UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1201 ELM STREET, SUITE 500
DALLAS, TEXAS 75270

November 18, 2021

SENT BY ELECTRONIC MAIL – CONFIRM RECEIPT REQUESTED
gene@verataur.com

Gene Garber
Verataur, LLC.
602 Vortex Dr
New Iberia, LA 70560

Re: Stop Sale, Use or Removal Order
Federal Insecticide, Fungicide, and Rodenticide Act
In the Matter of Verataur, LLC.; EPA Docket No. FIFRA-06-2022-0400

Dear Mr. Garber:

Enclosed is a Stop Sale, Use, or Removal Order (SSURO or "the Order") issued by the U.S. Environmental Protection Agency, Region 6, (EPA or "the Agency") to Verataur, LLC. (Verataur) concerning BioErase Antimicrobial Surface Wipes ("the Product"). The SSURO directs Verataur, LLC., to immediately cease the sale, use or removal of the Product, unless written permission is provided by the EPA, ***and is effective immediately upon receipt***.

Section 13(a) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. § 136k(a), authorizes the EPA to issue an order prohibiting the sale, use or removal of any pesticide by a person who owns, controls, or has custody of such pesticide whenever there is reason to believe on the basis of inspection or tests that the pesticide is in violation of any provision of FIFRA or has been or is intended to be distributed or sold in violation of FIFRA.

The EPA has reason to believe, based on inspections and documentation received from Verataur, that Verataur distributed or sold the Product with labeling that does not comply with the conditions required for minimum risk pesticides, which required the Product to be registered pursuant to Section 3 of FIFRA, 7 U.S.C. § 136a. These distributions or sales of the Product are unlawful distributions or sales of an unregistered pesticide in violation of Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A).

The EPA also has reason to believe, based on inspections of labeling with false or misleading statements that accompanied the Product when it was distributed or sold, that Verataur has been unlawfully distributing or selling a misbranded pesticide in violation of section 12(a)(1)(E), 7 U.S.C. § 136j(a)(1)(E).

Addressing noncompliance with environmental laws is important in carrying out the EPA's mission to protect human health and the environment. At the same time, the EPA acknowledges that the COVID-pandemic may impact Verataur, LLC. If that is the case, please contact us regarding any specific issues you need to discuss.

The issuance of this Order shall not act as a waiver by EPA of any enforcement or other authority available to EPA under federal law, including EPA's authority to seek civil penalties under Section 14(a) of FIFRA, 7 U.S.C. § 136l(a), for the violations alleged in this Order or any other violation.

Thank you for your attention to this matter. If you have any questions, please contact Lawrence Pittman, at pittman.lawrence@epa.gov or (214) 665-8381, or Lee McMillan, of my staff, at mcmillan.lee@epa.gov or (214) 665-6404.

Sincerely,

Cheryl T. Seager

Digitally signed by CHERYL SEAGER
DN: c=US, o=U.S. Government, ou=Environmental Protection Agency, cn=CHERYL SEAGER, 0.9.2342.19200300.100.1.1=68001003651793
Date: 2021.11.18 17:17:46 -06'00'

Cheryl T. Seager, Director
Enforcement and
Compliance Assurance Divison

Attachment: Stop, Sale, Use or Removal Order