

conditionally register the pesticide product Tachigaren Technical a fungicide (EPA File Symbol 48210-E, containing the active ingredient hymexazol (5-methylisoxazol-3-ol) at 99.0 percent, an active ingredient not included in any previously registered products.

EPA subsequently received an application from Sankyo to register the end-use product Tachigaren 70 WP (EPA File Symbol 48210-R), containing the active ingredient hymexazol at 70.0 percent, an active ingredient not included in any previously registered product. However, since the notice of receipt of application was not published in Federal Register, as required by FIFRA, as amended, interested parties may submit written comments within 30 days from the date of publication of this notice for this product only. Comments and data may also be submitted electronically by sending electronic mail; e-mail to: opp-docket@epamail.epa.gov. More detailed information is found in all documents requesting comments as of May 1995.

The applications were approved on August 4, 1995, for one technical and one end-use product listed below:

1. Tachigaren Technical for manufacturing or formulation use as a seed treatment of sugar beet seeds (EPA Registration Number 48210-2).
2. Tachigaren 70 WP for use only by commercial seed treaters on sugar beets (EPA Registration Number 48210-1).

A conditional registration may be granted under section 3(c)(7)(C) of FIFRA for a new active ingredient where certain data are lacking, on condition that such data are received by the end of the conditional registration period and do not meet or exceed the risk criteria set forth in 40 CFR 154.7; that use of the pesticide during the conditional registration period will not cause unreasonable adverse effects; and that use of the pesticide is in the public interest.

The Agency has considered the available data on the risks associated with the proposed use of hymexazol (5-methylisoxazol-3-ol), and information on social, economic, and environmental benefits to be derived from such use. Specifically, the Agency has considered the nature and its pattern of use, application methods and rates, and level and extent of potential exposure. Based on these reviews, the Agency was able to make basic health and safety determinations which show that use of hymexazol (5-methylisoxazol-3-ol) during the period of conditional registration will not cause any unreasonable adverse effect on the

environment, and that use of the pesticide is, in the public interest.

These products are conditionally registered in accordance with FIFRA section 3(c)(7)(C). If the conditions are not complied with the registrations will be subject to cancellation in accordance with FIFRA section 6(e). Sankyo must make sure that the studies listed below are filled within the next 12 months:

1. Avian Dietary.
2. Aquatic Growth.
3. Phytotoxicity and Commercial Applicator Exposure.

Consistent with section 3(c)(7)(C), the Agency has determined that these conditional registrations are in the public interest. Use of the pesticides are of significance to the user community, and appropriate labeling, use directions, and other measures have been taken to ensure that use of the pesticides will not result in unreasonable adverse effects to man and the environment.

More detailed information on these conditional registrations is contained in an EPA Pesticide Fact Sheet on hymexazol (5-methylisoxazol-3-ol).

A copy of this fact sheet, which provides a summary description of the chemical, use patterns and formulations, science findings, and the Agency's regulatory position and rationale, may be obtained from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22161.

In accordance with section 3(c)(2) of FIFRA, a copy of the approved label and the list of data references used to support registration are available for public inspection in the office of the Product Manager. The data and other scientific information used to support registration, except for material specifically protected by section 10 of FIFRA, are available for public inspection in the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 1132, CM #2, Arlington, VA 22202 (703-305-5805). Requests for data must be made in accordance with the provisions of the Freedom of Information Act and must be addressed to the Freedom of Information Office (A-101), 401 M St., SW., Washington, D.C. 20460. Such requests should: (1) Identify the product name and registration number and (2) specify the data or information desired.

Authority: 7 U.S.C. 136.

List of Subjects

Environmental protection, Pesticides and pests, Product registration.

Dated: October 27, 1995.

Peter Caulkins,
Acting Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 95-27952 Filed 11-14-95; 8:45 am]

BILLING CODE 6560-50-F

[PF-631; FRL-4971-5]

Pesticide Tolerance Petitions; Amendments

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces initial filings, amendments, and withdrawal of pesticide petitions (PP) and food and feed additive petitions (FAP) proposing the establishment of regulations for residues of certain pesticide chemicals in or on various agricultural commodities.

ADDRESSES: By mail, submit written comments to: Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202.

