

**List of Subjects**

Environmental protection, Pesticides and pests.

Dated: July 1, 2010.

**Richard P. Keigwin, Jr.,**

*Director, Pesticide Re-evaluation Division, Office of Pesticide Programs.*

[FR Doc. 2010-17020 Filed 7-13-10; 8:45 am]

**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OPP-2009-1005; FRL-8836-6]

**Petitions Concerning Whether Ammonia or Urea Sold or Distributed and Used for Certain Purposes Should Be Regulated as Pesticides; Extension of Comment Period**

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

**ACTION:** Notice; extension of comment period.

**SUMMARY:** EPA issued a notice in the *Federal Register* of May 19, 2010, concerning petitions concerning whether ammonia or urea sold or distributed and used for certain purposes should be regulated as pesticides. This document extends the comment period for 45 days, from July 19, 2010 to September 2, 2010.

**DATES:** Comments, identified by docket identification (ID) number EPA-HQ-OPP-2009-1005, must be received on or before September 2, 2010.

**ADDRESSES:** Follow the detailed instructions as provided under **ADDRESSES** in the *Federal Register* document of May 19, 2010.

**FOR FURTHER INFORMATION CONTACT:** Melba S. Morrow, Antimicrobials Division (7510P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-2716; e-mail address: [morrow.melba@epa.gov](mailto:morrow.melba@epa.gov).

**SUPPLEMENTARY INFORMATION:** This document extends the public comment period established in the *Federal Register* of May 19, 2010 (75 FR 28014) (FRL-8824-4). In that document, the Agency announced the availability of and sought public comment on petitions concerning whether ammonia or urea sold or distributed and used for certain purposes should be regulated as pesticides. EPA is hereby extending the comment period, which was set to end on July 19, 2010, to September 2, 2010.

To submit comments, or access the docket, please follow the detailed instructions as provided under

**ADDRESSES** in the May 19, 2010 *Federal Register* document. If you have questions, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

**List of Subjects**

Environmental protection, Pesticides and pests.

Dated: July 7, 2010

**Joan Harrigan-Farrelly,**

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

[FR Doc. 2010-17152 Filed 7-13-10; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-9175-5]

**Proposed Consent Decree, Clean Air Act Citizen Suit**

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

**ACTION:** Notice of proposed consent decree; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended ("CAA" or the "Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by Sierra Club in the United States District Court for the Northern District of California: *Sierra Club v. Jackson*, No. 09-cv-00152 SBA (N.D. Cal.). On January 13, 2009, Plaintiff filed a complaint alleging that EPA failed to meet its obligations under sections 112(d)(6) and 112(f)(2) of the CAA to take actions relative to the review/revision of the National Emission Standards for Hazardous Air Pollutants with respect to 28 source categories identified in the complaint. The proposed consent decree establishes deadlines for EPA's proposed and final actions for meeting these obligations.

**DATES:** Written comments on the proposed consent decree must be received by August 13, 2010.

**ADDRESSES:** Submit your comments, identified by Docket ID number EPA-HQ-OGC-2010-0508, online at <http://www.regulations.gov> (EPA's preferred method); by e-mail to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m.

Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:**

Amy Branning, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; *telephone:* (202) 564-1744; *fax number:* (202) 564-5603; *e-mail address:* [branning.amy@epa.gov](mailto:branning.amy@epa.gov).

**SUPPLEMENTARY INFORMATION:****I. Additional Information About the Proposed Consent Decree**

Under sections 112(d)(6) and 112(f)(2) of the CAA, EPA has a mandatory duty to take actions relative to the review/revision of national emission standards for hazardous air pollutants ("NESHAP") within eight years of the issuance of such standards. The proposed consent decree would resolve a deadline suit filed by Plaintiff for EPA's failure to take the above actions within eight years of issuing the NESHAP for the following 28 source categories:

