

I. 24 PREMANUFACTURE NOTICES RECEIVED FROM: 10/20/08 TO 10/31/08—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-09-0041	10/30/08	01/27/09	Coim USA Inc.	(S) Flexible foam manufacturer; chemical raw material for prepolymer manufacture	(S) Decanedioic acid, polymer with 2,2-dimethyl-1,3-propanediol and 1,6-hexanediol
P-09-0042	10/30/08	01/27/09	CBI	(G) Anionic surfactant	(G) Alkoxy phosphate ester salt
P-09-0044	10/30/08	01/27/09	Materia Inc.	(S) Methathesis catalyst	(S) Ruthenium [1,3-bis(2,4,6-trimethylphenyl)-2-imidazolidinylidene]dichloro[[2-(1-methylethoxy-kappa.O)phenyl]methylene-kappa.C]-, (SP-5-41)-
P-09-0045	10/31/08	01/28/09	CBI	(S) Chemical intermediate for surfactants; formulation component for drilling fluid (mining aid)	(S) Propanol, 1(or 2)-(methyl-2-phenoxyethoxy)-
P-09-0046	10/31/08	01/28/09	CBI	(G) Thermoset adhesive performance enhancing additive	(S) Cyclosilanes, 3-[2-hydroxy-3-[(2-methyl-1-oxo-2-propen-1-yl)oxy]propoxy]propyl ME, 3-[3-hydroxy-2-[(2-methyl-1-oxo-2-propen-1-yl)oxy]propoxy]propyl ME, ME 3-(2-oxiranylmethoxy)propyl
P-09-0047	10/31/08	01/28/09	3M Company	(G) Surface modifier	(G) Alkyl carboxyl polyester acrylate
P-09-0048	10/31/08	01/28/09	3M Company	(G) Film coating additive	(G) Surface modified ceramic particles
P-09-0049	10/31/08	01/28/09	CBI	(G) Detergents and cleaner additive	(G) Acrylic copolymer

In Table II of this unit, EPA provides the following information (to the extent that such information is not claimed as

CBI) on the Notices of Commencement to manufacture received:

II. 5 NOTICES OF COMMENCEMENT FROM: 10/20/08 TO 10/31/08

Case No.	Received Date	Commencement Notice End Date	Chemical
P-05-0820	10/28/08	10/23/08	(G) Polyacrylate resin
P-06-0299	10/20/08	10/08/08	(S) 1,6-hexanediaminium, <i>N,N,N,N,N,N'</i> , -hexamethyl-, dibromide
P-08-0286	10/29/08	10/23/08	(G) Fatty acids, polymers with 2-[4-(1,1-dimethylethyl)phenoxy]methyl]oxirane, glycidyl PH ether, fatty acid dimers and polyalkylenepolyamines
P-08-0432	10/23/08	10/03/08	(G) Phenol-xylene resin
P-08-0452	10/17/08	09/30/08	(G) Urethane prepolymer (polyether polyol react with organic isocyanate)

List of Subjects

Environmental protection, Chemicals, Premanufacturer notices.

Dated: December 3, 2008.

Chandler Sirmons,

Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPPT-2008-0865; FRL-8393-5]

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 November 3, 2008 through November 14, 2008, 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 specific PMN number or TME number, must be received on or before January 12, 2009.

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA-HQ-OPPT-2008-0865, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- *Mail:* Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Hand Delivery:* OPPT Document Control Office (DCO), EPA East Bldg., Rm. 6428, 1201 Constitution Ave., NW.,

Washington, DC. Attention: Docket ID Number EPA-HQ-OPPT-2008-0865. The DCO is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the DCO is (202) 564-8930. Such deliveries are only accepted during the DCO's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

Instructions: Direct your comments to docket ID number EPA-HQ-OPPT-2008-0865. EPA's policy is that all comments received will be included in the docket without change and may be made available on-line at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through [regulations.gov](http://www.regulations.gov) or e-mail. The [regulations.gov](http://www.regulations.gov) website is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through [regulations.gov](http://www.regulations.gov), your e-mail address will be automatically captured and included as part of the comment that is placed in the docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. 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. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket, visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

