

Donald Sipe, PretiFlaherty (on behalf of American Forest and Paper Association)  
 Richard Smead, Director, Navigant Consulting, Inc. (on behalf of America's Natural Gas Alliance)  
 Andrew Soto, Senior Managing Counsel, American Gas Association

[FR Doc. 2012-20596 Filed 8-21-12; 8:45 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9717-6]

### Notice of Approval of Title V Operating Permit for Peabody Western Coal Company (Navajo Nation EPA No. NN-OP 08-010)

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

**ACTION:** Notice of final action.

**SUMMARY:** This notice announces that the Navajo Nation Environmental Protection Agency ("NNEPA"), acting with authority from the United States Environmental Protection Agency ("EPA") delegated pursuant to 40 C.F.R. Part 71, has issued a federal Clean Air Act Title V operating permit to Peabody Western Coal Company ("Peabody") governing air emissions from Peabody's mining operation at the Kayenta Mine, Black Mesa Complex in Arizona on the reservation of the Navajo Nation.

**DATES:** NNEPA, acting as EPA's delegate, issued notice of a final permit decision on May 21, 2012. Certain portions of the permit became effective on April 14, 2011. All other provisions of the permit became effective on March 13, 2012 after the Environmental Appeals Board denied Peabody's petition for review. Pursuant to section 307(b)(1) of the Clean Air Act, 42 U.S.C. 7607(b)(1), judicial review of this permit decision, to the extent it is available, may be sought by filing a petition for review in the United States Court of Appeals for the Ninth Circuit by October 22, 2012.

**ADDRESSES:** The documents relevant to the above-referenced permits are available for public inspection during normal business hours at the following address: U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105. To arrange for viewing of these documents call Roger Kohn at (415) 972-3973.

**FOR FURTHER INFORMATION CONTACT:** Roger Kohn, Air Division Permits Office, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105.

Charlene Nelson, Navajo Nation Air Quality Control Program, Operating Permits Section, P.O. Box 529, Fort Defiance, AZ 86504.

Anyone who wishes to review the EPA Environmental Appeals Board decision described below can obtain it at <http://www.epa.gov/eab/>.

*Notice of Final Action and Supplementary Information:* NNEPA issued notice of a final revised permit decision to Peabody for its surface coal mining operations on the Navajo reservation, Title V Operating Permit No. NN-OP 08-010 ("Peabody permit"), on May 21, 2012. The Peabody revised permit was initially issued by NNEPA on April 14, 2011. EPA's Environmental Appeals Board ("EAB") received a petition for review by Peabody of this revised permit on May 16, 2011. On March 13, 2012, the EAB issued an order denying review of the petition. *See In re Peabody Western Coal Company*, CAA Appeal No. 11-01 (EAB March 13, 2012) (Order Denying Petition for Review). The petition challenged, among other things, NNEPA's use of tribal law in issuing the permit and inclusion in the permit for conditions III(B), IV(C), IV(D), IV(E), IV(G), IV(H), IV(I), IV(K), IV(L), and IV(Q) tribal law citations in parallel with the federally enforceable 40 C.F.R. Part 71 requirements. After the EAB's denial of review, Peabody filed a motion with the EAB for reconsideration, which was denied on April 17, 2012. Pursuant to 40 C.F.R. 71.11(l)(5) and 124.19(f)(1), final agency action by EPA has occurred because agency review procedures before the EAB have been exhausted and NNEPA has issued a final permit decision.

Dated: August 8, 2012.

**Deborah Jordan,**

*Director, Air Division, Region IX.*

[FR Doc. 2012-20654 Filed 8-21-12; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2012-0390; FRL-9358-2]

### Pesticide Products; Receipt of Applications To Register New Uses

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

**ACTION:** Notice.

**SUMMARY:** This notice announces receipt of applications to register new uses for pesticide products containing currently registered active ingredients, pursuant to the provisions of section 3(c) of the Federal Insecticide, Fungicide, and

Rodenticide Act (FIFRA), as amended. EPA is publishing this Notice of such applications, pursuant to section 3(c)(4) of FIFRA.

**DATES:** Comments must be received on or before September 21, 2012.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2012-0390 by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), Mail Code: 28221T, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.htm>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** A contact person is listed at the end of each registration application summary and may be contacted by telephone or email. The mailing address for each contact person listed is 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 under **FOR FURTHER INFORMATION CONTACT**.

*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 or email. 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). If you are commenting on a docket that addresses multiple products, please indicate to which registration number(s) your comment applies. If you are commenting on a docket that addresses multiple products, please indicate to which registration number(s) your comment applies.

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.

