

(PM) 21, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 229, CM #2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 305-6900.

**SUPPLEMENTARY INFORMATION:** EPA issued a notice, which was published in the **Federal Register** of October 27, 1993 (58 FR 57827), announcing the establishment of temporary tolerances for the combined residues of the fungicide Iprodione [3-(3,5-dichlorophenyl)-N-(methylethyl)-2,4-dioxo-1-imidazolidinecarboximide] and its isomer [3-(1-methylethyl)-N-(3,5-dichlorophenyl)-2,4-dioxo-1-imidazolidinecarboximide], and its metabolite [3-(3,5-dichlorophenyl)-2,4-dioxo-1-imidazolidinecarboximide] in or on the raw agricultural commodities tangerines and tangelos at 3.0 parts per million (ppm). These tolerances were issued in response to pesticide petition (PP) 3G4210, submitted by Rhone-Poulenc Ag Co., P.O. Box 12014, 2 T.W. Alexander Drive, Research Triangle Park, NC 27709.

These temporary tolerances have been extended to permit the continued marketing of the raw agricultural commodities named above when treated in accordance with the provisions of experimental use permit 264-EUP-94, which is being extended under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended (Pub. L. 95-396, 92 Stat. 819; 7 U.S.C. 136).

The scientific data reported and other relevant material were evaluated, and it was determined that the extension of these temporary tolerances will protect the public health. Therefore, the temporary tolerances have been extended on the condition that the pesticide be used in accordance with the experimental use permit and with the following provisions:

1. The total amount of the active ingredient to be used must not exceed the quantity authorized by the experimental use permit.

2. Rhone-Poulenc Ag Co., must immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company must also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

These tolerances expire April 15, 1996. Residues not in excess of this amount remaining in or on the raw

agricultural commodities after this expiration date will not be considered actionable if the pesticide is legally applied during the term of, and in accordance with, the provisions of the experimental use permit and temporary tolerances. These tolerances may be revoked if the experimental use permit is revoked or if any experience with or scientific data on this pesticide indicate that such revocation is necessary to protect the public health.

The Office of Management and Budget has exempted this notice from the requirements of section 3 of Executive Order 12866.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-354, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

**Authority:** 21 U.S.C. 346a(j).

#### List of Subjects

Environmental Protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: February 21, 1995.

**Stephen L. Johnson,**

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 95-5401 Filed 3-7-95; 8:45 am]

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[OPP-30382; FRL-4940-1]

#### Mycotech Corp.; Application to Register a Pesticide Product

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

**ACTION:** Notice.

**SUMMARY:** This notice announces receipt of an application submitted by Mycotech Corporation to register a pesticide product containing an active ingredient not included in any previously registered product pursuant to the provisions of section 3(c)(4) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended.

**DATES:** Written comments must be submitted by April 7, 1995.

**ADDRESSES:** By mail, submit written comments identified by the document

control number [OPP-30382] and the file number (65626-T), to: Public Response and Program Resources Branch, Field Operations Divisions (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Environmental Protection Agency, Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA.

Information submitted as a comment concerning this notice may be claimed confidential by marking any part or all of that information as "Confidential Business Information" (CBI).

Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record.

Information not marked confidential may be disclosed publicly by EPA without prior notice. All written comments will be available for public inspection in Rm. 1132 at the address given above, from 8 a.m. to 4 p.m., Monday through Friday, excluding holidays.

**FOR FURTHER INFORMATION CONTACT:** By mail: Janet L. Andersen, Acting Director, Biopesticides and Pollution Prevention Division (7501W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. CS51B6, Westfield Building North Tower, 2800 Crystal Drive, Arlington, VA 22202, (703-308-8712).

**SUPPLEMENTARY INFORMATION:** EPA received an application from Mycotech Corp., 630 Utah Avenue, P.O. Box 4109, Butte, MT 59702, to register the pesticide product Mycotrol WP Biological Insecticide (EPA File Sybmol 65626-T), containing the active ingredient *Beauveria bassiana* Strain GHA, an ingredient not included in any previously registered product pursuant to the provisions of section 3(c)(4) of FIFRA. This product is proposed for use to control whiteflies, aphids, thrips, fungus psyllids, and mealybugs on vegetables, fruits, tree nuts, agronomic crops, herbs, ornamentals, turf, and forestry. Notice of receipt of this application does not imply a decision by the Agency on the application.

Notice of approval or denial of an application to register a pesticide product will be announced in the **Federal Register**. The procedure for requesting data will be given in the **Federal Register** if an application is approved.

Comments received within the specified time period will be considered before a final decision is made; comments received after the time specified will be considered only to the extent possible without delaying processing of the application.

