



REGION 6
DALLAS, TX 75270

May 29, 2026

SENT BY ELECTRONIC MAIL

Ewilson2@siteone.com

SiteOne Landscape Supply, LLC d/b/a Adam's Wholesale Supply
c/o Edward Wilson, Director of Compliance
300 Colonial Center Parkway, Suite 600
Roswell, GA 30076

Re: Stop Sale, Use or Removal Order and Agreement on Consent for Signature
In Matter of Adams Wholesale Supply; EPA Docket No. FIFRA-06-2026-0425

Dear Mr. Wilson:

Pesticides present significant environmental and health concerns. Exposure to certain toxic pesticides may lead to injury or death, and the sale and use of incorrectly labeled or formulated pesticides pose a serious danger to human health and the environment. As a result, the United States Environmental Protection Agency (EPA) regulates the registration, distribution, sale, and use of pesticides pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the related regulations in the Code of Federal Regulations (C.F.R.).

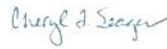
Section 13(a) of FIFRA, 7 U.S.C. § 136k(a), authorizes EPA to issue an order prohibiting the sale, use or removal of any pesticide by a person who owns, controls, or has custody of such pesticide whenever there is reason to believe on the basis of inspection or tests that the pesticide is in violation of any provision of FIFRA or has been or is intended to be distributed or sold in violation of FIFRA.

Attached is a **STOP SALE, USE OR REMOVAL ORDER AND AGREEMENT ON CONSENT (SSUROAC** or "Order") directed to Adams Wholesale Supply (Respondent) concerning the pesticidal products "Nature's Creation Root Stimulator, and "SUPERthrive Plant Food for ALL Plants" (the Products). The SSUROAC directs Respondent to immediately cease the sale, use or removal of the Products unless written permission is provided by EPA. Please return the signed Order ***within five (5) business days*** to Ravi Sharma, Office of Regional Counsel by electronic mail at

sharma.ravi@epa.gov who will ensure signature by EPA and transmittal of the final document to Adams Wholesale Supply.

Thank you for your attention to this matter. If you have any questions, please contact Ravi Sharma, sharma.ravi@epa.gov; (214) 665-6719 or Jessica Deblieck, deblicck.jessica@epa.gov; (214) 665-6495.

Sincerely,



Digitally signed by
CHERYL SEAGER
Date: 2026.05.29
09:44:57 -05'00'

Cheryl T. Seager, Director
Enforcement and
Compliance Assurance Division

ENCLOSURE: Stop Sale, Use or Removal Order Agreement on Consent

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6
DALLAS, TEXAS

FILED
02 JUN 26 AM 07:44
REGIONAL HEARING CLERK
EPA REGION 6

In the Matter of	§	
	§	
SiteOne Landscape Supply, LLC.	§	Docket No. FIFRA-06-2026-0425
d/b/a Adam's Wholesale Supply	§	
Fort Worth, Texas	§	
	§	
	§	
Respondent.		

STOP SALE, USE, OR REMOVAL ORDER AND AGREEMENT ON CONSENT

A. PRELIMINARY STATEMENT

1. This Stop Sale, Use, or Removal Order and Agreement on Consent (the "Order" or "SSUROAC") entered into and is issued pursuant to the authority of Section 13(a) of the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA" or the "Act"), 7 U.S.C. § 136k(a), as amended. Section 13(a) of FIFRA, 7 U.S.C. § 136k(a), authorizes the Administrator of the U.S. Environmental Protection Agency ("EPA") to issue an order prohibiting the sale, use, or removal of any pesticide or device by any person who owns, controls, or has custody of such pesticide or device whenever there is reason to believe that, *inter alia*, the pesticide or device is in violation of any provision of FIFRA, or the pesticide or device has been or is intended to be distributed or sold in violation of any provision of FIFRA, or when the registration has been cancelled by a final order.

2. Complainant is the United States Environmental Protection Agency, Region 6 ("EPA"). On behalf of the Administrator and the Regional Administrator, EPA, Region 6, the

Director of the Enforcement and Compliance Assurance Division, EPA Region 6, has been delegated the authority to issue orders under Section 13(a) of the Act, 7 U.S.C. § 136k(a).

3. Adams Wholesale Supply ("Adams Wholesale" or "Respondent") is a landscape supply business in the State of Texas. Respondent is a "person" as defined in Section 2(s) of FIFRA, 7 U.S.C. § 136(s).