**II. Registration Applications for New Uses**

EPA received applications as follows to register pesticide products containing currently registered active ingredients pursuant to the provisions of section 3(c) of FIFRA, and is publishing this Notice of such applications pursuant to section 3(c)(4) of FIFRA. Notice of receipt of these applications does not imply a decision by the Agency on the applications.

1. *Registration File Symbol:* 100–RURR. *Docket Number:* EPA–HQ–OPP–2011–0665. *Applicant:* Syngenta Crop Protection, LLC., P.O. Box 18300, Greensboro, NC 27419–8300. *Active ingredient:* Emamectin benzoate. *Product Type:* Insecticide. *Proposed Uses:* Outdoor commercial ornamental nursery production. *Contact:* Thomas Harris, (703) 308–9423, email address: [harris.thomas@epa.gov](mailto:harris.thomas@epa.gov).

2. *Registration Numbers:* 100–526, 100–541, and 100–603. *Docket Number:* EPA–HQ–OPP–2012–0301. *Applicant:* Syngenta Crop Protection, LLC., P.O. Box 18300, Greensboro, NC 27419–8300. *Active ingredient:* Simazine. *Product Type:* Herbicide. *Proposed Uses:* Citrus fruits (crop group 10), pome fruits (crop group 11), stone fruits (crop group 6) and tree nuts (crop group 14, except almond hulls). *Contact:* Hope Johnson, (703) 305–5410, email address: [johnson.hope@epa.gov](mailto:johnson.hope@epa.gov).

3. *Registration Numbers:* 100–902 and 100–904. *Docket Number:* EPA–HQ–OPP–2011–0665. *Applicant:* Syngenta Crop Protection, LLC., P.O. Box 18300, Greensboro, NC 27419–8300. *Active ingredient:* Emamectin benzoate. *Product Type:* Insecticide. *Proposed Uses:* Vegetable, cucurbit, group 9. *Contact:* Thomas Harris, (703) 308–9423, email address: [harris.thomas@epa.gov](mailto:harris.thomas@epa.gov).

4. *Registration Numbers:* 264–748 and 264–752. *Docket Number:* EPA–HQ–OPP–2012–0427. *Applicant:* Bayer CropScience LP., P.O. Box 12014, 2 T. W. Alexander Drive, Research Triangle Park, NC 27709. *Active ingredient:* Tebuconazole. *Product Type:* Fungicide. *Proposed Use:* Fruiting vegetables (group 8–10). *Contact:* Heather Garvie, (703) 308–0034, email address: [garvie.heather@epa.gov](mailto:garvie.heather@epa.gov).

5. *Registration Numbers:* 352–594, 352–597, 352–638, and 352–640. *Docket Number:* EPA–HQ–OPP–2012–0420. *Applicant:* DuPont Crop Protection, Stine-Haskell Research Center, P.O. Box 30, Newark, NJ 19714–0030. *Active ingredient:* Indoxacarb. *Product Type:*

Insecticide. *Proposed Uses:* Dry bean, snap bean, small fruit vine climbing (subgroup 13–07F), low growing berry (subgroup 13–07H). *Contact:* Julie Chao, (703) 308–8735, email address: [chao.julie@epa.gov](mailto:chao.julie@epa.gov).

6. *Registration Numbers:* 400–461, 400–466, and 400–487. *Docket Number:* EPA–HQ–OPP–2012–0515. *Applicant:* Chemtura Corporation, 199 Benson Road, Middlebury, CT 06749. *Active ingredient:* Diflubenzuron. *Product Type:* Insecticide. *Proposed Use:* Citrus (crop group 10–09). *Contact:* Autumn Metzger, (703) 305–5314, email address: [metzger.autumn@epa.gov](mailto:metzger.autumn@epa.gov).

7. *Registration File Symbol:* 524–ANO. *Docket Number:* EPA–HQ–OPP–2012–0545. *Applicant:* Monsanto, 1300 I St., NW., Suite 450 East, Washington, DC 20005. *Active ingredient:* Dicamba. *Product Type:* Herbicide. *Proposed Use:* Dicamba-tolerant MON 87708 Soybeans. *Contact:* Michael Walsh, (703) 308–2972, email address: [walsh.michael@epa.gov](mailto:walsh.michael@epa.gov).

8. *Registration Numbers:* 5481–219 and 5481–430. *Docket Number:* EPA–HQ–OPP–2012–00203. *Applicant:* Amvac Chemical Company, 4695 MacArthur Court, Suite 1200, Newport Beach, CA 92660–1706. *Active ingredient:* 1-Naphthalenacetic Acid. *Product Type:* Fungicide. *Proposed Uses:* Avocado, mamey sapote, mango, rambutan; and pome fruit group 11–10. *Contact:* Rosemary Kearns, (703) 305–5611, email address: [kearns.rosemary@epa.gov](mailto:kearns.rosemary@epa.gov).

