



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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November 2, 2020  
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Received by

EPA Region VIII

Hearing Clerk

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**SENT VIA ELECTRONIC MAIL**  
**DELIVERY RECEIPT REQUESTED**

From: David Cobb  
Section Chief, Toxics and Pesticides Enforcement Section  
Enforcement and Compliance Assurance Division

DAVID  
COBB

Digitally signed by  
DAVID COBB  
Date: 2020.11.01  
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To: U.S. Department of Homeland Security  
Bureau of Customs and Border Protection  
Port of Salt Lake City, Utah

Subject: Requested action to be taken regarding the Lampara Germicidal UV Batten in shipment  
with entry number ACN-13089659 FIFRA-08-2021-0007

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 Lampara Germicidal UV Batten 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. section 12.114.

The following information pertains to the shipment of the Lampara Germicidal UV Batten:

- The importer is Bom-D-Bom Lights LLC, 3267 E 3300 S Suite 301 Salt Lake City, Utah.
- The manufacturer is CNLight Company Ltd., A Zone Shishang Foshan Guangd, 28000 China.
- The broker is OEC Group Los Angeles, point of contact, Brett Everett, beverett.chblax@oecgroup.com.
- The airway bill number is COSU6276236530.
- The ship date is October 19, 2020.
- The quantity is 25 units, 10 pounds.
- The product is Lampara Germicidal UV Batten.
- The port of entry is Salt Lake City, Utah 3303.
- The country of origin is China.

The shipment that arrived at the border for import is in violation of FIFRA section 12(a)(2)(L), 7 U.S.C. § 136j(a)(2)(L), which states that it is unlawful for any person who is a producer to violate

the provisions of FIFRA section 7(a), 7 U.S.C. § 136e(a), by producing a pesticide or pesticidal device subject to the Act in an unregistered establishment. 40 C.F.R. § 167.20. (See 40 C.F.R. section 152.500 for requirements for devices.)

Under FIFRA, a device that makes pesticidal claims is a pesticidal device, and it must be produced in an establishment registered with the EPA prior to distribution or sale. A product that is called “germicidal,” is considered a pesticide. Therefore, this product cannot be allowed entry into the United States.

The Agency hereby notifies U.S. Customs and Border Protection that this merchandise has been refused admission and recommends that this merchandise be re-exported or destroyed within 90 calendar days from the date of this notice.

On October 28, 2020, the Customs and Border Patrol unit chief in Salt Lake City, Utah, 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](mailto:tokarz.christine@epa.gov) if you have any questions concerning this matter.