

United States Department of Agriculture
Animal and Plant Health Inspection Service
4700 River Road
Riverdale, MD 20737

Permit to Receive Soil
Regulated by 7 CFR 330

This permit was generated electronically via the ePermits system.

PERMITTEE NAME:	David Bumgarner	PERMIT NUMBER:	P330-11-00307
COMPANY:	Microbac Laboratories Inc.	APPLICATION NUMBER:	P525-110708-001
RECEIVING ADDRESS:	158 Starlite Drive Marietta, OH 45750	DATE ISSUED:	09/09/2011
MAILING ADDRESS:	158 Starlite Drive Marietta, OH 45750		
PHONE:	(740) 373-4071	EXPIRES:	08/05/2014
FAX:	(740) 373-4835		

PORTS OF ARRIVAL/PLANT INSPECTION STATIONS: Various Ports of Entry Staffed by CBP-Agriculture Specialists

HAND CARRY: No

Under the conditions specified, this permit authorizes the following:

Quantity of Soil per Shipment and Treatment
Over 3 lbs

SPECIAL INSTRUCTIONS TO INSPECTORS


See permit conditions below

INSTRUCTIONS TO DHS CBP INSPECTORS:

1. Confirm that the carrier of the shipment imported under this USDA PPQ 525 permit is commercially bonded. For all hand carry events, go to step 4.
2. Confirm that the imported shipment has a valid USDA PPQ Form 550 Black/White label attached to the exterior of the package.
3. Validate the permit in ePermits using the CBP search feature at: <https://epermits.aphis.usda.gov/epermits>
4. For all hand carry events, the port of entry must have received prior notice by e-mail, fax, or telephone of the arrival of the passenger including date of arrival and flight information from Headquarters, OFO, and APL. This notice communicates specific instructions to the port of entry.
5. For all hand carry events, a valid PPQ Form 550 Black/White label specifying hand carry must be presented. A single PPQ Form 550 Black/White label specifying hand carry may be used for multiple specimens covered under one permit at border crossings.
6. If the permitted shipment arrives by hand carrying, in personal luggage, or by personal automobile without a hand carry authorization as specified in both the permit and the PPQ Form 550 Black/White label, seize the shipment and forward it to the nearest USDA APHIS PPQ Plant Inspection Station.

For questions or concerns, contact the USDA APHIS PPQ Permit Unit in Riverdale, MD, at 866-524-5421.

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 Mark A. Stull	08/05/2011

INSTRUCTIONS TO PPQ INSPECTORS:


1. This facility may be inspected with or without prior notice at any time during regular business hours and must be in compliance with all authorizations and conditions specified in this permit during such inspections. PPQ Permit unit in Riverdale, MD, may also contact you to schedule formal inspections of this facility as part of continuing permit compliance monitoring.
2. Prior to inspections, contact PPQ Permit unit in Riverdale, MD, at 866-524-5421 for current information or documentation on the facility.
3. Any inspections or visits must be documented in the files located in the PPQ Permit unit in Riverdale, MD. You may fax reports to 301-734-5392 or email them to Pest.Permits@aphis.usda.gov.
4. Report all concerns about or violations of this permit to the PPQ permit unit in Riverdale, MD, at 866-524-5421.

PERMIT CONDITIONS

This permit authorizes the importation/domestic movement of soil from all foreign sources(except countries with sanctions or embargoes by US State Department), the continental US, and all US territories only for decontamination by incineration in a controlled environment at the named facility on the permit. It is not authorized for use in field research or release into the environment