4. For the purpose of these proceedings, Respondent admits the jurisdictional allegations herein; however, Respondent neither admits nor denies the specific factual allegations contained in this SSUROAC.

5. Respondent consents to the issuance of the SSUROAC and to the terms of the SSUROAC.

6. Respondent waives the right to contest the basis of the SSUROAC and its right to appeal that Order.

B. STATUTORY AND REGULATORY BACKGROUND

7. Congress enacted FIFRA, 7 U.S.C. 136 *et seq.*, in 1947 and amended it in 1972 and in 1996. The general purpose of FIFRA is to provide the basis for regulation, sale, distribution and use of pesticides in the United States.

8. Section 12(a)(2) of FIFRA, 7 U.S.C. § 136j(a)(2), provides that it shall be unlawful for any person to violate any order issued under Section 13 of FIFRA.

9. Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A), provides that it is unlawful for any person in any State to distribute or sell to any person any pesticide that is not registered under Section 3 of FIFRA, 7 U.S.C. § 136a.

10. Pursuant to section 25(c)(1) of FIFRA, 7 U.S.C. § 136w(c)(1), the Administrator established that “an organism is declared to be a pest under circumstances that make it deleterious to man or the environment, if it is: . . . [a]ny fungus, bacterium, virus, prion, or other microorganism, except for those on or in living man or other living animals and those on or in processed food or processed animal feed, beverages, drugs . . . and cosmetics” 40 C.F.R. § 152.5(d).

11. Section 2(s) of FIFRA, 7 U.S.C. § 136(s), defines “person” as any individual, partnership, association, corporation, or any organized group of persons whether incorporated or not.

12. Section 2(gg) of FIFRA, 7 U.S.C. § 136(gg), defines “to distribute or sell” as to distribute, sell, offer for sale, hold for distribution, hold for sale, hold for shipment, ship, deliver for shipment, release for shipment, or receive and (having so received) deliver or offer to deliver.

13. Section 2(u) of FIFRA, 7 U.S.C. § 136(u), defines “pesticide” as, *inter alia*, any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest and any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant.

14. Section 2(t) of FIFRA, 7 U.S.C. § 136(t), defines “pest” as: (1) any insect, rodent, nematode, fungus, weed, or (2) any other form of terrestrial or aquatic plant or animal life or virus, bacteria, or other micro-organism (except viruses, bacteria, or other micro-organism on or in living man or other living animals) which the Administrator declares to be a pest under Section 25(c)(1).

15. The regulations at 40 C.F.R. § 152.15(a)(1) and (b) further defines the term “pesticide” as any substance intended for a pesticidal purpose, and thus requiring registration, if the person who distributes or sells the substance claims, states, or implies (by labeling or otherwise) that the substance can or should be used as a pesticide; or the substance consists of or contains one or more active ingredients and has no significant commercially valuable use as distributed or sold other than use for pesticidal purpose.

16. Section 2(p)(1) of FIFRA, 7 U.S.C. § 136(p)(1), defines “label” as the written, printed, or graphic matter on, or attached to, the pesticide or device or any of its containers or wrappers.

17. Section 2(p)(2) of FIFRA, 7 U.S.C. § 136(p)(2), defines “labeling” as all labels and all other written, printed, or graphic matter – (A) accompanying the pesticide or device at any time; or (B) to which reference is made on the label or in literature accompanying the pesticide except to current official publications . . . authorized by law to conduct research in the field of pesticides.

18. Section 2(a)(1) of FIFRA, 7 U.S.C. § 136(a)(1) defines “active ingredient” as in the case of a pesticide other than a plant regulator, defoliant, desiccant, or nitrogen stabilizer, an ingredient which will prevent, destroy, repel, or mitigate any pest.

19. The regulation at 40 C.F.R. 152.3 defines “active ingredient” as any substance (or group of structurally similar substances if specified by the Agency) that will prevent, destroy, repel or mitigate any pest, or that functions as a plant regulator, desiccant, or defoliant within the meaning of FIFRA sec. 2(a), except as provided in § 174.3.

20. Section 2(y) of FIFRA, 7 U.S.C. § 136(y) defines "registrant" as a person who has registered any pesticide pursuant to the provisions of FIFRA.

C. BASIS FOR THE ORDER

21. Respondent owns and operates Adams Wholesale, a business that specializes in the distribution of agricultural, lawn, and garden products, located at 5501 Thelin Street, #113, Fort Worth, TX 76115 (the "Facility").

