

mass spectrometric (MS/MS) detection (LC/MS/MS) is used to measure and evaluate the chemical benzobicyclon. *Contact:* RD.

*B. New Tolerance Exemptions for Inerts (Except PIPS)*

*PP IN-11490.* (EPA-HQ-OPP-2021-0162). Ethox Chemicals, LLC, 1801 Perimeter Road, Greenville, SC 29605, requests to establish an exemption from the requirement of a tolerance for residues oxirane, 2-methyl-, polymer with oxirane, mono-(9Z)-9-octadecanoate, methyl ether, (CAS Re. No. 72283-36-4), with a minimum number average molecular weight of 1200 daltons, when used as an inert ingredient in pesticide formulations under 40 CFR 180.960. The petitioner believes no analytical method is needed because it is not required for an exemption from the requirement of a tolerance *Contact:* RD.

*C. New Tolerance Exemptions for Non-Inerts (Except PIPS)*

1. *PP OF8887.* (EPA-HQ-OPP-2021-0158). Suterra LLC, 20950 NE Talus Place, Bend, OR 97701, requests to establish an exemption from the requirement of a tolerance in 40 CFR part 180 for residues of thearthropod pheromone mating disruptor (3S, 6R), (3S, 6S)-3-Methyl-6-isopropenyl-9-decen-1-yl acetate in or on raw agricultural commodities. The petitioner believes no analytical method is needed because there are no residues of toxicological concern and because of the request for a tolerance exemption. *Contact:* BPPD.

2. *PP OF8889.* (EPA-HQ-OPP-2021-0226). Elemental Enzymes Ag & Turf LLC, 1685 Galt Industrial Blvd., St. Louis, MO 63132, requests to establish an exemption from the requirement of a tolerance in 40 CFR part 180 for residues of the plant regulator and inducer of local and systemic resistance Fig22-Bt Peptide in or on all agricultural food commodities. The analytical method ultra high-performance liquid chromatography with UV and MS is available to EPA for the detection and measurement of residues of the active ingredient, while the analytical method high performance liquid chromatography with UV is available to EPA for the detection and measurement of residues of the end-use products. *Contact:* BPPD.

3. *PP OF8893.* (EPA-HQ-OPP-2021-0209). Ag Chem Resources, LLC, 10120 Dutch Iris Dr., Bakersfield, CA 93311, requests to establish an exemption from the requirement of a tolerance in 40 CFR part 180 for residues of the nematocidal extract of *Caesalpinia spinosa* in or on

raw agricultural products and food products. The petitioner believes no analytical method is needed because of the lack of toxicity demonstrated in the available toxicological data and given that an exemption from the requirement for establishing a tolerance for residues is proposed. *Contact:* BPPD.

*D. Notice of Filing—New Tolerance Exemptions for PIPS*

*PP 1F8897.* (EPA-HQ-OPP-2021-0236). Pioneer Hi-Bred International, Inc., 7100 NW 62nd Ave., P.O. Box 1000, Johnston, IA 50131-1000, requests to establish an exemption from the requirement of a tolerance in 40 CFR part 174 for residues of the plant-incorporated protectant (PIP) *Ophioglossum pendulum* IPD079Ea protein in or on maize. The petitioner believes no analytical method is needed because an exemption from the requirement of a tolerance without numerical limitation is requested for IPD079Ea protein as expressed in maize. *Contact:* BPPD.

*E. New Tolerances for Inerts*

*PP 9F8777.* EPA-HQ-OPP-2019-0542. Syngenta Crop Protection, LLC, P.O. Box 18300, Greensboro, NC 27419, requests to establish a tolerance in 40 CFR part 180 for residues of the herbicide, Bicyclopyrone, in or on lemongrass, dried at 0.5 ppm; lemongrass, fresh at 0.3 ppm; rosemary, dried at 0.3 ppm; rosemary, fresh at 0.03 ppm; wormwood, dried at 0.09 ppm and wormwood, fresh at 0.05 ppm. The Analytical methods GRM030.05A, GRM030.05B, GRM030.08A is used to measure and evaluate the chemical Bicyclopyrone. *Contact:* RD.

*F. New Tolerances for Non-Inerts*

1. *PP 9E8798.* (EPA-HQ-OPP-2020-0334). Syngenta Crop Protection, 410 Swing Road, Greensboro, NC 27409, requests to establish a tolerance in 40 CFR part 180 for residues of the fungicide, fludioxonil in or on banana at 2.0 ppm. The analytical method AG-597B (high-performance liquid chromatography (HPLC) using Amino column and ultra-violet (UV) detection) is used to measure and evaluate the chemical fludioxonil. *Contact:* RD.

