



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

290 BROADWAY

NEW YORK, NY 10007-1866

SEP 26 2013

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

7007 1490 0000 2851 2330

Mr. Salvatore Maraventano, President
Mara Shipping Inc.
350 Grove Street
Bridgewater, New Jersey 08807

Re: In the Matter of Mara Shipping Inc.
Docket No. FIFRA-02-2013-5111

Dear Mr. Maraventano:

Enclosed is the Complaint and Notice of Opportunity for Hearing, and supporting documents in the above-referenced proceeding. This Complaint alleges violations of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA).

You have the right to a formal hearing to contest any of the allegations in the complaint and/or to contest the penalty proposed in the Complaint.

If you wish to contest the allegations or the penalty proposed in the Complaint, you must file an Answer within **thirty (30)** days of your receipt of the enclosed Complaint to the Environmental Protection Agency's (EPA) Regional Hearing Clerk at the following address:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, New York 10007-1866

If you do not file an Answer within thirty (30) days of receipt of this Complaint and have not obtained a formal extension for filing an Answer from the Regional Judicial Officer, a default order may be entered against you and the entire proposed penalty may be assessed without further proceedings.

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2013 OCT 18 P 12:47
REGIONAL HEARINGS
CLERK

Whether or not you request a formal hearing, you may request an informal conference with EPA to discuss any issue relating to the alleged violations and the amount of the proposed penalty. EPA encourages all parties against whom it files a Complaint to pursue the possibility of settlement and to have an informal conference with EPA. However, a request for an informal conference **does not** substitute for a written Answer, affect what you may choose to say in an Answer, or extend the thirty (30) days by which you must file an Answer requesting a hearing.

Enclosed are copies of the Consolidated Rules of Practice, which govern this proceeding. For your general information and use, I also enclose both an Information Sheet for U.S. EPA Small Business Resources and a Notice of SEC Registrants Duty to Disclose Environmental Legal Proceedings, which may or may not apply to you.

EPA encourages the use of Supplemental Environmental Projects, where appropriate, as part of any settlement. I am enclosing a brochure on EPA's Supplemental Environmental Projects Policy. Please note that these are only available as part of a negotiated settlement and are not available if this case has to be resolved by a formal adjudication.

If you have any questions or wish to schedule an informal settlement conference, please contact the attorney whose name is listed in the Complaint.

Sincerely yours,



Dore LaPosta, Director
Division of Enforcement and Compliance Assistance

Enclosures

cc: (w/o enclosures)

Karen Maples, Regional Hearing Clerk

Christopher M. Kane
Attorney for Respondent
Simon Gluck & Kane LLP
Customs & International Trade Law
One Penn Plaza
250 West 34th Street-Suite 4615
New York, New York 10119

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

-----X
: :
In the Matter of: :
: :
Mara Shipping Inc., :
: :
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Respondent. :
: :
: :
-----X

**COMPLAINT AND NOTICE OF
OPPORTUNITY FOR HEARING**

Docket No. FIFRA-02-2013-5111

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2013 OCT 18 P 12:47
REGIONAL HEARING
CLERK

COMPLAINT

Complainant, as and for her Complaint against Respondent, hereby alleges:

1. This is a civil administrative proceeding instituted pursuant to Section 14(a)(1) of the Federal Insecticide, Fungicide and Rodenticide Act ("FIFRA" or "the Act"), 7 U.S.C. § 136l(a)(1) as amended, 7 U.S.C. § 136 *et seq.*
2. The Complainant, Dore LaPosta, Director of the Division of Enforcement and Compliance Assistance, Region 2, United States Environmental Protection Agency ("EPA"), has been duly delegated the authority to institute this action.
3. Respondent is Mara Shipping Inc., located at 350 Grove Street, Bridgewater, New Jersey 08807 (hereinafter, "Respondent's facility").
4. Respondent is a corporation organized pursuant to the laws of the State of New Jersey.
5. A "pesticide" is defined by Section 2(u) of FIFRA to include any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest.
6. The importation of pesticides into the United States is governed by Sections 17(c) and (e) of FIFRA, 7 U.S.C. §§ 136o(c) and 136o(e), and the regulations prescribed thereunder.
7. FIFRA Section 17(e), 7 U.S.C. § 136o(e) requires the Secretary of the Treasury, in consultation with the Administrator, to prescribe regulations for the enforcement of FIFRA Section 17(c).
8. Pursuant to FIFRA Section 17(e), the Secretary of the Treasury, through the United States Customs Service, prescribed regulations for the enforcement of Section 17(c) of FIFRA found at 19 C.F.R. Sections 12.110-12.117.

