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#### List of Subjects

Environmental protection, Pesticides and pests.

Dated: March 19, 2009.

**Frank Sanders,**

*Director, Office of Science Coordination and Policy.*

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-0045; FRL-8399-4]

### Notice of Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the Agency's receipt of several initial filings of pesticide petitions proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

**DATES:** Comments must be received on or before April 24, 2009.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number and the pesticide petition number (PP) of interest as shown in the body of this document, 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 the docket ID number and the pesticide petition number of interest as shown in the body of this document. 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 [regulations.gov](http://www.regulations.gov) or e-mail. The [regulations.gov](http://www.regulations.gov) website 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 [regulations.gov](http://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, with telephone number and e-mail address, is listed at the end of each pesticide petition summary. You may also reach each contact person by mail at: 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 at the end of the pesticide petition summary of interest.

###### B. What Should I Consider as I Prepare My Comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through [regulations.gov](http://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:

- i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- ii. 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.

iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.

iv. Describe any assumptions and provide any technical information and/or data that you used.

v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.

vi. Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

3. *Environmental justice.* EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement of any group, including minority and/or low-income populations, in the development, implementation, and enforcement of 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 or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticides discussed in this document, compared to the general population.

## II. What Action is the Agency Taking?

EPA is announcing its receipt of several pesticide petitions filed under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a, proposing the establishment or modification of regulations in 40 CFR part 174 or part 180 for residues of pesticide chemicals in or on various food commodities. EPA has determined that the pesticide petitions described in this notice contain the data or information prescribed in FFDCA section 408(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the pesticide petitions. Additional data may be needed before EPA can make a final determination on these pesticide petitions.

Pursuant to 40 CFR 180.7(f), a summary of each of the petitions that are the subject of this notice, prepared by the petitioner, is included in a docket EPA has created for each rulemaking. The docket for each of the petitions is available on-line at <http://www.regulations.gov>.

As specified in FFDCA section 408(d)(3), (21 U.S.C. 346a(d)(3)), EPA is publishing notice of the petition so that the public has an opportunity to comment on this request for the establishment or modification of regulations for residues of pesticides in or on food commodities. Further information on the petition may be obtained through the petition summary referenced in this unit.

### New Tolerance

1. *PP 8F7451.* (EPA-HQ-OPP-2009-0007). Cheminova, One Park Drive, Research Triangle Park, NC 27707, proposes to establish a tolerance in 40 CFR part 180.364 for residues of the herbicide glyphosate N-(phosphonomethyl) glycine resulting from the application of glyphosate, the isopropylamine salt of glyphosate, the ethanolamine salt of glyphosate, the dimethylamine salt of glyphosate, the ammonium salt of glyphosate, and the potassium salt of glyphosate in or on cotton, gin by-products at 210 parts per million (ppm). Adequate enforcement methods are available for analysis of residues of glyphosate and its metabolite AMPA in or on plant commodities and in water. These methods include gas liquid chromatography (GLC) (Method I of PAM Vol. II; limit of detection is 0.05 ppm) and high performance liquid chromatography (HPLC) with fluorometric detection. Use of the GLC method, however, is being discouraged due to lengthiness of the procedure. The HPLC method has undergone successful EPA validation and was recommended for inclusion in PAM Vol. II; the limit of detection is 0.0005 ppm. For enforcement of tolerances in animal commodities, an HPLC method with fluorescence detector is available; the reported limits of detection are 0.01 ppm for glyphosate and 0.012 ppm for AMPA." Contact: Vickie Walters, 703-305-5704, [walters.vickie@epa.gov](mailto:walters.vickie@epa.gov).

### New Tolerance Exemption

1. *PP 8E7465.* (EPA-HQ-OPP-2008-0888). The Joint Inerts Task Force, Cluster Support Team 23, EPA Company Number 84951, c/o CropLife America, 1156 15th Street, N.W., Suite 400, Washington, DC 20005, proposes to establish an exemption from the requirement of a tolerance for residues of Polyglyceryl Phthalate Ester of Coconut Fatty Acids under 40 CFR §180.910, including Fatty acid coco polymers with glycerol and phthalic anhydride (CAS No. 67746-02-5) and Coconut oil polymer with glycerol and phthalic anhydride (CAS No. 66070-87-9) when used as pesticide inert

ingredients in pesticide formulations in or on all raw agricultural commodities. Because this petition is a request for an exemption from the requirement of a tolerance, no analytical method is required. Contact: Kerry Leifer, 703-308-8811, [leifer.kerry@epa.gov](mailto:leifer.kerry@epa.gov).

