

among public entities in their local/regional area;

- Collecting data and information and preparing case studies about EMS implementation in public entities and assisting in the dissemination of this information across public organizations;

- Facilitating information transfer between the PEER Center Clearinghouse and other Local Resource Centers to ensure access to the most current data, information, tools, keys to success, and lessons learned; and

- Facilitating EMS workshops and conferences in their local/regional area

Based on the experiences of these existing Centers, EPA is interested in receiving feedback from other not-for-profit organizations that are already providing some degree of EMS services in their respective areas, and may now wish to become a Local Resource Center. EPA is especially interested in hearing from organizations in areas of the country not now served by an existing Center, primarily in EPA Regions VII, VIII, and IX. Any additional Local Resource Center will be expected to offer a menu of EMS services, including: EMS training, technical expertise, field-tested tools, information, speakers/mentors, workshops and conferences, outreach, and EMS implementation assistance.

#### IV. Benefits of Becoming a Local Resource Center

Each Local Resource Center will receive, at no cost, extensive start-up support, including a full catalogue of EMS implementation tools from GETF and materials that have already been field-tested and used in the public sector, including:

- National attention, visibility, and partnership opportunities from EPA, GETF, and other partners and stakeholders;

- Assistance in developing a business plan, and business development materials;

- An extensive suite of field-tested, high-quality and successful materials for public entities: training techniques, implementation strategies, document samples, outreach and presentation toolkits;

- Regular train-the-trainer work sessions on EMS implementation in public sector organizations with other LRCs and national partners;

- An extensive database of national mentors and experts with hands-on experience to assist in local/regional EMS outreach and implementation;

- Support services and mentoring from existing public entities that are implementing an EMS; and

- Assistance with marketing services and opportunities.

#### V. Opportunity To Provide Comment For consideration as an EMS Local Resource Center

Based on the information provided above, EPA is interested in receiving public comment from not-for-profit organizations that may wish to serve as an EMS Local Resource Center, especially organizations located in areas not now served by an existing Center, primarily in EPA Regions VII, VIII, and IX. Based on these comments up to three additional not-for-profit organizations could participate with the other Centers and provide high quality EMS assistance to public entities, especially local governments. Providing comment based on this Notice does not guarantee that the organization will participate.

When reviewing comments, EPA considers a number of factors.

The most important of these include: (1) A clear understanding of EMSs, (2) demonstrated experience and delivery mechanisms in providing EMS services to various organizations, (3) commitment by the organization's top management to the goals of the PEER Center initiative, (4) adequate staffing to support both start up and ongoing activities, (5) a willingness to proactively reach out to public entities in their area, (6) strong web literacy and functionality, and (7) a willingness and ability to share data and other information with other Local Resource centers and the PEER Clearinghouse.

Organizations are also encouraged to provide a more general statement outlining why they are interested in becoming a Local Resource Center and describing how their participation could benefit the program as a whole. Finally, organizations are encouraged to provide a letter from top management accompanying their comments that includes the name and contact information of the individual that would represent your organization on possible follow up calls with GETF.

Following the receipt of this feedback, staff from GETF may schedule follow up calls, as appropriate, with each applicant's management and appropriate staff at a mutually convenient time and will consult with EPA. Following this, staff from GETF will begin work with each new Local Resource Center to develop business plans, materials, processes, marketing strategies, information transfer, data collection, etc.

Dated: July 29, 2004.

**Jane S. Moore,**

*Acting Director, Office of Wastewater Management.*

[FR Doc. 04-17789 Filed 8-4-04; 8:45 am]

BILLING CODE 6560-50-M

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-2004-0201; FRL-7369-5]

### Fenvalerate; Cancellation Order

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

**ACTION:** Notice.

**SUMMARY:** In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, on December 23, 2003, the Agency issued a Cancellation Order announcing its approval of the requests submitted by Sumitomo Chemical Company, Limited and Bayer Environmental Science to voluntarily cancel the registrations for all of their products containing 4-chloro-alpha-(1-methylethyl)benzeneacetic acid, cyano(3-phenoxyphenyl)methyl ester (fenvalerate). Any distribution, sale or use of the products subject to this cancellation order is only permitted in accordance with the terms of the existing stocks provisions of this cancellation order.

**FOR FURTHER INFORMATION CONTACT:** Wilhelmina Livingston; Special Review and Reregistration Division (7508C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460-0001; telephone number: (703) 308-8025; fax number: (703) 308-8041; e-mail address: [livingston.wilhelmina@epa.gov](mailto:livingston.wilhelmina@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

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

This action is directed to the public in general. Although this action may be of particular interest to persons who produce or use pesticides, 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 information in this notice, 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-2004-0201. 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), Room 119, Crystal Mall #2, 1801 S. Bell St., Arlington, VA 22202-4501. 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, 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.