2. *PP 0E8829.* (EPA-HQ-OPP-2020-0421). Nichino America, Inc., 4550 Linden Hill Rd., Suite 501, Wilmington, Delaware, 19808, requests to establish a tolerance in 40 CFR part 180 for residues of the insecticide, pyflubumide (, 3'-isobutyl-N-isobutyryl-1,3,5-trimethyl-4'-[2,2,2-trifluoro-1-methoxy-1-(trifluoromethyl)ethyl]pyrazole-4-carboxanilide), in or on the raw agricultural commodity tea, dried at 70

ppm. The QuEChERS and the LC-MS/MS analytical methods are used to measure and evaluate the chemical pyflubumide. *Contact:* RD

3. *PP OF8868.* (EPA-HQ-OPP-2021-0154). Syngenta Crop Protection, LLC, P.O. Box 18300 Greensboro, NC 27419-8300, requests to establish a tolerance in 40 CFR part 180 for inadvertent residues of the cyantraniliprole 3-bromo-1-(3-chloro-2-pyridinyl)-N-[4-cyano-2-methyl-6-[(methylamino)carbonyl]phenyl]-1H-pyrazole-5-carboxamide, in or on sugarcane at 0.01 ppm. The high-pressure liquid chromatography with ESI-MS/MS detection is used to measure and evaluate the chemical cyantraniliprole. *Contact:* RD

**Authority:** 21 U.S.C. 346a.

Dated: April 12, 2021.

**Delores Barber,**

*Director, Information Technology and Resource Management Division, Office of Program Support.*

[FR Doc. 2021-08335 Filed 4-21-21; 8:45 am]

**BILLING CODE 6560-50-P**

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## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

### Sunshine Act Notice

**TIME AND DATE:** Wednesday, April 28, 2021, 10:30 a.m. Eastern Time.

**PLACE:** Because of the COVID-19 pandemic, the meeting will be held as a videoconference, with a separate audio-only dial-in. The public may observe the videoconference or connect to the audio-only dial-in by following the instructions that will be posted on [www.eeoc.gov](http://www.eeoc.gov) 24 hours before the meeting. Closed captioning and ASL services will be available.

**MATTER TO BE CONSIDERED:** The following item will be considered at the meeting:

Civil Rights Implications of the COVID-19 Pandemic

*Note:* In accordance with the Sunshine Act, the public will be able to observe the Commission's deliberations and voting. (In addition to publishing notices on EEOC Commission meetings in the **Federal Register**, the Commission also provides information about Commission meetings on its website, [www.eeoc.gov](http://www.eeoc.gov), and provides a recorded announcement a week in advance on future Commission meetings.)

Please telephone (202) 663-7100 (voice) or (202) 921-2750, or email [commissionmeetingcomments@eeoc.gov](mailto:commissionmeetingcomments@eeoc.gov) at any time for information on this meeting.

**CONTACT PERSON FOR MORE INFORMATION:** Rachel V. See, Acting Executive Officer, (202) 921-2545.

Dated: April 20, 2021.

**Rachel V. See,**

*Acting Executive Officer, Executive Secretariat.*

[FR Doc. 2021-08490 Filed 4-20-21; 4:15 pm]

**BILLING CODE 6570-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

[DA 21-384; MB Docket No. 21-118; FRS 20903]

### Vandalia Media Partners 2, LLC, Application for Renewal of License of AM Radio Station WJEH(AM), Gallipolis, OH

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** This document commences a hearing to determine whether the application filed by Vandalia Media Partners 2, LLC to renew its license for radio station WJEH(AM), Gallipolis, Ohio, should be granted. The application has been designated for hearing based on the station's extended silence and operation at reduced power since becoming the licensee on December 31, 2019.

**DATES:** Persons desiring to participate as parties in the hearing shall file a petition for leave to intervene not later than May 24, 2021.

**ADDRESSES:** File documents with the Office of the Secretary, Federal Communications Commission, 45 L St. NE, Washington, DC 20554, with a copy mailed to each party to the proceeding. Each document that is filed in this proceeding must display on the front page the docket number of this hearing, "MB Docket No. 21-118."

