

environmental laws, regulations, and policies. To help address potential environmental justice issues, the Agency seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have atypical, unusually high exposure to Sodium fluoride compared to the general population.

EPA is applying the principles of public participation to all pesticides undergoing reregistration and tolerance reassessment. The Agency's Pesticide Tolerance Reassessment and Reregistration; Public Participation Process, published in the **Federal Register** on May 14, 2004 (69 FR 26819) (FRL-7357-9), explains that in conducting these programs, the Agency is tailoring its public participation process to be commensurate with the level of risk, extent of use, complexity of the issues, and degree of public concern associated with each pesticide. For Sodium Fluoride a modified, 4-Phase process with 1 comment period and ample opportunity for public consultation seems appropriate in view of its refined risk assessments and/or 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 lengthen the process and include a second 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 Sodium Fluoride. 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."

#### **List of Subjects**

Environmental protection, Pesticides and pests, antimicrobials, sodium fluoride.

Dated: September 26, 2007.

**Betty Shackelford,**

*Acting Director, Antimicrobials Division,  
Office of Pesticide Programs.*

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## **ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OPP-2004-0340; FRL-8151-8]

### **Disulfoton; Order to Amend Registrations to Terminate Uses**

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

**ACTION:** Notice.

**SUMMARY:** This notice announces EPA's order for the cancellation, voluntarily requested by the registrant and accepted by the Agency, of certain products containing the pesticide disulfoton, pursuant to section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This termination order follows a December 15, 2004 **Federal Register** Notice of Receipt of Request (69 FR 75061) (FRL-7689-8) from the disulfoton registrant to voluntarily terminate the following uses of their 15% granular formulation of disulfoton (Di-Syston 15G): beans, Brussels sprouts, cabbage, cauliflower, cotton, peanuts, peppers, radish grown for seed, and clover grown for seed. Di-Syston 15G is not the last disulfoton product registered for use in the United States. The registrant will retain use of Di-Syston 15G on Fraser fir Christmas trees in North Carolina and coffee trees in Puerto Rico, provided it is used with a closed system applicator. The registrant will retain the registration of Di-Syston 8E, the liquid emulsifiable concentrate, which must also be used with closed system applicators. In the December 15, 2004 notice, EPA indicated that it would issue an order implementing the amendments to terminate the subject uses, unless the Agency received substantive comments within the 180 day comment period that would merit its further review of these requests, or unless the registrant withdrew their request within this period. The Agency received comments on the notice but none merited its further review of the requests. The registrant did not withdraw their request. Accordingly, EPA hereby issues in this notice a cancellation order granting the requested Voluntary Termination of Certain Uses. Any distribution, sale, or use of the Di-Syston 15G products subject to this cancellation order is permitted only in accordance with the terms of this order,

including any existing stocks provisions.

**DATES:** The use terminations are effective October 10, 2007.

**FOR FURTHER INFORMATION CONTACT:** Eric Miederhoff, Special Review and Reregistration Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 347-8028; fax number: (703) 308-7070; e-mail address: [miederhoff.eric@epa.gov](mailto:miederhoff.eric@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

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

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

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, 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 applicability of this action to a particular entity, 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-2004-0340. 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 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.

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 an amendment to terminate uses, as requested by registrants, of certain end-use disulfoton products registered under section 3 of FIFRA. These registrations are listed in sequence by registration number in Table 1 of this unit.

TABLE 1.—DISULFOTON PRODUCT REGISTRATIONS AFFECTED BY AMENDMENT TO TERMINATE USES

EPA Registration Number	Product Name
264-723	Di-Syston 15G

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

TABLE 2—REGISTRANTS OF CANCELLED AND/OR AMENDED DISULFOTON PRODUCTS

EPA Company Number	Company Name and Address
264	Bayer CropSciences, 2 T.W. Alexander Drive, Research Triangle Park, NC 27709

