



**REGION 8**

DENVER, CO 80202

**FILED**

**Sep 11, 2025**

**10:33 am**

**U.S. EPA REGION 8  
HEARING CLERK**

Ref: 8ECA-AT-P

**SENT VIA EMAIL**  
**DELIVERY RECEIPT REQUESTED**

From: David Cobb  
Supervisor, Toxics and Pesticides Enforcement Section  
Enforcement and Compliance Assurance Division

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 products in the shipment associated with bill of lading numbers UPSCV56D26BZTMZ7 and UPSCV56D263CTGQ7 (Shipment)

FIFRA-08-2025-0066

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 products in the import Shipment, as 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. Customs and Border Protection Officers (CBP) inspected this shipment and provided EPA the evidence.

Based on the information provided by CBP, the following information pertains to the Shipment:

- The importer is AllOne Wellness, 13000 Darice Parkway, Strongsville, Ohio 44149.
- The manufacturer is AllOne Wellness Inc., 40 Corner Glen Link NE, Calgary, Alberta, T3N2L4.
- The broker is UPS Supply Chain Solutions, [UPSNB.PGATeam@ups.com](mailto:UPSNB.PGATeam@ups.com), [jtramonto@ups.com](mailto:jtramonto@ups.com).
- The Bill of Lading Numbers are UPSCV56D26BZTMZ7 and UPSCV56D263CTGQ7.
- The arrival date was September 2, 2025.
- The quantities are:
  - 45 boxes of 25 Sodium Chlorite Solution 4-ounce bottles
  - 45 boxes of Chlorine Dioxide Solution 3000ppm bottles
  - 45 boxes of 4 Hydrochloric Acid Solution bottles
  - 4 boxes of 50 Citric Acid Solution 4-ounce bottles
  - 18 boxes of 4 Hydrochloric Acid Solution bottles
  - 14 boxes of 25 Sodium Chlorite Solution 4-ounce bottles
  - 30 boxes of Chlorine Dioxide Solution 3000ppm bottles
- The port of entry is Pembina, North Dakota 3401.
- The country of origin, as entered in ACE, is Canada.

The Shipment that arrived at the border for import was 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 section 2(u), 7 U.S.C. § 136(u), 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. 40 C.F.R. § 152.15 states: “A substance is considered to be intended for a pesticidal purpose, and thus to be a pesticide requiring registration, if... [t]he person who distributes or sells the substance claims, states, or implies (by labelling or otherwise) ... [t]hat the substance... can or should be used as a pesticide.”

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-organisms on or in living man or other living animals) which the Administrator declares to be a pest under section 136w(c)(1) of this title.”

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

Each of the products in the Shipment included the following claims indicating pesticidal intent:

- The 25 Sodium Chlorite Solution 4-ounce bottles included the following statement, “Water Purification Solution”.
- The Chlorine Dioxide Solution 3000ppm bottles included the following statement, “Water Purification Solution”.
- The 4 Hydrochloric Acid Solution bottles included the following statement, “Water Purification Solution”.
- The 50 Citric Acid Solution 4-ounce bottles included the following statement, “Water Purification Solution”.
- The 4 Hydrochloric Acid Solution bottles included the following statement, “Water Purification Solution”.
- The 25 Sodium Chlorite Solution 4-ounce bottles included the following statement, “Water Purification Solution”.
- The Chlorine Dioxide Solution 3000ppm bottles included the following statement, “Water Purification Solution”.

Therefore, each of the products in the Shipment are pesticides pursuant to the definitions above.

Accordingly, these pesticide products in the Shipment should not be allowed entry into the United States.

The EPA hereby notifies CBP that the products referenced above should be refused admission pursuant to the authority of FIFRA § 17(c), 7 U.S.C. § 136o(c), and the implementing regulations at 19 C.F.R. § 12.114. The importer should export this merchandise or dispose of the products under supervision of

the CBP within ninety calendar days from the date of this memorandum or within such additional time as the District Director of CBP specifies. Failure to do so may result in either the destruction of the merchandise as authorized by FIFRA or in any action necessary to enforce the terms of any bond under which the shipment has been released to the consignee. Alternatively, CBP may elect to seize the products as a prohibited importation pursuant to their authorities as set out at 19 U.S.C. § 1595a(c)(2)(A).

On September 10, 2025, the EPA informed the CBP Cargo Supervisor in Pembina, North Dakota, that it would deny entry of this shipment.

Please contact Christine Tokarz, the import enforcement coordinator by email at [tokarz.christine@epa.gov](mailto:tokarz.christine@epa.gov), if you have any questions concerning this matter.