

determined to be eligible for reregistration.

The reregistration program is being conducted under Congressionally mandated time frames, and EPA recognizes both the need to make timely reregistration decisions and to involve the public. EPA worked extensively with affected parties to reach the decisions presented in the IRED document. Numerous opportunities for public comment were offered as the IRED was being developed. The ethoprop IRED document, therefore, is issued in final, without a formal public comment period.

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

The legal authority for this IRED falls under FIFRA, as amended in 1988 and 1996. Section 4(g)(2)(A) of FIFRA directs that, after submission of all data concerning a pesticide active ingredient, "the Administrator shall determine whether pesticides containing such active ingredient are eligible for reregistration," before calling in product specific data on individual end-use products, and either reregistering products or taking "other appropriate regulatory action."

**List of Subjects**

Environmental protection, Chemicals, Pesticides and pests.

Dated: November 22, 2002.

**Lois Rossi,**

*Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

[FR Doc. 02-31163 Filed 12-10-02; 8:45 am]

**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION AGENCY**

[OPP-2002-0323; FRL-7283-1]

**Experimental Use Permit; Receipt of Application**

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

**ACTION:** Notice.

**SUMMARY:** This notice announces receipt of an application 68467-EUP-A from Dow AgroSciences requesting an experimental use permit (EUP) for the plant incorporated-protectant *Bacillus thuringiensis* Cry1F and Cry1Ac. The Agency has determined that the application may be of regional and national significance. Therefore, in accordance with 40 CFR 172.11(a), the Agency is soliciting comments on this application.

**DATES:** Comments, identified by docket ID number OPP-2002-0323, must be received on or before January 10, 2003.

**ADDRESSES:** Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:**

Leonard Cole, Biopesticides and Pollution Prevention Division (7511C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-5412; e-mail address: [cole.leonard@epa.gov](mailto:cole.leonard@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. General Information**

*A. Does this Action Apply to Me?*

This action is directed to the public in general. This action may, however, be of interest to those persons who are interested in agricultural biotechnology or may be required to conduct testing of chemical substances under the Federal, Food, Drug, and Cosmetic Act (FFDCA) or the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

*B. How Can I Get Copies of This Document and Other Related Information?*

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPP-2002-0323. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

2. *Electronic access.* You may access this **Federal Register** document

electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Once in the system, select "search," then key in the appropriate docket ID number.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in EPA's electronic public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be transferred to EPA's electronic public docket. Public comments that are

mailed or delivered to the Docket will be scanned and placed in EPA's electronic public docket. Where practical, physical objects will be photographed, and the photograph will be placed in EPA's electronic public docket along with a brief description written by the docket staff.

### C. How and To Whom Do I Submit Comments?

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate docket ID number in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments. If you wish to submit CBI or information that is otherwise protected by statute, please follow the instructions in Unit I.D. Do not use EPA Dockets or e-mail to submit CBI or information protected by statute.

1. *Electronically.* If you submit an electronic comment as prescribed in this unit, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment. Also include this contact information on the outside of any disk or CD ROM you submit, and in any cover letter accompanying the disk or CD ROM. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. EPA's policy is that EPA will not edit your comment, and any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

i. *EPA Dockets.* Your use of EPA's electronic public docket to submit comments to EPA electronically is EPA's preferred method for receiving comments. Go directly to EPA Dockets at <http://www.epa.gov/edocket>, and follow the online instructions for submitting comments. Once in the system, select "search," and then key in docket ID number OPP-2002-0323. The system is an "anonymous access" system, which means EPA will not know your identity, e-mail address, or

other contact information unless you provide it in the body of your comment.

ii. *E-mail.* Comments may be sent by e-mail to [opp-docket@epa.gov](mailto:opp-docket@epa.gov), Attention: Docket ID Number OPP-2002-0323. In contrast to EPA's electronic public docket, EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly to the docket without going through EPA's electronic public docket, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

iii. *Disk or CD ROM.* You may submit comments on a disk or CD ROM that you mail to the mailing address identified in Unit I.C.2. These electronic submissions will be accepted in WordPerfect or ASCII file format. Avoid the use of special characters and any form of encryption.

2. *By mail.* Send your comments to: Public Information and Records Integrity Branch (PIRIB), Office of Pesticide Programs (OPP), Environmental Protection Agency (7502C), 1200 Pennsylvania Ave., NW., Washington, DC, 20460-0001, Attention: Docket ID Number OPP-2002-0323.

3. *By hand delivery or courier.* Deliver your comments to: Public Information and Records Integrity Branch (PIRIB), Office of Pesticide Programs (OPP), Environmental Protection Agency, Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA., Attention: Docket ID Number OPP-2002-0323. Such deliveries are only accepted during the docket's normal hours of operation as identified in Unit I.B.1.

### D. How Should I Submit CBI To the Agency?

Do not submit information that you consider to be CBI electronically through EPA's electronic public docket or by e-mail. You may claim information that you submit to EPA as CBI by marking any part or all of that information as CBI (if you submit CBI on disk or CD ROM, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be

submitted for inclusion in the public docket and EPA's electronic public docket. If you submit the copy that does not contain CBI on disk or CD ROM, mark the outside of the disk or CD ROM clearly that it does not contain CBI. Information not marked as CBI will be included in the public docket and EPA's electronic public docket without prior notice. If you have any questions about 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 ID 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

Dow AgroSciences has submitted an application for an EUP for the plant incorporated-protectant *Bacillus thuringiensis* Cry1F and Cry1Ac in cotton. The requested number of acres for this plant incorporated-protectant is 2,826. The EUP is for the states of Alabama, Arizona, Arkansas, California, Florida, Georgia, Louisiana, Mississippi, Missouri, New Mexico, North Carolina, Puerto Rico, South Carolina, Tennessee, and Texas. Test plants will consist of cotton.

