

dismissing the pending DPM litigation upon completion of the rulemakings described in the settlement above (Case Nos. 01-1046, 01-1124, and 01-1146 (D.C. Cir.)) pursuant to Fed. R. App. P. 42(b). Each party will bear its own costs and fees.

IV. Stay of Effectiveness

As a result of the parties' settlement negotiations, MSHA has determined that the provisions subject to a stay should be revised and has developed an enforcement policy for the interim concentration limit that involves extensive compliance assistance. A stay of the provisions is necessary to prevent confusion while MSHA carries out this enforcement policy. A stay should not decrease protection of miners and may further a full settlement of the court challenge. Accordingly, this stay meets the requirements of 5 U.S.C. 705 which states, "When an agency finds that justice so requires, it may postpone the effective date of action taken by it pending judicial review.")

By a separate document in the **Federal Register**, MSHA will initiate rulemaking on these provisions.

Dated: July 16, 2002.

Dave D. Lauriski,

Assistant Secretary of Labor for Mine Safety and Health.

[FR Doc. 02-18310 Filed 7-17-02; 1:49 pm]

BILLING CODE 4510-43-P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD09-02-004]

RIN 2115-AA97

Security Zones; Captain of the Port Detroit Zone, Selfridge Air National Guard Base, Lake St. Clair

AGENCY: Coast Guard, DOT.

ACTION: Final rule; correction.

SUMMARY: The Coast Guard published a final rule on June 7, 2002, creating a permanent security zone on the navigable waters of Lake St. Clair to protect the Selfridge Air National Guard Base from possible acts of terrorism. The location of the security zone designated by some of the coordinates in that rule was incorrect. This document corrects the description of the location and the section number of the security zone.

DATES: This correction becomes effective July 18, 2002.

FOR FURTHER INFORMATION CONTACT: LTJG Brandon Sullivan, U.S. Coast Guard Marine Safety Office Detroit, at (313) 568-9580.

SUPPLEMENTARY INFORMATION:

Background and Purpose

The Coast Guard published a permanent security zone in the **Federal Register** on June 7, 2002 (67 FR 39294). This rule added § 165.908 to title 33 of the Code of Federal Regulations.

Need for Correction

As published, the location of the security zone was described incorrectly. While the landmarks included in the final rule were correct, some of the coordinates were incorrect. In addition, the section number used in the amendatory instruction for the rule was incorrect. This rule corrects the coordinates and section number.

Correction of Publication

In rule FR Doc. 02-14268 published on June 7, 2002 (67 FR 39294) make the following corrections:

1. On page 39294, in the third column, on line 65, remove both latitude figures "42°37.8' N" and add, in their respective places, latitude figure "42°37.7' N".

2. On page 39295, in the first column, on lines 2 and 3, remove the coordinates and words "42°36.8' N, 082°47.2' W; then southwest to 42°36.4' N, 082°47.9' W" and add, in their place, the coordinates and words "42°37.05' N, 082°48.3' W; then southwest to 42°36.6' N, 082°48.7' W".

§ 165.908 [Corrected]

3. On page 39296, in the first column, in lines 3 and 4, remove both latitude figures "42°37.8' N" and add, in their respective places, latitude figure "42°37.7' N". On the same page and in the same column, in lines 7 through 9, remove the coordinates and words "42°36.8' N, 082°47.2' W; then southwest to 42°36.4' N, 082°47.9' W" and add, in their place, the coordinates and words "42°37.05' N, 082°48.3' W; then southwest to 42°36.6' N, 082°48.7' W".

4. On page 39295, in the third column, on line 56, remove section number "165.910" and add, in its place, section number "165.908".

Dated: July 9, 2002.

P.G. Gerrity,

Commander, Coast Guard, Captain of the Port Detroit.

[FR Doc. 02-18011 Filed 7-17-02; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[OPP-2002-0105; FRL-7186-2]

Indoxacarb; Pesticide Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This regulation establishes tolerances for combined residues of indoxacarb in or on alfalfa forage, alfalfa hay, peanut, peanut hay, potato, soybean seed, soybean aspirated grain fractions, and soybean hulls. Additionally, this regulation is increasing the tolerance levels for head lettuce, milk, milk fat, meat, fat, and meat by-products of cattle, goat, hog, horse, and sheep. E. I. Du Pont de Nemours and Company requested these tolerances under the Federal Food, Drug, and Cosmetic Act (FFDCA), as amended by the Food Quality Protection Act (FQPA) of 1996.

DATES: This regulation is effective July 18, 2002. Objections and requests for hearings, identified by docket ID number OPP-2002-0105, must be received on or before September 16, 2002.

ADDRESSES: Written objections and hearing requests may be submitted by mail, in person, or by courier. Please follow the detailed instructions for each method as provided in Unit VI. of the **SUPPLEMENTARY INFORMATION**. To ensure proper receipt by EPA, your objections and hearing requests must identify docket ID number OPP-2002-0105 in the subject line on the first page of your response.

FOR FURTHER INFORMATION CONTACT: By mail: Geri McCann, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (703) 605-0716; e-mail address: mccann.geri@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

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

Categories	NAICS codes	Examples of potentially affected entities
Industry	111	Crop production