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 4:30 p.m., Monday through Friday, excluding legal holidays.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number [PF-631]. No Confidential Business Information (CBI) should be submitted

through e-mail. Electronic comments on this document may be filed online at many Federal Depository Libraries. Additional information on electronic

submissions can be found below in this document.

FOR FURTHER INFORMATION CONTACT: By mail: Registration Division (7505C), Office of Pesticide Programs,

Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, contact the PM named in each petition at the following office location/telephone number:

Product Manager	Office location/telephone number/e-mail	Address
Rick Keigwin, Jr. (PM 10)	Rm. 210, CM #2, 703-305-6788; e-mail: keigwin.richard@epamail.epa.gov..	1921 Jefferson Davis Hwy., Arlington, VA.
George LaRocca (PM 13)	Rm. 204, CM #2, 703-305-6100; e-mail: larocca.george@epamail.epa.gov..	Do.
Connie Welch (PM 21)	Rm. 227, CM #2, 703-305-6226; e-mail: welch.connie@epamail.epa.gov..	Do.
Theresa A. Stowe (Acting PM 22)	Rm. 261, CM #2, 703-305-6117; e-mail: stowe.theresa@epamail.epa.gov..	Do.
Joanne Miller (PM 23)	Rm. 237, CM #2, 703-305-7830; e-mail: miller.joanne@epamail.epa.gov..	Do.
Rita Kumar	5th Floor, CS #1, 703-308-8709; e-mail: kumar.rita@epamail.epa.gov..	2800 Jefferson Davis Hwy., Arlington, VA.
Denise Greenway	5th Floor, CS #1, 703-308-8263; e-mail: greenway.denise@epamail.epa.gov..	Do.

SUPPLEMENTARY INFORMATION: EPA has received pesticide petitions and food/feed additive petitions as follows proposing the amendment of regulations for residues of certain pesticide chemicals in or on various agricultural commodities.

Initial Filings

1. *PP 5E4435.* Nihon Nohyaku Co., Ltd., 2-5 Nihonsbashi 1-Chome, Chuoku, Tokyo 103, Japan, has submitted the petition proposing to establish a new tolerance in 40 CFR part 180 permitting residues of the miticide fenpyroximate (t-butyl (E)-*alpha* (1,3-dimethyl-5-phenoxy-pyrazol-4-ylmethyleneamino-oxy-p-toluate) (CAS 134098-61-6) and its metabolites (z-isomer and demethyl fenpyroximate) in or on wine grapes at 1 part per million (ppm), green hops at 4 ppm, and dried hops at 7 ppm. (PM 10)

2. *PP 5E4504.* DuPont Agricultural Products, Walker's Mill, Barley Mill Plaza, P.O. Box 80038, Wilmington, DE 19880-0038, proposes amending 40 CFR part 180 by establishing import tolerances for cymoxanil, (E)-2-cyano-N-[(ethylamino) carbonyl]-2-(methoxyimino) acetamide, in or on the raw agricultural commodities grapes at 0.1 ppm and tomatoes at 0.1 ppm. The proposed analytical method for determining residues is gas chromatography with a nitrogen phosphorus detector. (PM 21)

3. *PP 5E4524.* F. Russel Cook Associates, REDA Bldg., Suite 217, 401 S.E. Dewey, Bartlesville, OK 74005, has submitted a petition on behalf of Biosys (formerly AgriSense) to amend 40 CFR part 180 to establish a generic exemption from the requirement of a tolerance for acrylate polymers and copolymers which fit the Toxic Substances Control Act definition of polymers which are intrinsically safe. (Rita Kumar)

4. *PP 4F4393.* Plant BioTech, Inc., 702 Coronado Rd., Corrales, NM 87048, has submitted the petition proposing that 40 CFR 180.1042 be amended to establish an exemption from the requirement of a tolerance for the plant regulator aqueous extract of seaweed meal in or on all fruits, berries, nuts, vegetables, and grains. (Denise Greenway)

5. *PP 5F4475.* Bayer Corp., 8400 Hawthorn Rd., P.O. Box 4913, Kansas City, MO 64120-0013, has submitted the petition proposing that 40 CFR 180.436 be amended to establish a tolerance for cyfluthrin, cyano (4-fluoro-3-phenoxyphenyl) methyl 3-(2,2-dichloroethylnyl)-2,2-dimethyl cyclopropanecarboxylate, in or on corn, rice, and wheat grains at 2 parts per million (ppm), sorghum grain at 4 ppm, aspirated grain fractions at 300 ppm, cattle fat at 6 ppm, and milk fat at 20 ppm resulting from the postharvest treatment of stored grain and grain storage structures (PM 13).

