

when used according to good manufacturing practices, meets the requirements of food additive regulations in 21 CFR 175.105 for use as a preservative in adhesives; 21 CFR 176.1680 for preservation of polyurethane resins in contact with dry bulk foods; 21 CFR 176.170 for preservation of components of paper and paperboard intended for use in contact with aqueous and fatty foods; and 21 CFR 176.180 for preservation of components of paper and paperboard intended for use in contact with dry foods. These uses are not expected to result in quantifiable residues in the diet when used as a preservative, at low levels, in end-use agriculture pesticide formulations applied to growing crops.

#### D. Cumulative Effects

There is no reliable information that would indicate or suggest that cis-isomer of 1-(3-chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride has any toxic effects on mammals that would be cumulative with those of any other chemical.

#### E. Safety Determination

1. *U.S. population.* The Dow Chemical Company believes that based on the following information it is not expected that a tolerance for cis-isomer of 1-(3-chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride is required because:

- The cis-isomer of 1-(3-chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride is practically nontoxic to slightly toxic to humans.
- It will not pose a significant risk to humans.
- The parent compound as well as formaldehyde formation dissipate fairly rapidly under hydrolysis.
- The level of cis-isomer of 1-(3-chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride to be included as a preservative in pesticide formulations applied to growing crops will be at low levels (0.14% by weight or less).

Therefore, it is not anticipated that a tolerance for the cis-isomer of 1-(3-chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride would be necessary to protect the public health.

2. *Infants and children.* An exemption from a tolerance as proposed is expected to be negligible and not place infants and children at increased health risks.

#### F. International Tolerances

There are no known international tolerances for cis-isomer of 1-(3-

chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride.

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### ENVIRONMENTAL PROTECTION AGENCY

[FRL-7596-1]

#### Notice of Proposed Settlement Under Section 122(h)(1) of the Comprehensive Environmental Response, Compensation and Liability Act; In the Matter of American Woodcraft Superfund Site

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice, request for public comment.

**SUMMARY:** Notice of Settlement: in accordance with section 122(i)(1) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), notice is hereby given of a settlement concerning past response costs at the American Woodcraft Superfund Site, in Union City, Michigan. This settlement requires Comerica Bank to pay \$13,837.64 to the Hazardous Substances Superfund.

For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. The Agency will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate. The Agency's response to any comments received will be available for public inspection at the Superfund Records Center, located at 77 West Jackson Boulevard, Seventh Floor, Chicago, Illinois.

**DATES:** Comments must be provided on or before January 16, 2004.

**ADDRESSES:** The proposed settlement and additional background information relating to the settlement are available for public inspection at the Superfund Records Center, located at 77 West Jackson Boulevard, Seventh Floor, Chicago, Illinois 60604. A copy of the proposed settlement may be obtained from the Superfund Records Center. Comments should reference the American Woodcraft Superfund Site and EPA Docket No. V-W-04-C-765 and should be addressed to Karen L. Peaceman, Associate Regional Counsel, 77 West Jackson Boulevard (C-14J), Chicago, Illinois 60604.

#### FOR FURTHER INFORMATION CONTACT:

Karen L. Peaceman, 312-353-5751. Mail Code C-14J, U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.

**Authority:** The Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. 9601 *et seq.*

**Thomas W. Mateer,**

*Acting Director, Superfund Division.*

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### ENVIRONMENTAL PROTECTION AGENCY

[FRL-7596-2]

#### Notice of Proposed Administrative Settlement Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, as Amended by the Superfund Amendments and Reauthorization Act; Polar Star Superfund Removal Site

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice, request for public comments.

**SUMMARY:** In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9622(i), notice is hereby given of a proposed CERCLA 122(H) Agreement for Recovery of Past Response Costs ("Agreement") concerning the Polar Star Superfund Removal Site in Dutch Flat, California with Desert Star Group, Inc. ("DSGI") and Tuli P. Haromy, the sole shareholder and sole officer of DSGI. The Agreement requires the settling parties to sell all the real property parcels owned by DSGI in Dutch Flat, and to pay 95% of the net proceeds from such sales to the U.S. Environmental Protection Agency (the "Agency" or "USEPA") Hazardous Substance Superfund. All property must be listed with a real estate listing agent for a period of one year from the effective date of the Agreement. If any property is not sold within that period, it must be offered for sale at a public auction. Upon performance of the Agreement by the settling parties, the settling parties shall have resolved any and all civil liability to USEPA under section 107(a) of CERCLA, 42 U.S.C. 9607 (a), for reimbursement of past response costs. For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the Agreement. The Agency will

consider all comments received and may modify or withdraw its consent to the Agreement if comments received disclose facts or considerations which indicate that the Agreement is inappropriate, improper, or inadequate. The Agency's response to any comments received will be available for public inspection at USEPA Region IX, 75 Hawthorne Street, San Francisco, California.

**DATES:** Comments must be submitted on or before January 16, 2004.

**ADDRESSES:** The proposed Agreement may be obtained from Judith Winchell, Environmental Protection Specialist, telephone (415) 972-3124. Comments regarding the proposed Agreement should be addressed to Judith Winchell (SFD-7) at EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105, and should reference the Polar Star Superfund Removal Site, Dutch Flat, California, and USEPA Docket No. 2003-16.

**FOR FURTHER INFORMATION CONTACT:** Joshua Wirtschafter, Office of Regional Counsel, telephone (415) 972-3912, USEPA Region IX, 75 Hawthorne Street, San Francisco, California 94105.

Dated: December 8, 2003.

**Daniel A. Meer,**

*Chief, Response, Planning & Assessment Branch, Superfund Division (SFD-9).*

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**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2003-0069; FRL-7338-7]

### Certain New Chemicals; Receipt and Status Information

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

**ACTION:** Notice.

**SUMMARY:** Section 5 of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture (defined by statute to include import) a new chemical (*i.e.*, a chemical not on the TSCA Inventory) to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a premanufacture notice (PMN) or an application for a test marketing exemption (TME), and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from October 1, 2003

to November 28, 2003, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

**DATES:** Comments identified by the docket ID number OPPT-2003-0069 and the specific PMN number or TME number, must be received on or before January 16, 2004.

**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:** Barbara Cunningham, Director, Environmental Assistance Division, Office of Pollution Prevention and Toxics (7408M), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this Action Apply to Me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to. Although others may be affected, this action applies directly to the submitter of the premanufacture notices addressed in the 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 OPPT-2003-0069. 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 EPA Docket Center, Rm. B102-Reading Room, EPA West, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center is open from 8:30 a.m. to 4:30 p.m., Monday through Friday,

excluding legal holidays. The EPA Docket Center Reading Room telephone number is (202) 566-1744 and the telephone number for the OPPT Docket, which is located in EPA Docket Center, is (202) 566-0280.

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. 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. 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