



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8ENF-AT-P

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Date: July 2, 2019

To: U.S. Department of Homeland Security
Bureau of Customs and Border Protection

From: Suzanne J. Bohan, Director
Enforcement and Compliance Assurance Division  For 55B

Subject: Notice of Refusal of Admission regarding the chlorine in the shipment with entry number 300-81360752 Docket No. **FIFRA-08-2019-0006**

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 chlorine, EPA Reg. No. 50956-6, 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, 7 U.S.C. § 136o(c), and the implementing regulations at 19 C.F.R. § 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 July 2, 2019.

The following information pertains to the shipment of chlorine:

- The broker is Livingston International, 172 West Stutsman Street, Pembina, North Dakota 58271 U.S.
- The shipper/manufacturer is ERCO Worldwide, Wanuskewin Road & 71st Street, Saskatoon SK S7K 3R3 Canada.
- The importer is Hawkins, Inc., 2381 Rosegate, Roseville, Minnesota 55113-2625 U.S.
- The carrier is Canadian Pacific Railway, 2025 McCown Road, Toronto, Ontario M1S 5K3 Canada.
- The quantity of chlorine is 180,000 pounds.
- The entry number is 300-81360752.
- The port of entry is 3401, Pembina, North Dakota.
- The country of origin is Canada.

In accordance with 7 U.S.C. section 136o, all pesticides and devices imported into the United States must comply with U.S. pesticide law, be registered with EPA, be properly labeled, and be produced in

an EPA-registered establishment that files annual reports with the EPA. This shipment did not include the EPA-approved pesticide product label.

This product cannot be allowed entry into the United States. On July 2, 2019, the Customs and Border Patrol unit chief in Pembina, North Dakota, 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 if you have any questions concerning this matter.

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[Signature]