

Comments should reference OMB No. 0581-0215 and the Marketing Order for Pistachios Grown in California, M.O. No. 983, and be mailed to Docket Clerk, Fruit and Vegetable Programs, AMS, USDA, 1400 Independence Avenue, SW., Stop 0237, Washington, DC 20250-0237; Tel: (202) 720-2491, Fax (202) 720-8938; or e-mail:

[moab.docketclerk@usda.gov](mailto:moab.docketclerk@usda.gov). Comments should reference the docket number and the date and page number of this issue of the **Federal Register**. All comments received will be available for public inspection in the Office of the Docket Clerk during regular USDA business hours at 1400 Independence Ave., SW., Washington, DC, room 2525-S.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

Dated: May 22, 2006.

**Lloyd C. Day,**

*Administrator, Agricultural Marketing Service.*

[FR Doc. E6-8104 Filed 5-25-06; 8:45 am]

BILLING CODE 3410-02-P

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[Docket Number FV-06-307]

#### United States Standards for Grades of Mushrooms

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Notice.

**SUMMARY:** The Agricultural Marketing Service (AMS), prior to undertaking research and other work associated with revising official grade standards, is soliciting comments on the possible revisions of the United States Standards for Grades of Mushrooms. At a meeting with the Fruit and Vegetable Industry Advisory Committee, AMS was asked to review the Fresh Fruit and Vegetable grade standards for usefulness in serving the industry. As a result, AMS has identified the United States Standards for Grades of Mushrooms for possible revision.

AMS is considering proposed revisions that would allow the standards to be used for open veil types of mushrooms, include small, medium, and large size classifications for open veil types of mushrooms; revise the current size classifications (small to medium and large) as well as an addition of a button and jumbo size for the closed veil types of mushrooms; and eliminate the unclassified category. AMS is seeking comments regarding

these changes as well as any other revisions that may be necessary to better serve the industry.

**DATES:** Comments must be received by July 25, 2006.

**ADDRESSES:** Interested persons are invited to submit written comments to the Standardization Section, Fresh Products Branch, Fruit and Vegetable Programs, Agricultural Marketing Service, U.S. Department of Agriculture, 1400 Independence Ave., SW., Room 1661 South Building, Stop 0240, Washington, DC 20250-0240; Fax (202) 720-8871, e-mail

[FPB.DocketClerk@usda.gov](mailto:FPB.DocketClerk@usda.gov). Comments should make reference to the dates and page number of this issue of the **Federal Register** and will be made available for public inspection in the above office during regular business hours. The United States Standards for Grades of Mushrooms are available either at the above address or by accessing the AMS, Fresh Products Branch Web site at: <http://www.ams.usda.gov/standards/stanfrfv.htm>.

**FOR FURTHER INFORMATION CONTACT:**

Cheri L. Emery, at the above address or call (202) 720-2185; E-mail [Cheri.Emery@usda.gov](mailto:Cheri.Emery@usda.gov).

**SUPPLEMENTARY INFORMATION:** Section 203(c) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1621-1627), as amended, directs and authorizes the Secretary of Agriculture "To develop and improve standards of quality, condition, quantity, grade and packaging and recommend and demonstrate such standards in order to encourage uniformity and consistency in commercial practices." AMS is committed to carrying out this authority in a manner that facilitates the marketing of agricultural commodities. AMS makes copies of official standards available upon request. The United States Standards for Grades of Fruits and Vegetables not connected with Federal Marketing Orders or U.S. Import Requirements no longer appear in the Code of Federal Regulations, but are maintained by USDA/AMS/Fruit and Vegetable Programs.

AMS is considering revisions to the voluntary United States Standards for Grades of Mushrooms using procedures that appear in Part 36, Title 7 of the Code of Federal Regulations (7 CFR part 36). These standards were last revised on July 15, 1966.

#### Background

At a meeting with the Fruit and Vegetable Industry Advisory Committee, AMS was asked to review the Fresh Fruit and Vegetable grade standards for usefulness in serving the industry. AMS

has identified the United States Standards for Grades of Mushrooms for possible revision. Prior to undertaking detailed work to develop the proposed revisions to the standards, AMS is soliciting comments on the proposed revisions and any other comments on the United States Standards for Grades of Mushrooms to better serve the industry.

