From: Lesher, Mark
To: Dudding, Chris
Subject: FW: Agri-Gro
Date: Thursday, May 23, 2013 5:02:29 PM

FYI – Will send response to Agri-Gro.

From: Teter, Royan
Sent: Thursday, May 23, 2013 4:59 PM
To: Lesher, Mark
Subject: RE: Agri-Gro

Sounds reasonable.

Royan W. Teter, Chief
Pesticides Section
U.S. EPA - Region 7
WWPD/TOPE/PEST
11201 Renner Boulevard
Lenexa, KS 66219

(913) 551-7609 (p)
(913) 551-9609 (f)

From: Lesher, Mark
Sent: Thursday, May 23, 2013 11:29 AM
To: Teter, Royan
Cc: Dudding, Chris
Subject: FW: Agri-Gro

Royan,

Chris & I had a conference call with Agri-Gro Marketing, Inc., Doniphan, MO this morning and they finally seem to understand the FIFRA violations involving PGRs addressed in our NOW. They have hired regulatory consultants from a law firm in St. Louis, MO, that have convinced them they really are out of compliance with FIFRA and will help them achieve compliance. They have agreed to shut down their website until compliance is documented. They are requesting an extension to July 2, 2013. (See e-mail below). Chris & I think this is appropriate. If compliance is not reached by July 2, 2013, we feel it is time for a SSURO and a possible inspection and issuance of civil complaint. Are you OK with granting an extension until July 2, 2013? Any other thoughts?

Mark

Mark K. Lesher, M.S.
Environmental Scientist
Toxics and Pesticides Branch

Water, Wetlands, and Pesticides Division
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, KS 66219
913-551-7054
lesher.mark@epa.gov

From: Tim @ Agri-Gro Marketing, Inc [mailto:tim@agrigro.com]
Sent: Thursday, May 23, 2013 10:48 AM
To: Lesher, Mark
Cc: Stephen Smith / Agri-Gro Marketing, Inc.
Subject: Agri-Gro

Hello Mark,

As per our phone call this morning, we are taking down our website today until such time as our regulatory consultants from Husch & Blackwell law firm in St Louis, Mo can make it comply with FIFRA. In light of this, we are requesting an extension till July 2 in order to prepare a detailed response covering each item that is changed by our counsel to eliminate any possible FIFRA violation in our current marketing material and also allow time for our web service to make the necessary changes recommended by our recently retained firm for your approval. Please advise if this is acceptable and requested extension can be granted.

Best regards

TimEmailSig

********** ATTACHMENT NOT DELIVERED **********

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image001.jpg
which may be a computer program. This attached computer program could contain a computer virus which could cause harm to EPA's computers, network, and data. The attachment has been deleted.

This was done to limit the distribution of computer viruses introduced into the EPA network. EPA is deleting all computer program attachments sent from the Internet into the agency via Email.

If the message sender is known and the attachment was legitimate, you should contact the sender and request that they rename the file name extension and resend the Email with the renamed attachment. After receiving the revised Email, containing the renamed attachment, you can rename the file extension to its correct name.

For further information, please contact the EPA Call Center at (866) 411-4EPA (4372). The TDD number is (866) 489-4900.

********** ATTACHMENT NOT DELIVERED **********