

relevance and potential risk of the results observed from initial laboratory animal studies. In addition, EPA will be updating the assessment of triclosan exposure in the 2008 RED using the newly released 2005–2006 NHANES urinary monitoring results. The Agency will pay close attention to this ongoing research and will amend the regulatory decision if the science supports such a change. Also, the Agency has previously indicated that because of the amount of research being planned and currently in progress, it will undertake another comprehensive review of triclosan beginning in 2013.

Triclosan is also recognized as an emerging contaminant of concern by EPA's Office of Water. Through its authority under the Clean Water Act, EPA is conducting an effects assessment for triclosan that may be used by States and authorized Tribes to establish water quality standards for triclosan.

Under the Safe Drinking Water Act, EPA evaluated triclosan for inclusion on the third contaminant candidate list (CCL 3). The CCL 3 was published on October 8, 2009 (74 FR 51850) and includes contaminants that are currently unregulated in drinking water, that are known or anticipated to occur in public water systems, and which may require regulation under the Safe Drinking Water Act. EPA developed the CCL 3 using a multi-step process recommended by the National Academies of Science and the National Drinking Water Advisory Council. EPA considered the best available occurrence and health effects data to evaluate a universe of approximately 7,500 contaminants, from which EPA identified the list of 116 contaminants that present the greatest public health concern in drinking water. Triclosan was included in the universe of contaminants evaluated. However, EPA determined triclosan did not present as great a public health concern in drinking water as the contaminants that were selected for the CCL 3 list.

A related petition was filed with FDA by the same organizations that filed the EPA petition. The Agency is also aware of FDA's ongoing effort to finalize the topical antimicrobial over-the-counter (OTC) drug monograph under which some products containing triclosan are regulated. EPA and FDA intend to collaborate and share information throughout the public comment and petition response process as well as FDA's ongoing rule development.

III. Summary of the Petition

The Agency received a petition from Beyond Pesticides, and Food & Water Watch on January 28, 2010 that seeks

relief under several regulatory statutes. Under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA), the petitioners ask EPA to act to cancel and suspend the registration of pesticides containing triclosan. Under the Clean Water Act (CWA), the petitioners request that the Administrator impose technology-based effluent limitations, health-based toxic pollutant water quality pretreatment requirements, and biosolids regulation for triclosan. Under the Safe Drinking Water Act (SDWA), the petitioners request that the Administrator conduct a comprehensive assessment of the appropriateness of regulating triclosan under SDWA. Under the Endangered Species Act (ESA), the petitioners request that the Administrator comply fully with ESA, including consultation and biological assessment requirements. EPA has established a public docket, which contains a copy of the petition and will contain all comments received in response to this Notice. The docket may be accessed as described in this Notice. The statutes mentioned and the specific relief requested under each statute is summarized as follows:

- **FIFRA.** The petition states that "The hazards associated with Triclosan use and exposure during the pendency of a long review does not meet EPA's statutory duty to protect health and the environment. That is, because scientific studies demonstrate that the substance is used so pervasively that it is present in most people's bodies, EPA must take the most protective steps provided for under the statute to protect public health. In this regard, petitioners request that EPA (1) issue a notice of cancellation of the registrations of all products containing triclosan, pursuant to 7 U.S.C. 136d(b)(1), and (2) at the same time issue an emergency order pursuant to 7 U.S.C. 136d(c)(3) to suspend immediately those registrations."

- **Clean Water Act.** The petition states that "numerous studies, including those of EPA, have established the substantial presence, and therefore serious threat, of triclosan to human health and the environment through the means of pollution of the nation's navigable waters. EPA's failures in this regard, in petitioners' view, are "arbitrary, capricious," and otherwise "not in accordance with law." Therefore, the Administrator should use her authority under the Act to evaluate these health and environmental effects thoroughly and act decisively, based on the abundance of scientific evidence and the express requirements of the CWA, to require proper regulation of triclosan.

She should use her authority to impose technology-based effluent limitations, health-based pollutant water quality pretreatment requirements, and biosolids regulation.

- **Safe Drinking Water Act.** The petition states that "EPA's reregistration decision sets the stage for a violation of the SDWA, in that triclosan would be allowed to contaminate drinking water at levels that threaten human health and the environment. For this reason, petitioners request that the Administrator conduct a comprehensive assessment of the appropriateness of regulating triclosan under the SDWA."

- **Endangered Species Act.** The petition states that "because triclosan is present in the large environment, EPA's registration of that substance creates potential jeopardy for listed threatened and endangered species and may destroy or adversely modify designated critical habitats. This presence has been abundantly demonstrated throughout this petition. Accordingly, Petitioners request that the Administrator comply fully with the ESA, including the consultation and biological assessment requirements. Petitioners note, in this regard, that notwithstanding FIFRA's primary rule in regulating pesticides, courts have held that EPA must comply with ESA in its administration of FIFRA."