9. Title 19 of the Code of Federal Regulations (“C.F.R.”) Section 12.112(a) requires an importer desiring to import pesticides or devices into the United States to submit to the EPA Administrator a Notice of Arrival of Pesticides and Devices (EPA Form 3540-1) (hereinafter “Notice of Arrival”), prior to the arrival of the shipment in the United States. The Administrator shall complete the Notice of Arrival, indicating the disposition to be made of the shipment of pesticides or devices upon its arrival in the United States, and shall return the completed Notice of Arrival to the importer or its agent.
10. Title 19 C.F.R. Section 101.1 defines an “importer” as “the person primarily liable for the payment of any duties on the merchandise, or an authorized agent acting on his behalf. The importer may be: (1) The consignee, or (2) The importer of record, or (3) The actual owner of the merchandise, if an actual owner’s declaration and superseding bond has been filed in accordance with [section] 141.20 of this chapter, or (4) The transferee of the merchandise, if the right to withdraw merchandise in a bonded warehouse has been transferred in accordance with subpart C of part 144 of this chapter.”
11. Through the Notice of Arrival, the importer reports vital information to EPA such as the major active ingredients, quantity, country of origin, carrier, port of entry, and points of contact. This information allows EPA to make informed decisions, before pesticides arrive in the United States, as to whether such importation will pose unreasonable adverse risks to public health and the environment. The Notice of Arrival also provides contact information in the event of an emergency related to the movement of potentially toxic pesticide materials.
12. The Notice of Arrival is a report that must be filed with the Administrator, as required by FIFRA, prior to the arrival of each pesticide in the United States.
13. Pursuant to Section 12(a)(2)(N) of FIFRA, 7 U.S.C. § 136j(a)(2)(N), it is unlawful for any person who is a registrant, wholesaler, dealer, retailer, or other distributor to fail to file reports required by FIFRA.
14. “[T]o distribute or sell” as defined by Section 2(gg) of FIFRA, 7 U.S.C. § 136(gg), means to distribute, sell, offer for sale, hold for distribution, hold for sale, hold for shipment, ship, deliver for shipment, release for shipment, or receive and (having so received) deliver or offer to deliver.
15. On or about August 23, 2011, duly authorized EPA inspectors conducted an import-related inspection at Respondent’s facility.
16. During the August 23, 2011 inspection, documentary samples were collected that showed that Respondent failed to submit Notice of Arrivals to EPA for zinc borate (EPA Pesticide Registration No.75630-1).

17. During the August 23, 2011 inspection, documentary samples were collected that showed that Respondent entered into a "Letter of Authority" with Royce Associates on March 12, 1999. This letter authorized Respondent to act for Royce Associates as a lawful agent to conduct all customs transactions.
18. Inspections were conducted on June 29, August 24 and November 18, 2011 at Royce Associates' facility located at 35 Carlton Avenue, East Rutherford, New Jersey 07073.
19. During the above inspections, documentary samples collected showed that Respondent had acted as the customs broker and agent for the import of zinc borate for the importer Royce Associates twenty-three times between February 2010 and May 2011.

Pesticide Product	Entry Date	Entry Number (from CBP form 7501)	Quantity (kg)
zinc borate	2/22/10	K13-0062001-6	640
	4/20/10	K13-0062356-4	16,000
	6/28/10	K13-0062885-2	18,000
	7/05/10	K13-0062909-0	16,000
	9/20/10	K13-0063631-9	454
	10/04/10	K13-0063587-3	20,410
	12/07/10	K13-0064266-3	20,410
	3/28/10	K13-0062114-7	20,000
	6/01/11	K13-0062617-9	20,000
	6/06/10	K13-0062718-5	20,000
	8/23/10	K13-0063294-6	20,000
	8/03/11	K13-0063172-4	40,000
	9/20/10	K13-0063492-0	20,000
	10/11/10	K13-0063582-4	40,000
	9/27/10	K13-0063573-3	40,000
	6/29/11	K13-0065504-6	2,275
	1/18/11	K13-0064408-1	40,000
	2/16/11	K13-0064558-3	40,000
	2/9/11	K13-0064544-3	40,000
	2/22/11	K13-0064642-5	40,000
	3/2/11	K13-0064670-6	40,000
	5/6/11	K13-0065093-0	40,000
	5/6/11	K13-0065143-3	40,000

20. No Notices of Arrival were submitted to EPA for these shipments of zinc borate prior to their arrival in the United States.

