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Issued in Renton, Washington, on June 15, 2006.

**Ali Bahrami,**

*Manager, Transport Airplane Directorate, Aircraft Certification Service.*

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**BILLING CODE 4910-13-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 520

#### Oral Dosage Form New Animal Drugs; Oxytetracycline

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed by Pfizer, Inc. The supplemental NADA revises labeling of oxytetracycline soluble powder with the current genus for the causative bacteria for American foul brood of honeybees.

**DATES:** This rule is effective June 27, 2006.

**FOR FURTHER INFORMATION CONTACT:** Joan C. Gotthardt, Center for Veterinary Medicine (HFV-130), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-827-7571, e-mail: [joan.gotthardt@fda.hhs.gov](mailto:joan.gotthardt@fda.hhs.gov).

**SUPPLEMENTARY INFORMATION:** Pfizer, Inc., 235 East 42d St., New York, NY 10017-5755, filed a supplement to NADA 8-622 that provides for use of TERRAMYCIN-343 (oxytetracycline HCl) Soluble Powder for treatment of various bacterial diseases of livestock. The supplemental NADA revises labeling with the current genus for the causative bacteria for American foul brood of honeybees. The supplemental

NADA is approved as of May 9, 2006, and the regulations in 21 CFR 520.1660d are amended to reflect the approval.

Approval of this supplemental NADA did not require review of additional safety or effectiveness data or information. Therefore, a freedom of information summary is not required.

FDA has determined under § 25.33(a)(1) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

This rule does not meet the definition of "rule" in 5 U.S.C. 804(3)(A) because it is a rule of "particular applicability." Therefore, it is not subject to the congressional review requirements in 5 U.S.C. 801-808.

#### List of Subjects in 21 CFR Part 520

Animal drugs.

■ Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR part 520 is amended as follows:

#### PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS

■ 1. The authority citation for 21 CFR part 520 continues to read as follows:

**Authority:** 21 U.S.C. 360b.

#### § 520.1660d [Amended]

■ 2. In paragraph (d)(2)(ii) of § 520.1660d, remove "*Bacillus*" and add in its place "*Paenibacillus*".

Dated: June 7, 2006.

**Steven D. Vaughn,**

*Director, Office of New Animal Drug Evaluation, Center for Veterinary Medicine.*

[FR Doc. E6-10053 Filed 6-26-06; 8:45 am]

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## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### 30 CFR Part 57

#### RIN 1219-AB29

#### Diesel Particulate Matter Exposure of Underground Metal and Nonmetal Miners

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Final rule; corrections.

**SUMMARY:** This document contains corrections to the final rule addressing

"Diesel Particulate Matter Exposure of Underground Metal and Nonmetal Miners," and published in the **Federal Register** on Thursday, May 18, 2006 (71 FR 28924).

**DATES:** The corrections to the preamble are effective June 27, 2006. The correction to § 57.5060(d) is effective August 16, 2006.

**FOR FURTHER INFORMATION CONTACT:** Patricia W. Silvey, Acting Director, Office of Standards, Regulations, and Variances, MSHA, 1100 Wilson Blvd., Room 2350, Arlington, Virginia 22209-3939; 202-693-9440 (telephone); or 202-693-9441 (facsimile).

This document is available on the Internet at <http://www.msha.gov/REGSINFO.HTM>.

**SUPPLEMENTARY INFORMATION:** As published, the preamble and rule text contain errors which may be misleading and need to be corrected.

Accordingly, the preamble is corrected as follows:

1. On page 28926, in the second column, in the third full paragraph, at the end of the paragraph, insert "(70 FR 55019)."

2. On page 28926, in the third column, at the end of the third line, insert "(71 FR 4331)."

3. On page 28928, in the first column, in the second paragraph, eighth line from the bottom, change "regulation" to "standard."

4. On page 28929, in Table IV-3, under the column entitled, "Description," in the fourth paragraph, in the last line, change "PM10" to "PM<sub>10</sub>."

5. On page 28971, in the first column, first full paragraph, in the last line, delete the word "approach," and replace it with the word "be."

6. On page 29007, in the second column, in the reference for "Gavett," in the last line, change "0124(l-3)" to "0124(1-3)."

7. On page 29007, in the third column, in the tenth line from the bottom, change "12(l-2)" to "12(1-2)."

8. On page 29008, in the first column, in the eighth line from the bottom, change "B6C3F1" to "B6C3F1."

In addition, the rule text is corrected as follows:

#### § 57.5060 [Corrected]

■ 1. On page 29012, in the first column, under § 57.5060 paragraph (d), fourth line, delete the "s" from the word "exposures" so that the sentence now reads, "The mine operator must install, use, and maintain feasible engineering and administrative controls to reduce a miner's exposure to or below the applicable DPM PEL established in this section."