List of Subjects

Environmental protection, Antimicrobials, triclosan, Pesticides and pests.

Dated: December 2, 2010.

Joan Harrigan-Farrelly,
Director, Antimicrobials Division, Office of Pesticide Programs.

[FR Doc. 2010-30850 Filed 12-7-10; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2010-0008; FRL-8852-5]

Pesticide Products; Registration Applications

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces receipt of applications to register new uses for pesticide products containing currently registered active ingredients, pursuant to the provisions of section 3(c) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. EPA is publishing this Notice of such applications, pursuant to section 3(c)(4) of FIFRA.

DATES: Comments must be received on or before January 7, 2011.

ADDRESSES: Submit your comments, identified by docket identification (ID) number specified within Unit II., 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 Bldg.), 2777 S. Crystal Dr., Arlington, VA. Deliveries are only accepted during the Docket Facility'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 Facility telephone number is (703) 305-5805.

Instructions: Direct your comments to docket ID number specified for the pesticide of interest as shown in the registration application summaries. 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 www.regulations.gov or e-mail. The 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 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 available at <http://www.regulations.gov>. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. 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 OPP Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., 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 Facility telephone number is (703) 305-5805.

FOR FURTHER INFORMATION CONTACT: A contact person is listed at the end of each registration application summary and may be contacted by telephone or e-mail. The mailing address for each contact person listed is: Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

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 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). If you are commenting in a docket that addresses multiple products, please indicate to which registration numbers your comment applies.
- 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. Registration Applications

EPA received applications as follows to register pesticide products containing currently registered active ingredients pursuant to the provisions of section 3(c) of FIFRA. Notice of receipt of these applications does not imply a decision by the Agency on these applications.

- Registration numbers:* 100-895, 100-898, 100-1154, 100-1259, and 100-

1351. *Docket number:* EPA-HQ-OPP-2010-0619. *Company name and address:* Syngenta Crop Protection, Inc., P.O. Box 18300, Greensboro, NC 27419. *Active ingredient:* Avermectin B₁. *Proposed use:* Bulb onion crop subgroup 3-07A; beans, dry; and chives, fresh and dried. *Contact:* Thomas Harris, (703) 308-9423, harris.thomas@epa.gov.

2. *Registration number:* 241-382. *Docket number:* EPA-HQ-OPP-2010-0760. *Company name and address:* BASF Corporation, 26 Davis Dr., Research Triangle Park, NC 27709-3582. *Active ingredient:* Dimethomorph. *Proposed use:* Grapes, removal of regional restriction. *Contact:* Shaunta Hill, (703) 347-8961, hill.shaunta@epa.gov.

3. *Registration number:* 241-427. *Docket number:* EPA-HQ-OPP-2010-0760. *Company name and address:* BASF Corporation, 26 Davis Dr., Research Triangle Park, NC 27709-3582. *Active ingredient:* Dimethomorph. *Proposed use:* Grapes, removal of regional restriction. *Contact:* Shaunta Hill, (703) 347-8961, hill.shaunta@epa.gov.

4. *Registration numbers:* 264-566 and 264-600. *Docket number:* EPA-HQ-OPP-2010-0845. *Company name and address:* Bayer CropScience, 2 T.W. Alexander Dr., Research Triangle Park, NC 27709. *Active ingredient:* Isoxaflutole. *Proposed use(s):* Tolerant soybeans. *Contact:* James M. Stone, (703) 305-7391, stone.james@epa.gov.

5. *Registration numbers:* 4787-55 and 67760-75. *Docket number:* EPA-HQ-OPP-2010-0875. *Company name and address:* Cheminova A/S, C/O Cheminova, Inc. and Cheminova Inc., 1600 Wilson Blvd., Suite 700, Arlington, VA 22209-2510. *Active ingredient:* Flutriafol. *Proposed uses:* Corn, grapes, peanuts, pome fruit (group 11), stone fruit (group 12), sugar beets, and wheat. *Contact:* Tamue L. Gibson, (703) 305-9096, gibson.tamue@epa.gov.

6. *Registration number:* 7969-188. *Docket number:* EPA-HQ-OPP-2010-0780. *Company name and address:* BASF, 26 Davis Dr., Research Triangle Park, NC 27709. *Active ingredient:* Prohexadione calcium (calcium 3-oxido-5-oxo-4-propionylcyclohex-3-enecarboxylate). *Proposed use:* Sweet cherries. *Contact:* Rose Kearns, (703) 305-5611, kearns.rose@epa.gov.

