

presenting an oral statement may notify Crystal Rodgers-Jenkins, the Designated Federal Officer, by telephone at (202) 564-5275, no later than June 13, 2008. Any person who wishes to file a written statement can do so before or after a Committee meeting. Written statements received by June 13, 2008, will be distributed to all members before any final discussion or vote is completed. Any statements received on June 16, 2008, or after the meeting will become part of the permanent meeting file and will be forwarded to the members for their information.

Special Accommodations

For information on access or accommodations for individuals with disabilities, please contact Crystal Rodgers-Jenkins at (202) 564-5275 or by e-mail at rodgers-jenkins.crystal@epa.gov. Please allow at least 10 days prior to the meeting to give EPA time to process your request.

Dated: May 29, 2008.

Nanci E. Gelb,

Acting Office Director, Office of Ground Water and Drinking Water.

[FRL Doc. E8-12476 Filed 6-3-08; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2007-1011; FRL-8367-2]

Product Cancellation Order for Pesticide Products Containing Denatonium Benzoate as an Active Ingredient

AGENCY: Environmental Protection Agency (EPA).

ACTION: Order.

SUMMARY: EPA is granting a registrant's voluntary request for cancellation, pursuant to section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), of the pesticide product Tree Guard, EPA Reg. No. 66676-1. This cancellation order follows a November 7, 2007, **Federal Register** Notice of Receipt of Request to Voluntarily Cancel a Pesticide Registration from the sole registrant at the time of products containing denatonium benzoate as the active ingredient. In the November 7, 2007 notice, EPA indicated that it would issue an order implementing the cancellation unless the Agency received substantive comments within the 30 day comment period that would merit its further review of this request, or unless the registrant withdrew their request within this period. The Agency received comments on the notice but none

merited its further review of the request. Further, the registrant did not withdraw their request.

EPA is granting this request for voluntary cancellation. Any distribution, sale, or use of Tree Guard, EPA Reg. No. 66676-1 is permitted only in accordance with the terms of this order, including the existing stocks provisions. EPA has recently approved two applications for registration of substantially similar products pursuant to FIFRA section 3(c)(7)(A), and these products are subject to the same conditions described in this order. As a consequence, all pesticide products containing denatonium benzoate as an active ingredient are cancelled as of December 1, 2009.

DATES: The pesticide product Tree Guard, EPA Reg. No. 66676-1, is cancelled effective December 1, 2009.

FOR FURTHER INFORMATION CONTACT: Andrea Carone, Special Review and Reregistration Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-0122; fax number: (703) 308-8005; e-mail address: carone.andrea@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may 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 a docket for this action under docket identification (ID) number EPA-HQ-OPP-2007-1011. Publicly available docket materials are available either in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the Office of Pesticide Programs (OPP) Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. The hours of operation of this Docket Facility are

from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket Facility 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>.

II. What Action is the Agency Taking?

This notice announces the cancellation, as requested by the registrant, Becker Underwood, pursuant to section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) of its product containing denatonium benzoate as an active ingredient registered under section 3 of FIFRA. The registration is listed in Table 1 of this unit.

TABLE 1.—PRODUCT SUBJECT TO THIS CANCELLATION ORDER

EPA Registration Number	Product Name
66676-1	Tree Guard

Table 2 of this unit includes the name and address of record for the registrant of the product in Table 1 of this unit.

TABLE 2.—REGISTRANT OF PRODUCT SUBJECT TO THIS CANCELLATION ORDER

EPA Company Number	Company Name and Address
66676	Becker Underwood, Inc. Dayton Avenue P O Box 667 Ames, Iowa 50010

On October 16, 2007, Becker Underwood requested voluntary cancellation of its pesticide product Tree Guard, EPA Reg. No. 66676-1, pursuant to section 6(f)(1) of FIFRA. On November 7, 2007, EPA published in the **Federal Register** a notice of receipt of this request for voluntary cancellation. At the time of its request for voluntary cancellation, Becker Underwood was the sole registrant of pesticide products containing denatonium benzoate as an active ingredient. However, since this request, two other companies have applied for registration of substantially similar products pursuant to FIFRA section 3(c)(7)(A).

