

Road, Suite 175, Columbia, MD 21046. *Active Ingredient: Paecilomyces fumosoroseus* var. *Apopka* strain 97. *Proposed Uses:* All food commodities. *Contact:* Shanaz Bacchus, (703) 308-8097, [bacchus.shanaz@epa.gov](mailto:bacchus.shanaz@epa.gov).

2. *Registration Number:* 70051-44. *Docket Number:* EPA-HQ-OPP-2010-0059. *Company Name and Address:* Certis USA LLC, 9145 Guilford Road, Suite 175, Columbia, MD 21046. *Active Ingredient: Cydia pomonella* granulovirus. *Proposed Uses:* Residential uses. *Contact:* Jeannine Kausch, (703) 347-8920, [kausch.jeannine@epa.gov](mailto:kausch.jeannine@epa.gov).

3. *Registration Numbers:* 70127-7, 70127-8, 70127-10. *Docket Number:* EPA-HQ-OPP-2010-0081. *Company Name and Address:* Novozymes Biologicals Incorporated, 5400 Corporate Circle, Salem, VA 24153. *Active Ingredient: Metarhizium anisopliae* F52. *Proposed Uses:* All food commodities. *Contact:* Shanaz Bacchus, (703) 308-8097, [bacchus.shanaz@epa.gov](mailto:bacchus.shanaz@epa.gov).

4. *File Symbol:* 73049-UTR. *Docket Number:* EPA-HQ-OPP-2010-0091. *Company Name and Address:* Valent BioSciences Corporation, 870 Technology Way, Suite 100, Libertyville, IL 60048-6316. *Active Ingredient: Bacillus thuringiensis* subsp. *kurstaki* strain ABTS-351. *Proposed Uses:* Ornamental fruit, nut, and citrus trees; forests, shade trees, and sugar maple. *Contact:* Kathleen Martin, (703) 308-2857, [martin.kathleen@epa.gov](mailto:martin.kathleen@epa.gov).

5. *File Symbol:* 84418-E. *Docket Number:* EPA-HQ-OPP-2010-0105. *Company Name and Address:* New Century Channel Group, d/b/a Pignx Incorporated, 1150 Connecticut Avenue NW., Suite 1100, Washington, DC 20036. *Active Ingredient:* Capsaicin. *Proposed Uses:* Rodenticide. *Contact:* Cheryl Greene, (703) 308-0352, [green.cheryl@epa.gov](mailto:green.cheryl@epa.gov).

6. *File Symbol:* 85004-G. *Docket Number:* EPA-HQ-OPP-2010-0060. *Company Name and Address:* MacIntosh and Associates Incorporated, 1203 Hartford Avenue, Saint Paul, MN 55116-1622 (on behalf of Pasteuria Bioscience Incorporated, 12085 Research Drive, Suite 185, Alachua, FL 32615). *Active Ingredient: Pasteuria usgae*. *Proposed Uses:* Strawberries. *Contact:* Jeannine Kausch, (703) 347-8920, [kausch.jeannine@epa.gov](mailto:kausch.jeannine@epa.gov).

#### List of Subjects

Environmental protection, Pesticides and pests.

Dated: February 24, 2010.

**Keith A. Matthews,**  
*Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. 2010-4718 Filed 3-4-10; 8:45 am]

**BILLING CODE 6560-50-S**

#### ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-ORD-2010-0195; FRL-9123-5]

#### Request for Nominations to the EPA Human Studies Review Board

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

**ACTION:** Notice.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA or Agency) Office of the Science Advisor (OSA) is soliciting nominations of people qualified in the areas of bioethics, biostatistics, human health risk assessment and human toxicology to serve on the Human Studies Review Board (HSRB). The HSRB is a Federal advisory committee, operating in accordance with the Federal Advisory Committee Act (FACA) 5 U.S.C. App. 2 § 9, providing advice and recommendations to EPA on scientific and ethical aspects of research with human subjects.

**DATES:** Nominations ("comments") should be submitted to EPA no later than March 22, 2010.

**ADDRESSES:** Submit your nominations, identified by Docket ID No. EPA-HQ-ORD-2010-0195, by any of the following methods:

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

*E-mail:* [ORD.Docket@epa.gov](mailto:ORD.Docket@epa.gov).

*USPS Mail:* ORD Docket, Environmental Protection Agency, Mailcode: 28221T, 1200 Pennsylvania Ave., NW., Washington, DC 20460.

*Hand or Courier Delivery:* EPA Docket Center (EPA/DC), Room 3304, EPA West Building, 1301 Constitution Avenue, NW., Washington, DC 20460, Attention Docket ID No. EPA-HQ-ORD-2010-0195. Deliveries are accepted from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. Special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your nominations to Docket ID No. EPA-HQ-ORD-2010-0195. EPA's policy is that all nominations received will be included in the public docket without change, and may be made available online at <http://www.regulations.gov>, including

any personal information provided, unless the nomination includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information through <http://www.regulations.gov> or e-mail that you consider to be CBI or otherwise protected from disclosure.

