

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

**Permit to Import Plants and Plant Products
Regulated by 7 CFR 319.37**

This permit was generated electronically via the eFile system

APPLICATION NUMBER:	A-00082561	DATE ISSUED:	12/13/2021
PERMIT NUMBER:	537-21-347-08427	EFFECTIVE:	12/13/2021 – 12/13/2024
APPLICANT NAME: (Relationship to Permittee)	Robert Harris ()	PERMITTEE NAME:	Robert Harris
ORGANIZATION:		ORGANIZATION:	
ADDRESS:	PO Box 146, Kamuela, Hawaii, 96743	ADDRESS:	PO Box 146, Kamuela, Hawaii, 96743
MAILING ADDRESS:	PO Box 146, Kamuela, Hawaii, 96743	MAILING ADDRESS:	PO Box 146, Kamuela, Hawaii, 96743
PHONE:	808-987-3102	PHONE:	808-987-3102
EMAIL:	orchidpeople@gmail.com	EMAIL:	orchidpeople@gmail.com

DESIGNATED PORTS: AZ, Nogales; CA, El Segundo; CA, San Diego; CA, South San Francisco; FL, Miami (Cargo, DHL, Fed Ex, UPS, etc); FL, Miami (PO Box for US Postal Service only); FL, Orlando; GA, Atlanta; GU, Tiyau; HI, Honolulu; NJ, Linden; NY, Jamaica; PR, Carolina; TX, Humble; TX, Los Indios; WA, SeaTac

Under the conditions specified, this permit authorizes the following:

Intended Use: Plants for Planting

Articles	Commodity Type	Country/ Countries of Origin	Plant Parts
1. Cymbidium	Plants for Propagation	Japan	All Plant Parts Except Seeds

SPECIAL INSTRUCTIONS TO INSPECTORS

See permit conditions below

Permit Number: 537-21-347-08427

THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE
FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE

APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319.37

DATE

12/13/2021

PERMIT CONDITIONS

Please note that the import requirements and approved commodities listed below are subject to change at any time during the duration of this permit. Please refer to the USDA-PPQ Port Program Manuals at http://www.aphis.usda.gov/import_export/plants/manuals/ports/index.shtml for the current import requirements for the commodities you are importing.

This permit authorizes the importation of the listed articles, under the conditions specified below. A copy of this permit and conditions must accompany all shipments authorized under this permit. For additional questions concerning this permit, call the PPQ automated phone system at: 1-877-770-5990.

This APHIS-issued import permit only covers compliance with APHIS regulations and requirements. Therefore, this APHIS permit for the commodity to be imported does not reduce or eliminate the permittee’s legal duty and responsibility to likewise comply with all other Federal and State regulatory requirements applicable to the commodity to be imported.

Genetically engineered plant materials regulated by 7 CFR Part 340 must be imported with a valid APHIS 2000 Permit or Notification. Please call (301) 851-3935 or email Biotechquery@aphis.usda.gov for more information.

The importer or designee is responsible for confirming with CBP and PPQ at the destination port in advance of each shipment, that CBP and PPQ has the capacity to clear or handle permitted air, land, and maritime cargo shipments, including bulk, mail, and express consignment shipments.

The permittee is the legal importer of an article and is responsible for complying with the permit conditions. The permittee must be at least 18 years of age and have and maintain an address in the United States that is specified on the permit and be physically present during normal business hours at that address during any periods when articles are being imported or moved interstate under the permit; or If another legal entity, maintain an address or business office in the United States with a designated individual for service of process; and serve as the contact for the purpose of communications associated with the movement of the regulated article for the duration of the permit.

Any person who violates the Plant Protection Act (PPA) of the United States, individuals or corporations who fail to comply with these conditions and authorizations, or who forge, counterfeit, or deface permits may be criminally or administratively prosecuted and found guilty of a misdemeanor which can result in penalties, a one-year prison term, or both. In addition, all current permits may be cancelled and future permit applications denied.

