

Subparts BBBB and CCCCC; (2) application of the Gasoline Distribution NESHAP to engine testing facilities; and (3) application of the Gasoline Distribution NESHAP to tanks solely used to fuel emergency generators and fire pumps. Under the terms of the proposed settlement agreement, EPA will sign and submit for publication in the **Federal Register** a notice of proposed rulemaking to amend the Gasoline Distribution NESHAP that contains amendments that are substantially the same in substance as set forth in Attachment A to this Agreement as expeditiously as practicable after entry of this Agreement. If EPA signs and submits for publication in the **Federal Register** a notice of final rulemaking to amend the Gasoline Distribution NESHAP that contains amendments that are substantially the same in substance as set forth in Attachment A to this Agreement, the Alliance and EPA will file a joint motion for dismissal with prejudice in accordance with Rule 42(b) of the Federal Rules of Appellate Procedure.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed settlement agreement from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed settlement agreement if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, based on any comment submitted, that consent to this settlement agreement should be withdrawn, the terms of the agreement will be affirmed.

## II. Additional Information About Commenting on the Proposed Settlement Agreement

### A. How Can I Get A Copy of the Settlement Agreement?

The official public docket for this action (identified by Docket ID No. EPA-HQ-OGC-2009-0471) contains a copy of the proposed settlement agreement. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday,

excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OEI Docket is (202) 566-1752.

An electronic version of the public docket is available through <http://www.regulations.gov>. You may use the <http://www.regulations.gov> 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. Once in the system, select "search," then key in the appropriate docket identification number.

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 online at <http://www.regulations.gov> without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA's policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

### B. How and To Whom Do I Submit Comments?

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment and with any disk or CD-ROM you submit. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment that

is placed in the official public docket, and made available in EPA's electronic public docket. 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.

Use of the <http://www.regulations.gov> Web site to submit comments to EPA electronically is EPA's preferred method for receiving comments. The electronic public docket system is an "anonymous access" system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment. In contrast to EPA's electronic public docket, EPA's electronic mail (e-mail) system is not an "anonymous access" system. If you send an e-mail comment directly to the Docket without going through <http://www.regulations.gov>, your e-mail address is automatically captured and included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

Dated: June 24, 2009.

**Richard B. Ossias,**

*Associate General Counsel.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8924-6]

### Science Advisory Board Staff Office; Notification of Request for Nomination of Experts Clean Air Scientific Advisory Committee (CASAC) Carbon Monoxide Review Panel

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA) Science Advisory Board (SAB) Staff Office is soliciting nominations of experts to augment the EPA's Clean Air Scientific Advisory Committee (CASAC) Carbon Monoxide Review Panel.

**DATES:** Nominations should be submitted by July 31, 2009.

**FOR FURTHER INFORMATION CONTACT:** Any member of the public who wants further information regarding this request may contact Dr. Ellen Rubin, Designated Federal Officer (DFO), EPA Science Advisory Board (1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; via telephone/voice mail (202) 343-9975 or e-mail at [rubin.ellen@epa.gov](mailto:rubin.ellen@epa.gov). General

information concerning the CASAC can be found on the EPA Web site at <http://www.epa.gov/casac>.

**SUPPLEMENTARY INFORMATION:**

*Background:* The Clean Air Scientific Advisory Committee (CASAC) was established under section 109(d)(2) of the Clean Air Act (CAA or Act) (42 U.S.C. 7409) as an independent scientific advisory committee. The CASAC provides advice, information and recommendations on the scientific and technical aspects of air quality criteria and National Ambient Air Quality Standards (NAAQS) under sections 108 and 109 of the Act. The CASAC is a Federal advisory committee chartered under the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C., App. 2.

EPA is in the process of reviewing and revising the NAAQS for Carbon Monoxide. Accordingly, a CASAC CO Review Panel was established in 2008 and conducted a consultation on EPA's Plan for Review of the National Ambient Air Quality Standards for Carbon Monoxide (August 2008) and a review of the Integrated Science Assessment for Carbon Monoxide—First External Review Draft (March, 2009). The CASAC reports are available on the CASAC Web site at [http://www.epa.gov/ttn/naaqs/standards/co/s\\_co\\_index.html](http://www.epa.gov/ttn/naaqs/standards/co/s_co_index.html).

The SAB staff office is seeking nominations of experts to augment the CASAC CO Panel membership (see membership URL at <http://yosemite.epa.gov/sab/sabpeople.nsf/WebCommitteesSubcommittees/Carbon%20Monoxide%20Review%20Panel>) in the area of risk assessment and epidemiology.