**II. What Action is the Agency Taking?**

This notice announces that EPA approved the Cancellation Order requests from Sumitomo Chemical Company, Limited and Bayer Environmental Science to cancel the registrations of three pesticide products registered under section 3 of the FIFRA. These three registrations constitute all registrations held by Sumitomo Chemical Company, Limited and Bayer Environmental Science of products containing 4-chloro-alpha-(1-methylethyl)benzeneacetic acid, cyano(3-phenoxyphenyl)methyl ester (fenvalerate).

On March 27, 2003, Sumitomo Chemical Company, Limited, and on

April 1, 2003, Bayer Environmental Science submitted a letter to the Agency requesting voluntary cancellation of their fenvalerate technical registrations. This order follows up a **Federal Register** Notice of July 11, 2003 (68 FR 41343) (FRL-7315-5), announcing receipt of written requests from Sumitomo and Bayer to voluntarily cancel their fenvalerate product registrations. Sumitomo and Bayer also requested that the Administrator waive the 180-day waiting period under FIFRA section 6(f)(1)(C)(ii). Fenvalerate is a synthetic pyrethroid insecticide which is used to control insects and related organisms, molluscs, fouling organisms and miscellaneous invertebrates on agricultural, pet care, domestic home and garden (domestic), and commercial/ industrial/food and non-food/mosquito abatement (commercial) sites.

No comments were received during the 30-day comment period, so therefore, EPA has decided to accept the voluntary cancellation requests. Accordingly, on December 23, 2003, the Agency issued an order canceling the three registrations identified in Table 1.

TABLE 1.—APPROVED REGISTRATION CANCELLATIONS

Registration No.	Product Name	Chemical Name
432-766	Technical Fenvalerate Insecticide	Fenvalerate
1432-767	Gold Crest Tribute Termiticide/Insecticide	Fenvalerate
10308-13	Technical Sumicidin Insecticide	Fenvalerate

Table 2 of this unit includes the name and address of record for the registrants of the products in Table 1 of this unit.

TABLE 2.—REGISTRANTS REQUESTING VOLUNTARY CANCELLATION

EPA Company No.	Company Name and Address
432	Bayer Environmental Science 95 Chestnut Ridge Road Montvale, NJ 07645
10308	Sumitomo Chemical Company, Limited 5-33 Kitahama 4-Chome, Chuo-ku Osaka, 541, Japan

**III. Cancellation Order**

Pursuant to section 6(f) of FIFRA, EPA hereby approved the requested cancellations of fenvalerate product registrations identified in Table 1 of this

notice. Accordingly, the Agency ordered that the fenvalerate product registrations identified in Table 1 were hereby canceled as of December 23, 2003.

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

Section (6)(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be canceled. FIFRA further provides that before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, the Administrator may approve such a request.

**V. What Comments did the Agency Receive?**

EPA did not receive any comments on the voluntary cancellation requests for the fenvalerate products during the comment period.

**VI. Provisions for Disposition of Existing Stocks**

For purposes of this Cancellation Order, the term “existing stocks” is defined, pursuant to EPA’s existing stocks policy (56 FR 29362, June 26, 1991), as those stocks of a registered pesticide product which are currently in the United States and which have been packaged, labeled and released for shipment prior to the effective date of the cancellation. The existing stocks provisions of the Cancellation Order are as follows:

The orders affecting these requested cancellations permit a registrant to sell or distribute existing stocks for 1 year after the date the cancellation was requested. Sumitomo Chemical Company, Limited was not able to sell or distribute exiting stocks after March 27, 2004, and Bayer Environmental Science was not able to sell or distribute exiting stocks after April 1, 2004, which marks 1 year after the date the cancellation was requested. The product

may be sold, distributed, and used by others until existing stocks have been exhausted, provided that such sale and use comply with the EPA-approved label and labeling of the effective product.

**List of Subjects**

Environmental protection, Pesticides and pests.

Dated: July 26, 2004.

**Debra Edwards,**

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

[FR Doc. 04-17881 Filed 8-4-04; 8:45 am]

**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7797-9]

**Clean Water Act Section 303(d): Final Agency Action on 2 Total Maximum Daily Loads (TMDLs)**

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

**ACTION:** Notice of availability.

**SUMMARY:** This notice announces final agency action on 2 TMDLs prepared by EPA Region 6 for waters listed in Louisiana's Barataria river basin, under section 303(d) of the Clean Water Act (CWA). Documents from the administrative record file for the 2 TMDLs, including TMDL calculations and responses to comments, may be viewed at <http://www.epa.gov/region6/water/tmdl.htm>. The administrative record file may be examined by calling or writing Ms. Ellen Caldwell at the

following address. Please contact Ms. Caldwell to schedule an inspection.