6. *PP 5F4498.* Ciba Crop Protection, Ciba-Geigy Corp., P.O. Box 18300, Greensboro, NC 27419-8300, has submitted the petition proposing that 40 CFR 180.434 be amended by establishing inadvertent/rotational crop tolerances for residues of the fungicide 1-[[2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl]methyl]-1H-1,2,4-triazole and its metabolites determined as 2,4-dichlorobenzoic acid and expressed as parent compound equivalent in or on the following raw agricultural commodities: grain sorghum, grain at 0.2 ppm; grain sorghum, forage at 0.3 ppm; grain sorghum, fodder (stover) at 0.3 ppm; alfalfa, forage at 0.1 ppm; alfalfa, hay at 0.1 ppm. The proposed analytical method for determining residues is AG-454A. (PM 21)

7. *PP 5F4537.* Sandoz Agro, Inc., 1300 East Touhy Ave., Des Plaines, IL 60018, proposes to amend 40 CFR part 180 by establishing a regulation to permit residues of the fungicide cyproconazole, 2-(4-chlorophenyl)-3-cyclopropyl-1-,2,4-triazole-1-yl)butan-2-ol, in or on the raw agricultural commodities banana (pulp) at 0.01 ppm, wheat grain at 0.02 ppm, wheat straw at 2.0 ppm, peanut nutmeat at 0.02 ppm, peanut hulls at 0.5 ppm, and liver of beef cattle at 0.2 ppm. (PM 21)

8. *PP 5F4549.* Sandoz Agro, Inc., 1300 E. Touhy Ave., Des Plaines, IL 60018, has submitted the petition proposing to amend 40 CFR 180.464 to establish

tolerances for residues of the herbicide dimethenamid, 2-chloro-N-[(1-methyl-2-methoxy)ethyl]-N-(2,4-dimethyl-thien-3-yl)-acetamide, in or on the following commodities: grain sorghum, sorghum forage, and sorghum fodder at 0.01 ppm, dry bean seed and dry bean straw/hay at 0.01 ppm, sweet corn (kernel plus cob with husk removed), sweet corn forage, sweet corn dry grain, and sweet corn fodder (stover) at 0.01 ppm, and peanut nutmeat, peanut forage, peanut hay, and peanut hulls at 0.02 ppm. The proposed analytical method for determining residues is by gas chromatography. (PM 22)

9. *PP 5F4556*. Bayer Corp., P.O. Box 4913, Kansas City, MO 64120-0013, proposes amending 40 CFR 180.349 to establish tolerances for ethyl 3-methyl-4-(methylthio) phenyl (1-methylethyl) phosphoramidate in or on almonds at 0.3 ppm, almond hulls at 0.4 ppm, and pecans at 3.5 ppm. The proposed method for determining residues is gas chromatography procedure using a flame ionization detector. (PM 22)

10. *PP 5F4558*. ISK Biosciences Corp., 5966 Heisly Rd., P.O. Box 8000, Mentor, OH 44061-8000, has submitted the petition proposing that 40 CFR 180.275 be amended by establishing tolerances for residues of chlorothalonil (tetrachlorisophthalonitrile) and its metabolites 4-hydroxy-2,4,6-trichloroisophthalonitrile in or on almonds, nutmeat at 0.05 ppm and almonds, hulls at 1.0 ppm. (PM 22)

11. *PP 5F4561*. The Ziram Task Force, consisting of NPC, Inc., 22636 Glenn Drive, Suite 304, Sterling, VA 20164, Elf Atochem North America, Inc., Agrichemicals Div., 21st Floor, 2000 Market St., Philadelphia, PA 19103-3222, and UCB Chemicals Corp., 2000 Lake Park Drive, Smyrna, GA 30080, has submitted the petition proposing for the fungicide ziram (zinc dimethyldithiocarbamate), calculated as zinc ethylenebis(dithiocarbamate), to amend 40 CFR 180.116 to add a new tolerance for almond hulls at 20 ppm and amend the existing tolerance for apricots from 7.0 ppm to 20 ppm. (PM 23)

12. *FAP 5H5717*. Bayer Corp. has submitted the petition proposing that 40 CFR 185.1250 and 186.1250 be amended to establish a tolerance for cyfluthrin in or on corn starch and wheat bran at 3 ppm; corn flour at 4 ppm; corn, refined oil (wet milling) at 12 ppm; corn, refined oil (dry milling) at 15 ppm; corn, milled byproducts at 4 ppm; rice, hulls at 9 ppm and wheat, milled byproducts at 3 ppm, resulting from the postharvest treatment of stored grain and grain storage structures.