The <http://www.regulations.gov> Web site 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 nomination. By contrast, if you send an e-mail nomination directly to EPA without going through <http://www.regulations.gov>, your e-mail address will be automatically captured and included as part of the nomination that is placed in the public docket and made available on the Internet. If you submit a nomination electronically, EPA recommends that you include your name and other contact information in the body of your nomination and with any disk or CD-ROM you submit. If EPA cannot read your nomination due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider it. 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 <http://www.regulations.gov> index under the docket number. Even though it will be listed by title in the index, some information is not publicly available; e.g., CBI or other information whose disclosure is restricted by statute. Copyright material will be publicly available only in hard copy. Publicly available docket materials are available either electronically through <http://www.regulations.gov> or in hard copy at the ORD Docket, EPA/DC, Room 3334, EPA West, 1301 Constitution Ave., NW., Washington, DC. The 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 ORD Docket is (202) 566-1752.

**FOR FURTHER INFORMATION CONTACT:** Jim Downing, Office of the Science Advisor, Mail Code 8105R, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone number: (202) 564-2468, fax number: (202) 564-2070, e-mail: [downing.jim@epa.gov](mailto:downing.jim@epa.gov).

## General Information

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

This action is directed to the public in general. This action may, however, be of particular interest to persons who conduct or assess human studies, especially studies on substances regulated by EPA, and to persons who may sponsor or conduct research with human subjects with the intention to submit it to EPA for consideration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) or section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA). Since other entities may also 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 Access Electronic Copies of This Document and Other Related Information?

You may access this **Federal Register** document electronically either through <http://www.regulations.gov> or through the EPA Web site under the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>.

### C. What Should I Consider as I Prepare My Nomination for EPA?

You may find the following suggestions helpful for preparing your nomination:

1. Provide as much supporting information as possible about the nominee, including contact information.
2. Make sure to submit your nomination by the deadline in this document.
3. To ensure proper receipt by EPA, be sure to include the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date and **Federal Register** citation.

## Supplementary Information

### Background

On February 6, 2006, the Agency published a final rule for protection of human subjects of research (71 FR 24 6138) that called for creating a new, independent human studies review board (*i.e.*, HSRB). The HSRB is a Federal advisory committee operating in accordance with the Federal Advisory Committee Act (FACA) 5 U.S.C. App. 2 § 9. The HSRB provides advice, information, and recommendations to EPA on issues related to scientific and ethical aspects of human subjects research. The major objectives of the

HSRB are to provide advice and recommendations on: (1) Research proposals and protocols; (2) reports of completed research with human subjects; and (3) how to strengthen EPA's programs for protection of human subjects of research. The HSRB reports to the EPA Administrator through EPA's Science Advisor.

This notice solicits nominations of individuals with expertise in bioethics, biostatistics, human health risk assessment and/or human toxicology to fill anticipated vacancies on the Board. General information concerning the HSRB, including its charter, current membership, and activities can be found on the EPA Web site at <http://www.epa.gov/osa/hsrb/>.

### Process and Deadline for Submitting Nominations

Any interested person or organization may nominate someone to be considered as prospective nominees for the HSRB. Additional avenues and resources may be utilized in the solicitation of nominees to encourage a broad pool of expertise. Nominees should be experts who have sufficient professional qualifications, by training and experience, to provide expert comment on the ethical and scientific issues that may come before the HSRB. Responsibilities of HSRB members include reviewing extensive background materials between meetings of the Board, preparing draft responses to Agency charge questions, attending Board meetings, participating in the discussion and deliberations at these meetings, drafting assigned sections of meeting reports, and reviewing and helping to finalize Board reports.

*EPA seeks nominees who are nationally recognized experts in one or more of the following areas:*

- *Bioethics:* expertise in the ethics of research with human subjects.
- *Biostatistics:* expertise in statistical design and analysis of research with human subjects, especially research with small sample sizes.
- *Human health risk assessment:* expertise in epidemiology, exposure analysis, public health or human research regulations.
- *Human toxicology:* expertise in toxicity of environmental substances, mechanisms of toxicity and/or clinical studies.

*All nominations should include:* (1) A current curriculum vitae (C.V.) providing the nominee's educational background, qualifications, leadership positions in national associations or professional societies, relevant research experience and publications; and (2) a

summary of the above in a one-page biographical sketch.