- (1) Marine Tank Vessel Loading Operations (40 CFR part 63, subpart Y);
- (2) Pharmaceuticals Production (40 CFR part 63, subpart GGG);
- (3) Printing and Publishing (40 CFR part 63, subpart KK);
- (4) Hand and Decorative Chromium Electroplating and Chromium Anodizing Tanks (40 CFR part 63, subpart N);
- (5) Steel Pickling-HCL Process Facilities and Hydrochloric Acid Regeneration Plants (40 CFR part 63, subpart CCC);
- (6) Group I Polymers and Resins (40 CFR part 63, subpart U);
- (7) Ship Building and Ship Repair (Surface Coating) Operations (40 CFR part 63, subpart II);
- (8) Wood Furniture Manufacturing Operations (40 CFR part 63, subpart JJ);
- (9) Primary Lead Smelting (40 CFR part 63, subpart TTT);
- (10) Secondary Lead Smelting (40 CFR part 63, subpart X);
- (11) Pulp and Paper Production (40 CFR part 63, subpart S);
- (12) Aerospace Manufacturing and Rework Facilities (40 CFR part 63, subpart GG);
- (13) Mineral Wool Production (40 CFR part 63, subpart DDD);
- (14) Primary Aluminum Reduction Plants (40 CFR part 63, subpart LL);
- (15) Ferrous Alloys Production: Ferromanganese and Silicomanganese (40 CFR part 63, subpart XXX);

- (16) Wool Fiberglass Manufacturing (40 CFR part 63, subpart NNN);
- (17) Secondary Aluminum Production (40 CFR part 63, subpart RRR);
- (18) Pesticide Active Ingredient Production (40 CFR part 63, subpart MMM);
- (19) Polyether Polyols Production (40 CFR part 63, subpart PPP);
- (20) Group IV Polymers and Resins (40 CFR part 63, subpart JJJ);
- (21) Flexible Polyurethane Foam Production (40 CFR part 63, subpart III);
- (22) Acrylic and Modacrylic Fibers Production (40 CFR part 63, subpart YY);
- (23) Polycarbonate Production (40 CFR part 63, subpart YY);
- (24) Off-Site Waste Recovery operations (40 CFR part 63, subpart DD);
- (25) Phosphoric Acid Manufacturing (40 CFR part 63, subpart AA);
- (26) Phosphate Fertilizers Production Plants (40 CFR part 63, subpart BB);
- (27) Group III Polymers and Resins—Manufacture of Amino/Phenolic Resins (40 CFR part 63, subpart OOO); and
- (28) Portland Cement manufacturing (40 CFR part 63, subpart LLL).

The proposed Consent Decree establishes deadlines for EPA's proposed and final actions for meeting these obligations. The proposed Consent Decree further requires that, within 15 business days of signing a proposed or final action, EPA shall deliver a notice of such action to the Office of the Federal Register for prompt publication. The proposed consent decree states that, after EPA fulfills its obligations under the decree, EPA may move to have this Decree terminated.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, based on any comment submitted, that consent to this consent decree should be withdrawn, the terms of the decree will be affirmed.

## II. Additional Information About Commenting on the Proposed Consent Decree

### A. How Can I Get a Copy of the Consent Decree?

The official public docket for this action (identified by Docket ID No.

EPA-HQ-OGC-2010-0508) contains a copy of the proposed consent decree. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OEI Docket is (202) 566-1752.

An electronic version of the public docket is available through <http://www.regulations.gov>. You may use <http://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select "search".

It is important to note that EPA's policy is that public comments, whether submitted electronically or on paper, will be made available for public viewing online at <http://www.regulations.gov> without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA's policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

### B. How and to Whom Do I Submit Comments?

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment and with any

disk or CD ROM you submit. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. 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.

Use of the <http://www.regulations.gov> Web site to submit comments to EPA electronically is EPA's preferred method for receiving comments. The electronic public docket system is an "anonymous access" system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment. In contrast to EPA's electronic public docket, EPA's electronic mail (e-mail) system is not an "anonymous access" system. If you send an e-mail comment directly to the Docket without going through <http://www.regulations.gov>, your e-mail address is automatically captured and included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

Dated: July 8, 2010.

**Richard B. Ossias,**  
*Associate General Counsel.*

[FR Doc. 2010-17136 Filed 7-13-10; 8:45 am]

**BILLING CODE 6560-50-P**

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## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

### Agency Information Collection Activities: Existing Collection; Emergency Extension

**AGENCY:** Equal Employment Opportunity Commission.

**ACTION:** Notice of information collection—emergency extension without change: Elementary-Secondary Staff Information Report (EEO-5).

**SUMMARY:** In accordance with the Paperwork Reduction Act, the Equal Employment Opportunity Commission (EEOC or Commission) announces that it submitted to the Office of Management and Budget (OMB) a request for a 90-day emergency extension of the Elementary-Secondary Staff Information Report (EEO-5) to be effective after the current July 31, 2010 expiration date.