



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

April 4, 2016

Honorable Judge Biro  
Chief Administrative Law Judge  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Mail Code (1900R)  
Washington, DC 20460

OFFICE OF  
THE ADMINISTRATIVE  
LAW JUDGES

RE: Bayer CropScience LP and Nichino America Inc.  
FIFRA-HQ-2016-0001

Pursuant to 40 C.F.R § 164.25, of the Rules of Practice Governing Hearings, under the Federal Insecticide, Fungicide, and Rodenticide Act, Arising from Refusals to Register, Cancellations of Registrations, Changes of Classifications, Suspensions of Registrations and Other Hearings Called Pursuant to Section 6 of the Act. I am today transmitting a copy of the Request for Hearing and Statement of Objections By Bayer CropScience LP and Nichino America, Inc. Please assign an Administrative Law Judge to serve as Presiding Officer.


**PETITIONERS are represented by:**

Counsel for Bayer CropScience LP  
Kathryn E. Szmuszkovicz  
David A. Barker  
Daniel A. Eisenberg  
BEVERIDGE & DIAMOND, P.C.  
1350 I Street, N.W. Suite 700  
Washington, D.C. 20005  
Email: [kes@bdlaw.com](mailto:kes@bdlaw.com)  
[dab@bdlaw.com](mailto:dab@bdlaw.com)  
[dae@bdlaw.com](mailto:dae@bdlaw.com)

Counsel for Nichino America, Inc.  
Kenneth D. Morris  
Kenneth D. Morris, Esq. L.L.C.  
1320 Vale Dr.  
West Chester, PA 19382  
Email: [kdm@kenmorrislaw.com](mailto:kdm@kenmorrislaw.com)

**RESPONDENT is represented by:**

Ariadne Goerke  
Scott Garrison  
Pesticides and Toxic Substances Law Office  
Office of General Counsel (Mail Code 2333A)  
U.S. Environmental Protection Agency  
WJC North 731B  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460  
Email: [goerke.aridne@epa.gov](mailto:goerke.aridne@epa.gov)  
[perlis.robert@epa.gov](mailto:perlis.robert@epa.gov)  
[garrison.scott@epa.gov](mailto:garrison.scott@epa.gov)

  
Sybil Anderson  
Headquarters Hearing Clerk