

2001, the U.S. Environmental Protection Agency (EPA) requested guidance from the FIFRA Scientific Advisory Panel (SAP) about risk mitigation measures, such as the application of surface coatings, for CCA-treated wood (SAP Report No. 2001-12). The SAP Panel made "recommendations regarding the need for additional studies in this area..." because the "weight-of evidence from available studies indicates that certain coatings can substantially reduce dislodgeable and leachable CCA chemicals." The Panel also recommended that "EPA inform the public of the ability of certain coatings to substantially reduce leachable and dislodgeable CCA chemicals..."

In response to these recommendations, EPA and the Consumer Product Safety Commission (CPSC) staff (Interagency Agreement # CPSC-I-03-1235), conducted studies evaluating the ability of selected coatings to reduce the amount of dislodgeable chemicals on CCA-treated wood surfaces under natural weather conditions for 2 years, August 2003–August, 2005. The data presented are final data from the studies; interim one-year data from the studies were reviewed through a letter peer review process previously.

On November 14–16, 2006, the FIFRA SAP will meet to review and consider the EPA and CPSC staff studies of the impact of surface coatings on the levels of dislodgeable arsenic, chromium, and copper from treated wood. The review will focus on the design and methodology employed in the studies, extrapolation of the results, and areas for future research.

#### C. FIFRA SAP Documents and Meeting Minutes

EPA's position paper, charge/questions to FIFRA SAP, FIFRA SAP composition (i.e., members and consultants for this meeting), the meeting agenda and the EPA and CPSC staff studies will be available by early October 2006. In addition, the Agency may provide additional background documents as the materials become available. You may obtain electronic copies of these documents, and certain other related documents that might be available electronically, from the regulations.gov Web site and the FIFRA SAP homepage at <http://www.epa.gov/scipoly/sap>.

The FIFRA SAP will prepare meeting minutes summarizing its recommendations to the Agency in approximately 90 days after the meeting. The meeting minutes will be posted on the FIFRA SAP Web site or may be obtained by contacting the OPP

Regulatory Public Docket at the address or telephone number listed under

#### ADDRESSES.

#### List of Subjects

Environmental protection, Pesticides and pests.

Dated: August 23, 2006.

**Clifford J. Gabriel,**

*Director, Office of Science Coordination and Policy.*

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## ENVIRONMENTAL PROTECTION AGENCY

**[EPA-HQ-OPP-2006-0099; FRL-8090-6]**

### Notice of Receipt of Requests for Amendments to Delete Uses in Certain Pesticide Registrations

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, EPA is issuing a notice of receipt of request for amendments by registrants to delete uses in certain pesticide registrations. Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be amended to delete one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any request in the **Federal Register**.

**DATES:** The deletions are effective February 28, 2007, unless the Agency receives a written withdrawal request on or before February 28, 2007. The Agency will consider a withdrawal request postmarked no later than February 28, 2007.

Users of these products who desire continued use on crops or sites being deleted should contact the applicable registrant on or before February 28, 2007.

**ADDRESSES:** Submit your withdrawal request, identified by docket identification (ID) number EPA-HQ-OPP-2006-0099, by one of the following methods:

- **Mail:** Attention: John Jamula, Information Technology and Resources Management Division (7502P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.
- **Delivery:** OPP Regulatory Public Docket (7502P), Environmental

Protection Agency, Rm. S-4400, One Potomac Yard (South Building), 2777 S. Crystal Drive, Arlington, VA. Deliveries are only accepted during the Docket's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays). Special arrangements should be made for deliveries of boxed information. The Docket telephone number is (703) 305-5805.

**FOR FURTHER INFORMATION CONTACT:** John Jamula, Information Technology and Resources Management Division (7502P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-6426; e-mail address: [jamula.john@epa.gov](mailto:jamula.john@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

##### A. Does this Action Apply to Me?

This action is directed to the public in general. Although this action may be of particular interest to persons who produce or use pesticides, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the information in this notice, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

##### B. How Can I Get Copies of this Document and Other Related Information?

1. **Docket.** EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPP-2006-0099. Publicly available docket materials are available either in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the Office of Pesticide Programs (OPP) Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Building), 2777 S. Crystal Drive Arlington, VA. The hours of operation of this Docket Facility are from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket telephone number is (703) 305-5805.

2. **Electronic access.** You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr>.

##### II. What Action is the Agency Taking?

This notice announces receipt by the Agency of applications from registrants to delete uses in certain pesticide registrations. These registrations are listed in Table 1 of this unit by registration number, product name,

active ingredient, and specific uses deleted:

