North Dakota, 3401.
- The country of origin is Canada.

The shipment that arrived at the border for import is also in violation of FIFRA section 12(a)(2)(N), 7 U.S.C. § 136j(a)(2)(N), because a registrant, wholesaler, dealer, retailer, or other distributor failed to file reports required by the Act. As required by 19 C.F.R. section 12.112, an importer or the

importer's agent desiring to import pesticides or devices into the United States must submit to the Administrator, prior to the arrival of the shipment the United States, a Notice of Arrival of Pesticides and Devices, EPA form 3540-1. The information submitted as part of this entry was not accurate.

The ACE entry indicated that MadaCide-FDW-PLUS Disinfecting Wipes had an EPA Reg No of 59894.1098227 and an EPA Establishment Number of 098227CAN1. There is no EPA registered pesticide with a number of 59894.1098227. The format for entering EPA Establishment Numbers is NNNNNNLLLNNN.

EPA provided compliance assistance to Northern Customs Services Inc regarding FIFRA import of pesticides and the data requirements on:

- February 27, 2021 for entry numbers M50-07862373, M50-07862399, M5007862407, and M5007861417.
- March 9, 2021 for entry number M50-787550-8.
- March 11, 2021 for entry numbers M50-07875706, M50-07862407

Despite this extensive compliance assistance, the shipment information submitted for entry number M50-07883262 was incorrect. Therefore, it cannot be allowed entry into the United States.

Pursuant to 19 C.F.R. section 12.114, 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 March 12, 2021 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.