Permit Number: 537-21-347-08427

<p>THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE</p> <p style="text-align: center;">APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37</p>	<p>DATE</p> <p style="text-align: center;">12/13/2021</p>
--	--

WARNING: Any alteration, forgery or unauthorized use of this Federal Form is subject to civil penalties of up to \$250,000 (7 U.S.C.s 7734(b)) or punishable by a fine of not more than \$10,000, or imprisonment of not more than 5 years, or both (18 U.S.C.s 1001)

Shipment Details:

The shipment must be free from soil (unless authorized), prohibited plant materials and plant parts, other regulated foreign matter or debris, and quarantine living organisms such as parasitic plants, pathogens, insects, snails, and mites.

If the official personnel find that the shipment requires treatment as a condition of entry, is contaminated with a quarantine plant pest or pests, is commingled with a prohibited plant material, or if required documentation is incomplete or missing, they will order the least drastic action, which could be 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) Noncompliant shipments will be treated, re-exported or destroyed, at the consignee’s expense.

If fumigation is required, and plastic wrappings such as cellophane, films, and shrink wrap; and papers that are waxed, laminated, or waterproofed are used for wrapping must be perforated, removed, or opened before fumigation. If wrappings are perforated to facilitate fumigation, holes should be at least 3/16-inch in diameter every 3 square inches or ¼-inch in diameter every 4 inches over the entire surface of the wrapping.

All Wood Packing Materials (WPM) with the shipment are subject to ISPM 15 treatment and IPPC stamp requirements.

Any person who violates the Plant Protection Act (PPA) of the United States, individuals or corporations who fail to comply with these conditions and authorizations, or who forge, counterfeit, or deface permits may be criminally or administratively prosecuted and found guilty of a misdemeanor which can result in penalties, a one-year prison term, or both. In addition, all current permits may be cancelled and future permit applications denied.

1. Plants for Planting Condition Set

1. Cymbidium (All Plant Parts Except Seeds) from Japan into Ports with Plant Inspection Stations

1. This document describes the import requirements for the listed Orchids, **EXCEPT for these specific species :**

For eFile users: please check to ensure that your desired plant species are NOT listed in this table.

- Dendrobium cruentum
- Dendrobium guamense*

*** ESA-T except seeds from cultivated plants**

Permit Number: 537-21-347-08427

<p>THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE</p> <p>APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37</p>	<p>DATE</p> <p>12/13/2021</p>
--	--------------------------------------

WARNING: Any alteration, forgery or unauthorized use of this Federal Form is subject to civil penalties of up to \$250,000 (7 U.S.C.s 7734(b)) or punishable by a fine of not more than \$10,000, or imprisonment of not more than 5 years, or both (18 U.S.C.s 1001)



1. Artificially Propagated Hybrids and/or Cultivars

1.2. This commodity is subject to inspection at the port of entry and all requirements of [7 CFR 319.37-8](#).

1.3. All plants for planting **must** be accompanied by an original or certified true copy phytosanitary certificate issued **not** more than 15 days prior to shipment of regulated plants for planting from the country in which they were grown. The phytosanitary certificate **must** contain the following:

- Identify the genus;
- If individual species or cultivars within a genus have additional restrictions, then identify the species or cultivar;
- If there are **no** additional restrictions, then the species or cultivar is strongly preferred;
- If an intergeneric hybrid, then place the multiplication sign × before the name of the intergeric hybrid;
- If an intraspecific hybrid, then place the multiplication sign × between the names of the parent taxa; and
- If the plant is budded, grafted, or otherwise contains interpolated plant parts, then identify all plant parts (e.g., interstem, rootstock, or scion) that belong to restricted taxa to the lowest regulated taxon (genus, species, cultivar).

NOTICE: Information on the phytosanitary certificate, container, invoice, and packing list should match up for more efficient processing and to avoid delays.

1.3.1. The shipment of Plants for planting (except seeds and unrooted cuttings) from a country of origin regulated for potato cyst nematodes must be accompanied by a phytosanitary certificate containing either one of the following additional declarations:

- "The plant was grown on land or in substrate which has been microscopically inspected by the national plant protection organization of the country in which it was grown within 12 months preceding issuance of the certificate and found free from potato cyst nematodes *Globodera rostochiensis* and *Globodera pallida*.
OR
- "The plant has been grown within a secure environment in a production area that is free of potato cyst nematodes, in a soilless growing medium or invitro and has **never** been grown in soil **nor** come in contact with soil."