1. This permit is issued only for the named permit holder at the address(s) identified on this permit. This permit cannot be transferred or assigned nor does it fulfill or modify the requirements of any other federal or state regulatory authority (such as the U.S. Environmental Protection Agency, the U.S. Fish and Wildlife Service, the U.S. Food and Drug Administration, the Centers for Disease Control and Prevention, or the Animal Health Protection Act- 7U.S.C. 8301, or your State's Department of Agriculture).
2. The permit holder verifies United States residency by initialing and accepting these permit conditions. If you are not a United States resident, it is unlawful for you to initial or accept these permit conditions because a USDA 525 soil Permit can only be issued to United States residents.
3. The permit holder is solely responsible for ensuring compliance with all statutory requirements and specifically listed permit conditions. Failure to comply with the terms and conditions of this permit is cause for the following: (a) cancellation of this permit, (b) cancellation of other permits issued to the permit holder, (c) seizure and/or destruction of regulated organisms, (d) denial of future permit applications by this permit holder, (e) liability for civil penalties, and (f) criminal prosecution under provisions in the Plant Protection Act.
4. Any alteration, forgery, unauthorized use of this permit and/or associated Federal Forms are subject to civil and criminal penalties including fines and imprisonment.
5. Importation, interstate movement, possession, and use of strains of genetically engineered regulated organisms (created by use of recombinant DNA technology) are not authorized under this permit.
6. This permit does not authorize movement or use of plant pathogens listed in the Public Health Security and Bioterrorism Preparedness and Response Act of 2002. If any organism listed as a Select Agent is identified from materials associated with this research, the permit holder is required to notify APHIS, Agricultural Select Agent Program (ASAP) within one business day by phone at 866-524-5421, and within seven (7) days submit APHIS/CDC Form 4 (Report of Identification of a Select Agent or Toxin in a Clinical or Diagnostic Laboratory) to APHIS, ASAP; 4700 River Rd, Unit 2, Riverdale, MD 20737 (see instructions at: http://www.aphis.usda.gov/programs/ag_selectagent/index.shtml). Failure to comply with this requirement is a violation of the Agricultural Bioterrorism Protection Act of 2002.
7. You as the permit holder are responsible for maintaining a valid permit for as long as the soil is in your possession. APHIS does not issue extensions or renewals of existing permits; the permit holder must submit a new permit application at least three months prior to the expiration of this permit, and obtain a new permit to continue uninterrupted authorization for the soil approved under this permit.