Written comments filed pursuant to this notice, will be available in the Public Response and Program Resources Branch, Field Operation Division office at the address provided from 8 a.m. to 4 p.m., Monday through Friday, except legal holidays. It is suggested that persons interested in reviewing the application file, telephone the FOD office (703-305-5805), to ensure that the file is available on the date of intended visit.

**Authority:** 7 U.S.C. 136.

### List of Subjects

Environmental protection, Pesticides and pests, Product registration.

Dated: February 24, 1995.

**Janet L. Andersen,**

*Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. 95-5397 Filed 3-7-95; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

[WT Docket No. 95-26; FCC 95-59]

### Notice of Order to Show Cause; Commercial Realty St. Pete, Inc.

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of order to show cause.

**SUMMARY:** Commercial Realty St. Pete, Inc. (Commercial Realty), an Interactive Video and Data Services (IVDS) auction bidder, and its principals are ordered to show cause why they should not be barred from participating in any future Commission auction and from holding any Commission licenses. The Commission has determined that Commercial Realty and its principals have engaged in serious misconduct that call into question their basic qualifications to be a Commission applicant or licensee. The hearing will examine the misconduct to determine whether the abuses and violations should prohibit Commercial Realty and its principals from participating in Commission auctions and from being Commission licensees.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Joseph Weber, Enforcement Division, Wireless Telecommunications Bureau (202) 418-1310.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Order to Show Cause in WT Docket 95-26, adopted February 15, 1995, and released February 16, 1995.

The full text of Commission decisions are available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., 2100 M Street NW., Suite 140, Washington, DC 20037, (202) 857-3800.

### Summary of Order to Show Cause

The Commission has determined that Commercial Realty engaged in misconduct during the Commission's IVDS auctions. The Commission has found that a written declaration submitted by Commercial Realty contained false information about Commercial Realty's financial qualifications. The Commission has also determined that inappropriately claimed a bidding credit as a woman-owned company. Finally, the Commission determined that James C. Hartley, one of Commercial Realty's principals, engaged in improper communications with other IVDS bidders.

Pursuant to Section 312 of the Communications Act of 1934, as amended, Commercial Realty, James C. Hartley, and Ralph E. Howe are ordered to show cause why they should not be barred from future Commission auctions and from holding Commission licenses based upon the following issues listed below:

(1)(a) The facts and circumstances surrounding the aforementioned Declarations submitted to the Commission by Commercial Realty St. Pete, Inc.;

(b) Whether Commercial Realty and/or its principals misrepresented facts, lacked candor, or attempted to mislead the Commission;

(c) Whether, based on the evidence adduced pursuant to 1 (a) and (b), above, Commercial Realty and/or its principals should be subject to a forfeiture up to the statutory limit pursuant to Section 503 of the Communications Act, as amended, 47 U.S.C. 503.

(d) Whether, based on the evidence adduced pursuant to 1 (a) and (b), above, Commercial Realty and/or its principals should be barred from future

auctions and from holding Commission licenses.

(2)(a) The facts and circumstances surrounding Commercial Realty's claim of a bidding credit as a woman-owned small business at the IVDS auctions;

(b) Whether Commercial Realty and/or its principals misrepresented facts, lacked candor, or attempted to mislead the Commission in claiming a bidding credit as a woman-owned small business;

(c) Whether, based on the evidence adduced pursuant to 2 (a) and (b), above, Commercial Realty and/or its principals should be subject to a forfeiture up to the statutory limit pursuant to Section 503 of the Communications Act, as amended, 47 U.S.C. 503;

(d) Whether, based on the evidence adduced pursuant to 2 (a) and (b), above, Commercial Realty's and/or its principals' conduct in requesting said bidding credit as a woman-owned small business warrants barring Commercial Realty and/or its principals from future auctions and from holding Commission licenses;

(3) Whether Commercial Realty's and/or its principals' improper communication with Christopher Pedersen of Interactive America Corporation should bar Commercial Realty and/or its principals from future auctions and from holding Commission licenses;

(4)(a) The facts and circumstances surrounding the letter sent by facsimile to other successful IVDS auction bidders;

(b) The facts and circumstances surrounding the press release caused to be released by Commercial Realty on, or about, August 5, 1994;

(c) Whether, based on evidence adduced pursuant to 4 (a) and (b), above, Commercial Realty and/or its principals abused the Commission processes and should be subject to a forfeiture up to the statutory limit pursuant to Section 503 of the Communications Act, as amended, 47 U.S.C. 503;

(d) Whether, based on the evidence adduced pursuant to 4 (a) and (b), above, Commercial Realty and/or its principals abused Commission processes and should be barred from future auctions and from holding Commission licenses;

(5) Whether, based on the totality of the evidence adduced pursuant to 1 (a) and (b), 2 (a) and (b), 3, and 4 (a) and (b), above, and the violations of the Commission's Rules established in the Notice of Apparent Liability for Forfeiture, File No. 519WT0002, Commercial Realty and/or its principals