

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

<b>In re FIFRA Section 3(c)(2)(B) Notice of Intent to Suspend Dimethyl Tetrachloroterephthalate (DCPA) Technical Registration</b>	)	
	)	
<b>AMVAC Chemical Corporation;</b>	)	<b>Docket No. FIFRA-HQ-2022-0002</b>
<b>Grower-Shipper Association of Central California; J&amp;D Produce; Ratto Bros., Inc.;</b>	)	
<b>and Huntington Farms,</b>	)	
<b>Petitioners.</b>	)	
	)	

**JOINT MOTION TO CONFORM TRANSCRIPT**

Pursuant to 40 C.F.R. § 164.82 and the Presiding Officer’s February 6, 2023, order, Respondent Office of Pesticide Programs (“OPP”), Petitioner AMVAC Chemical Corporation (“AMVAC”), and the Grower-Shipper Association of Central California; J&D Produce; Ratto Bros., Inc.; and Huntington Farms (the “Grower Petitioners,” and, together with OPP and AMVAC, the “Parties”) hereby jointly move to conform the transcript of the hearing to the actual testimony presented at the hearing and for related relief as set forth below.

The administrative hearing in the above-captioned matter was held from January 24 through January 25, 2023, in Washington, DC. The Parties received the initial transcript of the testimony taken at the hearing on February 6, 2023. The Parties state that the initial transcript contains typographical and transcription errors and agree that making the specified changes is necessary to ensure that the transcript is accurate and the record is complete. The Parties jointly move for the following relief:

First, that the Presiding Officer accept and adopt the corrections jointly proposed in documentation separately provided to the OALJ and direct the Court Reporter to revise the transcript accordingly or otherwise certify the document(s) comprising the final transcript pursuant to 40 C.F.R. § 164.82.<sup>1</sup>

Second, the Parties believe that a portion of on-the-record discussion is omitted from the draft transcript which occurred between lines three and four of page 204 (Jan. 24) of the draft. The Parties request that the Presiding Officer confirm with the Court Reporter whether there is any record of statements made between the ones currently transcribed on those lines.

Third, the Parties request that the Presiding Officer confirm that the record contains all JX, RX, PAX, and PGX Exhibits as identified in Exhibit A to the Parties' January 31, 2023, Joint Status Report (Dkt. 54) and ensure that the documents comprising the final transcript pursuant to 40 C.F.R. § 164.82 reflect this.

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<sup>1</sup> The Parties did not understand the Presiding Officer's February 6, 2023, order as requiring the amended transcript documents to be filed to the Office of the Administrative Law Judges' ("OALJ") electronic docket. Accordingly, the amended documents were provided separately to the OALJ clerk and staff attorneys. The Parties will file the amended documents to the electronic docket if requested.

Dated: February 17, 2023

Respectfully submitted,

/s/ Forrest Pittman (with permission)

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **Joint Motion to Conform Transcript**, was sent on February 17, 2023, to the following parties in the manner indicated below.

/s/ Hume M. Ross  
Hume M. Ross

Copy by OALJ E-Filing System to:

Mary Angeles  
Headquarters Hearing Clerk  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
Ronald Reagan Building, Rm. M1200  
1300 Pennsylvania Ave. NW  
Washington, DC 20004

Dated February 17, 2023