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## II. EUP

EPA has issued the following EUP:  
 432-EUP-7. Issuance. Bayer Environmental Science, a business group of Bayer CropScience, LP, 95 Chestnut Ridge Road Montvale, NJ 07645. This EUP allows the use of 312.84 pounds of the insecticide Imidacloprid on 825 structures to evaluate the control of subterranean termites, drywood termites, dampwood termites, carpenter ants, and other wood-infesting insects. The program is authorized only in the States of Alabama, Arizona, Arkansas, California, Florida, Georgia, Hawaii, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Mississippi, Missouri, Nebraska, New Jersey, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, and Virginia. The EUP is effective from November 1, 2003 to December 31, 2005.

**Authority:** 7 U.S.C. 136c.

### List of Subjects

Environmental protection,  
 Experimental use permits.

Dated: November 4, 2003.

**Debra Edwards,**

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 03-28311 Filed 11-10-03; 8:45 am]

**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7585-5]

### Proposed Third Administrative Cashout Settlement Under Section 122(g) of the Comprehensive Environmental Response, Compensation, and Liability Act; in Re: Beede Waste Oil Superfund Site, Plaistow, NH

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

**ACTION:** Notice of proposed third administrative settlement and request for public comment.

**SUMMARY:** In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. 9622(i), notice is hereby given of a proposed third administrative settlement for recovery of past and projected future response costs concerning the Beede Waste Oil Superfund Site in Plaistow, New Hampshire with the settling parties listed in the Supplementary Information portion of this notice. The U.S. Environmental Protection Agency—Region I (EPA) is proposing to enter into a third *de minimis* settlement agreement to address claims under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9601 *et seq.* The Beede Third *De Minimis* Settlement Administrative Order on Consent ("AOC") is modeled on the same or substantially similar terms and conditions as the Beede Second *De Minimis* Settlement of 2002, including reliance on the same cost basis. This third settlement addresses the 17 parties who raised, and submitted the necessary documentation for, an Ability to Pay ("ATP") claim in response to the second settlement, and it includes reduced cashout amounts for 10 of the 17 parties who demonstrated an inability to pay. For each party who submitted an ATP claim, EPA sought to determine whether there was a valid basis for finding the PRP unable to pay the full cashout amount without suffering severe undue financial hardship. Notice is being published to inform the public of the proposed third settlement and of the opportunity to comment. This third settlement, embodied in a CERCLA section 122(g) Administrative Order on Consent ("AOC"), is designed to resolve each settling party's liability at the Site for past work, past response costs and specified future work and response costs through covenants under sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607, as well as to resolve each such settling party's liability at the Site for past response costs and estimated future response costs by the State of New Hampshire, through its Department of Environmental Services. The proposed AOC requires the settling parties listed in the Supplementary Information section below to pay an aggregate total of approximately \$45,037.44. For thirty (30) days following the date of publication of this notice, the EPA will receive written

comments relating to this third settlement. The EPA will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate. The EPA's response to any comments received will be available for public inspection at the EPA Records Center, 1 Congress Street, Boston, MA 02114-2023 (Telephone Number: 617-918-1440).

**DATES:** Comments must be submitted on or before December 12, 2003.

**ADDRESSES:** The proposed third settlement is available for public inspection at the EPA Records Center, 1 Congress Street, Boston, MA 02114-2023. Please call 617-918-1440 to schedule an appointment. A copy of the proposed third settlement may be obtained from Kristin Balzano, U.S. Environmental Protection Agency, Region I, 1 Congress Street, Suite 1100 (SES), Boston, MA 02114-2023 (Telephone Number: 617-918-1772). Comments should reference the Beede Waste Oil Superfund Site in Plaistow, New Hampshire and EPA Docket No. CERCLA-01-2003-0038 and should be addressed to Kristin Balzano, U.S. Environmental Protection Agency, Region I, 1 Congress Street, Suite 1100 (SES), Boston, MA 02114-2023.

**FOR FURTHER INFORMATION CONTACT:** Cindy Lewis, U.S. Environmental Protection Agency, Region I, 1 Congress Street, Suite 1100 (SES), Boston, MA 02114-2023 (Telephone Number: 617-918-1889).

