

February 12, 2024

Michael S. Regan
Administrator
Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Mail Code: 1101A
Washington, DC 20460

Via Email: Regan.Michael@epa.gov

Dear Administrator Regan:

On behalf of the members of the American Seed Trade Association, I am writing to you with deep concern regarding the recent decision by the U.S. District Court in Arizona vacating the registration for the use of dicamba products Engenia, FeXapan and XtendiMax on dicamba-tolerant soybeans and cotton. This ruling poses a potential financial and operation risk to America's soybean and cotton farmers, and it is imperative that EPA take immediate action to provide direction to farmers with a broad existing stocks order.

In 2024, U.S farmers are projected to plant more than 38 million acres of dicamba tolerant soybeans, and eight million acres of dicamba tolerant cotton. Most of these planting decisions were made in 2023 when seed companies and producers could plant the necessary seed crop in order to have seed for the 2024 season. The seed production process includes breeding traits into elite varieties that can perform in different geographies and establishing and paying contracts with growers to produce seed more than a year in advance of marketing.

We request that EPA quickly publish new conditional registration decisions for Engenia, FeXapan and XtendiMax as soon as possible to alleviate the uncertainty created for U.S farmers, to ensure that U.S. farmers can proceed with the 2024 planting season, and to protect family-owned, local and regional seed businesses that have prepared years in advance to bring seeds to the market.

Sincerely,



Andrew W. LaVigne
President and CEO