

previously registered products pursuant to the provisions of section 3(c)(4) of FIFRA. Notice of receipt of these applications does not imply a decision by the Agency on the applications.

*File Symbol:* 73049-UAE. *Applicant:* Valent BioSciences Corporation, 870 Technology Way, Libertyville, IL 60048. *Product name:* VBC-30101. *Active ingredient:* Plant Growth Regulator, S-Abscisic Acid; (S)-5-(1-hydroxy-2,6,6-trimethyl-4-oxo-1-cyclohex-2-enyl)-3-methyl-penta-(2Z,4E)-dienoic Acid at 10 percent. *Proposal classification/Use:* Biochemical pesticide/Plant Growth Regulator. (C. Pfeifer).

*File Symbol:* 83941-R. *Applicant:* Laboratoires Goemar SA, Z.AC La Madeline, Avenue General Patton, 35400 Saint-Malo, France c/o SciReg, Inc. 12733 Director's Loop, Woodbridge, VA 22192. *Product name:* Vacciplant. *Active ingredient:* Systemic Acquired Response Inducer, Laminarin at 3.5 percent. *Proposal classification/Use:* Biochemical pesticide/Systemic Acquired Response Inducer. (C. Pfeifer).

*File Symbol:* 84059-L. *Applicant:* Marrone Organic Innovations, 2121 Second St., Ste B-107, Davis, CA 95618. *Product name:* MOI 401 Pf CL 145 A End Product. *Active ingredient:* Pseudomonas fluorescens CL 145A strain toxins, molluscicide at 1 percent. *Proposal classification/Use:* Microbial pesticide /molluscicide. (A. Sibold).

*File Symbol:* 84059-U. *Applicant:* Marrone Organic Innovations, 2121 Second St., Ste B-107, Davis, CA 95618. *Product name:* MOI 401 Pf CL 145 A Tech Material. *Active ingredient:* Pseudomonas fluorescens CL 145A strain toxins at 1 percent. *Proposal classification/Use:* Microbial pesticide/manufacturing use. (A. Sibold).

*File Symbol:* 84565-E. *Applicant:* Bull Run Scientific VBT, 7400 Beaufont Springs Drive, Suite 300, Richmond, VA 23225. *Product name:* Bull Run Fly Attractant. *Active ingredient:* Sucrose at 42.1 percent and Dried whole egg solids at 18.0 percent and Yeast at 5.5 percent and Indole at 0.2 percent and Trimethylamine at 2.8 percent. *Proposal classification/Use:* Biochemical pesticide/Insect Attractant. (J. Fournier).

*File Symbol:* 84565-T. *Applicant:* Bull Run Scientific VBT, 7400 Beaufont Springs Drive, Suite 300, Richmond, VA 23225. *Product name:* Disposable Bull Run Yellow Jacket Trap E. *Active ingredients:* Attractants, 2-Methyl-1 butanol at 5.1 percent and Calcium acetate at 19.8 percent. *Proposal classification/Use:* Biochemical pesticide/Insect Attractants. (C. Pfeifer).

*File Symbol:* 84565-U. *Applicant:* Bull Run Scientific VBT, 7400 Beaufont Springs Drive, Suite 300, Richmond, VA

23225. *Product name:* Bull Run Yellow Jacket Trap. *Active ingredient:* Yellow Jacket's Attractant and Heptyl Butyrate at 99.8 percent. *Proposal classification/Use:* Biochemical pesticide/Insect attractant. (D. Benmhend).

#### List of Subjects

Environmental protection, Pesticides and pest.

Dated: March 5, 2009.

**Janet L. Andersen,**

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

[FR Doc. E9-5618 Filed 3-13-09; 8:45 am]

**BILLING CODE 6560-50-S**

#### ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-0045; FRL-8405-1]

#### Notice of Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the Agency's receipt of several initial filings of pesticide petitions proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

**DATES:** Comments must be received on or before April 15, 2009.

**ADDRESSES:** Submit your comments, identified by the docket identification (ID) number and the pesticide petition number (PP) for the petition of interest as shown in the body of this document, by one of the following methods:

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

- *Mail:* Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Delivery:* OPP Regulatory Public Docket (7502P), Environmental Protection Agency, Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. Deliveries are only accepted during the Docket Facility's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays). Special arrangements should be made for deliveries of boxed information. The Docket Facility telephone number is (703) 305-5805.

