

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

FILED

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U.S. EPA REGION 5
HEARING CLERK

In the Matter of:	)	Docket No. FIFRA-05-2025-0021
	)	
White Glove Sanitation Chemicals, Inc.	)	Proceeding to Assess a Civil Penalty
Wood Dale, Illinois,	)	Under Section 14(a) of the Federal
	)	Insecticide, Fungicide, and Rodenticide
Respondent.	)	Act, 7 U.S.C. § 136l(a)
_____	)	

Consent Agreement and Final Order

Preliminary Statement

1. This is an administrative action commenced and concluded under Section 14(a) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. § 136l(a), and Sections 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (Consolidated Rules) as codified at 40 C.F.R. Part 22.
2. The Complainant is the Director of the Enforcement and Compliance Assurance Division, United States Environmental Protection Agency (EPA), Region 5.
3. Respondent is White Glove Sanitation Chemicals, Inc. (hereinafter referred to as “White Glove”), a corporation doing business in the State of Illinois.
4. Where the parties agree to settle one or more causes of action before the filing of a complaint, the administrative action may be commenced and concluded simultaneously by the issuance of a consent agreement and final order (CAFO). 40 C.F.R. § 22.13(b).
5. The parties agree that settling this action without the filing of a complaint or the adjudication of any issue of fact or law is in their interest and in the public interest.
6. Respondent consents to the assessment of the civil penalty specified in this CAFO, and to

the terms of this CAFO.

Jurisdiction and Waiver of Right to Hearing

7. Respondent admits the jurisdictional allegations in this CAFO and neither admits nor denies the factual allegations in this CAFO.

8. Respondent waives its right to request a hearing as provided at 40 C.F.R. § 22.15(c), any right to contest the allegations in this CAFO and its right to appeal this CAFO. 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 the consent agreement.

9. Respondent certifies that it is complying with FIFRA, 7 U.S.C. §§ 136-136y, and the regulations at 40 C.F.R. §§ 152 and 167.

Statutory and Regulatory Background

10. Section 3(a) of FIFRA, 7 U.S.C. § 136a(a), states that no person in any State may distribute or sell to any person any pesticide that is not registered under Section 3 of FIFRA.

11. Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A), states 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, or whose registration has been cancelled or suspended.

12. The regulation at 40 C.F.R. § 152.15(a) provides that a substance is considered to be intended for a pesticidal purpose, and thus to be a pesticide requiring registration, if the person who distributes or sells the substance claims, states, or implies (by labeling or otherwise) that the substance (either by itself or in a combination with any other substance) can or should be used as a pesticide, or that the substance consists of or contains an active ingredient and that it can be used to manufacture a pesticide.

13. Section 7(a) of FIFRA, 7 U.S.C. § 136e(a), states no person shall produce a pesticide

subject to FIFRA or an active ingredient used in producing a pesticide subject to FIFRA in any State unless the establishment in which it is produced is registered with EPA. *See also* 40 C.F.R. § 167.20.

14. Section 7(c)(1) of FIFRA, 7 U.S.C. § 136e(c)(1), states that any producer operating an establishment registered with EPA under Section 7 of FIFRA shall inform the Administrator of EPA within 30 days after it is registered, and annually thereafter, of the types and amounts of pesticides and, if applicable, active ingredients used in producing pesticides which the producer is currently producing, has produced in the past year, and has sold or distributed during the past year, on a form supplied by EPA titled the Pesticide Report for Pesticide-Producing and Device-Producing Establishments, EPA Form 3540-16. *See also* 40 C.F.R. § 167.85.

15. The regulation at 40 C.F.R. § 167.85(d) provides that the producer must submit the Annual Pesticide Production Report for the preceding year to EPA on or before March 1 of each year, even if the producer has produced no pesticide product for that reporting year.

16. Section 12(a)(2)(L) of FIFRA, 7 U.S.C. § 136j(a)(2)(L), states it is unlawful for any person who is a producer to violate any of the provisions of Section 7 of FIFRA.

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

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

19. Section 2(t) of FIFRA, 7 U.S.C. § 136(t), defines a “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 [of EPA] declares to be a pest under section [25(c)(1), 7 U.S.C. § 136w(c)(1), of FIFRA].” *See also* 40 C.F.R. § 152.5.