2. *PP 8E7466.* (EPA-HQ-OPP-2008-0890). The Joint Inerts Task Force, Cluster Support Team 5, EPA Company Number 84941, c/o CropLife America, 1156 15th Street, N.W., Suite 400, Washington, DC 20005, proposes to establish an exemption from the requirement of a tolerance for residues of [alpha]-[p-(1,1,3,3-Tetramethylbutyl)phenyl]-[omega]-hydroxypoly (oxyethylene) produced by the condensation of 1 mole of p-(1,1,3,3-tetramethylbutyl)phenol with a range of 1-14 or 30-70 moles of ethylene oxide: if a blend of products is used, the average range number of moles of ethylene oxide reacted to produce any product that is a component of the blend shall be in the range of 1-14 or 30-70 under 40 CFR 180.910 including the following: Poly (oxy-1, 2-ethanediyl), alpha-[4-(1,1,3,3-tetramethylbutyl)phenyl]-omega-hydroxy- (CAS No. 9036-19-5) and Poly (oxy-1, 2-ethanediyl), alpha-[4-(1,1,3,3-tetramethylbutyl)phenyl]-omega-hydroxy- (CAS No. 9002-93-1) when used as pesticide inert ingredients in pesticide formulations. Because this petition is a request for an exemption from the requirement of a tolerance, no analytical method is required. Contact: Kerry Leifer, 703-308-8811, [leifer.kerry@epa.gov](mailto:leifer.kerry@epa.gov).

3. *PP 8E7472.* (EPA-HQ-OPP-2008-0889). The Joint Inerts Task Force, Cluster Support Team 8, EPA Company Number 84942, c/o CropLife America, 1156 15th Street, N.W., Suite 400, Washington, DC 20005, proposes to establish an exemption from the requirement of a tolerance for the replacement descriptor for pre-harvest use on all agricultural crops under 40 CFR §180.920 and when applied to animals under 40 CFR §180.930 for the following amine salts of alkyl (C8-C24) benzenesulfonic acid (dimethylaminopropylamine, isopropylamine, mono-, di-, and triethanolamine), including CAS Reg Nos. 68953-97-9, 26545-53-9, 877677-48-0, 319926-68-6, 90194-53-9, 55470-69-4, 68910-32-7, 26264-05-1, 157966-96-6, 68584-24-7, 68648-81-7, 68649-00-3, 68953-93-5, 90218-35-2, 27323-41-7, 68584-25-8, 68648-96-4, 68411-31-4, 90194-42-6 and 1093628-27-3. Prior to the submission of this petition, a data development plan was submitted to the Agency and subsequently it was agreed Joint Inerts

Task Force, Cluster Support Team 8 that additional data be generated on CAS RN 26264-05-1. Because this petition is a request for an exemption from the requirement of a tolerance, no analytical method is required. Contact: Kerry Leifer, 703-308-8811, [leifer.kerry@epa.gov](mailto:leifer.kerry@epa.gov).