### III. Summary of Public Comments Received and Agency Response to Comments

During the public comment period, EPA received two comments on the December 15, 2004 Notice. One comment requested cancellation of the use of Di-Syston 15G on Fraser fir Christmas trees in North Carolina and coffee trees in Puerto Rico. However, the comment did not contest any specific aspect of the Agency's evaluation of these uses. A second comment protested the cancellation of Di-Syston 15G usage on winter wheat. However, the December 15, 2004 Notice did not list winter wheat among the uses for voluntary termination. The 2002 disulfoton RED stipulated that Di-Syston 15G wheat usage would be phased out by 2005. The Agency will evaluate this comment and publish the results in a separate Federal Register entry. For these reasons, the Agency does not believe that the comments submitted during the comment period merit further review or a denial of the requests for voluntary cancellation.

### IV. Cancellation Order

Pursuant to FIFRA section 6(f), EPA hereby approves the requested use terminations of disulfoton registrations identified in Table 1. Accordingly, the Agency orders that the disulfoton product registrations identified in Table 1 of Unit II are hereby canceled and amended to terminate the affected uses. Any distribution, sale, or use of existing stocks of the products identified in Table 1 in a manner inconsistent with any of the Provisions for Disposition of

Existing Stocks set forth in Unit VI. will be considered a violation of FIFRA.

### V. 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 canceled or amended to terminate one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, following the public comment period, the Administrator may approve such a request.

### VI. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. The cancellation order issued in this notice includes the following existing stocks provisions.

The Agency will allow the continued sale and/or use of existing stocks of cancelled products until such stocks are exhausted, provided that such use is consistent with the terms of the previously approved labeling on, or that accompanied, the cancelled product.

### List of Subjects

Environmental protection, Pesticides and pests.

Dated: September 26, 2007.

### Steven Bradbury,

Director, Special Review and Reregistration Division, Office of Pesticide Programs.  
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### ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-RCRA-2006-0796; FRL-8480-2]

RIN 2050-AE81

### Notice of Data Availability on the Disposal of Coal Combustion Wastes in Landfills and Surface Impoundments; Extension of Comment Period

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

**ACTION:** Notice of Data Availability; Extension of Comment Period.

**SUMMARY:** The Environmental Protection Agency (EPA) is extending the comment period for the Notice of Data Availability (NODA) entitled "Notice of

Data Availability on the Disposal of Coal Combustion Wastes in Landfills and Surface Impoundments." This notice announces the availability of new information and data concerning the management of coal combustion wastes (CCW) in landfills and surface impoundments and will be used by the Agency in determining how, if at all, this additional information should affect the Agency's decisions as it continues to follow-up on its Regulatory Determination for CCW disposed of in landfills and surface impoundments. This NODA was published on August 29, 2007 (72 FR 49714), and the comment period was scheduled to end on November 27, 2007. However, a number of environmental groups have requested additional time to respond to the issues raised in the NODA and its accompanying documents. Therefore, we are extending the comment period an additional 60 days, which would extend the comment period to January 28, 2008.

**DATES:** The comment period is extended from the original closing date of November 27, 2007 to January 28, 2008.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-RCRA-2006-0796, by one of the following methods:

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

- *E-mail*: Comments may be sent by electronic mail (e-mail) to: [rcra-docket@epa.gov](mailto:rcra-docket@epa.gov), Attention Docket ID No. EPA-HQ-RCRA-2006-0796. In contrast to EPA's electronic public docket, EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly to the docket without going through EPA's electronic public docket, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

- *Fax*: Comments may be faxed to 202-566-0272. Attention Docket ID No. EPA-HQ-RCRA-2006-0796.

- *Mail*: Send two copies of your comments to Notice of Data Availability on the Disposal of Coal Combustion Wastes in Landfills and Surface Impoundments, Environmental Protection Agency, Mailcode: 5305T, 1200 Pennsylvania Ave., NW., Washington, DC 20460. Attention Docket ID No. EPA-HQ-RCRA-2006-0796.

- *Hand Delivery*: Deliver two copies of your comments to the Notice of Data