**FOR FURTHER INFORMATION CONTACT:** Albert Shuldiner, Media Bureau, (202) 418-2721.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Hearing Designation Order (Order), MB Docket No. 21-118, DA 21-384, adopted April 1, 2021, and released April 2, 2021. The full text of the Order is available online by using the search function for MB Docket No. 21-118 on the Commission's ECFS web page at [www.fcc.gov/ecfs](http://www.fcc.gov/ecfs).

### Summary of the Hearing Designation Order

1. The Order commences a hearing proceeding before the Commission to determine whether the application filed

by Vandalia Media Partners 2, LLC (Vandalia) to renew the license for radio station WJEH(AM), Gallipolis, Ohio (WJEH Renewal Application) should be granted pursuant to section 309(k)(1) of the Communications Act of 1934 (Act), 47 U.S.C. 309(k)(1). The WJEH Renewal Application is designated for hearing based on the station's record of extended silence and operation at significantly reduced power during and following its license term.

2. A broadcast licensee's authorization to use radio spectrum in the public interest carries with it the obligation that the station serves its community, providing programming responsive to local needs and interests. Broadcast licensees also are required to operate in compliance with the Act and the Commission's rules (Rules). These requirements include the obligation to transmit potentially lifesaving national level Emergency Alert System (EAS) messages in times of emergency and to engage in periodic tests to ensure that their stations are equipped to do so.

3. The basic duty of broadcast licensees to serve their communities is reflected in the license renewal provisions of the Act. In 1996, Congress revised the Commission's license renewal process and the renewal standards for broadcast stations by adopting section 309(k) of the Act, 47 U.S.C. 309(k). Section 309(k)(1) of the Act, 47 U.S.C. 309(k)(1), provides that the Commission shall grant a license renewal application if it finds, with respect to the applying station, that during the preceding license term: (a) The station has served the public interest, convenience, and necessity; (b) there have been no serious violations by the licensee of the Act or the Rules; and (c) there have been no other violations by the licensee of the Act or the Rules which, taken together, would constitute a pattern of abuse. Section 309(k)(2) of the Act, 47 U.S.C. 309(k)(2), provides that if a station fails to meet the foregoing standard, the Commission may deny the renewal application pursuant to Section 309(k)(3), 47 U.S.C. 309(k)(3), or grant the application on appropriate terms and conditions, including a short-term renewal. Section 309(k)(3) of the Act, 47 U.S.C. 309(k)(3), provides that if the Commission determines, after notice and opportunity for hearing, that the licensee has failed to meet the standard of section 309(k)(1), 47 U.S.C. 309(k)(1), and that no mitigating factors justify the imposition of lesser sanctions, the Commission shall issue an order denying the license renewal application for the station.

4. Section 312(g) of the Act, 47 U.S.C. 312(g), provides that if a broadcasting station fails to transmit broadcast signals for any consecutive 12-month period, then the station license granted for the operation of that broadcast station expires at the end of that period, notwithstanding any provision, term, or condition of the license to the contrary, except that the Commission may extend or reinstate such station license if the holder of the station license prevails in an administrative or judicial appeal, the applicable law changes, or for any other reason to promote equity and fairness. As an attempt to avoid license expiration, stations have resumed operations for short periods of time, in some cases one or two days, or operated at significantly reduced power, before the one-year period of silence concludes. This practice raises a question of whether license renewal is in the public interest if the station has been silent for most or all of the license term or has not served the community of license consistent with the license authorization.

5. WJEH(AM) (Station) was licensed to Vandalia on December 31, 2019 as a Class D AM station serving Gallipolis, Ohio. The Station was silent from December 31, 2019 through the end of the license term. After the conclusion of the license term, the Station resumed operations at 10% of the power output authorized by its license. Due to the Station's extended silence and operation at significantly reduced power, we are unable to find that grant of the renewal application is in the public interest.

6. Section 309(k)(3) of the Act, 47 U.S.C. 309(k)(3), requires "notice and opportunity for a hearing as provided in subsection (e)." Section 309(e), 47 U.S.C. 309(e), requires a "full hearing in which the applicant and all other parties in interest shall be permitted to participate." The Commission and courts have held that the hearing need not be a trial-type evidentiary hearing meeting the standards of sections 554 and 556 of the Administrative Procedure Act, 5 U.S.C. 554, 556. The Commission has repeatedly observed that trial-type hearings impose significant burdens and delays, both on applicants and the agency.

7. Based on the information before us, we believe this matter can be adequately resolved on a written record, or a "paper" hearing. The Commission recently supplemented its formal hearing process to expand, in appropriate cases, procedures for hearings based on written submissions and documentary evidence. The presiding officer will issue an initial decision based on the record and