## III. What Action is the Agency Taking?

Following the review of the Dow AgroSciences application and any comments and data received in response to this notice, EPA will decide whether to issue or deny the EUP 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?**

EPA takes this action under 40 CFR part 172.

**List of Subjects**

Environmental protection,  
Experimental use permits.

Dated: November 22, 2002.

**Janet L. Andersen,**

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

[FR Doc. 02-31165 Filed 12-10-02; 8:45 am]

**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION  
AGENCY**

[OPP-2002-0285; FRL-7285-4]

**Draft Guidance on How to Comply with  
Data Citation Regulations; Extension  
of Comment Period**

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

**ACTION:** Notice; extension of comment  
period.

**SUMMARY:** EPA issued a notice in  
the **Federal Register** of November 13,  
2002, titled "Draft Guidance on How to  
Comply with Data Citation  
Regulations." This document is  
extending the comment period for 30  
days, from December 13, 2002, to  
January 12, 2003.

**DATES:** Comments, identified by docket  
ID number OPP-2002-0285 must be  
received on or before January 12, 2003.

**ADDRESSES:** Comments may be  
submitted electronically, by mail, or  
through hand delivery/courier. Follow  
the detailed instructions as provided in  
Unit I.C. of the **SUPPLEMENTARY  
INFORMATION** of the November 13, 2002  
**Federal Register** document.

**FOR FURTHER INFORMATION CONTACT:**  
Peter Caulkins, Registration Division  
(7505C), Office of Pesticide Programs,  
Environmental Protection Agency, 1200  
Pennsylvania Ave., NW., Washington,  
DC 20460-0001; telephone number:  
(703) 305-5447; e-mail address:  
*caulkins.peter@epa.gov*.

**SUPPLEMENTARY INFORMATION:****I. General Information****A. Does this Action Apply to Me?**

The Agency included in the  
November 13, 2002 **Federal Register**  
notice a list of those who may be  
potentially affected by this action. If you  
have questions regarding the  
applicability of this action to a  
particular entity, consult the person  
listed under **FOR FURTHER INFORMATION  
CONTACT**.

**B. How Can I Get Copies of this  
Document and Other Related  
Information?**

1. **Docket.** EPA has established an  
official public docket for this action  
under docket identification (ID) number  
OPP-2002-0285. The official public  
docket consists of the documents  
specifically referenced in this action,  
any public comments received, and  
other information related to this action.  
Although, a part of the official docket,  
the public docket does not include  
Confidential Business Information (CBI)  
or other information whose disclosure is  
restricted by statute. The official public  
docket is the collection of materials that  
is available for public viewing at the  
Public Information and Records  
Integrity Branch (PIRIB), Rm. 119,  
Crystal Mall #2, 1921 Jefferson Davis  
Hwy., Arlington, VA. This docket  
facility is open from 8:30 a.m. to 4 p.m.,  
Monday through Friday, excluding legal  
holidays. The docket telephone number  
is (703) 305-5805.

2. **Electronic access.** You may access  
this **Federal Register** document  
electronically through the EPA Internet  
under the "**Federal Register**" listings at  
*http://www.epa.gov/fedrgstr/*.

An electronic version of the public  
docket is available through EPA's  
electronic public docket and comment  
system, EPA Dockets. You may use EPA  
Dockets at *http://www.epa.gov/edocket/*  
to submit or view public comments,  
access the index listing of the contents  
of the official public docket, and to  
access those documents in the public  
docket that are available electronically.  
Once in the system, select "search,"  
then key in the appropriate docket ID  
number.

**C. How and to Whom Do I Submit  
Comments?**

To submit comments, or access the  
official public docket, follow the  
detailed instructions as provided in  
Unit I.C. of the **SUPPLEMENTARY  
INFORMATION** of the November 13,  
2002 **Federal Register** document. If you  
have questions, consult the person  
listed under **FOR FURTHER INFORMATION  
CONTACT**.

**II. What Action is EPA Taking?**

This document extends the public  
comment period established in  
the **Federal Register** of November 13,  
2002 (67 FR 68866) (FRL-7278-1). In  
that document, EPA announced the  
availability of draft guidance on how to  
comply with the Agency's data citation  
requirements for registration of new  
pesticide products under the Federal  
Insecticide, Fungicide, and Rodenticide  
Act. The draft guidance will assist  
applicants in complying with the data  
citation requirements that ultimately  
would result in fewer delays in the  
registration process. EPA is hereby  
extending the comment period, which  
was set to end on December 13, 2002,  
to January 12, 2003.

**List of Subjects**

Environmental protection,  
Administrative practice and procedures,  
Pesticides and pests.

Dated: December 4, 2002.

**Peter Caulkins,**

*Director, Registration Division, Office of  
Pesticide Programs.*

[FR Doc. 02-31164 Filed 12-6-02; 10:10 am]

**BILLING CODE 6560-50-S**

**FEDERAL COMMUNICATIONS  
COMMISSION****Sunshine Act Meeting; Open  
Commission Meeting, Wednesday,  
December 11, 2002**

December 4, 2002.

The Federal Communications  
Commission will hold an Open Meeting  
on the subjects listed below on, which  
is scheduled to commence at in Room  
TW-C305, at 445 12th Street, SW.,  
Washington, DC.

Item No.	Bureau	Subject
1	Wireless Telecommuni- cations.	<i>Title:</i> Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993; Annual Report and Analysis of Competitive Market Conditions with Respect to Commercial Mobile Services. <i>Summary:</i> The Commission will consider a Notice of Inquiry seeking information that can be used to analyze the status of competition in the CMRS industry for purpose of its Eighth Report and Analysis of Competitive Market Conditions with Respect to Commercial Mobile Services.