Permit Number: 537-21-347-08427

THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE
FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE

APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37

DATE

12/13/2021



1.4. The importer **must** notify (preferably 24 hours in advance of arrival), the Plant Protection and Quarantine Program (PPQ) of the shipment’s arrival by sending **one** of the following to the PPQ plant inspection station at the port of entry:

- Broker’s document
- Commercial invoice
- Commercial packing list
- Customs entry document
- Manifest
- Notice form (i.e., PPQ Form 368, Notice of Arrival)
- Waybill (Air Way Bill (AWB) or Bill of Lading (B/L)

1.5. Present commodity for inspection at the USDA Plant Inspection Station (PIS) upon entry. If a shipment arrives at port without a plant inspection station, USDA and the CBP-AS must approve any transfer or subsequent movement to a PIS.

Commodities imported through passenger baggage **must** be sent to a PIS. Surrender the commodity to a Customs and Border Protection Agriculture Specialist upon arrival in the U.S.. Importer pays costs to move the commodity from the port of arrival to the PIS.

1.6. Packaging Requirements

1.6.1. Must not be packed in the same container as plants for planting whose importation into the United States is Not Authorized Pending Pest risk Analysis (NAPRA) in accordance with 7 CFR § 319.37-4.

1.6.2. Must be accompanied by packing list indicating:

- Contents of each box or container in the consignment/shipment
- Scientific name to the lowest plant taxon
- The weight of the seed (grams or kilograms) or number of plant units of each plant taxon
- References each box number on both the packing list and the physical box.

1.6.3. Label Each container with genus and species. If the container holds more than one species, label each species separately.

Keep shipments with more than one plant species in separate packaging (i.e. box, bag, crate, rack etc.). If a pest is found on any articles in a package, inspectors may order emergency measures (i.e. treatment, re-export or destruction).

1.6.4. Imported as Cargo (i.e., air cargo; maritime shipment (sea cargo); tractor trailer, truck, van, etc.)

The outer container **must** plainly and correctly bear:

Permit Number: 537-21-347-08427

<p>THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE</p> <p>APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37</p>	<p>DATE</p> <p>12/13/2021</p>
--	--------------------------------------



- General nature of contents;
- Quantity of contents (weight of the seeds or number of plant units);
- Country and locality where grown;
- Name and address of shipper, owner, or person shipping or forwarding the consignments;
- Name and address of consignee;
- Identifying shipper's mark and number;
- Permit number authorizing the importation.

1.6.5. Consignments imported by mail, express carrier, or in passenger baggage

The shipment must bear a **GREEN AND YELLOW** label showing the address of the PIS as well as the following information:

- general nature and quantity of the contents;
- country and locality grown;
- name and address of shipper;
- owner or person shipping or forwarding the article.

The address of the PIS must be the only address appearing on the package exterior

The permittee should use a green and yellow mailing label for each parcel.

- The permittee's name, address, telephone number, and permit number be enclosed with each parcel. Instruct your supplier to **place only green and yellow labels, and NOT your name or address, on the outside of the parcel.**
- You may print the PPQ Form 508 (Green/Yellow labels) using eFile. Otherwise, send your request to greenandyellowplantslabelrequest@usda.gov. Specify the approved port(s) listed on the permit where you wish the plant materials sent.
- The label must be printed in color and attached with clear tape to the exterior of each package. The permittee is responsible for supplying labels to the shipper and instructing the shipper to carefully follow all shipping instructions. The permittee is responsible for each shipping label issued under this permit.

1.7. Plants for planting may only be shipped in approved packing material when meeting all of the following conditions:

- Plants are packed in the packing material immediately prior to shipment;

Permit Number: 537-21-347-08427

<p>THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE</p> <p>APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37</p>	<p>DATE</p> <p>12/13/2021</p>
--	-------------------------------

WARNING: Any alteration, forgery or unauthorized use of this Federal Form is subject to civil penalties of up to \$250,000 (7 U.S.C.s 7734(b)) or punishable by a fine of not more than \$10,000, or imprisonment of not more than 5 years, or both (18 U.S.C.s 1001)



- Plant material is free from sand, soil, or earth, except as listed under Approved Packing Material below;
- Packing material has not been previously used as packing material or otherwise used as growing media (see Growing Media); and
- Packing material is approved by the USDA-APHIS as not posing a risk of introducing quarantine pests (see Approved Packing Material).

