

CBI or the procedures for claiming CBI, please consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the notice.
7. Make sure to submit your comments by the deadline in this document.
8. To ensure proper receipt by EPA, be sure to identify the docket control number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. Background

Mycogen Seeds c/o Dow AgroSciences (9330 Zionsville Road, Indianapolis, IN 46268) has requested to amend and extend an EUP for the plant-pesticide *Bacillus thuringiensis* Cry1F protein and the genetic material necessary for its production (plasmid insert PHI 8999) in corn.

Mycogen Seeds has requested to test 19,363 acres in Alabama, Colorado, Delaware, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Puerto Rico, South Carolina, Tennessee, Texas, Virginia, Washington, and Wisconsin.

Acreage is requested for maize breeding and observation nursery, maize academic efficacy trials, maize agronomic observation trials, maize efficacy trial, maize production research trials, maize demonstration trials, herbicide tolerance study, insect resistance management studies, seed production research, and grain production for feeding trials.

The EUP is to be genetically contained. Corn grown during the EUP is not to be used for food or feed, unless the pending temporary tolerance petition (OG6112) is granted and the

EUP is amended to allow food use. The pending temporary tolerance petition (OG6112) published in the **Federal Register** on June 15, 2000 (65 FR 37545) (FRL-6558-6).

III. What Action is the Agency Taking?

Following the review of the Mycogen Seeds application and any comments and data received in response to this notice, EPA will decide whether to issue or deny the EUP amendment and extension request for this EUP program, and if issued, the conditions under which it is to be conducted. Any issuance of an EUP will be announced in the **Federal Register**.

IV. What is the Agency's Authority for Taking this Action?

The Agency's authority for taking this action is under FIFRA section 5.

List of Subjects

Environmental protection, Experimental use permits.

Dated: March 15, 2001.

Janet L. Andersen,

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

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6956-5]

South Bay Asbestos Superfund Site Proposed Notice of Administrative Settlement

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice; request for public comment.

SUMMARY: In accordance with Section 122(I) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986 ("CERCLA"), 42 U.S.C. 9600 *et seq.*, notice is hereby given that a proposed administrative cost recovery settlement concerning the South Bay Asbestos Site in San Jose, California was executed by the Agency on September 14, 2000. The proposed administrative settlement would resolve, pursuant to CERCLA section 122(h), the liability of Cargill Corporation, the previous owner of the Highway 237 Disposal Site (formerly known as Marshland Landfill) for past and future costs of the United States with respect to the South Bay Asbestos

Area Superfund Site. Under the terms of the agreement, Cargill would pay EPA \$50,000.

For thirty (30) calendar days following the date of publication of this notice, EPA will receive written comments relating to the proposed settlement. If requested prior to the expiration of this public comment period, EPA will provide an opportunity for a public meeting in the effected area. EPA's response to any comments received will be available for public inspection at the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105.

DATES: Comments must be submitted on or before April 26, 2001.

ADDRESSES: Comments should be sent to Kara Christenson, Assistant Regional Counsel (ORC-2), Office of Regional Counsel, USEPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

Availability

The proposed settlement is available for public inspection at the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105. A copy of the proposed settlement may be obtained from Kara Christenson, Assistant Regional Counsel (ORC-2), Office of Regional Counsel, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105. Comments should reference "Cargill, South Bay Asbestos Area Superfund Site," and "Docket No. 2000-10".

FOR FURTHER INFORMATION CONTACT: Kara Christenson, Assistant Regional Counsel (ORC-2), Office of Regional Counsel, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105; E-mail: christenson.kara@epa.gov; phone: (415) 744-1330.

Dated: February 23, 2001.

John Kemmerer,

Acting Director, Superfund Division, EPA, Region IX.

[FR Doc. 01-7518 Filed 3-26-01; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Agency for Toxic Substances and Disease Registry

Solicitation of Interested Persons To Serve as Special Consultants to the Community/Tribal Subcommittee of the ATSDR Board of Scientific Counselors

AGENCY: Agency for Toxic Substances and Disease Registry(ATSDR),