20. Section 2(u) of FIFRA, 7 U.S.C. § 136(u), defines a “pesticide,” in part, as any

“substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest.”

21. Section 2(dd) of FIFRA, 7 U.S.C. § 136(dd), defines “establishment” as “any place where a pesticide or device or active ingredient used in producing a pesticide is produced, or held, for distribution or sale.”

22. Section 2(gg) of FIFRA, 7 U.S.C. § 136(gg), defines “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.”

23. The Administrator of EPA may assess a civil penalty against any wholesaler, dealer, retailer or other distributor who violates any provision of FIFRA of up to \$24,255 for each offense, pursuant to Section 14(a)(1), 7 U.S.C. § 136l(a)(1), and 40 C.F.R. Part 19.

Factual Allegations and Alleged Violations

24. Respondent is a “person” as that term is defined at Section 2(s) of FIFRA, 7 U.S.C. § 136(s).

25. At all times relevant to this CAFO, White Glove owned or operated a place of business located at 356 East Irving Park Road, Wood Dale, Illinois (the establishment).

26. Respondent’s place of business located at 356 East Irving Park Road, Wood Dale, Illinois has been an “establishment” as defined at Section 2(dd) of FIFRA, 7 U.S.C. § 136(dd), and 40 C.F.R. § 167.3 at all times relevant to this CAFO.

27. On or about July 14, 2022, three inspectors employed with the EPA conducted an inspection at the White Glove establishment (the Inspection).

Sale or Distribution of Unregistered Pesticides

28. During the Inspection, the inspectors photographed the labels for the product “White Glove Hard Surface Disinfectant,” which the inspectors found in 1-gallon containers.

29. The labels photographed for White Glove Hard Surface Disinfectant included the following claims:

- a. “Kills 99.9% of harmful germs”
- b. “Base chemical kills following pathogens: Human Coronavirus, Avian Influenza A (H5N1) Virus, Herpes Simplex Type 1 Virus, and other Viruses”
- c. “Disinfects bacteria, viruses and fungi on hard surfaces”

30. The label for White Glove Hard Surface Disinfectant photographed during the inspection listed the ingredients as “Active Ingredients: Alkyl Dimethyl Benzyl Ammonium Chloride <1%, Alkyl Dimethyl Ethyl Benzyl Ammonium Chloride <1%, Inactive Ingredients: Deionized water 100%.”

31. Alkyl Dimethyl Benzyl Ammonium Chloride and Alkyl Dimethyl Ethyl Benzyl Ammonium Chloride are each an “active ingredient” as that term is defined at Section 2(a) of FIFRA, 7 U.S.C. § 136(a).

32. As evidenced by statements on the label, White Glove Hard Surface Disinfectant is intended to prevent, destroy, repel, or mitigate bacteria and viruses, and therefore is a “pesticide” as defined under FIFRA, 7 U.S.C. § 136(u), and 40 C.F.R. § 152.15(a)(1).

33. Because White Glove Hard Surface Disinfectant is a pesticide, the product is required to be registered under Section 3 of FIFRA, 7 U.S.C. § 136a.

34. White Glove Hard Surface Disinfectant is not registered under Section 3 of FIFRA.

35. Respondent distributed or sold the unregistered pesticide White Glove Hard Surface Disinfectant on or about the dates summarized in Appendix A.

Failure to Submit Pesticide Production Report

36. Pursuant to Section 7 of FIFRA, 7 U.S.C. § 136e, Respondent registered its establishment with EPA in March 2020.

37. During calendar year 2023, Respondent’s establishment was registered with EPA under Section 7 of FIFRA, 7 U.S.C. § 136(e).

38. Respondent's Annual Pesticide Production Report for calendar year 2023 was due to EPA on or before March 1, 2024.

39. Respondent's Annual Pesticide Production Report for calendar year 2023 has not been submitted to EPA as of July 28, 2025.

Counts 1-7 (Sale or Distribution of an Unregistered Pesticide)

40. Complainant incorporates paragraphs 1 through 35 of this CAFO as though set forth in this paragraph.

41. Respondent distributed or sold White Glove Hard Surface Disinfectant, a "pesticide" as that term is defined under FIFRA, which was not registered under Section 3 of FIFRA, on at least 7 separate occasions between September 11, 2020 and November 2, 2021.

