



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590  
**JUL 22 2013**

**CERTIFIED MAIL 7009 1680 0000 7676 9051**  
**RETURN RECEIPT REQUESTED**

REPLY TO THE ATTENTION OF:

CT Corporation System  
Registered Agent for:  
Stepan Company  
208 South LaSalle Street  
Chicago, Illinois 60604

Re: In the matter of: Stepan Company, Docket number: **FIFRA-05-2013-0017**

Dear Sir/Madam:

I have enclosed the complaint filed by the U.S. Environmental Protection Agency against Stepan Company under Section 14(a) of the Federal Insecticide, Fungicide, and Rodenticide Act, 7 U.S.C. § 136/(a) and a copy of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (Consolidated Rules), at 40 C.F.R. Part 22.

As provided in the complaint, if you would like to request a hearing, you must file an answer to the complaint in which you specifically request a hearing. You must file your answer within 30 days after receiving the complaint with the Regional Hearing Clerk (E-19J), U.S. EPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604 and send a copy to Nidhi O'Meara, Office of Regional Counsel (C-14J), U.S. EPA, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Please note that if you do not file an answer to the complaint within 30 days after receiving the complaint, EPA may seek a default order assessing the proposed penalty and the assessed penalty will be due 30 days after the order becomes final.

Whether or not you request a hearing, you may request an informal settlement conference. If you would like to request a conference, or if you have any questions about this matter, please contact Ms. O'Meara, Associate Regional Counsel, at (312) 886-0568.

Sincerely,

*Michael D. Harris*

*for M.G.*

Margaret Guerriero  
Director  
Land and Chemicals Division

Enclosures

RECEIVED  
JUL 22 2013  
REGIONAL HEARING CLERK  
USEPA  
REGION 5

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

In the Matter of: ) Docket No. FIFRA-05-2013-0017  
)  
)  
Stepan Company ) Proceeding to Assess a Civil Penalty  
Northfield, Illinois ) Under Section 14(a) of the Federal  
) Insecticide, Fungicide, and Rodenticide  
) Act, 7 U.S.C. § 136l(a)  
)  
)  
)  
Respondents. )  
\_\_\_\_\_ )

Complaint

1. This is an administrative proceeding to assess a civil penalty under Section 14(a) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. § 136l(a).
2. The Complainant is, by lawful delegation, the Director of the Land and Chemicals Division, United States Environmental Protection Agency (EPA), Region 5.
3. The Respondent is Stepan Company (Stepan), a corporation doing business in the State of Illinois.

Statutory and Regulatory Background

4. Section 3(c)(1)(C), 7 U.S.C. § 136a(c)(1)(C), states that each applicant for registration of a pesticide shall file with the Administrator a statement which includes a complete copy of the labeling of the pesticides, a statement of all claims to be made for it, and any directions for its use.
5. Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E), states that it is unlawful for any person to distribute or sell to any person any pesticide which is adulterated or misbranded.
6. Section 2(c)(1) of FIFRA, 7 U.S.C. § 136(c)(1), defines a pesticide as

“adulterated” if its strength or purity falls below the professed standard of quality as expressed on its labeling under which it is sold.

7. Section 2(q)(1)(A), 7 U.S.C. § 136(q)(1)(A), defines a pesticide as “misbranded” if its labeling bears any statement, design, or graphic representation relative thereto, or to its ingredients which is false or misleading in any particular. *See* 40 C.F.R. 156.10(a)(5)(i).

8. 40 C.F.R. Part 152 sets forth the pesticide registration and classification procedures concerning registration of pesticide products under Section 3 of FIFRA.

9. 40 C.F.R. § 152.132 states that a registrant may distribute or sell his registered product under another person’s name and address instead of (or in addition to) his own. The product is referred to as a “distributor product.”

10. 40 C.F.R. § 152.132 states that supplemental distribution is permitted upon notification to the Agency if all of the following conditions are met: (a) The registrant has submitted to the Agency for each distributor product a statement signed by both the registrant and the distributor listing the names and addresses of the registrant and the distributor, the distributor’s company number, the additional brand name(s) to be used, and the registration number of the registered product, (b) The distributor product is produced, packaged and labeled in a registered establishment operated by the same producer who produces, packages, and labels the registered product, (c) The distributor product is not repackaged (remains in the producer’s unopened containers), (d) The label of the distributor product is the same as that of the registered product, except that the product name of the distributor product may be different, the name and address of the distributor may appear instead of that of the registrant, the registration number of the registered product must be followed by a dash, followed by the distributor’s company number, the establishment number must be that of the final establishment

at which the product was produced, and specific claims may be deleted, provided that no other changes are necessary, and (e) Voluntary cancellation of a product applies to the registered product and all distributor products distributed or sold under that registration number.

