



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105  
Phone: (415) 972-3000  
<http://www.epa.gov/region9>

**DEC 14 2016**

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
RECEIPT NO.: 7015 3010 0000 3883 2863

Ponsi Trivisvavet  
President  
Syngenta Seeds, LLC  
11055 Wayzata Boulevard  
Minnetonka, MN 55305

Re: Federal Insecticide, Fungicide and Rodenticide Act  
Complaint and Notice of Opportunity for Hearing  
Docket No. FIFRA-09-2017-0001

Dear Mr. Trivisvavet:

Enclosed is a Complaint and Notice of Opportunity for Hearing for the assessment of a civil administrative penalty against Syngenta Seeds, LLC, doing business as Syngenta Hawaii, LLC, for violations pursuant to Section 14(a) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). Specifically, the Complaint will allege that Syngenta Seeds has violated Section 12(a)(2)(G) of FIFRA, 7 U.S.C. § 136j(a)(2)(G), by using a registered pesticide in manners inconsistent with its labeling. This action will allege that Syngenta Seeds did not comply with the Worker Protection Standard, set forth at 40 C.F.R. part 170, in a number of ways, including but not limited to: (1) failing to prevent workers from entering a treated area where a pesticide had been recently applied; (2) failing to notify workers of recent pesticide applications; (3) failing to provide reasonably accessible decontamination supplies to workers; and (4) failing to make available prompt transportation to an appropriate emergency medical facility for exposed workers.

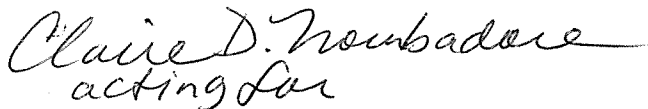
You should be aware of the part of the Complaint entitled "Opportunity to Request a Hearing." You are required to respond to this Complaint within thirty (30) days of receipt of the Complaint. If you fail to file an Answer to this Complaint with the Regional Hearing Clerk within thirty (30) days of receipt, your failure shall constitute an admission of all facts alleged in the Complaint and a waiver of your right to a hearing. The proposed civil penalty shall become due and payable sixty (60) days after a final order is issued upon default.

Copies of the following rules and regulations are enclosed and their web links are provided for your information below:

1. Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties  
<http://www.epa.gov/oalj/rules/crop.pdf>
2. EPA's Enforcement Response Policy for the Federal Insecticide, Fungicide, and Rodenticide Act dated December 2009  
<http://www2.epa.gov/sites/production/files/documents/fifra-erp-section7-051910.pdf>

If you have any questions, please contact Christina Cobb, Office of Enforcement and Compliance Assurance, at U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460. She can also be contacted by email at [Cobb.Christina@epa.gov](mailto:Cobb.Christina@epa.gov) and or by phone at (202) 564-1798.

Sincerely,



*Claire D. Noubadere*  
*acting for*

Kathleen H. Johnson  
Director  
Enforcement Division

Enclosures

cc: Thomas Matsuda, HDOA