*Instructions:* Direct your comments to the docket ID number and the pesticide petition number of interest as shown in the body of this document. 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.

*Docket:* All documents in the docket are listed in the docket index available at <http://www.regulations.gov>. 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, is not placed on the Internet and will be publicly available only in hard copy form. 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 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.

**FOR FURTHER INFORMATION CONTACT:** A contact person, with telephone number and e-mail address, is listed at the end of each pesticide petition summary. You

may also reach each contact person by mail at Biopesticides and Pollution Prevention Division (7511P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

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

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed at the end of the pesticide petition summary of interest.

###### 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 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 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.

3. *Environmental justice.* EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement of any group, including minority and/or low-income populations, in the development, implementation, and enforcement of environmental laws, regulations, and policies. To help address potential environmental justice issues, the Agency seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have a typical or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticides discussed in this document, compared to the general population.

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

EPA is announcing its receipt of several pesticide petitions filed under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a, proposing the establishment or modification of regulations in 40 CFR part 174 or part 180 for residues of pesticide chemicals in or on various food commodities. EPA has determined that the pesticide petitions described in this notice contain the data or information prescribed in FFDCA section 408(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the pesticide petitions. Additional data may be needed before EPA can make a final determination on these pesticide petitions.

Pursuant to 40 CFR 180.7(f), a summary of each of the petitions that is

the subject of this notice, prepared by the petitioner, is included in a docket EPA has created for each rulemaking. The docket for each of the petitions is available on-line at <http://www.regulations.gov>.

As specified in FFDCA section 408(d)(3), (21 U.S.C. 346a(d)(3)), EPA is publishing notice of the petition so that the public has an opportunity to comment on this request for the establishment or modification of regulations for residues of pesticides in or on food commodities. Further information on the petition may be obtained through the petition summary referenced in this unit.

###### New Tolerance Exemption

*PP 9F7511.* (EPA-HQ-OPP-2009-0087). Marrone Organic Innovations, 2121 Second St., Davis, CA 95618, proposes to establish an exemption from the requirement of a tolerance for residues of the microbial molluscicide, *Pseudomonas fluorescens* biotype A isolate CL145A, ATCC #55799, in or on all food commodities. Because this petition is a request for an exemption from the requirement of a tolerance without numerical limitations, no analytical method is required. Contact: Ann Sibold, (703) 305-6502, [sibold.ann@epa.gov](mailto:sibold.ann@epa.gov).

###### Amended Tolerance Exemptions

1. *PP 8F7467.* (EPA-HQ-OPP-2005-0316). SHB Scientific, 18907 N., 43rd Way, Phoenix, AZ 85050, on behalf of JABB of the Carolinas, 456 E. Main St., Pine Level, NC 27568, proposes to amend an exemption from the requirement of a tolerance in 40 CFR 180.1273 for residues of the microbial insecticide, *Beauveria bassiana* HF23, in or on all food commodities. Because this petition is a request for an exemption from the requirement of a tolerance without numerical limitations, no analytical method is required. Contact: Shanaz Bacchus, (703) 308-8097, [bacchus.shanaz@epa.gov](mailto:bacchus.shanaz@epa.gov).

2. *PP 8E7461.* (EPA-HQ-OPP-2007-0158). Interregional Research Project Number 4 (IR-4), Rutgers University, 500 College Road East, Suite 201W., Princeton, NJ 08540, on behalf of the Arizona Cotton Research and Protection Council, 3721 East Weir Avenue, Phoenix, AZ 85040-2933, proposes to amend a temporary exemption from the requirement of a tolerance in 40 CFR 180.1206(b) for residues of the atoxigenic microbial antifungal agent, *Aspergillus flavus* AF36, in or on pistachio. Because this petition is a request for a temporary exemption from the requirement of a tolerance without numerical limitations, no analytical

method is required. Contact: Shanaz Bacchus, (703) 308-8097, [bacchus.shanaz@epa.gov](mailto:bacchus.shanaz@epa.gov).

#### List of Subjects

Environmental protection, Agricultural commodities, Feed additives, Food additives, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: February 26, 2009.