11. 40 C.F.R. §152.132 also specifies that a distributor is considered an agent of the registrant for all intents and purposes under FIFRA, and both the registrant and the distributor may be held liable for violations pertaining to the distributor product.

12. 40 C.F.R. Part 158 sets forth the data requirements for pesticide registration.

13. 40 C.F.R. §158.330 states that information on the composition of the pesticide product must be furnished to EPA.

14. 40 C.F.R. §158.355 states that an analytical method suitable for enforcement purposes must be provided to EPA for each active ingredient in the product and for each other ingredient or impurity that the Agency determines to be toxicologically significant.

15. The term “distribute or sell” means “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.” 7 U.S.C. § 136(gg).

16. The term “person,” as defined in Section 2(s) of FIFRA, 7 U.S.C. § 136(s) means “any individual, partnership, association, corporation, or any organized group of persons whether incorporated or not.”

17. A “pest,” as defined in Section 2(t) of FIFRA, 7 U.S.C. § 136(t), means any insect, rodent, nematode, fungus, weed, or any other form of terrestrial or aquatic plant or animal life or virus, bacteria, or other micro-organism which the Administrator of EPA declares to be a pest under Section 25(c)(1) of FIFRA.

18. A “pesticide,” as defined in Section 2(u) of FIFRA, 7 U.S.C. § 136(u) means,

among other things, any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest.

19. A “registrant,” as defined in Section 2(y) of FIFRA, § 136(y) means, a person who has registered any product pursuant to the provisions of FIFRA.

20. The Administrator of EPA may assess a civil penalty against any registrant, commercial applicator, wholesaler, dealer, retailer, other distributor who violates any provision of FIFRA of up to to \$7,500 for each offense that occurred after January 12, 2009, pursuant to Section 14(a)(1) of FIFRA, 7 U.S.C. § 136l(a)(1), and 40 C.F.R. Part 19.

#### General Allegations

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

22. Respondent, Stepan, is a “registrant” as defined at Section 2(z) of FIFRA, 7 U.S.C. § 136(z).

23. At all times relevant to the Complaint, Stepan owned or operated a place of business located at 22 W. Frontage Road, Northfield, Illinois 60093.

24. On or about January 6, 2005, Stepan registered its pesticide product, **Aerosol SDAS** with EPA.

25. EPA assigned EPA Registration Number (EPA Reg. No.) 1839-188 to Stepan’s pesticide product, **Aerosol SDAS**.

26. Stepan submitted an enforcement analytical method for EPA Reg. No. 1839-188 to EPA, dated October 20, 2006.

27. On or about January 31, 2006, Stepan and Betco Corporation (Betco), located at 1001 Brown Avenue, Toledo, Ohio, submitted an initial Notice of Supplemental Distribution of

a Registered Pesticide Product to EPA for the pesticide product, **Aerosol SDAS**.

28. The Notice of Supplemental Distribution of a Registered Pesticide Product listed the distributor of **Aerosol SDAS**, EPA Reg. No. 1839-188, as Betco.

29. The Notice of Supplemental Distribution of a Registered Pesticide Product listed the distributor product name for **Aerosol SDAS**, EPA Reg. No. 1839-188 as **Glybet Surface and Air Disinfectant**.

30. The company number assigned to Betco is 4170.

31. The EPA Reg. No. for the distributor product, **Glybet Surface and Air Disinfectant**, is 1839-188-4170.

32. **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, is a “pesticide” as that term is defined in Section 2(u) of FIFRA, 7 U.S.C. § 136(u).

33. Betco is an agent of the registrant, Stepan, for all intents and purposes under FIFRA with respect to its distributor product **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170.

34. On or about November 9, 2010, Stepan voluntarily sent a sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, lot number A10270, to the Analytical Chemistry Branch (ACB) of the Biological and Economic Analysis Division (BEAD) of the Office of Pesticides Program (OPP) (OPP/BEAD/ACB), located at 701 Mapes Road, Ft. Meade, Maryland, for formulation analysis.

35. On or about February 12, 2011, OPP/BEAD/ACB completed a formulation analysis of the sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, lot number A10270, that was submitted by Stepan on or about November 9, 2010.

36. The sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188

4170, was analyzed according to the enforcement analytical method that was submitted by the Respondent for EPA Reg. No. 1839-188, dated October 20, 2006.