7. *Registration number/File symbol:* 11678-57 and 66222-ERT. *Docket number:* EPA-HQ-OPP-2010-0466. *Company name and address:* Makhteshim Agan of North America, Inc., 4515 Falls of Neuse Rd., NC 27609. *Active ingredient:* Novaluron. *Proposed use:* Food or feed handling establishments. *Contact:* Jennifer

Gaines, (703) 305-5967, gaines.jennifer@epa.gov.

8. *Registration numbers:* 11678-57 and 66222-35. *Docket number:* EPA-HQ-OPP-2010-0471. *Company name and address:* Makhteshim Agan of North America, Inc., 4515 Falls of Neuse Rd., NC 27609. *Active ingredient:* Novaluron. *Proposed use:* Sweet corn. *Contact:* Jennifer Gaines, (703) 305-5967, gaines.jennifer@epa.gov.

9. *Registration numbers:* 80289-1 and 80289-8. *Docket number:* EPA-HQ-OPP-2010-0583. *Company name and address:* Isagro S. p. A., 430 Davis Dr., Suite 240, Morrisville, NC 27560. *Active ingredient:* Tetraconazole. *Proposed use:* Small fruit vine climbing subgroup, except fuzzy kiwifruit and low growing berry subgroup. *Contact:* Lisa Jones, (703) 308-9424, jones.lisa@epa.gov.

10. *Registration numbers:* 80289-1 and 80289-7. *Docket number:* EPA-HQ-OPP-2010-0864. *Company name and address:* Isagro S. p. A., 430 Davis Dr., Suite 240, Morrisville, NC 27560. *Active ingredient:* Tetraconazole. *Proposed use:* Corn, field, forage; field, grain; field, stover; pop, grain; and pop, stover. *Contact:* Lisa Jones, (703) 308-9424, jones.lisa@epa.gov.

List of Subjects

Environmental protection, Pesticides and pest.

Dated: November 23, 2010.

Lois Rossi,

Director, Registration Division, Office of Pesticide Programs.

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FEDERAL COMMUNICATIONS COMMISSION

Public Safety and Homeland Security Bureau; Federal Advisory Committee Act; Communications Security, Reliability, and Interoperability Council Meeting

AGENCY: Federal Communications Commission.

ACTION: Notice of public meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, this notice advises interested persons that the FCC Communications Security, Reliability, and Interoperability Council will hold its fourth meeting on December 13, 2010, at 9 a.m. in the Commission Meeting Room of the Federal Communications Commission. **DATES:** December 13, 2010.

ADDRESSES: Federal Communications Commission, Room TW-C305

(Commission Meeting Room), 445 12th Street, SW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT:

Jeffery Goldthorp, Designated Federal Officer of the FCC's CSRIC, (202) 418-1096 (voice) or jeffery.goldthorp@fcc.gov (e-mail); or Lauren Kravetz, Deputy Designated Federal Officer of the FCC's CSRIC, 202-418-7944 (voice) or lauren.kravetz@fcc.gov (e-mail).

SUPPLEMENTARY INFORMATION: The notice of this meeting was first published in the **Federal Register** on November 30, 2010, only 14 days in advance of the meeting. While the publication did not meet the 15-day requirement for advance publication, exceptional circumstances warrant proceeding with the meeting on December 13, 2010. CSRIC members were informed of the December 13th meeting at the October public meeting of the Council and have been informed informally of the December meeting date on more than one occasion since then. A significant number of Council members have made business and travel plans in accordance with this schedule, and there is no date within one month of the planned date that will accommodate Council members' schedules. Delaying the meeting will also cause undue financial burdens on many of the members who have made travel arrangements.

In addition, it is not possible at this time to schedule a half-day meeting in the FCC's Commission Meeting Room for any date within one month of December 13, 2010. As the Council's meeting planned for March 2011 is scheduled to be the final meeting of the CSRIC before expiration of the CSRIC charter on March 18, 2011, delaying the meeting scheduled for December 13, 2010 threatens the Council's ability to complete its work. As a significant amount of the Council's work focuses on public safety issues, it is critical that the December 13, 2010 meeting proceed as planned so as not to delay implementation of solutions and best practices for public safety communications and cybersecurity. Recognizing the one-day delay in **Federal Register** publication, the agency issued a Public Notice of this meeting on November 29, 2010 to mitigate the late **Federal Register** publication and as an additional way of advising the public of this meeting and their right to attend. As the December 13, 2010 meeting date was announced at the October public meeting of the Council, the meeting has now been broadly announced to the public more than once. The November 30, 2010, **Federal Register** notice is available at <http://frwebgate3.access.gpo.gov/cgi-bin/>