*Process and Deadline for Submitting Nominations:* Any interested person or organization may nominate qualified individuals for consideration for membership on the CO Review Panel in the areas of expertise described above. Nominations should be submitted in electronic format through the SAB Web site at <http://www.epa.gov/sab> directly via the nomination form, following the directions for Nominating Experts to Advisory Panels and Ad Hoc committees carefully. To be considered, nominations should include all of the information required on the associated forms. Anyone unable to submit nominations using the electronic form and who has any questions concerning the nomination process may contact Dr. Ellen Rubin, DFO, as indicated above in this notice. Nominations should be submitted in time to arrive no later than July 31, 2009.

To be considered, all nominations should include: A current curriculum

vite (C.V.) that provides the nominee's background, qualifications, research expertise and relevant publications for service on the Panel; and a brief biographical sketch ("biosketch").

The biosketch should be no longer than two paragraphs and should contain the following information for the nominee: (a) Current professional affiliations and positions held; (b) educational background, especially advanced degrees, including when and from which institutions these were granted; (c) area(s) of expertise, and research activities and interests relevant to the Panel; and (d) leadership positions in national associations or professional publications or other significant distinctions and service on other advisory committees or professional societies, especially those associated with issues under discussion in this review.

The Web form will also request information about sources of recent (*i.e.*, within the preceding two years) grant and/or other contract support, from government, industry, academia, *etc.*, including the topic area of the funded activity. Please note that even negative responsive information (*e.g.*, no recent grant or contract funding) should be indicated on the biosketch (by "N/A" or "None"). Incomplete biosketches will not be considered. The EPA SAB Staff Office will acknowledge receipt of nominations.

The scientific expertise and credentials of nominees received in reply to this notice will be reviewed for demonstrative experience in the disciplines sought for the CO Review Panel. Qualified nominees will be included in a smaller subset (known as the "Short List"). The Short List will be posted on the SAB Web site at <http://www.epa.gov/sab> and will include, for each candidate, the nominee's name and their biosketch. Public comments on the Short List will be accepted for a minimum of 21 calendar days. During this comment period, the public will be requested to provide relevant information or other documentation on nominees that the SAB Staff Office should consider in evaluating candidates.

For the EPA SAB Staff Office, a balanced subcommittee or review panel includes candidates who possess the necessary domains of knowledge, the relevant scientific perspectives (which, among other factors, can be influenced by work history and affiliation), and the collective breadth of experience to adequately address the charge. The SAB Staff Office will consider public comments, information provided by candidates, and background information

independently-gathered by the SAB Staff Office on each candidate (*e.g.*, financial disclosure information, and computer searches to evaluate a nominee's prior involvement with the topic under review). Specific criteria to be used in evaluating Short List candidates for Panel membership include: (a) Scientific and/or technical expertise, knowledge, and experience (primary factors); (b) availability and willingness to serve; (c) absence of financial conflicts of interest; (d) absence of an appearance of a lack of impartiality; (e) skills working on committees, subcommittees and advisory panels; and, for the Panel as a whole, (f) diversity of, and balance among, scientific expertise, viewpoints, *etc.*

Prospective candidates will also be required to fill-out the "Confidential Financial Disclosure Form for Special Government Employees Serving on Federal Advisory Committees at the U.S. Environmental Protection Agency" (EPA Form 3110-48). This confidential form allows Government officials to determine whether there is a statutory conflict between that person's public responsibilities (which includes membership on an EPA Federal advisory committee) and private interests and activities, or the appearance of a lack of impartiality, as defined by Federal regulation. The form may be viewed and downloaded from the following URL address: <http://www.epa.gov/sab/pdf/epaform3110-48.pdf>.

The approved policy under which the EPA SAB Office selects subcommittees and review panels is described in the following document: Overview of the Panel Formation Process at the Environmental Protection Agency Science Advisory Board (EPA-SAB-EC-02-010), which is posted on the SAB Web site at <http://www.epa.gov/sab/pdf/ec02010.pdf>.

Dated: June 23, 2009.

**Vanessa T. Vu,**

*Director, EPA Science Advisory Board Staff Office.*

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**FEDERAL COMMUNICATIONS COMMISSION**

[CC Docket No. 92-237; DA 09-1393]

**Next Meeting of the North American Numbering Council**

**AGENCY:** Federal Communications Commission.