37. The February 12, 2011 analysis of the sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, showed that the concentration of isopropanol was 48.70 percent.

38. On or about November 30, 2010, an inspector employed by the Ohio Department of Agriculture and authorized to conduct inspections under FIFRA conducted an inspection at Betco's place of business.

39. During the November 30, 2010 inspection, the inspector collected physical samples of the pesticide product, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, lot number A10270, which Betco, was holding for distribution or sale.

40. On or about February 12, 2011, OPP/BEAD/ACB completed a formulation analysis of a sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, lot number A10270, that was collected during the November 30, 2010 inspection.

41. The sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, was analyzed according to the enforcement analytical method that was submitted by the Respondent for EPA Reg. No. 1839-188, dated October 20, 2006.

42. The February 12, 2011 analysis of the sample of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, collected during the November 30, 2010 inspection showed that the concentration of isopropanol was 46.39 percent.

43. The label of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, states that the pesticide product contains 53 percent isopropanol.

44. On or about November 30, 2010, Betco was holding **Glybet Surface and Air**

**Disinfectant**, EPA Reg. No. 1839-188-4170 for distribution or sale at its place of business.

45. On or about November 17, 2010, Betco distributed or sold **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Brown Supply Company in Lima, Ohio.

46. On or about October 26, 2010, Betco distributed or sold **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Haskins Company Inc. in Augusta, Georgia.

47. On or about October 29, 2010, Betco distributed or sold **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Weisheimer's Sales & Services in Columbus, Ohio.

48. On or about October 27, 2010, Betco distributed or sold **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Americhem International in Middletown, Pennsylvania.

49. On or about October 27, 2010, Betco distributed or sold **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Heartland Paper Company in Sioux Falls, South Dakota.

**Count 1**

50. Complainant incorporates paragraphs 1 through 49 of this complaint, as if set forth in this paragraph.

51. On November 30, 2010, Betco distributed or sold a pesticide, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, that was adulterated as that term is defined by Section 2(c)(1)(A) of FIFRA, 7 U.S.C. § 136(c)(1)(A) and/or misbranded as that term is defined by Section 2(q)(1)(A), 7 U.S.C. § 136(q)(1)(A), by holding the distributor product for distribution or sale at its distribution facility.

52. Betco's distribution or sale of **Glybet Surface and Air Disinfectant**, EPA Reg.



No. 1839-188-4170,” constitutes an unlawful act pursuant to Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

53. Betco’s violation of Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E) subjects Respondent, Stepan, to the issuance of an Administrative Complaint assessing a civil penalty under Section 14(a) of the FIFRA, 7 U.S.C. §136l(a).

**Count 2**

54. Complainant incorporates paragraphs 1 through 49 of this CAFO, as if set forth in this paragraph.

55. On or about November 17, 2010, Betco distributed or sold a pesticide, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Brown Supply Company that was adulterated as that term is defined by Section 2(c)(1)(A) of FIFRA, 7 U.S.C. § 136(c)(1)(A) and/or misbranded as that term is defined by Section 2(q)(1)(A), 7 U.S.C. § 136(q)(1)(A).

56. Betco’s distribution or sale of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, constitutes an unlawful act pursuant to Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

57. Betco’s violation of Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E) subjects Respondent, Stepan, to the issuance of an Administrative Complaint assessing a civil penalty under Section 14(a) of the FIFRA, 7 U.S.C. §136l(a).

**Count 3**

58. Complainant incorporates paragraphs 1 through 49 of this CAFO, as if set forth in this paragraph.

59. On or about October 26, 2010, Betco distributed or sold a pesticide, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Haskins Company Inc. that

was adulterated as that term is defined by Section 2(c)(1)(A) of FIFRA, 7 U.S.C.

§ 136(c)(1)(A) and/or misbranded as that term is defined by Section 2(q)(1)(A), 7 U.S.C.

§ 136(q)(1)(A).

60. Betco's distribution or sale of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, constitutes an unlawful act pursuant to Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

61. Betco's violation of Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E) subjects Respondent, Stepan, to the issuance of an Administrative Complaint assessing a civil penalty under Section 14(a) of the FIFRA, 7 U.S.C. §136l(a).

#### Count 4

62. Complainant incorporates paragraphs 1 through 49 of this CAFO, as if set forth in this paragraph.

63. On or about October 29, 2010, Betco distributed or sold a pesticide, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Weisheimer's Sales & Service that was adulterated as that term is defined by Section 2(c)(1)(A) of FIFRA, 7 U.S.C. § 136(c)(1)(A) and/or misbranded as that term is defined by Section 2(q)(1)(A), 7 U.S.C. § 136(q)(1)(A).