Docket: All documents in the docket are listed in the docket index available in [regulations.gov](http://www.regulations.gov). To access the electronic docket, go to <http://www.regulations.gov>, select "Advanced Search," then "Docket Search." Insert the docket ID number where indicated and select the "Submit" button. Follow the instructions on the [regulations.gov](http://www.regulations.gov) website to view the docket index or access available documents. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard

copy. Publicly available docket materials are available electronically at <http://www.regulations.gov>, or, if only available in hard copy, at the OPPT Docket. The OPPT Docket is located in the EPA Docket Center (EPA/DC) at Rm. 3334, EPA West Bldg., 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room hours of operation are 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding Federal holidays. The telephone number of the EPA/DC Public Reading Room is (202) 566-1744, and the telephone number for the OPPT Docket is (202) 566-0280. Docket visitors are required to show photographic identification, pass through a metal detector, and sign the EPA visitor log. All visitor bags are processed through an X-ray machine and subject to search. Visitors will be provided an EPA/DC badge that must be visible at all times in the building and returned upon departure.

FOR FURTHER INFORMATION CONTACT: Colby Lintner, Regulatory Coordinator, 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.

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

1. **Submitting CBI.** Do not submit this information to EPA through [regulations.gov](http://www.regulations.gov) or e-mail. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM that you mail to EPA, 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 claimed as CBI. In addition to one complete version of the comment that includes 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. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. **Tips for preparing your comments.** When submitting comments, remember to:

- i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- iv. Describe any assumptions and provide any technical information and/or data that you used.
- v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- vi. Provide specific examples to illustrate your concerns and suggest alternatives.
- vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- viii. Make sure to submit your comments by the comment period deadline identified.

II. Why is EPA Taking this Action?

Section 5 of 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 PMN or an application for a 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 November 3, 2008 through November 14, 2008, 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.

III. Receipt and Status Report for PMNs

This status report identifies 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. If you are interested in information that is not included in the following tables, you may contact EPA as described in Unit I. to access additional non-CBI information that may be available.

In Table I of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the PMNs received by EPA during this period: the EPA case number assigned to the PMN; the date the PMN

was received by EPA; the projected end date for EPA's review of the PMN; the submitting manufacturer; the potential uses identified by the manufacturer in the PMN; and the chemical identity.

