

Proposed Administrative Consent Agreement Background Summary

Company: Dan Brown **License:** None

Origin of Case: Restricted use pesticide dealer inspection at Northeast Agricultural Sales in Detroit on 4-27-2012

Dates of Incident: April 13, 2010

Pesticide(s) Involved: Gramoxone Inteon Herbicide

Summary of Allegation(s): A Board inspector did a routine restricted use pesticide dealer inspection at Northeast Agricultural Sales in Detroit on April 27, 2012. As part of that inspection, the inspector asked for and received random, representative copies of Northeast Agricultural Sales sales transactions records for some 2010 restricted use pesticide sales. A review of those records revealed that Dan Brown purchased a 2 ½ gallon container of Gramoxone Inteon Herbicide on April 13, 2010. Gramoxone Inteon Herbicide is a restricted use pesticide that requires a pesticide applicator license to purchase. Brown was not licensed at the time of this purchase

Staff Action: A Board inspector collected a copy of Northeast Agricultural Sale's transaction record showing Brown's purchase of the restricted use pesticide. A consent agreement was given to Brown that included a \$50 penalty. Brown signed the consent agreement and paid the penalty.

Staff Findings: Brown purchased a restricted use pesticide without a pesticide applicator license.

Applicable Citations of Law: CMR 01-026 Chapter 40 Section 1(D) - Restricted use pesticides may be purchased and used only by applicators licensed by the Board as provided in Chapters 31 and 32.

Attachment(s):

- Consent agreement for Dan Brown

IN WITNESS WHEREOF, the parties have executed this Agreement of two pages.

DANIEL BROWN

By: _____ Date: _____

Type or Print Name: _____

BOARD OF PESTICIDES CONTROL

By: _____ Date: _____

Henry Jennings, Director

APPROVED:

By: _____ Date: _____

Mark Randlett, Assistant Attorney General