TABLE 1.—REGISTRATIONS WITH REQUESTS FOR AMENDMENTS TO DELETE USES IN CERTAIN PESTICIDES

EPA Reg. No.	Product Name	Active Ingredient	Delete From Label
000100–00863	40WG Turf Fungicide	Cyproconazole	Turf Uses
000100–00864	Cyproconazole Technical	Cyproconazole	Turf Uses
000264–00458	MOCAP EC Nematicide-Insecticide	Ethoprop	Bananas/Plantains, cucumbers, pineapples, and Tobacco
000264–00805	Thiacloprid Technical Insecticide	Thiacloprid	Pome Fruit and Cotton
000264–00806	Calypso 4 Flowable Insecticide	Thiacloprid	Pome Fruit and Cotton
000264–00807	Calypso 70 WG Insecticide	Thiacloprid	Pome Fruit and Cotton
034704–00259	Clean Crop Phorate 20- G	Phorate	Wheat
047870–00001	Propylene Oxide	Propylene Oxide	Guar (edible) Gums
047870–00002	Propylene Oxide Technical	Propylene Oxide	Guar (edible) Gums
047870–00003	Propoxide 892	Propylene Oxide	Guar (edible) Gums
058266–00002	Tri-Chlor Fumigant	Chloropicrin	Fumigation of Enclosed Spaces
073049–00086	SBP-1382 Technical with Anti-oxidant	Resmethrin	Stored Grain
073049–00098	SBP-1382 Concentrate 12% Formula with Residual Activity	Resmethrin	Stored Grain
073049–00105	Bioallethrin Technical	Bioallethrin	Drainage Systems, Golf Course Turf, Wide Area Outdoor Treatments, Airports, Uncultivated Agricultural Areas, Boat Hulls, Large Paved Areas, Animal Premises, Perimeters and Foundations of Structures
073049–00125	Crossfire Technical	d-trans Allethrin	Drainage Systems, Golf Course Turf, Wide Area Outdoor Treatments, Airports, Uncultivated Agricultural Areas, Boat Hulls, Large Paved Areas, Animal Premises, Perimeters and Foundations of Structures
073049–00155	Esbiol Technical	Bioallethrin	Drainage Systems, Golf Course Turf, Wide Area Outdoor Treatments, Airports, Uncultivated Agricultural Areas, Boat Hulls, Large Paved Areas, Animal Premises, Perimeters and Foundations of Structures
073049–00156	Crossfire Tech (Esbiothrin Technical)	Esbiothrin	Drainage Systems, Golf Course Turf, Wide Area Outdoor Treatments, Airports, Uncultivated Agricultural Areas, Boat Hulls, Large Paved Areas, Animal Premises, Perimeters and Foundations of Structures
073049–00359	Bioallethrin for Manufacturing and Formulating Use	Bioallethrin	Drainage Systems, Golf Course Turf, Wide Area Outdoor Treatments, Airports, Uncultivated Agricultural Areas, Boat Hulls, Large Paved Areas, Animal Premises, Perimeters and Foundations of Structures

Users of these products who desire continued use on crops or sites being deleted should contact the applicable registrant before February 28, 2007 to discuss withdrawal of the application for amendment. This 180-day period will also permit interested members of the public to intercede with registrants prior to the Agency's approval of the deletion.

Table 2 of this unit includes the names and addresses of record for all registrants of the products listed in Table 1 of this unit, in sequence by EPA company number.

**TABLE 2.—REGISTRANTS REQUESTING AMENDMENTS TO DELETE USES IN CERTAIN PESTICIDE PRODUCTS**

EPA Company no.	Company Name and Address
000100	Syngenta Crop Protection, Inc., P.O. Box 18300, Greensboro, NC 27419
000264	Bayer Cropscience, LP, 2T W. Alexander Drive, Research Triangle Park, NC 27709
034704	Loveland Products, Inc., P.O. Box 1286, Greeley, CO 80632
047870	Aberco, Inc., 9430 Lanham Severn Rd., Seabrook, MD 20706.
058266	Shadow Mountain Products Corporation, P.O. Box 1327, Hollister, CA 95024
073049	Valent Biosciences Corporation, 870 Technology Way, Suite 100, Libertyville, IL 60048

### III. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be amended to delete one or more uses. The Act further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, the Administrator may approve such a request.

### IV. Procedures for Withdrawal of Request

Registrants who choose to withdraw a request for use deletion must submit the withdrawal in writing to John Jamula

using the methods in **ADDRESSES**. The Agency will consider written withdrawal requests postmarked no later than February 28, 2007.

### V. Provisions for Disposition of Existing Stocks

The Agency has authorized the registrants to sell or distribute product under the previously approved labeling for a period of 18 months after approval of the revision, unless other restrictions have been imposed, as in special review actions.

### List of Subjects

Environmental protection, Pesticides and pests.

Dated: August 24, 2006.

**Robert Forrest,**

*Acting Director, Information Technology and Resources Management Division, Office of Pesticide Programs.*

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2006-0702; FRL-8090-9]

### Request for Public Comment on Proposed Stipulated Injunction Involving Pesticides and the California Red-legged Frog

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of availability; request for public comment.

**SUMMARY:** EPA is making available for comment a proposed Stipulated Injunction that would affect aspects of the registrations of certain pesticides and establish a series of deadlines for the Agency to make "effects determinations" and initiate consultation, as appropriate, with the U.S. Fish and Wildlife Service for these pesticides in regard to the California red-legged frog, a species listed as threatened under the Endangered Species Act. EPA will evaluate all comments received during the public comment period to determine whether all or part of the proposed Stipulated Injunction warrants reconsideration. This proposed Stipulated Injunction, if entered by the Court, would resolve a lawsuit brought against EPA by the Center for Biological Diversity, on terms also acceptable to intervenors CropLife America, American Forest & Paper Association, Western Plant Health Association, Oregonians for Food and Shelter, and Syngenta Crop Protection, Inc.

**DATES:** Comments must be received on or before September 18, 2006.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2006-0702, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- *Mail:* Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Delivery:* OPP Regulatory Public Docket (7502P), Environmental Protection Agency, Rm. S-4400, One Potomac Yard (South Building), 2777 S. Crystal Drive, Arlington, VA. Deliveries are only accepted during the Docket's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays). Special arrangements should be made for deliveries of boxed information. The Docket telephone number is (703) 305-5805.

**Instructions:** Direct your comments to docket ID number EPA-HQ-OPP-2006-0702. EPA's policy is that all comments received will be included in the docket without change and may be made available on-line at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through [regulations.gov](http://www.regulations.gov) or e-mail. The Federal [regulations.gov](http://www.regulations.gov) Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through [regulations.gov](http://www.regulations.gov), your e-mail address will be automatically captured and included as part of the comment that is placed in the docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

**Docket:** All documents in the docket are listed in the docket index. Although