



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone 800-227-8917  
www.epa.gov/region08

MAR 10 2015

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EPA REGION VIII  
HEARING CLERK

Ref: ENF-UFO

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Matthew B. Flood  
Senior Manager  
Sumitomo Corp. of Americas, Traffic  
Sumisho Global Logistics  
300 Madison Avenue  
New York, New York 10017-9006

Re: Administrative Order issued to Sumitomo Corp. of Americas  
Docket Number **FIFRA-08-2015-0002**

NOTICE OF REFUSAL OF ADMISSION  
Entry Number 221-3619041-4 (Tachigaren 70 WP)

Dear Mr. Flood:

In connection with the enforcement of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA or the Act), 7 U.S.C. §§ 136 et seq., the United States Environmental Protection Agency (EPA) has examined samples or other evidence with respect to the following shipment and is granting you an opportunity for a hearing.

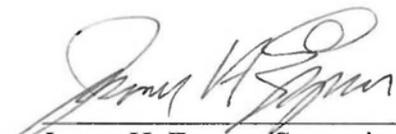
Product Name:	Tachigaren 70 WP
Shipper/Manufacturer:	Summit Agro International, Ltd.
Consignee:	Sumitomo Corp. of Americas
Entry Number:	221-3619041-4
Date of Importation:	February 6, 2015
Port of Entry:	Denver International Airport

It appears that the product is not in compliance with the Act and is subject to refusal of admission due to the following violation. On February 12, 2015, an inspector with the EPA inspected the shipment of Tachigaren 70 WP being held at Land Air Express in Aurora, CO. The inspector determined that the EPA establishment number on the label of the product submitted by you (#48210-JP-4) differs from the EPA establishment number on the product containers (#87590-JPN-2). The establishment number on the Notice of Arrival (NOA) form must match the establishment number listed on the label on the product containers, as well as the label that is provided to EPA with the Notice of Arrival, before the shipment can be released.

The NOA for the shipment was marked Deny Entry by EPA and returned to Sumitomo Corp. of Americas. A second NOA was submitted to EPA, this time with a label with EPA establishment number 87590-JPN-2, which corresponds with the EPA establishment number on the product containers. That NOA was marked Release Shipment, and a copy of the signed NOA was emailed to you on February 17, 2015.

Although the shipment has been released by EPA, EPA is issuing this Administrative Order and Notice of Refusal of Admission letter for the period of time (February 6, 2015 – February 16, 2015) the shipment was not in compliance with FIFRA.

Sincerely,



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James H. Eppers, Supervisory Attorney  
Legal Enforcement Program  
Office of Enforcement, Compliance and  
Environmental Justice



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David Cobb, Unit Chief  
Toxics Enforcement Unit  
Office of Enforcement, Compliance and  
Environmental Justice

