

**FIFRA CIVIL PENALTY CALCULATION WORKSHEET**  
**ENFORCEMENT RESPONSE POLICY for FIFRA - Reference**

RESPONDENT: Wilson's Pest Control  
ADDRESS: 2400 N Grand Blvd, St. Louis, MO 63106

Prepared By: Adam Hilbert  
Date: 4/16/2024

	Counts 1-4
<b><u>Appendix A</u></b>	
1. Statutory Violation	12(a)(1)(A)
2. FTTS Code	1AA
3. Violation Level	1
<b><u>Appendix C – Table 2 – Size of Business Category</u></b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b><u>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</u></b>	
6. BASE PENALTY	\$7,150
<b><u>Appendix B - Gravity Adjustments</u></b>	
7a. Pesticide Toxicity	1
7b. Human Harm	3
7c. Environmental Harm	3
7d. Compliance History	0
7e. Culpability	2
7f. Total Gravity Adjustment Value (add items 7a – 7e)	9
<b><u>Appendix C – Table 3 – Adjustments</u></b>	
7g. Percent Adjustment	0%
7h. Dollar Adjustment	\$0.00
<b>8. Final Penalty**</b> (item 7h from item 6)	$\$7,150 \times 4 \text{ Counts} = \$28,600 \times 1.42324$ (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$40,704.66 rounded to \$40,705

\* Section 14(a)(1) of FIFRA - Any registrant, commercial applicator, wholesaler, dealer, retailer, or other distributor who violates any provision of this subchapter may be assessed a civil penalty by the Administrator of not more than \$5,000 for each offense.

Section 14(a)(2) of FIFRA - Any private applicator or other person not included in paragraph (1) who violates any provision of this subchapter subsequent to receiving a written warning from the Administrator or following a citation for a prior violation, may be assessed a civil penalty by

the Administrator of not more than \$1,000 for each offense, except that any applicator not included under paragraph (1) of this subsection who holds or applies registered pesticides, or use dilutions of registered pesticides, only to provide a service of controlling pests without delivering any unapplied pesticide to any person so served, and who violates any provision of this subchapter may be assessed a civil penalty by the Administrator of not more than \$500 for the first offense nor more than \$1,000 for each subsequent offense.

\*\*The final penalty in each column of line 8 cannot exceed the statutory maximum.

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RESPONDENT: Wilson's Pest Control  
ADDRESS: 2400 N Grand Blvd, St. Louis, MO 63106

Prepared By: Adam Hilbert  
Date: 4/16/2024

	Counts 5-7
<b>Appendix A</b>	
1. Statutory Violation	12(a)(1)(A)
2. FTTS Code	1AA
3. Violation Level	1
<b>Appendix C – Table 2 – Size of Business Category</b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</b>	
6. BASE PENALTY	\$7,150
<b>Appendix B - Gravity Adjustments</b>	
7a. Pesticide Toxicity	1
7b. Human Harm	1
7c. Environmental Harm	1
7d. Compliance History	0
7e. Culpability	2
7f. Total Gravity Adjustment Value (add items 7a – 7e)	5
<b>Appendix C – Table 3 – Adjustments</b>	
7g. Percent Adjustment	-40%
7h. Dollar Adjustment	-\$2,860
<b>8. Final Penalty**</b> (item 7h from item 6)	\$4,290 x 3 Counts = \$12,870 x 1.42324 (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$18,317.10 rounded to \$18,317

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any unapplied pesticide to any person so served, and who violates any provision of this subchapter may be assessed a civil penalty by the Administrator of not more than \$500 for the first offense nor more than \$1,000 for each subsequent offense.

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Date: 4/16/2024

	Counts 8-10
<b>Appendix A</b>	
1. Statutory Violation	12(a)(1)(A)
2. FTTS Code	1AA
3. Violation Level	1
<b>Appendix C – Table 2 – Size of Business Category</b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</b>	
6. BASE PENALTY	\$7,150
<b>Appendix B - Gravity Adjustments</b>	
7a. Pesticide Toxicity	1
7b. Human Harm	1
7c. Environmental Harm	1
7d. Compliance History	0
7e. Culpability	2
7f. Total Gravity Adjustment Value (add items 7a – 7e)	5
<b>Appendix C – Table 3 – Adjustments</b>	
7g. Percent Adjustment	-40%
7h. Dollar Adjustment	-\$2,860
<b>8. Final Penalty**</b> (item 7h from item 6)	\$4,290 x 3 Counts = \$12,870 x 1.42324 (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$18,317.10 rounded to \$18,317

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RESPONDENT: Wilson's Pest Control  
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Prepared By: Adam Hilbert  
Date: 4/16/2024

