



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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March 30, 2020  
11:23 AM  
Received by  
EPA Region VIII  
Hearing Clerk

Ref: 8ENF-AT-P

**MEMORANDUM**

**SUBJECT:** Notice of Refusal of Admission regarding the Travallas Herbicide with shipment entry number 916-41518187 Docket No. FIFRA-08-2020-0021

**FROM:** David Cobb, Supervisor

3/26/2020

X David Cobb

Signed by: Cobb, David

Enforcement and Compliance Assurance Division

**TO:** U.S. Department of Homeland Security  
Bureau of Customs and Border Protection  
Port of Sweetgrass, Montana

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 Travallas Herbicide 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 (FIFRA), 7 U.S.C. § 136o(c), and the implementing regulations at 19 C.F.R. section 12.114. An electronic alternative to the Notice of Arrival was filed in the Automated Commercial Environment in accordance with 19 C.F.R. section 12.112. The entry was marked "Hold Intact," "Refused" and "Re Export" in ACE by the EPA on March 23, 2020.

The following information pertains to the shipment of Travallas Herbicide:

- The importer is FMC Corporation, FMC Tower at Cira Centre S, Philadelphia, Pennsylvania 19104.
- The consignee is FMC Corporation, FMC Tower at Cira Centre S, Philadelphia, Pennsylvania 19104.
- The broker is BDP International 510 Walnut Street, Philadelphia, Pennsylvania 19106.
- The entry number is 916-41518187.
- The quantity of product in this shipment is 8 liters.
- The brand name of the product uploaded into the ACE Customs and Border Patrol database is Travallas Herbicide, EPA registration number 279-9625.
- The establishment associated with this product and uploaded into the ACE Customs and Border Patrol database is 279-CAN-01.
- The port of entry is 3310, Sweetgrass, Montana.

This shipment is in violation of FIFRA section 12(a)(1)(E) because the pesticide tote was misbranded in that the label affixed to the product was not the approved EPA label.

On March 23, 2020, the Customs and Border Patrol unit chief in Sweetgrass, Montana, 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.