Counts 1-23

Failure to File Reports Required by FIFRA

21. Paragraphs 1- 20 are incorporated by reference herein.

22. Respondent is a customs broker and agent for the importer Royce Associates. As the customs broker and agent, Respondent has represented the importer in dealings with the customs authorities.
23. Respondent is the authorized agent for the importer Royce Associates and therefore is an importer as that term is defined by 19 C.F.R. Section 101.1.
24. Immediate deliveries of shipments were made to Respondent who certified that it received proper release of the shipments from Customs and Border Protection.
25. Respondent made arrangement for the subsequent deliveries to the ultimate consignee, the importer Royce Associates.
26. Respondent acted as the agent for the importer and distributed pesticides subject to the requirements of Section 12(a)(2)(N) of FIFRA, 7 U.S.C. § 136j(a)(2)(N).
27. Respondent failed to file Notices of Arrival with EPA for the zinc borate (EPA Registration No.75630-1) shipments prior to their arrival in the United States.
28. Respondent violated FIFRA Section 12(a)(2)(N) by failing to file reports required by FIFRA Section 17(e) and 19 C.F.R. Section 12.112(a).
29. By failing to file a Notice of Arrival for each of the twenty-three zinc borate shipments prior to their arrival in the United States, Respondent committed twenty-three violations of Section 12(a)(2)(N) of FIFRA, 7 U.S.C. § 136j(a)(2)(N).

PROPOSED CIVIL PENALTY

In view of the above-cited finding and pursuant to the authority of Section 14(a) of FIFRA, 7 U.S.C. § 136l(a), Complainant herein proposes the assessment of a civil penalty in the amount of **Fourteen Thousand One Hundred Dollars (\$14,100)** against Respondent.

The proposed civil penalty has been determined in accordance with Section 14 (a) of FIFRA, 7 U.S.C. § 136l(a)(4), which authorizes the assessment of a civil penalty of up to \$5,000 for each violation of FIFRA and the regulations promulgated pursuant thereto. The Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996, requires EPA to adjust its penalties for inflation on a periodic basis. EPA has issued the Civil Monetary Penalty Inflation Adjustment Rule under which violations that occur on January 12, 2009, or later, are subject to a new statutory maximum civil penalty. The maximum civil penalty under Section 14(a) of FIFRA for such violations is \$7,500 per offense. (40 C.F.R. Part 19)

For purposes of determining the amount of any penalty to be assessed, Section 14 of FIFRA requires EPA "shall consider the appropriateness of such penalty to the size of the

business of the person charged, the effect on the person's ability to continue in business, and the gravity of the violation." (Section 14(a)(4) of FIFRA, 7 U.S.C. §136l(a)(4))

To develop the proposed penalty in this Complaint, EPA has taken into account the particular facts and circumstances of this case, to the extent known at this time of its filing, with specific reference to EPA's "FIFRA Enforcement Response Policy - Federal Insecticide, Fungicide, and Rodenticide Act," dated December 2009, a copy of which is available upon request. The policy provides rational, consistent and equitable calculation methodologies for applying the statutory penalty factors enumerated above to particular cases.