	Counts 11-14
<b>Appendix A</b>	
1. Statutory Violation	12(a)(1)(E)
2. FTTS Code	1EF
3. Violation Level	1
<b>Appendix C – Table 2 – Size of Business Category</b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</b>	
6. BASE PENALTY	\$7,150
<b>Appendix B - Gravity Adjustments</b>	
7a. Pesticide Toxicity	1
7b. Human Harm	3
7c. Environmental Harm	3
7d. Compliance History	0
7e. Culpability	2
7f. Total Gravity Adjustment Value (add items 7a – 7e)	9
<b>Appendix C – Table 3 – Adjustments</b>	
7g. Percent Adjustment	0%
7h. Dollar Adjustment	\$0.00
<b>8. Final Penalty**</b> (item 7h from item 6)	$\$7,150 \times 4 \text{ Counts} = \$28,600 \times 1.42324$ (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$40,704.66 rounded to \$40,705

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Prepared By: Adam Hilbert  
Date: 4/16/2024

	Counts 15-17
<b><u>Appendix A</u></b>	
1. Statutory Violation	12(a)(1)(E)
2. FTTS Code	1EE
3. Violation Level	3
<b><u>Appendix C – Table 2 – Size of Business Category</u></b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b><u>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</u></b>	
6. BASE PENALTY	\$2,830
<b><u>Appendix B - Gravity Adjustments</u></b>	
7a. Pesticide Toxicity	1
7b. Human Harm	1
7c. Environmental Harm	1
7d. Compliance History	0
7e. Culpability	2
7f. Total Gravity Adjustment Value (add items 7a – 7e)	5
<b><u>Appendix C – Table 3 – Adjustments</u></b>	
7g. Percent Adjustment	-40%
7h. Dollar Adjustment	-\$1,132
<b>8. Final Penalty**</b> (item 7h from item 6)	\$1,698 x 3 Counts = \$5,094 x 1.42324 (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$7,249.98 rounded to \$7,250

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the Administrator of not more than \$1,000 for each offense, except that any applicator not included under paragraph (1) of this subsection who holds or applies registered pesticides, or use dilutions of registered pesticides, only to provide a service of controlling pests without delivering any unapplied pesticide to any person so served, and who violates any provision of this subchapter may be assessed a civil penalty by the Administrator of not more than \$500 for the first offense nor more than \$1,000 for each subsequent offense.

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Date: 4/16/2024

	Counts 18-20
<b><u>Appendix A</u></b>	
1. Statutory Violation	12(a)(1)(E)
2. FTTS Code	1EF
3. Violation Level	1
<b><u>Appendix C – Table 2 – Size of Business Category</u></b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b><u>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</u></b>	
6. BASE PENALTY	\$7,150
<b><u>Appendix B - Gravity Adjustments</u></b>	
7a. Pesticide Toxicity	1
7b. Human Harm	1
7c. Environmental Harm	1
7d. Compliance History	0
7e. Culpability	2
7f. Total Gravity Adjustment Value (add items 7a – 7e)	5
<b><u>Appendix C – Table 3 – Adjustments</u></b>	
7g. Percent Adjustment	-40%
7h. Dollar Adjustment	-\$2,860
<b>8. Final Penalty**</b> (item 7h from item 6)	\$4,290 x 3 Counts = \$12,870 x 1.42324 (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$18,317.10 rounded to \$18,317

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Date: 4/16/2024

	Count 21
<b>Appendix A</b>	
1. Statutory Violation	12(a)(2)(B)(iii)
2. FTTS Code	2BD
3. Violation Level	2
<b>Appendix C – Table 2 – Size of Business Category</b>	
4. Violator Category * § 14(a)(1) or § 14(a)(2)	14(a)(1)
5. Size of Business Category	III
<b>Appendix C – Table 1 – FIFRA Civil Penalty Matrix</b>	
6. BASE PENALTY	\$4,250
<b>Appendix B - Gravity Adjustments</b>	
7a. Pesticide Toxicity	
7b. Human Harm	
7c. Environmental Harm	
7d. Compliance History	
7e. Culpability	
7f. Total Gravity Adjustment Value (add items 7a – 7e)	N/A
<b>Appendix C – Table 3 – Adjustments</b>	
7g. Percent Adjustment	N/A
7h. Dollar Adjustment	N/A
<b>8. Final Penalty**</b> (item 7h from item 6)	\$4,250 x 1.42324 (inflation multiplier)
Combined Total Penalty (total of all columns for line 8, above)	\$6,048.77 rounded to \$6,049

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Administrator of not more than \$500 for the first offense nor more than \$1,000 for each subsequent offense.

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