AMS is considering revising the requirement to be free from open veils to read "Additionally, closed veil types shall be free from open veils." AMS is also considering revising the definition of mature to read "Mature means that the mushroom is firm and well developed; for closed veil types the veil area may be stretched but not broken." Unlike the current standards, these proposed revisions would allow the standards to be used for open veil types of mushrooms.

Additionally, AMS is considering revising the size section from its current classifications of small to medium (up to 1<sup>5</sup>/<sub>8</sub> inches in diameter) and large (over 1<sup>5</sup>/<sub>8</sub> inches in diameter) to incorporate current size classifications being used by industry for closed veil types of mushrooms, and add size classifications for open veil types of mushrooms. The size classifications for closed veil types of mushrooms would be: Button mushrooms shall be less than 1<sup>1</sup>/<sub>4</sub> inches in diameter, medium mushrooms shall be 1<sup>1</sup>/<sub>4</sub> inches to less than 2 inches in diameter, large mushrooms shall be 2 inches to less than 2<sup>3</sup>/<sub>4</sub> inches in diameter, and jumbo mushrooms shall be 2<sup>3</sup>/<sub>4</sub> inches in diameter and larger. The proposed size classifications for open veil types of mushrooms are: Small mushrooms shall be less than 3 inches in diameter, medium mushrooms shall be 3 inches to less than 4 inches in diameter, and large mushrooms shall be 4 inches in diameter and larger. AMS also would eliminate the unclassified category. This section is being removed in all standards, when they are revised. This category is not a grade and only serves to show that no grade has been applied to the lot. It is no longer considered necessary. These revisions would bring the standards for mushrooms in line with current marketing practices, thereby improving the usefulness in serving the industry.

This notice provides for a 60-day comment period for interested parties to comment on the proposed changes to the United States Standards for Grades of Mushrooms. Should AMS conclude that revisions are needed, it will develop a proposed revised standard that will be published in the **Federal**

Register with a request for comments in accordance with 7 CFR part 36.

**Authority:** 7 U.S.C. 1621–1627.

Dated: May 22, 2006.

**Lloyd C. Day,**

*Administrator, Agricultural Marketing Service.*

[FR Doc. E6–8102 Filed 5–25–06; 8:45 am]

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## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[Docket No. FV–06–309]

#### United States Standards for Grades of Tomatoes on the Vine

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Notice.

**SUMMARY:** The Agricultural Marketing Service (AMS), of the Department of Agriculture (USDA) is soliciting comments on the proposed voluntary United States Standards for Grades of Tomatoes on the Vine. The proposed standards would provide industry with a common language and uniform basis for trading, thus promoting the orderly and efficient marketing of tomatoes on the vine (TOV).

**DATES:** Comments must be received by July 25, 2006.

**ADDRESSES:** Interested persons are invited to submit written comments to the Standardization Section, Fresh Products Branch, Fruit and Vegetable Programs, Agricultural Marketing Service, U.S. Department of Agriculture, 1400 Independence Ave., SW., Room 1661 South Building, Stop 0240, Washington, DC 20250–0240; Fax (202) 720–8871, e-mail [FPB.DocketClerk@usda.gov](mailto:FPB.DocketClerk@usda.gov). Comments should make reference to the dates and page number of this issue of the **Federal Register** and will be made available for public inspection in the above office during regular business hours.

The proposed United States Standards for Grades of Tomatoes on the Vine are available either from the above address or the AMS, Fresh Products Branch Web site at: <http://www.ams.usda.gov/fv/fpbdoctlist.htm>.

**FOR FURTHER INFORMATION CONTACT:**

Cheri L. Emery, at the above address or call (202) 720–2185; e-mail [Cheri.Emery@usda.gov](mailto:Cheri.Emery@usda.gov).