4. *PP 8E7478*. (EPA-HQ-OPP-2008-0892). The Joint Inerts Task Force, Cluster Support Team 9, EPA Company Number 84943, c/o CropLife America, 1156 15th Street, N.W., Suite 400, Washington, DC 20005, proposes to establish an exemption from the requirement of a tolerance for residues of Nonylphenol Ethoxylate (NPE) Phosphate and Sulfate Derivatives pre- and post-harvest (40 CFR 180.910) and animal uses (40 CFR 180.930) in or on all raw agricultural commodities when used as pesticide inert ingredients in pesticide formulations, including 40 CFR §180.910 and 40 CFR §180.930: [alpha]-(p-Nonylphenyl)-[omega]-hydroxypoly(oxyethylene) mixture of dihydrogen phosphate and mono hydrogen phosphate esters and the corresponding ammonium, calcium, magnesium, monoethanolamine, potassium, sodium, and zinc salts of the phosphate esters; the nonyl group is a propylene trimer isomer and the poly(oxyethylene) content averages 4-14 moles or 30 moles for CAS Reg. Nos. 51811-79-1, 59139-23-0, 67922-57-0, 68412-53-3, 68553-97-9, 68954-84-7, 99821-14-4, 152143-22-1, 51609-41-7, 37340-60-6, 106151-63-7, 68584-47-4, 52503-15-8, 68458-49-1; and 40 CFR 180.910 and 40 CFR 180.930: [alpha]-(p-Nonylphenyl)-[omega]-hydroxypoly(oxyethylene) sulfate, ammonium, calcium, magnesium, potassium, sodium, and zinc salts; the nonyl group is propylene trimer isomer and the poly(oxyethylene) content averages 4 moles for CAS Reg Nos. 9014-90-8, 9051-57-4, 9081-17-8, 68649-55-8, 68891-33-8; and 40 CFR §180.930 [alpha]-(p-Nonylphenyl)-[omega]-hydroxypoly(oxyethylene) sulfate, and its ammonium, calcium, magnesium, potassium, sodium, and zinc salts; the nonyl group is a propylene trimer isomer and the poly(oxyethylene) content averages 4-14 or 30-90 moles of ethylene oxide for CAS Reg Nos. 9014-90-8, 9051-57-4, 9081-17-8, 68649-55-8, 68891-33-8. Because this petition is a request for an exemption from the requirement of a tolerance, no analytical method is required. Contact: Kerry Leifer, 703-308-8811, [leifer.kerry@epa.gov](mailto:leifer.kerry@epa.gov).

5. *PP 8E7494*. (EPA-HQ-OPP-2008-0944). Joint Inerts Task Force, Cluster Support Team 20, EPA Company Number 84950, c/o CropLife America,

1156 15th Street, N.W., Suite 400, Washington, DC 20005, proposes to establish an exemption from the requirement of a tolerance for residues of Polyoxyethylene polyoxypropylene mono(di-sec-butylphenyl) ether (CAS No. 69029-39-6), under 40 CFR 180.920, when used as a pesticide inert ingredient in herbicide formulations. It is proposed that the tolerance exemption is limited to use with pesticidal formulations that are used as herbicides. Because this petition is a request for an exemption from the requirement of a tolerance, no analytical method is required. Contact: Kerry Leifer, 703-308-8811, [leifer.kerry@epa.gov](mailto:leifer.kerry@epa.gov).

6. *PP 8E7405*. (EPA-HQ-OPP-2008-0822). Akzo Nobel Surface Chemistry, LLC, 525 West Van Buren Street, Chicago, IL 60607-3823, proposes to establish an exemption from the requirement of a tolerance in 40 CFR 180.920 for residues of mono-, di-, and trimethylnaphthalenesulfonic acids and naphthalenesulfonic acids formaldehyde condensates, ammonium and sodium salts when used as a pesticide inert ingredient in pesticide formulations. Because this petition is a request for an exemption from the requirement of a tolerance, no analytical method is required. Contact: Karen Samek, 703-347-8825, [samek.karen@epa.gov](mailto:samek.karen@epa.gov).

#### List of Subjects

Environmental protection, Agricultural commodities, Feed additives, Food additives, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: March 12, 2009.

**Lois Rossi,**

*Director, Registration Division, Office of Pesticide Programs.*

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**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-0169; FRL-8405-6]

### Chloroxylenol, Zinc, Zinc Salts, and Zeolites Registration Review; Antimicrobial Pesticide Dockets Opened for Review and Comment

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

**ACTION:** Notice.

**SUMMARY:** EPA has established registration review dockets for the pesticides listed in the table in Unit III.A. With this document, EPA is

opening the public comment period for these registration reviews. Registration review is EPA's periodic review of pesticide registrations to ensure that each pesticide continues to satisfy the statutory standard for registration, that is, the pesticide can perform its intended function without unreasonable adverse effects on human health or the environment. Registration review dockets contain information that will assist the public in understanding the types of information and issues that the Agency may consider during the course of registration reviews. Through this program, EPA is ensuring that each pesticide's registration is based on current scientific and other knowledge, including its effects on human health and the environment.

**DATES:** Comments must be received on or before June 23, 2009.

**ADDRESSES:** Submit your comments identified by the docket identification (ID) number for the specific pesticide of interest provided in the table in Unit III.A., 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 the docket ID numbers listed in the table in Unit III.A. for the pesticides you are commenting on. 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](http://www.regulations.gov) or e-mail. The [www.regulations.gov](http://www.regulations.gov) website is an "anonymous access" system, which means EPA will not know your identity or contact information unless you