9. *Registration Numbers:* 5481–433 and 5481–533. *Docket Number:* EPA–HQ–OPP–2012–0203. *Applicant:* Amvac Chemical Company, 4695 MacArthur Court, Suite 1200, Newport Beach, CA 92660–1706. *Active ingredient:* 1-Naphthalenacetic Acid, Ethyl Ester. *Product Type:* Fungicide. *Proposed Uses:* Avocado, mamey sapote, mango, rambutan; and pome fruit group 11–10. *Contact:* Rosemary Kearns, (703) 305–5611, email address: [kearns.rosemary@epa.gov](mailto:kearns.rosemary@epa.gov).

10. *Registration Number:* 5481–541. *Docket Number:* EPA–HQ–OPP–2012–0203. *Applicant:* Amvac Chemical Company, 4695 MacArthur Court, Suite 1200, Newport Beach, CA 92660–1706. *Active ingredient:* 1-Naphthalenacetic Acid, Sodium Salt. *Product Type:* Fungicide. *Proposed Uses:* Avocado, mamey sapote, mango, rambutan; and pome fruit group 11–10. *Contact:* Rosemary Kearns, (703) 305–5611, email address: [kearns.rosemary@epa.gov](mailto:kearns.rosemary@epa.gov).

11. *Registration File Symbol:* 7969–GUL. *Docket Number:* EPA–HQ–OPP–2012–0492. *Applicant:* BASF Corporation, P.O. Box 13528, 26 Davis Drive, Research Triangle Park, NC

27709. *Active ingredient:* Dicamba. *Product Type:* Herbicide. *Proposed Uses:* Dicamba-tolerant MON 87708 Soybeans; and conventional crops, including asparagus, corn (field, seed, silage, and popcorn), cotton (conventional), grass grown for seed, proso millet, pasture hay, rangeland, farmstead (non-cropland), farmstead turf (non-cropland), Conservation Reserve Program, small grains (barley, oats, triticale, and wheat), sorghum, soybean (conventional), sugarcane, and sod farms. *Contact:* Michael Walsh, (703) 308-2972, email address: [walsh.michael@epa.gov](mailto:walsh.michael@epa.gov).

12. *Registration Numbers:* 7969-185, 7969-186, 7969-247, 7969-258, 7969-289, and 7969-291. *Docket Number:* EPA-HQ-OPP-2012-0549. *Applicant:* BASF Corporation, P.O. Box 13528, 26 Davis Drive, Research Triangle Park, NC 27709. *Active ingredient:* Pyraclostrobin. *Product Type:* Fungicide. *Proposed Use:* Sugarcane. *Contact:* Dominic Schuler, (703) 347-0260, email address: [schuler.dominic@epa.gov](mailto:schuler.dominic@epa.gov).

13. *Registration Numbers:* 59639-154 and 59639-166. *Docket Number:* EPA-HQ-OPP-2012-0419. *Applicant:* Valent U.S.A. Corporation, 1600 Riviera Ave., Suite 200, Walnut Creek, CA 94596. *Active ingredient:* Imazosulfuron. *Product Type:* Herbicide. *Proposed Uses:* Melons (cantaloupe, citron melon, muskmelon, watermelon); and vegetables, tuberous and corm (arracacha, arrowroot, Chinese artichoke, Jerusalem artichoke, edible Canna, bitter cassava, sweet cassava, chayote (root), chufa, dasheen, ginger, leren, potato, sweet potato, taniel, turmeric, yam bean, and true yam). *Contact:* Mindy Ondish, (703) 605-0723, email address: [ondish.mindy@epa.gov](mailto:ondish.mindy@epa.gov).

14. *Registration Number:* 62719-407. *Docket Number:* EPA-HQ-OPP-2012-0480. *Applicant:* Dow AgroSciences LLC., 9330 Zionsville Road, Indianapolis, IN 46268. *Active ingredient:* Myclobutanil. *Product Type:* Fungicide. *Proposed Use:* Formulation use into fungicide products. *Contact:* Marcel Howard, (703) 305-6784, email address: [howard.marcel@epa.gov](mailto:howard.marcel@epa.gov).

15. *Registration Number:* 62719-410. *Docket Number:* EPA-HQ-OPP-2012-0480. *Applicant:* Dow AgroSciences LLC., 9330 Zionsville Road, Indianapolis, IN 46268. *Active ingredient:* Myclobutanil. *Product Type:* Fungicide. *Proposed Use:* Grass grown for hay and forage. *Contact:* Marcel Howard, (703) 305-6784, email address: [howard.marcel@epa.gov](mailto:howard.marcel@epa.gov).