**FOR FURTHER INFORMATION CONTACT:**

Ellen Caldwell, Environmental Protection Specialist, Water Quality Protection Division, U.S. EPA Region 6, 1445 Ross Avenue, Dallas, TX 75202-2733, telephone (214) 665-7513.

**SUPPLEMENTARY INFORMATION:** In 1996, two Louisiana environmental groups, the Sierra Club and Louisiana Environmental Action Network (plaintiffs), filed a lawsuit in Federal Court against the EPA, styled *Sierra Club, et al. v. Clifford et al.*, No. 96-0527, (E.D. La.). Among other claims, plaintiffs alleged that EPA failed to establish Louisiana TMDLs in a timely manner.

By this notice EPA is taking final agency action on the following 2 TMDLs for waters located within the Barataria river basin:

Subsegment	Waterbody name	Pollutant
020401 .....	Bayou Lafourche—Donaldville to Intracoastal Waterway at Larose .....	Fecal Coliform.
020701 .....	Bayou Segnette—origin to Bayou Villars .....	Fecal Coliform.

EPA requested the public to provide EPA with any significant data or information that may impact the 2 TMDLs in 69 FR 5985-5986 (February 9, 2004). The comments received and EPA's response to comments may be found at <http://www.epa.gov/region6/water/tmdl.htm>.

Dated: July 27, 2004.

**James R. Brown,**

*Acting Director, Water Quality Protection Division, Region 6.*

[FR Doc. 04-17892 Filed 8-4-04; 8:45 am]

**BILLING CODE 6560-50-P**

mail to 811 Vermont Avenue, NW., Room 1238, Washington, DC 20571, within 14 days of the date this notice appears in the **Federal Register**.

**Helene S. Walsh,**

*Director, Policy Oversight and Review.*

[FR Doc. 04-17870 Filed 8-4-04; 8:45 am]

**BILLING CODE 6690-01-P**

**STATUS:** This meeting will be open to the public.

**ITEMS TO BE DISCUSSED:**

Correction and Approval of Minutes.

Advisory Opinion 2004-21: Give to USA, Inc. by Matthew L. Ginsberg, Chief Executive Officer, On Time Systems, Inc.

Advisory Opinion 2004-23: U.S. Oncology, Inc. Good Government Committee ("USON-GGC") by counsel, Thomas J. Spulak.

Advisory Opinion 2004-24: NGP Software, Inc. by Nathaniel Pearlman, President.

Advisory Opinion 2004-25: Senator Jon Corzien by counsel, Marc E. Elias.

Routine Administrative Matters.

**PERSON TO CONTACT FOR INFORMATION:**

Mr. Robert Biersack, Acting Press Officer, Telephone: (202) 694-1220.

**Mary W. Dove,**

*Secretary of the Commission.*

[FR Doc. 04-18078 Filed 8-3-04; 3:16 am]

**BILLING CODE 6715-01-M**

**FEDERAL ELECTION COMMISSION**

**Sunshine Act Meeting Notice**

**DATE & TIME:** Tuesday, August 10, 2004, at 10 a.m.

**PLACE:** 999 E Street, NW., Washington, DC.

**STATUS:** This meeting will be closed to the public.

**ITEMS TO BE DISCUSSED:**

Compliance matters pursuant to 2 U.S.C. 437g.

Audits conducted pursuant to 2 U.S.C. 437g, 438(b), and Title 26, U.S.C.

Matters concerning participation in civil actions or proceedings or arbitration.

Internal personnel rules and procedures or matters affecting a particular employee.

**DATE & TIME:** Thursday, August 12, 2004 at 10 a.m.

**PLACE:** 999 E Street, NW., Washington, DC (ninth floor).

**EXPORT-IMPORT BANK**

**Economic Impact Policy**

This notice is to inform the public that the Export-Import Bank of the United States has received an application to finance the export of approximately \$500 million in U.S. semiconductor manufacturing equipment to dedicated foundries in China. The U.S. exports will enable the dedicated foundries to produce 60,000 300-mm wafers per month across advanced process technology nodes. Available information indicates that some of this new production will be exported from China and consumed globally. Interested parties may submit comments on this transaction by e-mail to [economic.impact@exim.gov](mailto:economic.impact@exim.gov) or by

**FEDERAL RESERVE SYSTEM**

**Formations of, Acquisitions by, and Mergers of Bank Holding Companies**

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part