Complainant proposes, subject to receipt and evaluation of further and relevant information, that Respondent be assessed the following civil penalty for the violations alleged in the Complaint:

Counts 1-23: Failure to File Reports Required by FIFRA

Graduated Penalty Calculation – Base Penalty \$ 2,125

1-5(100%) = 5 x \$2,125 = \$10,625

6-20(10%) = 15 x \$212.5 = \$3,187.50

20-23 (5%) = 3 x \$106.25 = \$318.75

Total Penalty Assessment (rounded to the nearest \$100).....\$14,100

PROCEDURES GOVERNING THIS ADMINISTRATIVE LITIGATION

The rules of procedure governing this civil administrative litigation have been set forth in 64 *Fed. Reg.* 40138 (July 23, 1999), entitled, "CONSOLIDATED RULES OF PRACTICE GOVERNING THE ADMINISTRATIVE ASSESSMENTS OF CIVIL PENALTIES, ISSUANCE OF COMPLIANCE OR CORRECTIVE ACTION ORDERS, AND THE REVOCATION, TERMINATION OR SUSPENSION OF PERMITS," and which are codified at 40 C.F.R. Part 22. A copy of these rules accompanies this "Complaint and Notice of Opportunity for Hearing" (hereinafter referred to as the "Complaint").

A. Answering the Complaint

Where Respondent intends to contest any material fact upon which the Complaint is based, to contend that the proposed penalty is inappropriate or to contend that Respondent is entitled to judgment as a matter of law, Respondent must file with the Regional Hearing Clerk of EPA, Region 2, both an original and one copy of a written Answer to the Complaint. (40 C.F.R. § 22.15(a)) An Answer must be filed within 30 days of service of the Complaint at the following address:

**Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th floor
New York, N.Y. 10007-1866**

Respondent shall also then serve one copy of the Answer to the Complaint upon Complainant and any other party to the action. (40 C.F.R. § 22.15(a))

Respondent's Answer to the Complaint must clearly and directly admit, deny, or explain each of the factual allegations that are contained in the Complaint and with regard to which Respondent has any knowledge. (40 C.F.R. § 22.15(b)) Where Respondent lacks knowledge of a particular factual allegation and so states in its Answer, the allegation is deemed denied. (40 C.F.R. § 22.15(b)) The Answer shall also set forth: (1) the circumstances or arguments that are alleged to constitute the grounds of defense, (2) the facts that Respondent disputes (and thus intends to place at issue in the proceeding), and (3) whether Respondent requests a hearing. (40 C.F.R. § 22.15(b))

Respondent's failure affirmatively to raise in the Answer facts that constitute or that might constitute the grounds of its defense may preclude Respondent, at a subsequent stage in this proceeding, from raising such facts and/or from having such facts admitted into evidence at a hearing.

B. Opportunity to Request a Hearing

If requested by Respondent in its Answer, a hearing upon the issues raised by the Complaint and Answer may be held. (40 C.F.R. § 22.15(c)) If, however, Respondent does not request a hearing, the Presiding Officer (as defined in 40 C.F.R. § 22.3) may hold a hearing if the Answer raises issues appropriate for adjudication. (40 C.F.R. § 22.15(c))

Any hearing in this proceeding will be held at a location determined in accordance with 40 C.F.R. Section 22.35(b). A hearing of this matter will be conducted in accordance with the applicable provisions of the Administrative Procedure Act, 5 U.S.C. §§ 551-59, and the procedures set forth in Subpart D of 40 C.F.R. Part 22.

C. Failure to Answer

If Respondent fails in its Answer to admit, deny, or explain any material factual allegation contained in the Complaint, such failure constitutes an admission of the allegation. (40 C.F.R. § 22.15(d)) If Respondent fails to file a timely (*i.e.*, in accordance with the 30-day period set forth in 40 C.F.R. Section 22.15(a)) Answer to the Complaint, Respondent may be found in default upon motion. (40 C.F.R. § 22.17(a)) Default by Respondent constitutes, for purposes of the pending proceeding only, an admission of all facts alleged in the Complaint. (40 C.F.R. § 22.17(a)) Following a default by Respondent for a failure to timely file an Answer to the Complaint, any order issued therefore shall be issued pursuant to 40 C.F.R. Section 22.17(a).

Any penalty assessed in the default order shall become due and payable by Respondent without further proceedings 30 days after the default order becomes final pursuant to 40 C.F.R.

Section 22.27(c). (40 C.F.R. § 22.17(d)) If necessary, EPA may then seek to enforce such final order of default against Respondent, and to collect the assessed penalty amount, in federal court.