The terms of Becker Underwood's voluntary cancellation are the following:

1. The total amount of Tree Guard that is distributed or sold in the United States in any given calendar year cannot

exceed 300 pounds of the active ingredient denatonium benzoate;

2. The product cancellation is effective December 1, 2009;

3. Becker Underwood may sell and distribute existing stocks until December 1, 2011.

EPA has recently approved, pursuant to FIFRA section 3(c)(7)(A), registrations for products substantially similar to Tree Guard. Both of these products are subject to the same cancellation conditions applicable to Tree Guard and described above in this order. Accordingly, the following products were registered subject to the conditions that the registrations are cancelled effective December 1, 2009, and subject to an annual limit on distribution and sales of 300 lb active ingredient:

TABLE 3.—OTHER PRODUCTS SUBJECT TO THIS CANCELLATION ORDER

Product Name and Registration Number	Company Name and Address
Deer Guard _≤ EPA Reg. No. 84681-1	Repel Holding, Inc. D/B/A Repel Products 1150 18th Street, NW, Ste. 1000 Washington, DC 20036
Gold, N Gro Guard- ian Deer Repellent EPA Reg. No. 84524-2	Ag-Chem Consulting c/o Itronics Metallurgical, Inc.12208 Quinque Lane Clifton, VA 20124

III. Summary of Public Comments Received and Agency Response to Comments

The Agency received comments during the 30-day public comment period. The comments stated that there is a great need for deer repellent and the annual 300 lb distribution and sales limit is arbitrary and unwarranted.

The Agency appreciates the submitted comments, however the distribution and sales limit is a condition of the voluntary cancellation. For this reason, the Agency does not believe that the comments submitted during the comment period merit further review or a denial of the requests for voluntary cancellation.

IV. Cancellation Order

Pursuant to FIFRA section 6(f), EPA hereby approves the requested cancellation of Tree Guard, EPA Reg. No. 66676-1. Accordingly, the Agency orders that the registration of Tree Guard, EPA Reg. No. 66676-1, is hereby canceled effective December 1, 2009. Any distribution, sale, or use of existing

stocks of Tree Guard, EPA Reg. No. 66676-1 in a manner inconsistent with any of the Provisions for Disposition of Existing Stocks set forth in Unit VI. will be considered a violation of FIFRA.

V. 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 or amended to terminate one or more uses. 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, following the public comment period, the Administrator may approve such a request.

VI. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. The cancellation order issued in this notice includes the following existing stocks provisions.

For EPA Registration No. 66676-1 sale by the registrant of existing stocks will be allowed for a period of 24 months, starting from the effective voluntary cancellation date, December 1, 2009.

List of Subjects

Environmental protection, Pesticides and pests.

Dated: May 28, 2008.

Peter Caulkins,

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

[FR Doc. E8-12386 Filed 6-3-08; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2006-0955; FRL-8367-8]

Rodenticides Final Risk Mitigation Decision; Notice of Availability

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces the availability of EPA's final risk mitigation decision for 10 rodenticides, an addendum to the economic impact assessment, responses to comments on the proposed risk mitigation decision,

and other supporting documents. The 10 rodenticides covered by this risk mitigation decision are brodifacoum, bromadiolone, bromethalin, chlorophacinone, cholecalciferol, difenacoum, difethialone, diphacinone (and its sodium salt), warfarin (and its sodium salt), and zinc phosphide.

EPA's final decision on the rodenticides includes two major components. To minimize children's exposure to rodenticide products used in homes, EPA is requiring that in the future, all rodenticide bait products available for sale to general consumers be sold only in bait stations. To reduce wildlife exposures and ecological risks, the Agency intends to prevent general consumers from purchasing bait products containing the rodenticides that pose the greatest risk to wildlife (the second generation anticoagulants – brodifacoum, bromadiolone, difethialone, and difenacoum) by requiring various measures to control sales and distribution. The Agency's decision will reduce rodenticide exposures to children and non-target wildlife, while ensuring residential users, livestock producers, and professional applicators access to a variety of effective and affordable rodent control products.

FOR FURTHER INFORMATION CONTACT: Kelly Sherman, Special Review and Reregistration Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-8401; fax number: (703) 305-8005; e-mail address: sherman.kelly@epa.gov.

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