**SUPPLEMENTARY INFORMATION:** This section contains a list of the 12 settling parties. Each party name is accompanied by its 4-digit PRP identification number, a party-specific identifier uniquely associated with the PRP to which it refers. The following is a list of the settling parties to the proposed third settlement: A.J. Gagnon & Sons, Inc. (PRP #2195), Auto Radiator Service, Inc. (PRP #0401), Cargo Transport, Inc. (PRP #1787), Christie Transfer, Inc. (PRP #1924), City of Quincy (GRP #404), Internal Combustion, Ltd. (PRP #2691), James R. Nicholson, Individually (PRP #3716), LBJ Inc. (PRP #3043), New England Transmission Co., Inc. (PRP #3679), New Tern Harbor Marina, Inc. (PRP #3689), Roberts Motor Sales, Inc. (PRP #4344) and Wakefield Auto Service, Inc. (PRP #5235).

In accordance with the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. 9601 *et seq.*, notice is hereby given of a

proposed third *de minimis* settlement agreement under section 122(g) of CERCLA concerning the Beede Waste Oil Superfund Site in Plaistow, NH. The third settlement was approved by EPA Region I, subject to review by the public pursuant to this notice.

The proposed third settlement has been approved by the United States Department of Justice and, for the State portion of the settlement, by the State of New Hampshire. EPA will receive written comments relating to this settlement for thirty (30) days from the date of publication of this Notice.

Dated: November 3, 2003.

**Richard Cavagnero,**

*Acting Director, Office of Site Remediation and Restoration, EPA—Region I.*

[FR Doc. 03-28309 Filed 11-10-03; 8:45 am]

**BILLING CODE 6560-50-P**

**FEDERAL COMMUNICATIONS COMMISSION**

**Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission**

October 30, 2003.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act (PRA) of 1995, Pub. L. 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that

does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Written Paperwork Reduction Act (PRA) comments should be submitted on or before December 12, 2003. If you anticipate that you will be submitting PRA comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all Paperwork Reduction Act (PRA) comments to Judith B. Herman, Federal Communications Commission, Room 1-C804, 445 12th Street, SW., DC 20554 or via the Internet to *Judith-B.Herman@fcc.gov*.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Judith B. Herman at 202-418-0214 or via the Internet at *Judith-B.Herman@fcc.gov*.

**SUPPLEMENTARY INFORMATION:**

*OMB Control No.:* 3060-0531.  
*Title:* Local Multipoint Distribution Service (LMDS).  
*Form No.:* N/A.  
*Type of Review:* Extension of a currently approved collection.  
*Respondents:* Business or other for-profit.

*Number of Respondents:* 986.

*Estimated Time Per Response:* .25-20 hours.

*Frequency of Response:* On occasion reporting requirement and third party disclosure requirement.

*Total Annual Burden:* 30,423 hours.

*Total Annual Cost:* \$2,025,000.

*Needs and Uses:* The Commission seeks extension of OMB approval of this information collection. The information requested in Parts 1, 2, 21, and 25 of the Commission's rules to redesignate the 27.5-29.5 GHz band, to reallocate the 29.5-30.0 GHz band, and to establish rules and policies for Local Multipoint Distribution Service (LMDS) and for Fixed Satellite Services, CC Docket No. 92-297 is used by the Commission staff in carrying out its duties to determine the technical, legal and other qualifications of applicants to operate a station in the LMDS.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 03-28242 Filed 11-10-03; 8:45 am]

**BILLING CODE 6712-01-P**

**FEDERAL COMMUNICATIONS COMMISSION**

**Sunshine Act Meeting; Open Commission Meeting; Thursday, November 13, 2003**

November 6, 2003.

The Federal Communications Commission will hold an Open Meeting on the subjects listed below on Thursday, November 13, 2003, which is scheduled to commence at in Room TW-C305, at 445 12th Street, SW., Washington, DC.

Item No.	Bureau	Subject
1 .....	Wireline Competition .....	<i>Title:</i> Rural Health Care Support Mechanism (WC Docket No. 02-60). <i>Summary:</i> The Commission will consider a Report and Order, Order on Reconsideration, and Further Notice of Proposed Rulemaking regarding modifications to its rules to improve the effectiveness of the rural health care support mechanism, which provides discounts to rural health care providers to access modern telecommunications for medical and health purposes.
2 .....	Office of Engineering and Technology and International.	The Office of Engineering and Technology and the International Bureau will report on the Commission's implementation of the results of the 2003 World Radiocommunication Conference.
3 .....	International .....	<i>Title:</i> Procedures to Govern the Use of Satellite Earth Stations on Board Vessels in the 5925-6425 MHz/3700-4200 MHz Bands and 14.0-14.5 GHz/11.7-12.2 GHz Bands (IB Docket No. 02-10). <i>Summary:</i> The Commission will consider a Notice of Proposed Rulemaking concerning Earth stations on board vessels that are used to provide broadband telecommunications services on passenger, government, cargo, and recreational vessels.