D. Filing of Documents Files After the Answer

Unless otherwise ordered by the Presiding Officer for this proceeding, all documents filed after Respondent has filed the Answer should be filed with the Headquarters Hearing Clerk, acting on behalf of the Regional Hearing Clerk, at one of the following addresses:

If by USPS:

Sybil Anderson
Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

If by UPS, FedEx DHL, other courier or personal delivery:

Sybil Anderson
Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Ronald Reagan Building, Room M1200
1300 Pennsylvania Avenue, N.W.
Washington, DC 20460

E. Exhaustion of Administrative Remedies

Where Respondent fails to appeal an adverse initial decision to the Environmental Appeals Board pursuant to 40 C.F.R. Section 22.30, and that initial decision thereby becomes a final order pursuant to the terms of 40 C.F.R. Section 22.27(c), Respondent waives its right to judicial review. (40 C.F.R. § 22.27(d))

In order to appeal an initial decision to the Agency's Environmental Appeals Board [EAB; see 40 C.F.R. § 1.25(e)], Respondent must do so "within 30 days after the initial decision is served." (40 C.F.R. § 22.30(a)) Pursuant to 40 C.F.R. Section 22.7(c), where service is by mail, "five days shall be added to the time allowed by these rules for the filing of a responsive pleading or document." Note that the 45-day period provided for in 40 C.F.R. Section 22.27(c) (discussing when an initial decision becomes a final order) does not pertain to or extend the time period prescribed in 40 C.F.R. Section 22.30(a) for a party to file an appeal to the EAB of an adverse initial decision.

INFORMAL SETTLEMENT CONFERENCE

Whether or not Respondent requests a formal hearing, EPA encourages settlement of this proceeding consistent with the provisions of the Act and its applicable regulations (40 C.F.R. § 22.18(b)). At an informal conference with representative(s) of Complainant, Respondent may comment on the charges made in this Complaint, and Respondent may also provide whatever additional information that it believes is relevant to the disposition of this matter, including: (1) actions Respondent has taken to correct any or all of the violations herein alleged, (2) any information relevant to Complainant's calculation of the proposed penalty, (3) the effect the proposed penalty would have on Respondent's ability to continue in business, and (4) any other special facts or circumstances Respondent wishes to raise.

Complainant has the authority to modify the amount of the proposed penalty, where appropriate, to reflect any settlement agreement reached with Respondent, to reflect any relevant information previously not known to Complainant or to dismiss any or all of the charges, if Respondent can demonstrate that the relevant allegations are without merit and that no cause of action as herein alleged exists. Respondent is referred to 40 C.F.R. Section 22.18.

Any request for an informal conference or any questions that Respondent may have regarding this complaint should be directed to:

Karen L. Taylor
Assistant Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866
(212) 637-3637
taylor.karen@epa.gov

The parties may engage in settlement discussions irrespective of whether Respondent has requested a hearing. (40 C.F.R. § 22.18(b)(1)) Respondent's requesting a formal hearing does not prevent it from also requesting an informal settlement conference; the informal conference procedure may be pursued simultaneously with the formal adjudicatory hearing procedure. A request for an informal settlement conference constitutes neither an admission nor a denial of any of the matters alleged in the Complaint. Complainant does not deem a request for an informal settlement conference as a request for a hearing as specified in 40 C.F.R. Section 22.15(c).

A request for an informal settlement conference does not affect Respondent's obligation to file a timely Answer to the Complaint pursuant to 40 C.F.R. Section 22.15. No penalty reduction, however, will be made simply because an informal settlement conference is held.

Any settlement that may be reached as a result of an informal settlement conference shall be embodied in a written consent agreement. (40 C.F.R. § 22.18(b)(2)) In accepting the Consent Agreement, Respondent waives its right to contest the allegations in the Complaint and waives its right to appeal the Final Order that is to accompany the Consent Agreement. (40 C.F.R. § 22.18(b)(2)) In order to conclude the proceeding, a Final Order ratifying the parties' agreement to settle will be executed. (40 C.F.R. § 22.18(b)(3))

Respondent's entering into a settlement through the signing of such Consent Agreement terminates this administrative litigation and civil proceedings arising out of the allegations made in the Complaint. Respondent's entering into a settlement does not extinguish, waive, satisfy or otherwise affect its obligation and responsibility to comply with all applicable statutory and regulatory requirements, and to maintain such compliance.

