

of its refined risk assessments and other factors. However, if as a result of comments received during this comment period EPA finds that additional issues warranting further discussion are raised, the Agency may consider an additional comment period, as needed.

All comments should be submitted using the methods in **ADDRESSES**, and must be received by EPA on or before the closing date. Comments will become part of the Agency Docket for Propiconazole. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

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

Section 4(g)(2) of FIFRA as amended directs that, after submission of all data concerning a pesticide active ingredient, "the Administrator shall determine whether pesticides containing such active ingredient are eligible for reregistration," before calling in product-specific data on individual end-use products and either reregistering products or taking other "appropriate regulatory action."

Section 408(q) of the FFDCA, 21 U.S.C. 346a(q), requires EPA to review tolerances and exemptions for pesticide residues in effect as of August 2, 1996, to determine whether the tolerance or exemption meets the requirements of section 408(b)(2) or (c)(2) of FFDCA. This review is to be completed by August 3, 2006.

#### **List of Subjects**

Environmental protection,  
Propiconazole; Triazole Fungicides,  
Pesticides and pests.

Dated: February 8, 2006.

**Debra Edwards,**

*Director, Special Review and Reregistration  
Division, Office of Pesticide Programs.*

[FR Doc. E6-2153 Filed 2-14-06; 8:45 am]

**BILLING CODE 6560-50-S**

#### **ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OPP-2005-0145; FRL-7759-3]

#### **Notice of Filing of a Pesticide Petition for the Amendment of a Regulation for the Fungicide Boscalid in or on Strawberry and Berries (Crop Group 13) Commodities**

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the  
initial filing of a pesticide petition

proposing the amendment of a  
regulation for residues of the fungicide  
boscalid (BAS 510F), 3-  
pyridinecarboxamide, 2-chloro-N-(4'-  
chloro(1,1'-biphenyl)-2-yl in or on  
strawberry and berries (Crop Group 13)  
commodities.

**DATES:** Comments must be received on  
or before March 17, 2006.

**ADDRESSES:** Submit your comments,  
identified by docket identification (ID)  
number EPA-HQ-OPP-2005-0145 and  
pesticide petition number (PP) 5F6986,  
by one of the following methods:

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

- **Mail:** Public Information and  
Records Integrity Branch (PIRIB)  
(7502C), Office of Pesticide Programs  
(OPP), Environmental Protection  
Agency, 1200 Pennsylvania Ave., NW.,  
Washington, DC 20460-0001.

- **Hand Delivery:** Public Information  
and Records Integrity Branch (PIRIB)  
(7502C), Office of Pesticide Programs  
(OPP), Environmental Protection  
Agency, Rm. 119, Crystal Mall #2, 1801  
S. Bell St., Arlington, VA, Attention:  
Docket ID number EPA-HQ-OPP-2005-  
0145. The docket facility is open from  
8:30 a.m. to 4 p.m., Monday through  
Friday, excluding legal holidays. The  
telephone number for the docket facility  
is (703) 305-5805. Such deliveries are  
only accepted during the Docket's  
normal hours of operation, and special  
arrangements should be made for  
deliveries of boxed information.

**Instructions:** Direct your comments to  
docket ID number EPA-HQ-OPP-2005-  
0145. EPA's policy is that all comments  
received will be included in the public  
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 [www.regulations.gov](http://www.regulations.gov)  
or e-mail. The [www.regulations.gov](http://www.regulations.gov)  
website 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 [www.regulations.gov](http://www.regulations.gov),  
your e-mail address will be captured  
automatically and included as part of  
the comment that is placed in the public  
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. For additional information  
about EPA's public docket, visit the EPA  
Docket Center homepage at <http://www.epa.gov/epahome/docket.htm/>.

**Docket:** All documents in the docket  
are listed in the [www.regulation.gov](http://www.regulation.gov)  
index. Although listed in the index,  
some information is not publicly  
available, i.e., CBI or other information  
whose disclosure is restricted by statute.  
Certain other material, such as  
copyrighted material, will be publicly  
available only in hard copy. Publicly  
available docket materials are available  
either electronically in  
[www.regulations.gov](http://www.regulations.gov) or in hard copy at  
the Public Information and Records  
Integrity Branch (PIRIB) (7502C), Office  
of Pesticide Programs (OPP),  
Environmental Protection Agency, Rm.  
119, Crystal Mall #2, 1801 S. Bell St.,  
Arlington, VA. The docket facility is  
open from 8:30 a.m. to 4 p.m., Monday  
through Friday, excluding legal  
holidays. The telephone number for the  
docket facility is (703) 305-5805.