64. Betco's distribution or sale of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, constitutes an unlawful act pursuant to Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

65. Betco's violation of Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E) subjects Respondent, Stepan, to the issuance of an Administrative Complaint assessing a civil penalty under Section 14(a) of the FIFRA, 7 U.S.C. §136l(a).

### Count 5

66. Complainant incorporates paragraphs 1 through 49 of this CAFO, as if set forth in this paragraph.

67. On or about October 27, 2010, Betco distributed or sold a pesticide, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Americhem International that was adulterated as that term is defined by Section 2(c)(1)(A) of FIFRA, 7 U.S.C. § 136(c)(1)(A) and/or misbranded as that term is defined by Section 2(q)(1)(A), 7 U.S.C. § 136(q)(1)(A).

68. Betco's distribution or sale of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, constitutes an unlawful act pursuant to Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

69. Betco's violation of Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E) subjects Respondent, Stepan, to the issuance of an Administrative Complaint assessing a civil penalty under Section 14(a) of the FIFRA, 7 U.S.C. § 136l(a).

### Count 6

70. Complainant incorporates paragraphs 1 through 49 of this CAFO, as if set forth in this paragraph.

71. On or about October 27, 2010, Betco distributed or sold a pesticide, **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, to Heartland Paper Company that was adulterated as that term is defined by Section 2(c)(1)(A) of FIFRA, 7 U.S.C. § 136(c)(1)(A) and/or misbranded as that term is defined by Section 2(q)(1)(A), 7 U.S.C. § 136(q)(1)(A),

72. Betco's distribution or sale of **Glybet Surface and Air Disinfectant**, EPA Reg. No. 1839-188-4170, constitutes an unlawful act pursuant to Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

73. Betco's violation of Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E) subjects Respondent, Stepan, to the issuance of an Administrative Complaint assessing a civil penalty under Section 14(a) of the FIFRA, 7 U.S.C. § 136l(a).

#### Prefiling Notices

74. On April 4, 2013, Complainant issued a Notice of Intent to File an Administrative Complaint (Notice of Intent to File) against Stepan Company, Respondent.

75. The Notice of Intent to File identified a proposed penalty of \$42,900.

76. The Notice of Intent to File advised Respondent to submit the following financial documentation if Respondent believed it was unable to pay the proposed penalty because of financial reasons: certified, complete financial statements including balance sheets, income statements and all notes to the financial statement, and the company's signed income tax returns with all schedules and amendments, for the past three years.

77. To date, Respondent has not submitted any financial documentation to support a claim that it is unable to pay the proposed penalty of \$42,900.

78. On February 11, 2013, Hoovers, a D&B Company, showed Stepan's 2011 Sales as \$1.84 billion and its 2011 Net Income as \$71.98 million.

79. Respondent has an ability to continue in business if it pays the proposed penalty of 42,900.

80. For purposes of calculating the proposed penalty under EPA's *Enforcement Response Policy for the Federal Insecticide, Fungicide, and Rodenticide Act*, dated December

2009, Respondent's gross revenues from all sources during calendar year 2011 were over \$10,000,000.

**Proposed Civil Penalty**

81. Complainant proposes that the Administrator assess a civil penalty against Respondent for the FIFRA violations alleged in this Complaint as follows:

**Counts 1 through 6**

Distribution or sale of <b>Glybet Surface and Air Disinfectant</b> , EPA Reg. No. 1839-188-4170.....	\$7,150
<b>Total proposed civil penalty.....</b>	<b>\$42,900</b>

Complainant determined the proposed civil penalty according to Section 14(a) of FIFRA, 7 U.S.C. § 136l(a). In determining the penalty amount, Complainant considered the size of Respondent's business, the effect on Respondent's ability to continue in business and the gravity of the violations. Complainant also considered EPA's *FIFRA Enforcement Response Policy*, dated December 2009, a copy of which is enclosed with this Complaint.

**Rules Governing this Proceeding**

The *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits* (the Consolidated Rules), at 40 C.F.R. Part 22, govern this proceeding to assess a civil penalty. Enclosed with the Complaint served on Respondent is a copy of the Consolidated Rules.