RESOLUTION OF THIS PROCEEDING WITHOUT HEARING OR CONFERENCE

Instead of filing an Answer, Respondent may choose to pay the total amount of the reduced penalty within 30 days after receipt of the Complaint, provided that Respondent files with the Regional Hearing Clerk, Region 2 (at the New York address noted above), a copy of the check or other instrument of payment. (40 C.F.R. § 22.18(a)) Such payment shall be made by cashier's or certified check or by electronic fund transfer (EFT). If the payment is made by check, then the check shall be made payable to the "**Treasurer, United States of America**" and shall be mailed to:

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
P.O. Box 979077
St. Louis, MO 63197-9000

The check shall be identified with a notation listing the name of the matter (**In the Matter of Mara Shipping Inc.**) and the Docket Number (**FIFRA-02-2013-5111**).

If Respondent chooses to make the payment by EFT, then Respondent shall provide the following information to its remitter bank:

- 1) Amount of Payment
- 2) SWIFT address: FRNYUS33, 33 Liberty Street, New York, NY 10045
- 3) Account Code for Federal Reserve Bank of New York receiving payment: 68010727
- 4) Federal Reserve Bank of New York ABA routing number: 021030004
- 5) Field Tag 4200 of the Fedwire message should read "D 68010727 Environmental Protection Agency"
- 6) Name of Respondent: **Mara Shipping Inc.**
- 7) Case Number: **FIFRA-02-2013-5111**

Whether the payment is made by check or by EFT, the Respondent shall promptly thereafter furnish reasonable proof that such payment has been made, to both:

Karen L. Taylor
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, N.Y. 10007-1866

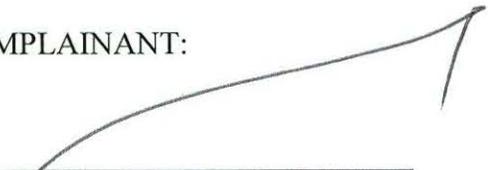
and

Karen Maples, Regional Hearing Clerk
Environmental Protection Agency, Region 2
290 Broadway, 16th floor
New York, N.Y. 10007-1866

Pursuant to 40 C.F.R. Section 22.18(a)(3), if Respondent elects to pay the full amount of the penalty proposed in the Complaint within 30 days of receiving the Complaint, then, upon EPA's receipt of such payment, the Regional Administrator of EPA, Region 2 (or, if designated, the Regional Judicial Officer), shall issue a Final Order. Issuance of this Final Order terminates this administrative litigation and the civil proceedings arising out of the allegations made in the Complaint. Further, pursuant to 40 C.F.R. Section 22.18(a)(3), the making of such payment by Respondent shall constitute a waiver of Respondent's right both to contest the allegations made in the Complaint and to appeal said Final Order to federal court. Such payment does not extinguish, waive, satisfy or otherwise affect Respondent's obligation and responsibility to comply with all applicable regulations and requirements, and to maintain such compliance.

Dated: SEPTEMBER 26, 2013
New York, New York

COMPLAINANT:



Dore LaPosta, Director
Division of Enforcement and Compliance Assistance
U.S. Environmental Protection Agency - Region 2

TO: Mr. Salvatore Maraventano, President
Mara Shipping Inc.
350 Grove Street
Bridgewater, New Jersey 08807

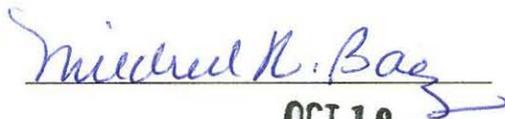
**In the Matter of Mara Shipping Inc.
Docket Number FIFRA-02-2013-5111**

CERTIFICATE OF SERVICE

This is to certify that I have this day caused to be mailed a copy of the foregoing Complaint bearing the **Docket Number FIFRA-02-2013-5111**, and a copy of the "Consolidated Rules of Practice, 40 C.F.R. Part 22, by certified mail, return receipt requested to:

Mr. Salvatore Maraventano, President
Mara Shipping Inc.
350 Grove Street
Bridgewater, New Jersey 08807

I forwarded the foregoing Complaint to the Office of the Regional Hearing Clerk of the United States Environmental Protection Agency, Region 2, 290 Broadway, 16th floor, New York, New York 10007-1866.


Dated: **OCT 18** , 2013
New York, New York