42. Respondent's distribution or sale of the unregistered pesticide White Glove Hard Surface Disinfectant on a total of 7 separate occasions constitutes 7 separate unlawful acts pursuant to Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A).

43. Respondent's violation of Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A), subjects Respondent to the assessment of a civil penalty under Section 14(a) of FIFRA, 7 U.S.C. § 136l(a).

Count 8 (Failure to Submit Pesticide Production Report)

44. Complainant incorporates paragraphs 1 through 39 of this CAFO as if set forth in this paragraph.

45. Respondent failed to submit its Annual Pesticide Production Report for calendar year 2023 for its establishment to EPA on or before March 1, 2024.

46. Respondent's failure to submit timely to EPA its Annual Pesticide Production Report for calendar year 2023 violated Section 7(c)(1) of FIFRA, 7 U.S.C. § 136e(c)(1).

47. Respondent's violation of Section 12(a)(2)(L) of FIFRA, 7 U.S.C. § 136j(a)(2)(L), and its implementing regulations at 40 C.F.R. § 167.20 subjects Respondent to the assessment of a civil penalty under Section 14(a) of FIFRA, 7 U.S.C. § 136l(a).

Civil Penalty

48. Pursuant to Section 14(a)(4) of FIFRA, 7 U.S.C. § 136l(a)(4), Complainant determined that an appropriate civil penalty to settle this action is **\$200**. In determining the penalty amount, Complainant considered the appropriateness of the penalty to the size of Respondent's business, the effect on Respondent's ability to continue in business, and the gravity of the violation. Complainant also considered EPA's FIFRA Enforcement Response Policy, dated December 2009.

49. Respondent agrees to pay a civil penalty in the amount of **\$200** ("Assessed Penalty") within thirty (30) days after the effective date of this CAFO. EPA conducted an analysis of Respondent's financial information and determined Respondent has a limited ability to pay. Consequently, in accordance with applicable law, EPA determined that the Assessed Penalty is an appropriate amount to settle this action.

50. Respondent shall pay the Assessed Penalty and any interest, fees, and other charges due using any method, or combination of appropriate methods, as provided on the EPA website:

<https://www.epa.gov/financial/makepayment>. For additional instructions see:

<https://www.epa.gov/financial/additional-instructions-making-payments-epa>.

51. When making a payment, Respondent shall:

- a. Identify every payment with Respondent's name and the docket number of this CAFO, FIFRA-05-2025-0021,
- b. Concurrently with any payment or within 24 hours of any payment, Respondent shall serve proof of such payment to the following person(s):

Regional Hearing Clerk (E-19J)
U.S. EPA, Region 5
r5hearingclerk@epa.gov

Angela Bouche (ECP-17J)
Pesticides and Toxics Compliance Section
U.S. EPA, Region 5
bouche.angela@epa.gov
and
R5lecab@epa.gov

Josh Zaharoff (C-14J)
Office of Regional Counsel
U.S. EPA, Region 5
zaharoff.josh@epa.gov

U.S. Environmental Protection Agency
Cincinnati Finance Center
Via electronic mail to:
CINWD_AcctsReceivable@epa.gov

“Proof of payment” means, as applicable, a copy of the check, confirmation of credit card or debit card payment, or confirmation of wire or automated clearinghouse transfer, and any other information required to demonstrate that payment has been made according to EPA requirements, in the amount due, and identified with the appropriate docket number and Respondent’s name.

52. Interest, Charges, and Penalties on Late Payments. Pursuant to 31 U.S.C. § 3717, 31 C.F.R. § 901.9, and 40 C.F.R. § 13.11, if Respondent fails to timely pay any portion of the Assessed Penalty, interest, or other charges and penalties per this CAFO, the entire unpaid balance of the Assessed Penalty and all accrued interest shall become immediately due and owing, and EPA is authorized to recover the following amounts.

- a. Interest. Interest begins to accrue from the effective date of this CAFO. If the Assessed Penalty is paid in full within thirty (30) days, interest accrued is waived. If the Assessed Penalty is not paid in full within thirty (30) days, interest will continue to accrue until any unpaid portion of the Assessed Penalty as well as any interest, penalties, and other

charges are paid in full. To protect the interests of the United States the rate of interest is set at the IRS standard underpayment rate, any lower rate would fail to provide Respondent adequate incentive for timely payment.