22. Respondent is a "person" as defined in Section 2(s) of FIFRA, 7 U.S.C. § 136(s).

23. Pursuant to Section 9 of FIFRA, 7 U.S.C. § 136g; on March 21, 2024, EPA conducted an onsite inspection of the Facility, to determine Respondent's compliance with FIFRA and the federal regulations promulgated thereunder (the "Inspection").

24. During the Inspection, EPA identified and reviewed the labels of the following products that were being held in inventory for distribution or sale at the Facility:

- a. **Nature's Creation Root Stimulator;** and
- b. **SUPERthrive Plant Food for ALL Plants** (the "Products")

25. Labeling, advertising, and other marketing materials for Product Nature's Creation Root Stimulator included, but was not limited to, the following claims:

- a. "Root stimulator;"
- b. "Stimulates early root development."

26. Labeling, advertising, and other marketing materials for Product SUPERthrive Plant Food for ALL Plants included, but was not limited to, the following claims:

- a. "Promotes Bigger Plants and More Blooms;"
- b. "Suitable for ORGANIC gardening;"

c. "Suitable for ALL types of organic gardening: including outdoor flowers and vegetable plants"

27. The Products names themselves, Nature's Creation Root Stimulator and SUPERthrive Plant Food for ALL Plants, indicate that the products are intended to accelerate growth or maturation, or alter the behavior of plants or their produce making them pesticides (plant regulators) as defined in Section 2(u) of FIFRA, 7 U.S.C. § 136(u).

28. The Products are not pesticides registered with the EPA in accordance with Section 3 of FIFRA, 7 U.S.C. § 136a.

29. The Products are "pesticide(s)" as that term is defined by Section 2(u) of FIFRA, 7 U.S.C. § 136(u), because they are substances intended for use as a plant regulator for accelerating/retarding growth, accelerating/retarding maturation, or altering the behavior of plants or their produce.

30. Plant regulators (products making plant regulator claims) trigger regulation under FIFRA as pesticides.

31. From the time Respondent distributed or sold the Products, they should have been registered pursuant to Section 3 of FIFRA, 7 U.S.C. § 136a and 40 C.F.R. § 152.15 because the Products are substances intended for pesticidal purposes which Respondent stated when distributing, selling, and offering for sale the Products, by labeling that the Products can or should be used as a pesticide.

32. The Products were not registered pursuant to Section 3 of FIFRA, 7 U.S.C. § 136a and 40 C.F.R. § 152.15 at the time of the Inspection, and are not registered at the time of the issuance of this Order.

33. From the time Respondent distributed or sold the Product, the Product should have been registered pursuant to Section 3 of FIFRA, 7 U.S.C. § 136a.

Sale or Distribution of Unregistered Pesticide

34. At the time of the Inspection, Respondent was engaged in the sale or distribution of the Products, which are defined by Section 2(gg) of FIFRA, 7 U.S.C. § 136(gg), to include to distribute sell, offer for sale, hold for distribution, hold for sale, hold for shipment, ship, deliver for shipment, release for shipment, or receive and (having so received) deliver or offer to deliver.

35. Distribution or sale of the Products, which are unregistered pesticides, was an illegal act under paragraph (A) of Section 12(a)(1) of FIFRA, 7 U.S.C. § 136j(a)(1), which makes it unlawful for any person in any State to distribute or sell to any person a pesticide that is not registered under Section 3 of FIFRA, 7 U.S.C. § 136a.

36. EPA has reason to believe, based on the information described above, that Respondent had distributed or sold the Products or intended to distribute or sell the Products in violation of Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A).

37. On the basis of this finding EPA is authorized by Section 13(a) of FIFRA, 7 U.S.C. § 136k(a), to issue a stop sale, use, or removal order.

D. STOP SALE USE OR REMOVAL ORDER

38. Pursuant to the authority of Section 13(a) of FIFRA, 7 U.S.C. § 136k(a), Respondent is hereby ORDERED to **IMMEDIATELY CEASE** the sale, use, or removal of the Products under its ownership, control, or custody, wherever such products are located, except

in accordance with the provisions of this Order, or until such time that the Products are in compliance with FIFRA.

39. This Order shall apply to all quantities and container types and sizes of all of the Products owned, controlled or in the custody of Respondent and any agent, contractor, employee, consultant, firm successor, and/or assign or other persons or entities acting on behalf of Respondent.

40. The Products shall not be used, sold, offered for sale, held for sale, shipped, delivered for shipment, received, or having so received, shall not be delivered, offered for delivery, moved, or removed for disposal from any facility or establishment, for any reason, unless approved by EPA in writing.