I. 21 PREMANUFACTURE NOTICES RECEIVED FROM: 11/03/08 TO 11/14/08

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-09-0051	11/04/08	02/01/09	CBI	(G) Additive for polymers	(G) Polyacrylic
P-09-0052	11/05/08	02/02/09	CBI	(S) Latent catalyst for specialty coatings, appliance coatings, coil coating, can coatings, wood, etc;	(G) Dodecylbenzene sulfonic acid, complex with aliphatic alkanolamine
P-09-0053	11/05/08	02/02/09	CBI	(S) Latent catalyst for specialty coatings, appliance coatings, coil coating, can coatings, wood, etc;	(G) Toluenesulfonic acid, salt with aliphatic alkanolamine
P-09-0054	11/05/08	02/02/09	Nano-C. Inc.	(S) (1) Compound for use in organic electronic devices. (2) Compound used to improve the mechanical properties of rubbers, plastics, and lubricants. (3) Compound for use as an additive to increase the conductivity of materials.	(S) [5,6]fullerene-C ₆₀ -ih
P-09-0055	11/05/08	02/02/09	Nano-C. Inc.	(S) (1) Compound for use in organic electronic devices. (2) Compound used to improve the mechanical properties of rubbers, plastics, and lubricants. (3) Compound for use as an additive to increase the conductivity of materials	(S) [5,6]fullerene-C ₇₀ -d5h(6)
P-09-0056	11/05/08	02/02/09	Nano-C. Inc.	(S) (1) Compound for use in organic electronic devices. (2) Compound used to improve the mechanical properties of rubbers, plastics, and lubricants. (3) Compound for use as an additive to increase the conductivity of materials.	(S) [5,6]fullerene-C ₈₄ -d2
P-09-0057	11/05/08	02/02/09	Nano-C. Inc.	(S) (1) Compound for use in organic electronic devices. (2) Compound used to improve the mechanical properties of rubbers, plastics, and lubricants. (3) Compound for use as an additive to increase the conductivity of materials.	(S) [5,6]fullerene-C ₈₄ -d2d
P-09-0058	11/06/08	02/03/09	CBI	(G) Oilfield production chemical	(G) Alkenylsuccinicanhydride derivative
P-09-0059	11/06/08	02/03/09	CBI	(G) Coatings	(G) Urethane methacrylate
P-09-0060	11/07/08	02/04/09	CBI	(S) Waterborne urethane acrylate used in wood coatings by kitchen cabinet makers	(G) Polyurethane oligomer
P-09-0061	11/07/08	02/04/09	Dupont Agricultural Caribe Industries, Ltd	(S) Industrial intermediate	(G) Hydroxy-chloro-cyclopropyl-heteromonocycliccarboxylic acid
P-09-0062	11/07/08	02/04/09	3M	(G) Battery additive	(G) Alkyl aryl ether
P-09-0063	11/07/08	02/04/09	Dupont Agricultural Caribe Industries, Ltd	(S) Industrial intermediate	(G) Amino-chloro-cyclopropyl-heteromonocycliccarboxylic acid
P-09-0064	11/07/08	02/04/09	CBI	(G) Coloration auxiliary for cellulosic materials and substrates	(G) Substituted sulfonated phenylazo naphthalene sulfonic acid salt
P-09-0065	11/10/08	02/07/09	CBI	(G) A lubricant additive for engines	(G) Benzoic acid phenyl ester
P-09-0066	11/10/08	02/07/09	CBI	(G) A lubricant additive for engines	(G) Benzoic acid phenyl ester
P-09-0067	11/12/08	02/09/09	CBI	(G) Binder resin ingredient	(G) Polyester resin amine salt
P-09-0068	11/12/08	02/09/09	CBI	(G) Lubricant additive	(G) Alkoxyated alkyl phosphate, bis(alkyl)amine salt
P-09-0069	11/13/08	02/10/09	Meadwestvaco Corporation	(S) Asphalt emulsifer	(G) Amides, from lignin, tall oil fatty acids, C ₂₁ dicarboxylic acids and polyalkanolamines.
P-09-0070	11/13/08	02/10/09	Meadwestvaco Corporation	(S) Asphalt emulsifer salt	(G) Amides, from lignin, tall oil fatty acids, C ₂₁ dicarboxylic acids and polyalkanolamines, hydrochlorides

In Table II of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the Notices of Commencement to manufacture received:

II. 10 NOTICES OF COMMENCEMENT FROM: 11/03/08 TO 11/14/08

Case No.	Received Date	Commencement Notice End Date	Chemical
P-06-0469	11/10/08	10/22/08	(G) Chlorinated polyester resin
P-07-0348	10/31/08	10/29/08	(G) Copolymer based on sulfonic acid monomer
P-08-0127	11/10/08	11/05/08	(S) 2-hexenoic acid, 2-methyl-, methyl ester, (2)-
P-08-0191	10/31/08	10/22/08	(G) Modified polyamine
P-08-0192	10/31/08	10/23/08	(G) Modified polyamine
P-08-0382	11/05/08	10/27/08	(G) Propenenitrile, reaction products with alkylenediamine, hydrogenated, <i>N</i> -aryl derivatives
P-08-0499	11/05/08	10/29/08	(S) Arylesterase - The CAS registry number (9032-73-9) was determined by using the enzyme classification number for this enzyme. arylesterase (EC# 3.1.1.2) is referenced in the Brenda Comprehensive Enzyme Information System and in the expasy enzyme database. Synonyms are paraoxonase and alpha-esterase. The systematic name is aryl-ester hydrolase. Arylesterases act on many phenolic esters. It is likely that the three forms of human paraoxonase are lactonases rather than aromatic esterases [7,8]. The natural substrates of the paraoxonases are lactones, with (-)-5-hydroxy-6E,8Z,11Z,4Z-eicostetraenoic-acid 1,5-lactone being the best substrate
P-08-0528	11/05/08	10/16/08	(S) Butanoic acid, 2-methyl-, 5-hexen-1-yl ester
P-08-0529	11/06/08	10/21/08	(G) 1,2,3 - propanetriol, homopolymer, ether with aliphatic alcohol
P-08-0553	11/06/08	10/20/08	(G) Polycarbonate polyurethane acrylate oligomer