Approved Packing Material

- Baked or expanded clay pellets
- Buckwheat hulls
- Coral sand from Bermuda (1)
- Excelsior
- Exfoliated vermiculite
- Ground cork
- Ground peat
- Ground rubber
- Paper
- Perlite
- Polymer stabilized cellulose
- Quarry gravel
- Rock wool
- Sawdust
- Shavings, cork
- Shavings, wood
- Sphagnum moss
- Stockosorb superabsorbent polymer
- Vegetable fiber (2)
- Volcanic rock

(1) - **Coral sand from Bermuda** is an approved packing material if the plant is **accompanied by a phytosanitary certificate** containing an accurate additional declaration from the national plant protection organization that such sand is free from soil.

(2) - **Vegetable fiber** is an approved packing material **if free of pulp**. This includes coconut fiber and Osmunda fiber (except cotton fiber and sugarcane fiber).

NOTICE Plants must not be established or growing in any packing material.

1.8. All herbaceous plants for planting must meet size and age requirements for import.

- Whole plants are admissible if they show **18 inches (457 mm) or less from the soil line.**

Permit Number: 537-21-347-08427

THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE

APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37

DATE

12/13/2021



- Plant cuttings/parts are admissible if they show **18 inches (457 mm) or less in total length**
- Root clumps of perennial herbaceous plants (except epiphytes), with or without sprouts, are admissible if they are **4 inches (102 mm) or less** in diameter

2. CITES Footnote 10

Artificially propagated hybrids of the following genera are not subject to the provisions of the Convention, if conditions, as indicated under a) and b), are met: Cymbidium, Dendrobium, Phalaenopsis and Vanda:

- a) Specimens are readily recognizable as artificially propagated and do not show any signs of having been collected in the wild such as mechanical damage or strong dehydration resulting from collection, irregular growth and heterogeneous size and shape within a taxon and shipment, algae or other epiphyllous organisms adhering to leaves, or damage by insects or other pests; AND
- b)
 - i) when shipped in non-flowering state, the specimens must be traded in shipments consisting of individual containers (such as cartons, boxes, crates or individual shelves of CC-containers) each containing 20 or more plants of the same hybrid; the plants within each container must exhibit a high degree of uniformity and healthiness; and the shipment must be accompanied by documentation, such as an invoice, which clearly states the number of plants of each hybrid; or
 - ii) when shipped in flowering state, with at least one fully open flower per specimen, no minimum number of specimens per shipment is required but specimens must be professionally processed for commercial retail sale, e.g. labelled with printed labels or packaged with printed packages indicating the name of the hybrid and the country of final processing. This should be clearly visible and allow easy verification. Plants not clearly qualifying for the exemption must be accompanied by appropriate CITES documents

2. Not Artificially Propagated Hybrids and/or Cultivars

- 2.1.** Must meet all the import requirements detailed above.
- 2.2.** Must be accompanied by a valid CITES export permit from the country of export.
- 2.3.** If you are in the business of importing, exporting or re-exporting CITES or ESA regulated plants and plant products, USDA regulation [7 CFR 355](#) requires that you possess a valid USDA Protected Plant Permit, APHIS [PPQ Form 621](#).

Permit Number: 537-21-347-08427

<p>THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE</p> <p>APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37</p>	<p>DATE</p> <p>12/13/2021</p>
--	--------------------------------------

WARNING: Any alteration, forgery or unauthorized use of this Federal Form is subject to civil penalties of up to \$250,000 (7 U.S.C.s 7734(b)) or punishable by a fine of not more than \$10,000, or imprisonment of not more than 5 years, or both (18 U.S.C.s 1001)



United States
Department of
Agriculture

END OF PERMIT CONDITIONS

Permit Number: 537-21-347-08427

THIS PERMIT HAS BEEN APPROVED ELECTRONICALLY BY THE
FOLLOWING PPQ HEADQUARTER OFFICIAL VIA EFILE

APHIS eFile Automatic Issued Permit Regulated by 7 CFR 319. 37

DATE

12/13/2021

WARNING: Any alteration, forgery or unauthorized use of this Federal Form is subject to civil penalties of up to \$250,000 (7 U.S.C.s 7734(b)) or punishable by a fine of not more than \$10,000, or imprisonment of not more than 5 years, or both (18 U.S.C.s 1001)