



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA Region VIII
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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: 2020.10.26
15:49:18 -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 Citronella Coil, Small product in shipment
with entry number SCS-21866159 FIFRA-08-2021-0004

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 Citronella Coil, Small product 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 September 30, 2020.

The following information pertains to the shipment of the Citronella Coil, Small:

- The importer is Rosetta Getty, 1331 Miler Drive, Los Angeles, California 90069-1419.
- The manufacturer is June Home Supply, 2-250 Kennedy Street, Winnipeg, Manitoba, R3C1T3 Canada.
- The broker is UPS Supply Chain Solutions, Box 369, Pembina, North Dakota 58271-0369. Point of contact, Dawn Olsonawski, dolsonawski@ups.com.
- The release date was September 20, 2020.
- The quantity is 6 small coils.
- 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 in violation of FIFRA section 12(a)(1)(A) (7 U.S.C. § 136j(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 (7 U.S.C. § 136a). Under FIFRA, a pesticide is any substance (or mixture of substances) intended for a pesticidal purpose, i.e., use for the purpose

of preventing, destroying, repelling, or mitigating any pest or use as a plant regulator, defoliant, or desiccant. (See 40 C.F.R. § 152.15.)

The website for the Fredricks and Mae Citronella Coils (https://fredericksandmae.com/products/citronella-incense-coil?_pos=1&_sid=d994c2b01&_ss=r) indicates that these products “keep insects at bay,” and “Citronella is a commonly used insect repellent that is non-toxic to humans and animals.” Therefore, it is an unregistered pesticide and cannot be allowed entry into the United States.

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 September 30, 2020, 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 if you have any questions concerning this matter.