

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS—Continued

[Week of May 1 through May 5, 1995]

Date	Name and location of applicant	Case No.	Type of submission
5/4/95 .....	Better Roads, Inc., Santa Barbara, California.	RR272-200	Request for Modification/Rescission in the Crude Oil Refund Proceeding. If granted: The April 6, 1995 Dismissal, Case No. RF272-90949, issued to Better Roads, Inc. would be modified regarding the firm's application for refund submitted in the Crude Oil Refund Proceeding.
5/4/95 .....	Elizabeth H. Donnelly, Henderson, Nevada	VFA-0039	Appeal of an Information Request Denial. If granted: The April 3, 1995 Freedom of Information Request Denial issued by the Office of Public Affairs would be rescinded, and Elizabeth H. Donnelly would receive access to certain Department of Energy Information.
5/4/95 .....	Gayle M. Adams, Spokane, Washington ....	VFA-0040	Appeal of an Information Request Denial. If granted: The April 7, 1995 Freedom of Information Request Denial issued by the Richland Operations Office would be rescinded, and Gayle M. Adams would receive access to certain Department of Energy information.
5/4/95 .....	J. Eileen Price, Fort Collins, Colorado .....	VFA-0038	Appeal of an Information Request Denial. If granted: The February 27, 1995 Freedom of Information Request Denial issued by the Western Area Power Administration would be rescinded, and J. Eileen Price would receive access to certain Department of Energy Information.
5/4/95 .....	Louisiana, Baton Rouge, Louisiana .....	VEG-0001	Petition for Special Redress. If granted: The Office of Hearings and Appeals would review the use of the Stripper Well Settlement Agreement funds to establish and staff a "Louisiana Core Repository, Research and Information Center."
5/5/95 .....	Oak Ridge Operations Office, Oak Ridge, Tennessee.	VSO-0034	Request for Hearing under 10 C.F.R. Part 710. If granted: An individual whose security clearance was suspended by the Oak Ridge Operations Office would receive a hearing under 10 C.F.R. Part 710.
5/5/95 .....	Rocky Flats Field Office, Golden, Colorado	VSO-0033	Request for Hearing under 10 C.F.R. Part 710. If granted: An individual whose security clearance was suspended by the Rocky Flats Field Office would receive a hearing under 10 C.F.R. Part 710.

REFUND APPLICATIONS RECEIVED

[Week of May 1 to May 5, 1995]

Date received	Name of refund proceeding/name of refund application	Case No.
04/27/95 .....	Parker K. Bailey & Sons, Inc .....	RC272-290.
5/1/95 thru 5/5/95 .....	Crude Oil Refund Applications .....	RG272-177 thru RG272-198.
5/1/95 .....	McKelvey Trucking Co .....	RC272-291.
5/2/95 .....	Union Carbide Corp .....	RF345-36.
5/5/95 .....	Joe Long's Texaco .....	RF321-21065.
5/5/95 .....	Elm Garage, Inc .....	RF321-21066.
5/5/95 .....	Elm Garage, Inc .....	RF321-21067.
5/5/95 .....	East Main Street .....	RF321-21068.

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**ENVIRONMENTAL PROTECTION AGENCY**

[OPPTS-81023A; FRL-4962-3]

**TSCA Chemical Substance Inventory Removal of 36 Incorrectly Reported Chemical Substances from the TSCA Inventory**

AGENCY: Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** In an earlier notice published in the **Federal Register**, EPA announced its intent to remove from the Toxic Substances Control Act (TSCA) Chemical Substance Inventory 38 chemical substances which were believed to have been incorrectly reported and listed. Nine comments were received in response to the October 24, 1994 notice. EPA has determined that two of the chemical substances mentioned in the October 24, 1994 notice have been manufactured or imported for distribution in commerce

prior to the date of the notice. The remaining 36 chemical substances were incorrectly reported or identified and listed on the Inventory. The 36 chemical substances listed in this document are deleted from the TSCA Inventory as of June 27, 1995.

**EFFECTIVE DATE:** The 36 chemical substances listed in this document are deleted from the TSCA Inventory as of June 27, 1995.

**ADDRESSES:** A record of the nonconfidential versions of the comments is available for viewing and photocopying in the TSCA

Nonconfidential Information Center, Rm. NE Mall B607, 401 M St., SW., Washington, DC. Documents may be viewed from 12 noon to 4 p.m., Monday through Friday, except legal holidays.

**FOR FURTHER INFORMATION CONTACT:**

Susan B. Hazen, Director, Environmental Assistance Division (7408), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, (202) 554-1404, TDD: (202) 554-0551, e-mail: TSCA-Hotline@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

EPA announced in the **Federal Register** of October 24, 1994 (59 FR 53461), its intent to remove from the Toxic Substances Control Act (TSCA) Chemical Substance Inventory 38 chemical substances which were believed to have been incorrectly reported and listed. Prior to the October 24, 1994 notice, persons who had originally reported the 38 chemical substances informed EPA that the chemical identities they reported to the Agency and included on the Inventory were incorrect. The corrected identities

for these 38 chemical substances have been provided by the original submitters and added to the Agency's Master Inventory File. EPA reviewed each of these 38 chemical substances, as originally reported, to determine whether any other person had also reported the same chemical substance for the Inventory. No other manufacturers were found at the time. Therefore, in accordance with the established EPA policy that an erroneously or incorrectly reported chemical substance should be removed from the Inventory, EPA announced its intent to remove these chemical substances from the Inventory in the **Federal Register** of October 24, 1994.