#### **FOR FURTHER INFORMATION CONTACT:**

Tony Kish, Registration Division  
(7505C), Office of Pesticide Programs,  
Environmental Protection Agency, 1200  
Pennsylvania Ave., NW., Washington,  
DC 20460-0001; telephone  
number: (703) 308-9443;  
e-mail: [kish.tony@epa.gov](mailto:kish.tony@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. General Information**

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

You may be potentially affected by  
this action if you are an agricultural  
producer, food manufacturer, or  
pesticide manufacturer. Potentially  
affected entities may include, but are  
not limited to:

- Crop production (NAICS code 111).
- Animal production (NAICS code  
112).
- Food manufacturing (NAICS code  
311).
- Pesticide manufacturing (NAICS  
code 32532).

This listing is not intended to be  
exhaustive, but rather provides a guide  
for readers regarding entities likely to be  
affected by this action. Other types of  
entities not listed in this unit could also  
be affected. The North American  
Industrial Classification System

(NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

*B. What Should I Consider as I Prepare My Comments for EPA?*

1. *Submitting CBI.* Do not submit this information to EPA through [www.regulations.gov](http://www.regulations.gov) or e-mail. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD ROM that you mail to EPA, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

- Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- Describe any assumptions and provide any technical information and/or data that you used.
- If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- Provide specific examples to illustrate your concerns, and suggest alternatives.
- Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- Make sure to submit your comments by the comment period deadline identified.

## II. What Action is the Agency Taking?

EPA is printing a summary of a pesticide petition received under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a, proposing the amendment of

regulations in 40 CFR part 180 for residues of the fungicide boscalid (BAS 510F), 3-pyridinecarboxamide, 2-chloro-N-(4'-chloro(1,1'-biphenyl)-2-yl) in or on strawberry and berries (Crop Group 13) commodities. EPA has determined that this pesticide petition contains data or information regarding the elements set forth in FFDCA section 408(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the pesticide petition. Additional data may be needed before EPA rules on this pesticide petition.

Pursuant to 40 CFR 180.7(f), a summary of the petition prepared by the petitioner along with a description of the analytical method available for the detection and measurement of the pesticide chemical residues is available on EPA's Electronic Docket at <http://www.regulations.gov>. To locate this information on the home page of EPA's Electronic Docket, select "Quick Search" and type OPP docket ID number "EPA-HQ-OPP-2005-0145." Once the search has located the docket, clicking on the "Docket ID" will bring up a list of all documents in the docket for the pesticide including the petition summary.

### Amendment to Existing Tolerance

*PP 5F6986.* BASF Corporation, 26 Davis Drive, P.O. Box 13528, Research Triangle Park, NC 27709, proposes to amend the tolerances in 40 CFR 180.589 by increasing the tolerance for residues of the fungicide boscalid (BAS 510F), 3-pyridinecarboxamide, 2-chloro-N-(4'-chloro(1,1'-biphenyl)-2-yl) in or on the food commodity strawberry from 1.2 to 4.0 parts per million (ppm); and increasing the tolerance in or on the food commodity berries (Crop Group 13) to 8.0 ppm. In plants, the parent residue is extracted using an aqueous organic solvent mixture followed by liquid/liquid partitioning and a column clean-up. Quantitation is by gas chromatography using mass spectrometry (GS/MS). In livestock, the residues are extracted with methanol. The extract is treated with enzymes in order to release the conjugated glucuronic acid metabolite. The residues are then isolated by liquid/liquid partitioning followed by column chromatography. The hydroxylated metabolite is acetylated followed by a column clean-up. The parent and acetylated metabolite are quantitated by gas chromatography with electron capture detection.

### List of Subjects

Environmental protection,  
Agricultural commodities, Feed

additives, Food additives, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: February 7, 2006.

**Lois Rossi,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. E6-2147 Filed 2-14-06; 8:45 am]

**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2005-0071; FRL-7759-5]

### Notice of Filing of a Pesticide Petition for the Establishment of a Regulation for the Residues of the Fungicide Epoxiconazole in or on Coffee Beans

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the initial filing of a pesticide petition proposing the establishment of a regulation for residues of the fungicide epoxiconazole, (2RS,3SR)-3-(2-chlorophenyl)-2-(4-fluorophenyl)-2-[(1H-1,2,4-triazol-1-yl)methyl] oxirane in or on coffee beans.

**DATES:** Comments must be received on or before March 17, 2006.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2005-0071 and pesticide petition number (PP) 0E6128, by one of the following methods:

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

- *Mail:* Public Information and Records Integrity Branch (PIRIB) (7502C), Office of Pesticide Programs (OPP), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Hand Delivery:* Public Information and Records Integrity Branch (PIRIB) (7502C), Office of Pesticide Programs (OPP), Environmental Protection Agency, Rm. 119, Crystal Mall #2, 1801 S. Bell St., Arlington, VA, Attention: Docket ID number EPA-HQ-OPP-2005-0071. The docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the docket facility is (703) 305-5805. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to docket ID number EPA-HQ-OPP-2005-0071. EPA's policy is that all comments received will be included in the public