**Janet L. Andersen,**

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

[FR Doc. E9-5636 Filed 3-13-09; 8:45 am]

Billing Code 6560-50-S

## FEDERAL COMMUNICATIONS COMMISSION

[MB Docket 07-269; FCC 09-10]

### Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission is required to report annually to Congress on the status of competition in markets for the delivery of video programming. This document extends the deadlines for filing comments and reply comments in response to the notice of inquiry for the 14th Annual Report to Congress, which requested data as of June 2007. The Commission needs to bring its reporting up to date and plans to issue a single report for 2007, 2008, and 2009. The Commission will issue a supplemental notice of inquiry to request information for 2008 and 2009. The supplemental notice will establish a single deadline for the filing of information for 2007 and 2008, consistent with this extension of time, and a slightly later deadline for the filing of 2009 information. A single set of deadlines for 2007 and 2008 will avoid duplication of effort by commenters and streamline Commission review of the submitted information.

**DATES:** Interested parties may file comments on or before April 28, 2009, and reply comments on or before May 28, 2009.

**ADDRESSES:** You may submit comments, identified by MB 07-269, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Federal Communications Commission's Web site:* <http://www.fcc.gov/cgb/efcs/>. Follow the instructions for submitting comments.

*People with Disabilities:* Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: (202) 418-0530 or TTY: (202) 418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Dana Scherer, Media Bureau at (202) 418-2330.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Order in MB Docket No. 07-269, FCC 09-10, adopted February 20, 2009, and released February 23, 2009. The complete text of the Order is available for inspection and copying during regular business hours in the FCC's Reference Information Center, Room CY-A257, Portals II, 445 Twelfth Street, SW., Washington, DC 20554. The complete text is also available on the Commission's Internet Site at <http://www.fcc.gov>. Alternative formats are available to persons with disabilities by contacting the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY). The complete text of the Order may also be purchased from the Commission's duplicating contractor, Best Company and Printing, Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone (202) 863-2893, facsimile (202) 863-2898, or by e-mail [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com), or via its Web site <http://www.bcpiweb.com>.

#### Synopsis of Order

1. On January 16, 2009, the Commission released its 13th Annual Report to Congress on the status of competition in the market for the delivery of video programming. See *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, Notice of Inquiry, MB Docket No. 07-269, FCC 07-207. See also 74 FR 6875, Feb. 11, 2009. To fulfill its obligation to report annually on the state of competition in the video marketplace, pursuant to 47 U.S.C. 548(g), the Commission needs to bring

its reporting up to date. Accordingly, the Commission will issue a single report covering 2007, 2008, and 2009. To provide a record for the development of this combined report, the Commission will issue a supplemental notice of inquiry in this proceeding, as soon as possible, to request information for 2008 and 2009. The supplemental notice will establish a single deadline for the filing of information for 2007 and 2008 and a slightly later deadline for the filing of information for 2009. The establishment of a single set of filing deadlines for 2007 and 2008 will avoid duplication of effort by commenters and will streamline Commission review of the submitted information, thereby conserving commenters' and Commission resources.

2. Comments in response to the pending NOI seeking information as of June 30, 2007, are due on February 27, 2009, and reply comments are due on March 27, 2009. To provide time for the Commission to solicit additional data and comment pertaining to 2008 and 2009, and to afford commenters the opportunity to file their 2007 and 2008 information concurrently, we are hereby extending the comment periods announced in the NOI to coincide with the filing deadlines we expect to establish for the additional information for 2008. Accordingly, the deadlines for responding to the NOI are extended, *suave sponte* until April 28, 2009, for initial comments and until May 28, 2009, for reply comments. Comment deadlines for 2009 will be announced when the Commission issues its Supplemental NOI.

#### Procedural Matters

3. **Authority.** This *Order* is issued pursuant to Sections 4(i), 4(j), 403 and 628(g) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 154(j), 403, and 548(g), and Sections 0.061, 0.204, 0.283, and 1.46 of the rules, 47 CFR 0.061, 0.204, 0.283, and 1.46.

Federal Communications Commission.

**Marlene H. Dortch,**  
Secretary.

[FR Doc. E9-5634 Filed 3-13-09; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL RESERVE SYSTEM

### Agency Information Collection Activities: Announcement of Board Approval Under Delegated Authority and Submission to OMB

**SUMMARY:** *Background.* Notice is hereby given of the final approval of the