

**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR**

**In re FIFRA Section 6(b) Notice of Intent  
to Cancel Pesticide Registrations for  
Chlorpyrifos Products** )  
)  
)  
)  
**Gharda Chemicals International, Inc., and  
Red River Valley Sugarbeet Growers  
Association, et al.,** )  
)  
)  
**Petitioners.** )  
\_\_\_\_\_ )

**Docket No. FIFRA-HQ-2023-0001**

**NOTICE OF FILING IN EIGHTH CIRCUIT**

Petitioners Gharda Chemicals International, Inc. (“Gharda”) and Red River Valley Sugarbeet Growers Association, U.S. Beet Sugar Association, American Sugarbeet Growers Association, Southern Minnesota Beet Sugar Cooperative, American Crystal Sugar Company, Minn-Dak Farmers Cooperative, American Farm Bureau Federation, American Soybean Association, Iowa Soybean Association, Minnesota Soybean Growers Association, Missouri Soybean Association, Nebraska Soybean Association, South Dakota Soybean Association, North Dakota Soybean Growers Association, National Association of Wheat Growers, Cherry Marketing Institute, Florida Fruit and Vegetable Association, and Georgia Fruit and Vegetable Growers Association, and National Cotton Council of America (“Growers” and together with Gharda, “Petitioners”) hereby notify this Tribunal of Petitioners’ filing in the Eighth Circuit lawsuit, captioned *Red River Valley Sugarbeet Growers Association, et al. v. Michael S. Regan, et al.*, No. 22-1422 (8th Cir.), of a Motion for Relief Under the All Writs Act and to Expedite Appeal (“All Writs Motion”) and a Motion to Expedite Briefing on Motion for Relief Under the

All Writs Act and to Expedite Appeal (“Motion to Expedite Briefing”) (together with the All Writs Motion, the “Motions”). A copy of the Motions are attached hereto as Exhibit 1.

Petitioners are informing this Tribunal about these particular filings because the All Writs Motion requests that the Eighth Circuit exercise its authority under the All Writs Act to order the U.S. Environmental Protection Agency to hold in abeyance its registration cancellation proceedings pending a decision from the Eighth Circuit. The Motion to Expedite Briefing requests that any opposition to the All Writs Motion be filed by September 15<sup>th</sup> and any reply be filed by September 20<sup>th</sup>. The Eighth Circuit’s decision on the Motions could have a direct and substantive impact on the proceeding before this Tribunal.

This 8<sup>th</sup> day of September, 2023,

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Sugar Company, Minn-Dak Farmers Cooperative,  
American Farm Bureau Federation, American Soybean  
Association, Iowa Soybean Association, Minnesota  
Soybean Growers Association, Missouri Soybean  
Association, Nebraska Soybean Association, South  
Dakota Soybean Association, North Dakota Soybean  
Growers Association, National Association of Wheat  
Growers, Cherry Marketing Institute, Florida Fruit and*

*Vegetable Association, and Georgia Fruit and Vegetable  
Growers Association, and National Cotton Council of  
America*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 8, 2023, true and correct copies of the foregoing Petitioners' Notice Regarding Eighth Circuit Filing were filed electronically with the EPA OALJ E-Filing System for the OALJ's E-Docket Database, with a copy via electronic mail to the following:

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*/s/ Donald C. McLean* \_\_\_\_\_  
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