16. *Registration Numbers:* 63588-91, 63588-92, and 63588-93. *Docket*

*Number:* EPA-HQ-OPP-2012-0439. *Applicant:* K-I Chemical U.S.A., Inc., c/o Landis International, Inc., 3185 Madison Highway, P.O. Box 5126, Valdosta, GA 31603-5126. *Active ingredient:* Pyroxasulfone. *Product Type:* Herbicide. *Proposed Use:* Wheat. *Contact:* Michael Walsh, (703) 308-2972, email address: [walsh.michael@epa.gov](mailto:walsh.michael@epa.gov).

17. *Registration Numbers:* 63588-91, 63588-92, and 63588-93. *Docket Number:* EPA-HQ-OPP-2012-0514. *Applicant:* K-I Chemical U.S.A., Inc., c/o Landis International, Inc., 3185 Madison Highway, P.O. Box 5126, Valdosta, GA 31603-5126. *Active ingredient:* Pyroxasulfone. *Product Type:* Herbicide. *Proposed Use:* Cotton. *Contact:* Michael Walsh, (703) 308-2972, email address: [walsh.michael@epa.gov](mailto:walsh.michael@epa.gov).

18. *Registration Numbers:* 66330-64 and 66330-65. *Docket Number:* EPA-HQ-OPP-2012-0576. *Applicant:* Syngenta Crop Protection, LLC., P.O. Box 18300, Greensboro, NC 27419-8300. *Active ingredient:* Fluoxastrobin. *Product Type:* Fungicide. *Proposed Uses:* Melon, subgroup 9A; and sorghum. *Contact:* Heather Garvie, (703) 308-0034, email address: [garvie.heather@epa.gov](mailto:garvie.heather@epa.gov).

19. *Registration File Symbol:* 70506-EOA. *Docket Number:* EPA-HQ-OPP-2012-0431. *Applicant:* United Phosphorus, Inc., 630 Freedom Business Center, Suite 402, King of Prussia, PA 19406. *Active ingredient:* Endothall (dipotassium salt). *Product Type:* Herbicide. *Proposed Use:* Apples. *Contact:* Grant Rowland, (703) 347-0254, email address: [rowland.grant@epa.gov](mailto:rowland.grant@epa.gov).

#### List of Subjects

Environmental protection, Pesticides and pest.

Dated: August 14, 2012.

**Daniel J. Rosenblatt,**

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

[FR Doc. 2012-20666 Filed 8-21-12; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL MARITIME COMMISSION

### Notice of Agreement Filed

The Commission hereby gives notice of the filing of the following agreement under the Shipping Act of 1984. Interested parties may submit comments on the agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. A copy of the

agreement is available through the Commission's Web site ([www.fmc.gov](http://www.fmc.gov)) or by contacting the Office of Agreements at (202) 523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov).

*Agreement No.:* 012084-001.

*Title:* HLAG/Maersk Line Gulf-South America Slot Charter Agreement.

*Parties:* A.P. Moller-Maersk A/S and Hapag-Lloyd AG.

*Filing Party:* Wayne R. Rohde, Esq.; Cozen O'Connor; 1627 I Street NW., Suite 1100; Washington, DC 20006-4007.

*Synopsis:* The amendment would increase the amount of space to be chartered, provide for a new initial term of the agreement, and restates the agreement to correct a pagination error. The parties have requested expedited review.

By Order of the Federal Maritime Commission.

Dated: August 17, 2012.

**Karen V. Gregory,**  
*Secretary.*

[FR Doc. 2012-20652 Filed 8-21-12; 8:45 am]

**BILLING CODE 6730-01-P**

## FEDERAL MARITIME COMMISSION

### Ocean Transportation Intermediary License Applicants

The Commission gives notice that the following applicants have filed an application for an Ocean Transportation Intermediary (OTI) license as a Non-Vessel-Operating Common Carrier (NVO) and/or Ocean Freight Forwarder (OFF) pursuant to section 40901 of the Shipping Act of 1984 (46 U.S.C. 40101). Notice is also given of the filing of applications to amend an existing OTI license or the Qualifying Individual (QI) for a licensee.

Interested persons may contact the Office of Ocean Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573, by telephone at (202) 523-5843 or by email at [OTI@fmc.gov](mailto:OTI@fmc.gov).

Anselm K. Nwankwo dba Anze Global Logistics (NVO & OFF), 45 Harrison Street #A, Roslindale, MA 02131. *Officer:* Anselm K. Nwankwo, Sole Proprietor (Qualifying Individual), Application Type: New NVO & OFF License.

Armada AVS Corp (NVO), 709 E. Walnut Street Carson, CA 90746. *Officers:* Marina Agueeva, Secretary (Qualifying Individual), Vadim Kornilov, President. Application Type: New NVO License. Horizon Lines of Guam, LLC (NVO), 4064 Colony Road Suite 200,