

Message Confirmation Report

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UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION VII  
901 NORTH 5<sup>TH</sup> STREET  
KANSAS CITY, KANSAS 66101

07 MAR 2007 11:56  
REGIONAL OFFICE  
KANSAS CITY, MO

IN THE MATTER OF )  
 )  
T and N, Inc. ) Docket No. FIFRA-07-2007-0001  
 )  
Respondent ) CONSENT AGREEMENT AND  
 ) FINAL ORDER  
 )

PRELIMINARY STATEMENT

This proceeding for the assessment of a civil penalty was initiated on or about October 13, 2006, pursuant to Section 14 of the Federal Insecticide, Fungicide, and Rodenticide Act (hereinafter called FIFRA), 7 U.S.C. § 136j, when the United States Environmental Protection Agency (hereinafter referred to as "Complainant" or "EPA") issued a "Complaint and Notice of Opportunity for Hearing" to T and N, Inc. (hereinafter referred to as "Respondent").

The Complaint charged Respondent with three counts of violating § 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

Subsequently, Complainant and Respondent entered into negotiations in an attempt to resolve the Complaint. The Consent Agreement and Final Order (CAFO) set forth herein below is the result of these negotiations and represents settlement of this Complaint.