

**BEFORE THE  
UNITED STATES DEPARTMENT OF TRANSPORTATION  
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION**

**PHMSA CASE NUMBER**

**25-0010-SH-SW**

**IN THE MATTER OF:**

**Pest Fog Sales Corporation  
(Respondent)**

**FINAL ORDER**

By this Order, I find that Pest Fog Sales Corporation (Respondent) committed one (1) violation of the Hazardous Materials Regulations (HMR), 49 CFR Parts 171-180, and I assess Respondent a \$3,000 civil penalty.

On March 28, 2025, the Office of Chief Counsel issued a Notice of Probable Violation (Notice) to Respondent proposing a \$3,000 civil penalty for one (1) violation of the HMR. On April 2, 2025, Respondent submitted a payment in the amount of \$3,000. By paying the full amount of the civil penalty proposed in the Notice, Respondent admitted the violation as alleged in the Notice (49 CFR § 107.315). Therefore, I find Respondent committed the violation as set forth in the Notice.

This violation shall constitute as a prior violation under 49 U.S.C. § 5123 in the event Respondent commits any future violation of the Federal hazardous materials transportation law, 49 U.S.C. § 5101 et seq., or the HMR.

By paying the proposed civil penalty, Respondent waived all rights to further respond to the Notice and to appeal this Order. Accordingly, PHMSA accepts Respondent's April 2, 2025 payment in full satisfaction of the civil penalty proposed in the Notice, and PHMSA shall close this case with prejudice.

Dated: April 30, 2025

It is so Ordered,

**ADAM SCHAEFER  
HORSLEY**

for Keith J. Coyle  
Chief Counsel

Digitally signed by ADAM  
SCHAEFER HORSLEY  
Date: 2025.04.30 13:20:21  
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