



SAN JOAQUIN COUNTY

OFFICE OF THE

AGRICULTURAL COMMISSIONER

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SCOTT HUDSON
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December 18, 2013

Ms. Tiffany Anderson
2 N. Avena Avenue
Lodi, CA 95240

Subject: Complaint Letter Dated December 10, 2013 Addressed to Scott Hudson

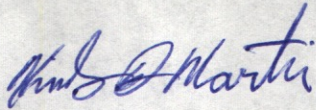
Dear Ms. Anderson,

I'm responding to your complaint letter on Agricultural Commissioner Scott Hudson's behalf. I reviewed your complaint letter and found it to be identical, with the exception of the agency addressed and agencies cc'd, to your letter dated August 27, 2013, addressed to California Environmental Protection Agency Secretary Matt Rodriquez. The letter addressed to Secretary Rodriquez was attached to a Cal/EPA Environmental Complaint (Record Number 11992) filed by you using a web-based complaint process and forwarded to the San Joaquin County Agricultural Commissioner's Office on September 4, 2013, by the California Department of Pesticide Regulation for investigation.

In your complaint letter, you raise many safety and environmental concerns at San Joaquin County Mosquito and Vector Control District's (SJCMVCD) White Slough Facility and question the use of a single chemical by name: formalin. As you should be aware, I conducted an investigation into this matter which included contacting you by phone on multiple occasions. On December 11, 2013, after the conclusion of my investigation, I mailed you a copy of the completed investigation (INV-13-24). As previously discussed in our phone conversations, the Agricultural Commissioner's Office only exercises regulatory authority over workplace and environmental issues involving pesticides. A complete headquarter inspection was conducted and all pesticide related worker safety requirements, record keeping, written training program, two year history of employee training records, written respiratory training program and appropriate employee fit testing, medical evaluation, respiratory training records, and pesticide reporting to my office were found in compliance with State laws and regulations. I did find and issued a violation notice for a pesticide storage posting violation at the White Slough facility. This violation was immediately corrected by SJCMVCD by posting the appropriate sign on the outside of their pesticide storage area. I also determined that the referenced formalin product (trade name Parasite-S) was last used on March 12, 2009. This product was used to control external parasites of Mosquito fish raised at the White Slough facility and is not a pesticide and therefore not regulated by the California Department of Pesticide Regulation or the Agricultural Commissioner's Office. No further investigation will be conducted.

If you did not receive the mailed copy of the investigation or have questions regarding the investigation, please contact me at (209) 953-6000.

Respectfully,



Kimberly D Martin
Agricultural Biologist
San Joaquin County
Office of the Agricultural Commissioner

CC. Donna Heran, San Joaquin County Environmental Health Director
Monica Nino, San Joaquin County Administrator
James P Willet, San Joaquin County District Attorney
Kamala D Harris, State of California Attorney General
Edmund G Brown, State of California Governor
Cathleen Galgiani, Senator, California State Senate 5th District
Kristen Olsen, Assemblywoman, California State Assembly 12th District
Richard Pan, Assemblyman, California State Assembly 9th District
Susan Taltmantes Eggman, Assemblywoman, California State Assembly 13th District
Jerry McNerney, Congressman, US House of Representatives CA 9th District
Diane Feinstein, Senator, US Senate CA Representative
Barbara Boxer, Senator, US Senate CA Representative
Matt Rodriquez, Secretary, California Environmental Protection Agency