- b. Handling Charges. Respondent will be assessed monthly a charge to cover EPA's costs of processing and handling overdue debts.
- c. Late Payment Penalty. A late payment penalty of six percent (6%) per annum, will be assessed monthly on all debts, including any portion of the Assessed Penalty, interest, penalties, and other charges, that remain delinquent more than ninety (90) days.

53. Late Penalty Actions. In addition to the amounts described in the prior Paragraph, if Respondent fails to timely pay any portion of the Assessed Penalty, interest, or other charges and penalties per this CAFO, EPA may take additional actions. Such actions EPA may take include, but are not limited to, the following.

- a. Refer the debt to a credit reporting agency or a collection agency pursuant to 40 C.F.R. §§ 13.13 and 13.14.
- b. Collect the debt by administrative offset (i.e., the withholding of money payable by the United States government to, or held by the United States government for, a person to satisfy the debt the person owes the United States government), which includes, but is not limited to, referral to the Internal Revenue Service for offset against income tax refunds, 40 C.F.R. Part 13, Subparts C and H.
- c. Suspend or revoke Respondent's licenses or other privileges, or suspend or disqualify Respondent from doing business with EPA or engaging in programs EPA sponsors or funds, 40 C.F.R. § 13.17.
- d. Request that the Attorney General bring a civil action in the appropriate district court to recover the amount outstanding pursuant to 7 U.S.C. § 136l(a)(5).

54. Allocation of Payments. Pursuant to 31 C.F.R. § 901.9(f) and 40 C.F.R. § 13.11(d), a partial payment of debt will be applied first to outstanding handling charges, second to late penalty charges, third to accrued interest, and last to the principal that is the outstanding Assessed Penalty amount.

55. Tax Treatment of Penalties. Penalties, interest, and other charges paid pursuant to this CAFO shall not be deductible for purposes of federal taxes.

General Provisions

56. The parties consent to service of this CAFO by e-mail at the following valid e-mail addresses: zaharoff.josh@epa.gov (for Complainant), and whtglove@msn.com (for Respondent). Respondent understands that the CAFO will become publicly available upon filing.

57. The Respondent's full compliance with this CAFO resolves only Respondent's liability for federal civil penalties for the violations alleged in the CAFO.

58. This CAFO does not affect the rights of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.

59. This CAFO does not affect Respondent's responsibility to comply with FIFRA and other applicable federal, state and local laws.

60. This CAFO is a "final order" for purposes of EPA's FIFRA Enforcement Response Policy.

61. The terms of this CAFO bind Respondent, its successors and assigns.

62. Each person signing this agreement certifies that he or she has the authority to sign for the party whom he or she represents and to bind that party to its terms.

63. Each party agrees to bear its own costs and attorneys fees, in this action.

64. This CAFO constitutes the entire agreement between the parties.

In the Matter of White Glove Sanitation Chemicals, Inc.
Docket No.: FIFRA-05-2025-0021

White Glove Sanitation Chemicals, Inc.

12-18-2025
Date

Joyce Dickens
Joyce Dickens
President and CEO
White Glove Sanitation Chemicals, Inc.

United States Environmental Protection Agency, Complainant

Carolyn Persoon
Division Director
Enforcement and Compliance Assurance Division

In the Matter of White Glove Sanitation Chemicals, Inc.
Docket No.: FIFRA-05-2025-0021

Final Order

This Consent Agreement and Final Order, as agreed to by the parties, shall become effective immediately upon filing with the Regional Hearing Clerk. This Final Order concludes this proceeding pursuant to 40 C.F.R. §§ 22.18 and 22.31. IT IS SO ORDERED.

Ann L. Coyle
Regional Judicial Officer
United States Environmental Protection Agency
Region 5

Appendix A: Summary of Sales of White Glove Hard Surface Disinfectant

Counts	Consignee	Date	Quantity (gallons)
1	Neuco	9/11/2020	55
2	Royal Defense	9/19/2020	100
3	Thompson Rental	10/29/2020	18
4	OCBE	11/16/2020	48
5	Agile Technologies	1/6/2021	2000
6	OCBE	2/10/2021	138
7	Neuco	11/2/2021	55