



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

OCT 17 2012

OFFICE OF
COMPLIANCE AND ENFORCEMENT

CERTIFIED MAIL - RETURN-RECEIPT REQUESTED

Michael Thrasher
Corporate Environmental Manager
Gardner-Fields, Inc.
4161 East 7th Avenue
Tampa, Florida 33605

Joe Ignatoski
President
IBC Manufacturing Co.
416 E. Brooks Road
Memphis, Tennessee 38109

Re: In the Matter of Gardner-Fields, Inc. and IBC Manufacturing Co.
Docket No: FIFRA10-2012-0208

Dear Messers. Thrasher and Ignatoski:

I have enclosed an Amended Complaint filed against Gardner-Fields, Inc.(Gardner) and IBC Manufacturing Co. (IBC) under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. § 136l *et seq.* The Amended Complaint corrects a citation in the original Complaint filed on September 27, 2012. The Amended Complaint alleges that Gardner and IBC violated Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

As provided in the Amended Complaint, if Gardner or IBC would like to request a hearing, it must do so in its Answer to the Amended Complaint. Failure to file an Answer with the Regional Hearing Clerk within 20 days of receipt of this Amended Complaint is considered an admission of all facts alleged in the Amended Complaint and waives Respondents' rights to contest such factual allegations. Failure to file an Answer also could result in a Default Order assessing the full penalty proposed in the Amended Complaint.

Whether or not Gardner or IBC requests a hearing, it may request an informal settlement conference. If you wish to request a conference, or if you have any questions about this matter, please contact Mercer St. Peter, Assistant Regional Counsel, at (206) 553-0240.

Sincerely,

Edward J. Kowalski
Director

Enclosure