According to the petition, the toxicology data required to establish cyfluthrin tolerances have been previously submitted to and accepted by the Agency. Cyfluthrin tolerances have been established for raw agricultural commodities listed in 40 CFR 180.436, in or on various food commodities listed in 40 CFR 185.1250, and in or on various feed commodities listed in 40 CFR 186.1250. Additional toxicology data requested have been committed to and submission dates are proposed. Previously submitted residue chemistry data are cited and also included are magnitude of the residues in the raw agricultural commodities and processed commodities data to support these tolerances. Discussions regarding potential secondary residues in livestock commodities as a result of primary residues on various feestocks are included with this submission. These discussions provide the support for the tolerances proposed for beef fat and milkfat (as a component of whole milk). The toxicological and metabolism data and analytical methods for enforcement purposes in support of these tolerances are discussed in detail in related documents published in the Federal Register of July 28, 1995 (60 FR 33360).

The tolerances for cyfluthrin proposed in the petition are based on the postharvest treatment of stored grains and grain storage structures to control stored grain pests.

An estimation of the resulting dietary exposure of cyfluthrin from the establishment of the tolerances proposed is included with this petition. Based on these assumptions the addition of the tolerances associated with the use of cyfluthrin proposed in the petition is estimated to result in an increase in dietary exposure to residues of cyfluthrin such that total dietary exposure to cyfluthrin is still below the RfD. (PM 13)

Amended Filings

13. *PP 0F3915* EPA gave notice in the Federal Register of May 29, 1991 (56 FR 24189), that Mobay Corp., P.O. Box 4913, Kansas City, MO 64120-0013, had requested that 40 CFR part 180 be amended to establish tolerances for ethyl 3-methyl-4-(methylthio) phenyl (1-methylethyl) phosphoramidate in or on almonds at 0.3 ppm, almond hulls at 0.4 ppm, pecans at 3.5 ppm, plums at 0.02 ppm, and walnuts at 0.4 ppm. Bayer Corp. (previously Mobay Corp.) has amended the petition by withdrawing the request for almonds at 0.3 ppm, almond hulls at 0.4 ppm, and pecans at 3.5 ppm. (PM 22)

14. *PP 2F4086*. In a notice published in the Federal Register of June 10, 1992 (57 FR 24645), and amended in the Federal Register of June 15, 1995 (60 FR 31465), it was announced that Ciba Crop Protection, Ciba-Geigy Corp., P.O. Box 18300, Greensboro, NC 27419-8300, had submitted PP 2F4086 proposing that 40 CFR 180.434 be amended to establish tolerances for the fungicide 1-[[2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl]methyl]-1H-1,2,4-triazole and its metabolites determined as 2,4-dichlorobenzoic acid and expressed as parent compound equivalent in or on oat grain at 0.1 ppm, oat straw at 0.1 ppm, and oat forage at 10 ppm. Ciba has further amended the petition to propose establishing tolerances for the fungicide propiconazole in or on oat grain at 0.1 ppm, oat straw at 1.0 ppm, oat forage at 10.0 ppm, and oat hay at 30.0 ppm. (PM 21)

15. *PP 4F4321*. In a notice published in the Federal Register of November 2, 1994 (59 FR 54906), it was announced that Ciba Crop Protection, Ciba-Geigy Corp., P.O. Box 18300, Greensboro, NC 27419-8300, had submitted PP 4F4321 proposing that 40 CFR 180.434 be amended to establish a tolerance for the fungicide 1-[[2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl]methyl]-1H-1,2,4-triazole and its metabolites determined as 2,4-dichlorobenzoic acid and expressed as parent compound equivalent in or on stone fruit crop grouping at 1.0 ppm. Ciba has submitted an amended petition proposing to establish a tolerance for propiconazole in or on stone fruit crop grouping at 1.5 ppm. (PM 21)