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8. If an accidental release into the environment occurs, notification must be made within one business day to APHIS, PPQ, 4700 River Rd., unit 133; Riverdale, MD 20737; 866-524-5421. A written report of the incident must be submitted identifying: (a) the name of the permit holder (responsible person), (b) the permit number, (c) the country or State of origin of the soil, (d) the nature of the release, and (e) measures already taken to contain, reduce or limit the effects of the accidentally released soil. Any plans prepared to contain, reduce or limit the effects of the accidentally released soil may be submitted as developed.
9. Without prior notice and during reasonable hours, authorized PPQ and/or State regulatory officials shall be allowed to inspect the conditions associated with the regulated soil authorized under this permit.
10. The permit holder must maintain an official permanent work assignment at the address identified on this permit. If the permit holder ceases assignment/affiliation at the address identified on this permit, or personnel circumstances change in any way, then a compliance officer must be notified at the PPQ permit unit immediately (that is, within one business day) by either (a) email to pest.permits@aphis.usda.gov, (b) fax to 301-734-4300 or 8700, or (c) conventional mail to USDA PPQ Permit Unit, 4700 River Road, Riverdale, MD 20737. Should the permit holder depart from the organization/facility, the permit holder will either (a) request cancellation of this permit and comply with all permit-specific termination conditions, (b) apply for and receive a permit to move the soil to a new facility, or (c) relinquish control of the regulated soil to a qualified individual who obtained a permit for the continued use of this regulated soil prior to this permit holder's departure.
11. A copy of this permit must accompany all shipments authorized under this permit.
12. CBP-AI and PPQ have the authority to order and approve treatment, re-exportation or destruction of a shipment, a portion of a shipment or any other material associated with the shipment (i.e. pallets, packaging, and means of conveyance). If an official of CBP-AI or PPQ determines that the shipment requires treatment as a condition of entry, is contaminated with a quarantine plant pest or pests, is commingled with prohibited plant material or the required documentation is incomplete or missing, then that official may order and approve treatment, re-exportation or destruction of a shipment, a portion of a shipment or any other material associated with the shipment (i.e. pallets, packaging, means of conveyance).
13. All solid wood packing material (SWPM) accompanying the shipment must be in compliance with ISPM 15 treatment regulations and IPPC stamp requirements and enforcement. Noncompliant shipments will be treated, re-exported or destroyed at the consignee's expense.
14. All costs and arrangements for safeguarding and transportation of the cargo are the responsibility of the importer, broker or other parties associated with the shipment.
15. All operations must be consistent with information submitted in association with the above listed APHIS-PPQ inspected facility and subject to the conditions below.
16. Soil shall be shipped in a securely closed, watertight container (primary container- e.g. polythene super sacks) which shall be enclosed in a second, durable watertight container (secondary container). Since the carrier will move through rural areas, it must be secured by a seal, lock, or similar device.
17. Microbac Laboratories Inc., or their bonded carrier will transport the regulated soil from the approved Port of Entry directly to the incinerating facility following designated corridors. Soil shipments must be in compliance with the Environmental Protection Agency (EPA) and Department of Transportation (DOT) regulations.
18. The regulated soil can be released without treatment at the port of entry to the permittee's address listed on the permit or label or to an authorized user only if the final destination is an approved facility listed at: <https://web01.aphis.usda.gov/PPQ/AuthSoilLabs.nsf/web?openform>.
19. This permit does not authorize the use of soil for growing purposes, for isolation or culture of organisms, or for extracting and concentrating organisms from the soil.
20. No further distribution of soil is allowed. Opening containers, repackaging, or diverting soil is prohibited except as necessary for sampling or when specific written authorization is provided in advance by Plant Protection and Quarantine. Access the website at <http://www.aphis.usda.gov/ppq/sphd/> for a list of PPQ State Plant Health Offices.
21. The soil will be handled as quarantined material until incinerated. This will include keeping the soil enclosed in containers when not in use and labeling all containers and/or storage areas: "Quarantine Soil- Safeguard Until Incinerated."

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22. You as the permit holder are responsible for maintaining a valid permit for as long as the soil is in your possession. APHIS does not issue extensions or renewals of existing permits; the permit holder must submit a new permit application at least three months prior to the expiration of this permit, and obtain a new permit to continue uninterrupted authorization for the soil approved under this permit.

23. Equipment, conveyance, and supplies used to conduct operations or that have contacted the soil must be decontaminated using one of the following methods:

- (a) Material can be soaked in a fresh bleach solution of 10 percent (1:9) for at least 30 minutes (1:10 is a convention that means 1 in 10 or 1 part 9 parts = 10 parts total, which is a 10 percent solution)
- (b) Material can be soaked in 70 percent ethanol
- (c) Flamed with ethanol
- (d) Treated with quaternary ammonium compounds.

Note also that autoclaving, incineration, and dry heat sterilization are also acceptable sterilization/decontamination methods.

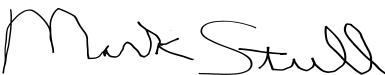
24. You must attach a PPQ Form 550 Black/White label to the exterior of each shipment being imported under this permit or, in the case of bulk shipment, include the label in the shipping manifest. We will send you the PPQ Form 550 Black/White labels upon issuance of this permit (i.e., a signed PPQ permit) by bonded courier. You may request additional labels by email at: BlackWhiteGreenYellow.labelrequest@aphis.usda.gov. You must specify the type of label you are requesting, PPQ Form 550 Black/White labels, and the number of labels needed.

25. Underlying packaging/wrapping must carry the address, billing, and any other information required to direct the shipment to its final destination (i.e., the permit holder's address. Please note: USDA APHIS does not defray any additional shipping costs incurred for transiting the shipment to final destination).

26. This permit is valid for shipments of soil not heat treated at the port of entry, only if a Compliance Agreement (PPQ Form 519) has been completed and signed. Compliance Agreements and Soil Permits are non-transferable.

END OF PERMIT CONDITIONS

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