**SUPPLEMENTARY INFORMATION:** Section 203(c) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1621–1627), as amended, directs and authorizes the Secretary of Agriculture “To develop

and improve standards of quality, condition, quantity, grade, and packaging, and recommend and demonstrate such standards in order to encourage uniformity and consistency in commercial practices.” AMS is committed to carrying out this authority in a manner that facilitates the marketing of agricultural commodities and makes copies of official standards available upon request. The United States Standards for Grades of Fruits and Vegetables not connected with Federal Marketing Orders or U.S. Import Requirements, no longer appear in the Code of Federal Regulations, but are maintained by USDA, AMS, Fruit and Vegetable Programs.

AMS is proposing to establish voluntary United States Standards for Grades of Tomatoes on the Vine using the procedures that appear in Part 36, Title 7 of the Code of Federal Regulations (7 CFR part 36).

#### Background

AMS published a notice in the **Federal Register** (68 FR 68859) on December 10, 2003, soliciting comments on the possible revision of the United States Standards for Grades of Greenhouse Tomatoes. Based on comments received, AMS has determined that there is a need for a separate standard specifically for TOV. The proposed standards for TOV would establish the following grades as well as a tolerance for each grade: U.S. No. 1 and U.S. No. 2. In addition, “Application of Tolerances” and “Size Classifications” sections would be established. This proposal also defines “Damage,” “Serious Damage,” specific basic requirements, and other defects.

The proposed TOV standards would provide a common language for trade and a means of measuring value in the marketing of this commodity. The official grade of a lot of TOV covered by these standards will be determined by the procedures set forth in the Regulations Governing Inspection, Certification, and Standards of Fresh Fruits, Vegetables, and Other Products. (Sec. 51.1 to 51.61).

This notice provides a 60-day comment period for interested parties to comment on the proposed United States Standards for Grades of Tomatoes on the Vine.

**Authority:** 7 U.S.C. 1621–1627.

Dated: May 22, 2006.

**Lloyd C. Day,**

*Administrator, Agricultural Marketing Service.*

[FR Doc. E6–8103 Filed 5–25–06; 8:45 am]

**BILLING CODE 3410–02–P**

## DEPARTMENT OF AGRICULTURE

### Agricultural Research Service

#### Notice of Intent To Grant Exclusive License

**AGENCY:** Agricultural Research Service, USDA.

**ACTION:** Notice of intent.

**SUMMARY:** Notice is hereby given that the U.S. Department of Agriculture, Agricultural Research Service, intends to grant to Britannia Mills Ltd, New York, NY, an exclusive license to U.S. Patent Application Serial No. 10/730,208, “Methods of Improving Shrink-Resistance of Natural Fibers, Synthetic Fibers, or Mixtures Thereof, or Fabric or Yarn Composed of Natural Fibers, Synthetic Fibers, or Mixtures Thereof”, filed on December 8, 2003.

**DATES:** Comments must be received within thirty (30) calendar days of the date of publication of this Notice in the **Federal Register**.

**ADDRESSES:** Send comments to: USDA, ARS, Office of Technology Transfer, 5601 Sunnyside Avenue, Rm. 4–1174, Beltsville, Maryland 20705–5131.

**FOR FURTHER INFORMATION CONTACT:** June Blalock of the Office of Technology Transfer at the Beltsville address given above; telephone: 301–504–5989.

**SUPPLEMENTARY INFORMATION:** The Federal Government’s patent rights in this invention are assigned to the United States of America, as represented by the Secretary of Agriculture. It is in the public interest to so license this invention as Britannia Mills Ltd, New York, has submitted a complete and sufficient application for a license. The prospective exclusive license will be royalty-bearing and will comply with the terms and conditions of 35 U.S.C. 209 and 37 CFR 404.7. The prospective exclusive license may be granted unless, within thirty (30) days from the date of this published Notice, the Agricultural Research Service receives written evidence and argument which establishes that the grant of the license would not be consistent with the requirements of 35 U.S.C. 209 and 37 CFR 404.7.

**Martha Bair Steinbock,**

*Deputy Assistant Administrator.*

[FR Doc. E6–8159 Filed 5–25–06; 8:45 am]

**BILLING CODE 3410–03–P**