**Filing and Service of Documents**

Respondent must file with the EPA Regional Hearing Clerk the original and one copy of each document Respondent intends as part of the record in this proceeding. The Regional Hearing Clerk's address is:

Regional Hearing Clerk (E-13J)  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

Respondent must serve a copy of each document filed in this proceeding on each party pursuant to Section 22.5 of the Consolidated Rules. Complainant has authorized Nidhi O'Meara to receive any answer and subsequent legal documents that Respondent serves in this proceeding. You may telephone Nidhi O'Meara at (312) 886-0568. Her address is:

Nidhi O'Meara (C-14J)  
Office of Regional Counsel  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

**Terms of Payment**

Respondent may resolve this proceeding at any time by paying the proposed penalty by sending a certified or cashier's check, payable to "Treasurer, United States of America," to:

U.S. EPA  
Fines and Penalties  
Cincinnati Finance Center  
P.O. Box 979077  
St. Louis, Missouri 63197-9000

Respondent must include the case name, docket number and billing document number on the check and in the letter transmitting the check. Respondent must simultaneously send copies of the check and transmittal letter to the Regional Hearing Clerk and Nidhi O'Meara at the addresses given above, and to:

Terence Bonace (LC-8J)  
Pesticides and Toxics Compliance Section  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

### Answer and Opportunity to Request a Hearing

If Respondent contests any material fact upon which this complaint is based, contends that the proposed penalty is inappropriate, or contends that it is entitled to judgment as a matter of law, Respondent may request a hearing before an Administrative Law Judge. To request a hearing, Respondent must file a written Answer within 30 days of receiving this complaint and must include in that written Answer a request for a hearing. Any hearing will be conducted according to the Consolidated Rules.

In counting the 30-day period, the date of receipt is not counted, but Saturdays, Sundays, and federal legal holidays are counted. If the 30-day period expires on a Saturday, Sunday, or federal legal holiday, the time period extends to the next business day.

To file an Answer, Respondent must file the original written Answer and one copy with the Regional Hearing Clerk at the address specified above and must serve copies of the Answer on the other parties.

Respondent's written Answer must clearly and directly admit, deny, or explain each of the factual allegations in the complaint; or must state clearly that Respondent has no knowledge of a particular factual allegation. Where Respondent states that it has no knowledge of a particular factual allegation, the allegation is deemed denied. Respondent's failure to admit, deny, or explain any material factual allegation in the complaint constitutes an admission of the allegation.

Respondent's answer must also state:

- a. The circumstances or arguments which Respondent alleges constitute grounds of defense;
- b. The facts that Respondent disputes;

- c. The basis for opposing the proposed penalty; and
- d. Whether Respondent requests a hearing.

**Settlement Conference**

Whether or not Respondent requests a hearing, Respondent may request an informal conference to discuss the facts alleged in the Complaint and to discuss settlement. To request an informal settlement conference, Respondent may contact Mr. Bonace at (312) 886-3387.

Respondent's request for an informal settlement conference will not extend the 30-day period for filing a written Answer to this Complaint. Respondent may simultaneously pursue both an informal settlement conference and the adjudicatory hearing process. The Complainant encourages all parties against whom it proposes to assess a civil penalty to pursue settlement through an informal conference. Complainant, however, will not reduce the proposed penalty because the parties hold an informal settlement conference.

**Continuing Obligation to Comply**

Payment of a civil penalty will not affect Respondent's continuing obligation to comply with FIFRA and any other applicable federal, state or local law.

7/19/13  
Date

*for M.G.*  
Michael D. Harris  
Margaret M. Guerriero  
Director  
Land and Chemicals Division





RECEIVED  
JUL 22 2013

REGIONAL HEARING CLERK  
USEPA  
REGION 5

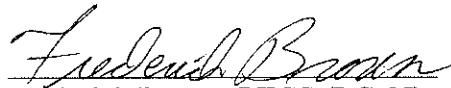
CERTIFICATE OF SERVICE

This is to certify that the original and one copy of this Complaint against Stepan Company was filed on July 22, 2013 with the Regional Hearing Clerk (E-19J), U.S. EPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, and that a true correct copy was sent by Certified Mail, Receipt No. 7009 1680 0000 7676 9051, along with a copy of the "Consolidated Rules of Practice, 40 C.F.R. Part 22," and "Section 1018 Disclosure Rule Enforcement Response Policy" to:

CT Corporation System  
Registered Agent for:  
Stepan Company  
208 South LaSalle Street  
Chicago, Illinois 60604

and forwarded intra-Agency copies to:

Ann Coyle, Regional Judicial Officer, ORC/C-14J  
Nidhi O'Meara, Counsel for Complainant/C-14J  
Eric Volek, Cincinnati Finance/MWD

  
Frederick Brown, PTCS (LC-8J)  
U.S. EPA - Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

Docket No. FIFRA-05-2013-0017

