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5/27/2025

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MELGAMAL@NEUMATTERMETHODS.COM

Marie Elgamal
Neumatter Methods, LLC
7324 Southwest Freeway, Suite 440
Houston, Texas 77074

**Re: Notice of Warning and Notice of Intent to Terminate
Establishment Registration – Immediate Action Required**
Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)
Neumatter Methods, LLC; EPA Establishment No. 91506-TX-1
EPA Docket No. FIFRA-06-2025-0373

Dear Ms. Elgamal:

Notice of Warning

This Notice of Warning is issued to Neumatter Methods, LLC pursuant to Section 9(c)(3) of FIFRA, 7 U.S.C. § 136g(c)(3). The U.S. Environmental Protection Agency is hereby alleging that Neumatter Methods, LLC violated Section 12(a)(2)(L) of FIFRA, 7 U.S.C. § 136j(a)(2)(L), by failing to file annual pesticide production reports for its establishment located at 314 Garden Oaks Boulevard, Houston, Texas 77018 (EPA Establishment Number 91506-TX-1), as required by Section 7(c) of FIFRA, 7 U.S.C. § 136e(c). Specifically, EPA is alleging that Neumatter Methods, LLC failed to file the *Pesticide Report for Pesticide-Producing Establishments* (EPA Form 3540-16) for the above-mentioned establishment for the years 2020, 2021, 2022, 2023, and 2024.

Pursuant to 40 C.F.R. § 167.85(d), producers operating an active establishment must submit an annual report on or before March 1, of each year covering production during the previous calendar year (the reporting year), even if no pesticide product or device was produced at the establishment for that reporting year. Pursuant to Section 14 of FIFRA, 7 U.S.C. 136l, and 40 C.F.R. Part 19, failure to comply with this reporting requirement may subject your producing establishment to an administrative civil penalty. Based on a review of Neumatter Methods, LLC's compliance history, EPA has determined this Notice of Warning is an appropriate enforcement response to the alleged violations noted above.

Notice of Intent to Terminate Establishment Registration

In addition, you are hereby advised of EPA's intent to terminate the registration of EPA Establishment Number 91506-TX-1. Pursuant to 40 C.F.R. § 167.20(f), EPA intends to terminate the registration of the establishment if Neumatter Methods, LLC fails to submit the missing annual pesticide production reports indicated above within 30 calendar days from the date of this notification. A copy of the report form is available on the Internet at: <https://www.epa.gov/compliance/epa-form-3540-16-pesticide-report-pesticide-producing-and-device-producing-establishments>.

Termination of the establishment registration will be effective upon the issuance by this office of a Notice of Termination of Establishment Registration. Section 7 of FIFRA prohibits the production of pesticides at any establishment unless that establishment is registered with the EPA. In the event that EPA terminates the establishment registration, any further production at the establishment, including formulation, packaging or labeling, will be in violation of FIFRA and may result in further enforcement action by EPA against Neumatter Methods, LLC. Such enforcement action may include an action to assess penalties as authorized by Section 14 of FIFRA, 7 U.S.C. 136l.

EPA developed an information sheet entitled "U.S. EPA Small Business Resources" to help small businesses understand federal and state environmental laws and right under the Small Business Regulatory Enforcement Fairness Act. The information sheet can be found on the Internet at: <https://www.epa.gov/compliance/small-business-resources-information-sheet>.

If you have any questions concerning this matter, please contact Kiera Hancock by phone at 214-665-3176 or by email at Hancock.Kiera@epa.gov.

Sincerely,

**JEFFREY
YURK**

Jeffrey Yurk, Manager
Waste and Chemical Enforcement Branch

Digitally signed by
JEFFREY YURK
Date: 2025.05.27
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