41. Should Respondent seek an exception to this Order's prohibitions, Respondent may submit a request to Jessica DeBlieck at deblieck.jessica@epa.gov, which must include:

- a. The purpose for which movement is being requested;
- b. An accounting of the quantities of the Products to be moved, including location(s) and container sizes; and
- c. The destination location to which the Products will be moved.

42. Violation of the terms or provisions of this Order is a violation of Section 12(a)(2)(I) of FIFRA, 7 U.S.C. § 136j(a)(2)(I), and may subject the violator to **CIVIL OR CRIMINAL PENALTIES** as prescribed in Section 14 of FIFRA, 7 U.S.C. § 136l.

43. Respondent may seek federal judicial review of the Order pursuant to section 16 of FIFRA, 7 U.S.C. § 136n.

44. If any provision or authority of the Order or the application of the Order to Respondent is held by federal judicial authority to be invalid, the application to Respondent of the remainder of the Order shall remain in full force and effect and shall not be affected by such a holding.

45. The issuance of this Order shall not act as a waiver by EPA of any enforcement or other authority available to EPA under FIFRA.

46. This Order does not affect the obligation of Respondent to comply with all federal, state and local statutes, regulations and permits.

47. For purposes of the identification requirement in Section 162(f)(2)(A)(ii) of the Internal Revenue Code, 26 U.S.C. § 162(f)(2)(A)(ii), and 26 C.F.R. § 1.162-21(b)(2), performance of Section D of this Order is restitution, remediation, or required to come into compliance with the law.

48. This Order shall be **EFFECTIVE** upon filing with the Regional Hearing Clerk.

49. This Order shall remain in effect unless and until revoked, terminated, suspended, modified, or released by EPA.

50. EPA may subsequently amend this Order, in writing, in accordance with the authority of FIFRA. Any amendment will be transmitted to Respondent. In the event of any such subsequent amendment to this Order, all requirements for performance of this Order not affected by the amendment shall remain as specified in the original Order.

E. AGREEMENT ON CONSENT

51. This SSUROAC is binding on the Parties signing below and shall apply to and be binding upon Respondent, its agents, successors and assigns. Respondent shall ensure that any

directors, officers, employees, contractors, consultants, firms or other persons or entities acting under it or for it with respect to matters included herein comply with the terms of this Order.

52. By signing this SSUROAC, Respondent waives any rights or defenses that respondent has or may have for this matter to be resolved in federal court, including but not limited to any right to a jury trial, and waives any right to challenge the lawfulness of the final order accompanying this SSUROAC.

F. OTHER MATTERS

53. For any additional information about this SSUROAC please contact Jessica DeBlieck, EPA Region 6, at (214) 665-6595 or deblieck.jessica@epa.gov. For any legal matters concerning this Order, you are encouraged to contact Ravi Sharma, Office of Regional Counsel, at (214) 665-6719 or sharma.ravi@epa.gov.

**THE UNDERSIGNED PARTIES CONSENT TO THE ENTRY OF THIS STOP SALE, USE, OR REMOVAL
ORDER AND AGREEMENT ON CONSENT:**

FOR RESPONDENT:

ADAMS WHOLESALE SUPPLY

Date: _____

Edward F,
Wilson III

Digitally signed by
Edward F. Wilson III
Date: 2026.05.29
13:15:52 -04'00'

Signature

Print Name

Title

FOR COMPLAINANT:

U.S. ENVIRONMENTAL PROTECTION AGENCY

Date: _____

Cheryl T. Seager

Digitally signed by
CHERYL SEAGER
Date: 2026.06.01
12:05:40 -05'00'

Cheryl T. Seager
Director
Enforcement and
Compliance Assurance Division
U.S. EPA, Region 6

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Stop Sale, Use, and Removal Order and Agreement on Consent was filed with me, the Regional Hearing Clerk, U.S. EPA - Region 6, 1201 Elm Street, Suite 500, Dallas, Texas 75270-2102, and that I sent a true and correct copy on this day in the following manner to the email addresses:

Copy via Email to Complainant:

sharma.ravi@epa.gov
deblieck.jessica@epa.gov

Copy via Email to Respondent:

Ewilson2@siteone.com
Edward Wilson, Director of Compliance
SiteOne Landscape Supply, LLC d/b/a Adam's Wholesale Supply
300 Colonial Center Parkway, Suite 600
Roswell, GA 30076

LORENA
VAUGHN

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Regional Hearing Clerk
U.S. EPA, Region 6