The **Federal Register** of October 24, 1994, solicited public comments on the proposed removal action. EPA was specifically interested in knowing whether any of the 38 chemical substances had been manufactured, imported, or processed for TSCA commercial purposes other than research and development, as defined in the Inventory Reporting Regulation (40 CFR 710.2), by anyone between the period of January 1, 1975 through October 24, 1994. EPA was also interested in knowing whether any

person could show that any of the 38 chemical substances could have been properly reported for the Inventory. EPA also solicited comments from anyone who believed that any of the chemical substances should not be removed from the TSCA Inventory for any reason.

EPA received nine comments in response to the October 24, 1994 notice. The comments requested that two of the substances, those identified by Chemical Abstract Service Registry Numbers (CASRN) 5153-63-9 and 26184-07-6, not be removed from the Inventory.

**II. Substances Not To Be Removed**

The Agency decided to retain CASRN 5153-63-9 and 26184-07-6 on the Inventory because several of the submitters of the comments concerning these two chemical substances provided evidence indicating that these substances have been in commercial production or importation prior to October 24, 1994.

The CASRN and Chemical Abstracts Service (CAS) Index Names of the aforementioned two chemical substances not to be removed from the TSCA Inventory are as follows:

CASRN	CAS Index Name
5153-63-9 26184-07-6	Acetic acid, compd. with pyridine (1:1) 2-Propenoic acid, 2-methyl-, polymer with butyl 2-methyl-2-propenoate, butyl 2-propenoate and methyl 2-methyl-2-propenoate

**III. Substances That Are Removed From the Inventory**

The Agency concluded that the remaining 36 chemical substances were not manufactured, imported, or processed for commercial purposes

between January 1, 1975 and October 24, 1994, and thus are not eligible for continued inclusion on the Inventory. Therefore, Premanufacture Notification (PMN) requirements of section 5(a) of TSCA would apply to future

manufacture or import of any of these 36 chemical substances. The 36 chemical substances to be removed from the Inventory are listed below in ascending CASRN sequence, and by their corresponding CAS Index Names:

**Chemical Substances Removed from the TSCA Inventory**

CASRN	CAS Index Name
6178-32-1 6359-62-2	Oxirane, [(4-nonylphenoxy)methyl]- 1H-Pyrazole-3-carboxylic acid, 4-[(2,4-dimethyl-6-sulfophenyl)azo]-4,5-dihydro-5-oxo-1-(4-sulfophenyl)-, trisodium salt
30377-70-9	1H-Benzimidazolium, 5-chloro-2-[3-[5-chloro-3-ethyl-1,3-dihydro-1-(3-sulfopropyl)-6-(trifluoromethyl)-2H-benzimidazol-2-ylidene]-1-propenyl]-3-ethyl-1-(3-sulfopropyl)-6-(trifluoromethyl)-, inner salt
40795-41-3 56619-23-9 65072-14-2	1,2-Benzenedicarboxylic acid, 4-[(4-aminophenyl)hydroxymethyl]-, monomethyl ester Benzenesulfonic acid, hydroxy-, monosodium salt, polymer with formaldehyde and urea Hexanedioic acid, dimethyl ester, polymer with 1,2-ethanediol and 1,3-isobenzofurandione, benzoate
65733-77-9	Formaldehyde, polymer with 1,3-benzenediol, 4-(1,1-dimethylethyl)phenol and 4,4'-(1-methylethylidene)bis[phenol]
67827-62-7 67923-97-1	1,2-Propanediol, 3,3'-[[4-[(2-chloro-4,6-dinitrophenyl)azo]-1-naphthalenyl]imino]bis- 2-Propenoic acid, 2-methyl-, methyl ester, polymer with ammonium 2-methyl-2-propenoate and ethyl 2-propenoate