List of Subjects

Environmental protection, Chemicals, Premanufacturer notices.

Dated: December 3, 2008.

Chandler Sirmons,

Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.

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ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8588-5]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7146. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 6, 2008 (73 FR 19833).

Draft EISs

EIS No. 20080282, ERP No. D-UPS-K80007-CA, Aliso Viejo Incoming Mail Facility, Proposed Construction and Operation of a Mail Processing Facility on a 25-Acre Parcel, Aliso Viejo, Orange County, CA.

Summary: EPA expressed environmental concerns about air quality, water quality and stormwater impacts, and requested that the final EIS and ROD commit to all stated mitigation measures. Rating EC1.

EIS No. 20080292, ERP No. D-IBR-K65343-CA, Millerton Lake Resource Management Plan (RMP) and General Plan, Implementation, Fresno and Madera Counties, CA.

Summary: EPA expressed environmental concerns about environmental resource and noise impacts. EPA also requested additional information on climate change, funding, and enforcement. Rating EC2.

EIS No. 20080293, ERP No. D-IBR-K65344-CA, Cachuma Lake Resource Management Plan, Implementation, Cachuma Lake, Santa Barbara County, CA.

Summary: EPA expressed environmental concerns about air quality, water quality and cumulative impacts. Rating EC2.

EIS No. 20080314, ERP No. D-NOA-L39067-OR, Elliott State Forest Habitat Conservation Plan, Proposed Issuance of an Incidental Take Permit, US Army Corps section 10 and 404 Permits, Coos and Douglas Counties, OR.

Summary: EPA expressed environmental concerns about impacts to headwater streams and aquatic resources. Rating EC2.

EIS No. 20080372, ERP No. D-AFS-L65558-ID, Salmon-Challis National

Forest (SCNF), Proposes Travel Planning and OHV Route Designation, Lemhi, Custer and Butte Counties, ID.

Summary: EPA expressed environmental concerns about potential impacts to water quality, fish habitat, noxious weed infestations and air quality. EPA recommends increased restrictions in vulnerable watersheds, especially for motorized dispersed camping and for crossing streams and wet meadows. Rating EC2.

EIS No. 20080381, ERP No. D-IBR-K39115-CA, South Coast Conduit/Upper Reach Reliability Project, Construction of a Second Water Pipeline for Improving Water Supply, U.S. Army COE section 10 and 404 Permits, Santa Barbara County, CA.

Summary: EPA continues to have environmental concerns about impacts to aquatic resources and oak woodland habitat. Rating EC2.

EIS No. 20080388, ERP No. D-AFS-L65559-OR, BLT Project, Proposed Vegetation Management Activities, Crescent Ranger District, Deschutes National Forest, Deschutes County, OR.

Summary: EPA expressed environmental concerns about air quality and visibility, water quality, and health impacts. Rating EC2.

EIS No. 20080391, ERP No. D-FHW-F40444-MN, Trunk Highway 14 (US 14) Project, Proposed Construction from Interstate 35 to Trunk Highway 56, Funding, NPDES and U.S. Army COE section 404 Permits, Steele and Doge Counties, MN.