16. *PP 8F3600*. DowElanco, 9330 Zionsville Rd., Indianapolis, IN 46268-1054, has submitted an amended petition proposing to amend 40 CFR 180.431 by revising tolerances for the residues of the herbicide clopyralid (3,6-dichloro-2-pyridinecarboxylic acid) in or on sugarbeet roots from 0.5 ppm to 1.0 ppm and sugarbeet tops from 0.5 ppm to 1.0 ppm. The original notice of filing for this petition appeared in the Federal Register of May 27, 1992 (57 FR 22231). The proposed analytical method for determining residues is gas chromatography with electron capture detection. (PM 23)

17. *PP 8H5551*. DowElanco, 9330 Zionsville Rd., Indianapolis, IN 46268-1054, has submitted an amended petition proposing to amend 40 CFR 186.1100 by revising tolerances for the residues of the herbicide clopyralid (3,6-dichloro-2-pyridinecarboxylic acid) in or on sugarbeet molasses from 7.0 ppm to 8.0 ppm. The original notice of filing for this petition appeared in the Federal Register of May 27, 1992 (57 FR 22231).

The proposed analytical method for determining residues is gas chromatography with electron capture detection. (PM 23)

Withdrawn Petitions

18. *PP 3F4251* Ciba-Geigy Corp., P.O. Box 18300, Greensboro, NC 27419-8300, has requested that PP 3F4251 to establish tolerances for metolachlor in grasses grown for seed be withdrawn without prejudice to future filing. The original notice of filing appeared in the Federal Register of October 21, 1993 (58 FR 54353). (PM 23)

19. *PP 6F1770*. Bayer Corp., P.O. Box 4913, Kansas City, MO 64120-0013, has requested that this petition to establish tolerances for ethyl 3-methyl-4-(methylthio) phenyl (1-methylethyl phosphoramidate in or on carrots be withdrawn without prejudice to future filing. Notice of this petition appeared in the Federal Register of May 12, 1976 (41 FR 19373). (PM 22)

A record has been established for this rulemaking under docket number [PF-631] (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The public record is located in Rm. 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Electronic comments can be sent directly to EPA at:
opp-Docket@epamail.epa.gov

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption.

The official record for this rulemaking, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer all comments received electronically into printed, paper form as they are received and will place the paper copies in the official rulemaking record which will also include all comments submitted directly in writing. The official rulemaking record is the paper record maintained at the address in "ADDRESSES" at the beginning of this document.

List of Subjects

Environmental protection, Agricultural commodities, Pesticides and pests, Feed additives, Food additives, Reporting and recordkeeping requirements.

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

Dated: September 27, 1995.

Stephen L. Johnson,
Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 95-28071; Filed 11-14-95; 8:45 am]

BILLING CODE 6560-50-F

[PF-638; FRL-4986-8]

Pesticide Tolerance Petitions; Filings and Amendments

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces initial filings and amendments of pesticide petitions (PP) and food and feed additive petitions (FAP) proposing the establishment of regulations for residues of certain pesticide chemicals in or on various agricultural commodities.

ADDRESSES: By mail, submit written comments to: Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW.,

Washington, DC 20460. In person, bring comments to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202.

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 4:30 p.m., Monday through Friday, excluding legal holidays.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number [PF-638]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments on this document may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found below in this document.

FOR FURTHER INFORMATION CONTACT: By mail: Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, contact the PM named in each petition at the following office location/telephone number:

Product Manager	Office location/telephone number/e-mail	Address
Dennis Edwards (PM 19)	Rm. 205, CM #2, 703-305-6386; e-mail: edwards.dennis@epamail.epa.gov..	1921 Jefferson Davis Hwy., Arlington, VA.
Robert Taylor (PM 25)	Rm. 241, CM #2, 703-305-6027; e-mail: taylor.robert@epamail.epa.gov..	Do.

SUPPLEMENTARY INFORMATION: EPA has received pesticide petitions and food/feed additive petitions as follows proposing the amendment of regulations for residues of certain pesticide

chemicals in or on various agricultural commodities.

Initial Filings

1. *PP 5E4479*. Zeneca AG Products, 1800 Concord Pike, P.O. Box 15458, Wilmington, DE 19850-5458, proposes