## Chemical Substances Removed from the TSCA Inventory

CASRN	CAS Index Name
67989-80-4	1,3-Benzenedicarboxylic acid, polymer with 2-(dimethylamino)ethanol, 2,2-dimethyl-1,3-propanediol, 2,2-dimethylpropanoic acid and nonanedioic acid
68002-78-8	Fatty acids, C16-18 and C18-unsatd., triesters with trimethylolpropane
68479-21-0	Poly(oxy-1,2-ethanediyl), $\alpha$ -hydro- $\omega$ -hydroxy-, ether with N-[2-[bis(2-hydroxyethyl)methylammonio]ethyl]-N,N'-bis(2-hydroxyethyl)-N'-[2-hydroxy-3-(9-octadecenyl)oxy]propyl]-N,N'-dimethyl-1,2-ethanediaminium tris(methyl sulfate) (4:1), (Z)-
68551-46-2	Carboxylic acids, C6-18 and C9-15-di-, polymers with adipic acid, ethylene glycol, glutaric acid and succinic acid, 2-ethylhexyl esters
68607-79-4	Silica gel, reaction products with chlorodimethyloctylsilane
68610-78-6	Acetic acid, anhydride, reaction products with boron trifluoride and 1,5,9-trimethyl-1,5,9-cyclododecatiene
68814-84-6	Fatty acids, tall-oil, polymers with isophthalic acid and 1,3,5-tris(2-hydroxyethyl)-1,3,5-triazine-2,4,6(1H,3H,5H)-trione
68958-73-6	Hexanedioic acid, polymer with 1,6-diisocyanato-2,2,4-trimethylhexane, oxybis[propanol] and $\alpha,\alpha',\alpha''$ -1,2,3-propanetriyltris[ $\omega$ -hydroxypoly[oxy(methyl-1,2-ethanediyl)]]
70528-75-5	Cashew, nutshell liq., polymer with formaldehyde, linseed oil and phenol
71243-48-6	Amines, C14-18 and C16-18-unsatd. alkyl, ethoxylated, compds. with polyethylene glycol mono(nonylphenyl) ether phosphate
71735-58-5	Chromate(2-), [1-[(5-chloro-2-hydroxyphenyl)azo]-2-naphthalenolato(2-)][3-hydroxy-4-[(2-hydroxy-3,5-dinitrophenyl)azo]-7-[(4-methoxyphenyl)amino]-2-naphthalenesulfonato(3-)]-, disodium
71735-65-4	Cuprate(4-), [8-hydroxy-7-[[2-hydroxy-7-sulfo-6-[[4-[(2,5,6-trichloro-4-pyrimidinyl)amino]phenyl]azo]-1-naphthalenyl]azo]-1,3,6-naphthalenetrisulfonato(6-)]-, tetrasodium
72245-32-0	Propanoic acid, 2-hydroxy-, compds. with 2-(dimethylamino)ethanol-hexyl [(2-isocyanato-1,4,4-trimethylcyclopentyl)methyl]carbamate adduct
72479-99-3	Decanoic acid, mixed pentaesters with octadecanoic acid and triglycerol
73138-55-3	Fatty acids, tall-oil, polymers with glycerol, phthalic anhydride, safflower oil and trimethylolpropane
73138-84-8	Safflower oil, polymer with benzoic acid, glycerol, phthalic anhydride and trimethylolpropane
79771-00-9	Safflower oil, polymer with benzoic acid, bisphenol A, epichlorohydrin and styrene
79771-01-0	Safflower oil, polymer with benzoic acid, bisphenol A and epichlorohydrin
93905-47-6	1,4-Benzenedicarboxylic acid, dimethyl ester, polymer with 1,2-ethanediol, distn. residues
102923-79-5	Fatty acids, C18-unsatd., dimers, polymers with dicyclopentadiene, diethylene glycol, isophthalic acid, maleic anhydride and propylene glycol
104133-74-6	Siloxanes and Silicones, di-Me, polymers with 3-hydroxy-2,2-dimethylpropyl 3-hydroxy-2,2-dimethylpropanoate, isophthalic acid, maleic anhydride, Ph silsesquioxanes and trimethylolpropane
105883-53-2	1,2,3-Propanetriol, polymer with 1,3-diisocyanatomethylbenzene, 2-ethyl-2-(hydroxymethyl)-1,3-propanediol, methyloxirane and oxirane, hydrolyzed, amine-terminated
115271-31-3	Propanoic acid, 3-hydroxy-2-(hydroxymethyl)-2-methyl-, polymer with N-(2-aminoethyl)-1,2-ethanediamine, 2,2-dimethyl-1,3-propanediol, diphenyl carbonate, 1,2-ethanediamine, 1,6-hexanediol, 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane and 1,1'-methylenebis[4-isocyanatocyclohexane], polyethylene-polypropylene glycol mono-Bu ether-blocked, compds. with triethylamine
116265-70-4	9-Octadecenoic acid (Z)-, reaction products with formaldehyde, phenol polybutenyl derivs., tetraethylenepentamine and triethylenetetramine
125804-20-8	2-Propenoic acid, 2-methyl-, 3-(trimethoxysilyl)propyl ester, reaction products with iso-Pr alc., 2-methyl-2-propanol and silica
135313-74-5	2-Propenoic acid, ethyl ester, homopolymer, C>14-alkyl docosylstearyl esters
135429-20-8	Dodecanedioic acid, polymer with carbonic dichloride, 4,4'-(1-methylethylidene)bis[phenol] and 4-(1-methyl-1-phenylethyl)phenol

Accordingly, the 36 chemical substances listed above are deleted from the TSCA Inventory as of June 27, 1995.

**List of Subjects**

Environmental protection.

Dated: June 20, 1995.

**Larry E. Longanecker**,  
Acting Director, Economics, Exposure and  
Technology Division, Office of Pollution  
Prevention and Toxics.

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**FEDERAL COMMUNICATIONS  
COMMISSION**

[DA 95-1284]

**Reconsideration of Denial of  
Equipment Authorization**

**AGENCY:** Federal Communications  
Commission.