



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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

2012 JUN 11 AM 11:02

FILED
EPA REGION VIII
HEARING ALERT

Stop Sale, Use, or Removal Order

DOCKET NO.: FIFRA-08-2012-0005

Bryan Keator
Name of person ordered

6.8.12
Date

Menards
Name of company

6220 Menard Dr
Address

Casper, WY 82609

By the authority vested in me pursuant to Section 13(a) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, you are hereby ordered not to sell, use, or remove the pesticide(s) or device(s): one 31 pound - 3 ounce

bag of Preen Garden Weed Preventer, EPA reg. #961-280; one 17 pound bag

of Menards Premium Weed + Feed bag, EPA reg #2217-56.
Name of pesticide(s), device(s), other identifications

Based upon inspection activities and/or tests there is reason to believe that the pesticide(s) and/or device(s) is/are in violation of the provision(s) of Section 12 of FIFRA. Specifically, the violation(s) concern: The bags are torn which is

a misbranding violation.

This order shall pertain to all quantities of the above named pesticides or devices within the ownership, control, or custody of the above named person, wherever located. These pesticides and/or devices shall not be sold, used, or removed from the premises for any reason without prior written approval from EPA. This Order shall be **EFFECTIVE IMMEDIATELY** upon receipt by Respondent.

Any person violating the terms or provisions of this order shall be subject to the penalties prescribed in Section 14 of FIFRA.

Order served by: David Golden Inspector 6.8.12
Signature and title of EPA employee, date, time

Order received by: [Signature]
Signature and title of person named above

For information concerning the Stop Sale, Use, or Removal Order, contact:

David Golden
Technical Enforcement Program
U.S. EPA, Region 8, ENF-UFO
1595 Wynkoop Street
Denver, Colorado 80202
Phone: 303.312.6501
Fax: 303.312.6953



CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached, **STOP SALE, USE, OR REMOVAL ORDER** in the matter of **BRYAN KEATOR, MENARDS; DOCKET NO.: FIFRA-08-2012-0005** was filed with the Regional Hearing Clerk on June 11, 2012.

Further, the undersigned certifies that a true and correct copy of the documents were delivered to, Eduardo Quintana, Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned document was placed in the United States mail certified/return receipt requested on June 11, 2012 to:

Bryan Keator
Menards
6220 Menard Drive
Casper, WY 82609

June 11, 2012



Tina Artemis
Paralegal/Regional Hearing Clerk