The qualifications of nominees for membership on the HSRB will be assessed in terms of the specific expertise sought for the HSRB. Qualified nominees who agree to be considered further will be included in a smaller "Short List". The Short List of nominees' names and biographical sketches will be posted for 14 calendar days for public comment on the EPA Web site at <http://www.epa.gov/osa/index.htm>. The public will be encouraged to provide additional information about the nominees that EPA should consider. At the completion of this comment period, EPA will select new Board members from the Short List. Candidates not selected for HSRB membership at this time may be considered for HSRB membership as vacancies arise in the future, or for service as consultants to the HSRB. The Agency estimates that the names of Short List candidates will be posted in March 2010. However, please be advised that this is an approximate time frame and the date could change. Thus, if you have any questions concerning posting of Short List candidates on the OSA Web site, please consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

Interested candidates who are employees of a Federal department or agency (other than EPA) or are members of another federal advisory committee are eligible to serve on the HSRB, and their nominations are welcome. Other factors that will be considered include: Availability to participate in the Board's scheduled meetings, absence of any conflicts of interest and absence of an appearance of a lack of impartiality, and independence with respect to the matters likely to come under HSRB review. Though financial conflicts of interest or the appearance of a lack of impartiality, lack of independence, or bias may lead to nonselection, the absence of such concerns does not ensure that a candidate will be selected to serve on the HSRB. Numerous qualified candidates are likely to be identified. Selection decisions will involve careful weighing of many factors, including, but not limited to, the candidates' areas of expertise and professional qualifications, and responses to the Short List in achieving the overall balance of different perspectives and areas of expertise on the Board.

Members of the HSRB are subject to the provisions of 5 CFR part 2634, Executive Branch Financial Disclosure, as supplemented by the EPA in 5 CFR part 6401. In anticipation of this requirement, each nominee will be

asked to submit confidential financial information which shall fully disclose, among other financial interests, the candidate's employment, stocks and bonds, and where applicable, sources of research support. The information provided is confidential and will not be disclosed to the public. Before a candidate is considered further for service on the HSRB, EPA will evaluate each candidate to assess whether there is any conflict of financial interest, appearance of a lack of impartiality, or prior involvement with matters likely to be reviewed by the Board.

Nominations should be submitted by one of the methods listed under **ADDRESSES**. The Agency will consider all nominations received on or before *March 22, 2010*. Final selection of members is a discretionary function of the Agency and will be announced on the EPA Web site at <http://www.epa.gov/osa/hsrb> as soon as they are made.

Dated: March 2, 2010.

**Paul T. Anastas,**  
*Science Advisor.*

[FR Doc. 2010-4703 Filed 3-4-10; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collections Being Reviewed by the Federal Communications Commission, Comments Requested

02/26/2010.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collections, as required by the Paperwork Reduction Act of 1995, 44 U.S.C. 3501-3520. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; (d) ways to

minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology and (e) ways to further reduce the information burden for small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number.

**DATES:** Persons wishing to comment on this information collection(s) should submit comments by May 4, 2010. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all PRA comments to Nicholas A. Fraser, Office of Management and Budget (OMB), via fax at (202) 395-5167, or via e-mail to Nicholas\_A.Fraser@omb.eop.gov and to Cathy Williams, Federal Communications Commission (FCC), via e-mail to Cathy.Williams@fcc.gov and to PRA@fcc.gov.

**FOR FURTHER INFORMATION CONTACT:** For additional information about the information collections send an e-mail to PRA@fcc.gov or contact Cathy Williams on (202) 418-2918.

**SUPPLEMENTARY INFORMATION:**

OMB Control Number: 3060-0888.

Title: Section 76.7, Petition Procedures; Section 76.9, Confidentiality of Proprietary Information; Section 76.61, Dispute Concerning Carriage; Section 76.914, Revocation of Certification; Section 76.1001, Unfair Practices; Section 76.1003, Program Access Proceedings; Section 76.1302, Carriage Agreement Proceedings; Section 76.1513, Open Video Dispute Resolution.

Form Number: Not applicable.

Type of Review: Revision of a currently approved collection.

Respondents: Businesses or other for-profit.

Number of Respondents and Responses: 640 respondents; 640 responses.

Estimated Time per Response: 4.1 to 61.4 hours.

Frequency of Response: On occasion reporting requirement; Third party disclosure requirement.

Obligation to Respond: Required to obtain or retain benefits. The statutory authority for this information is contained in Sections 4(i), 303(r) and

628 of the Communications Act of 1934, as amended.

Total Annual Burden: 20,960 hours  
Total Annual Cost: \$393,600.

Privacy Act Impact Assessment: No impact(s).

**Nature and Extent of Confidentiality:** A party that wishes to have confidentiality for proprietary information with respect to a submission it is making to the Commission must file a petition pursuant to the pleading requirements in Section 76.7 and use the method described in Sections 0.459 and 76.9 to demonstrate that confidentiality is warranted.

On January 20, 2010, the Commission adopted a First Report and Order in the Matter of Review of the Commission's Program Access Rules and Examination of Programming Tying Arrangements, MB Docket No. 07-198, FCC 10-17. In the First Report and Order, the Commission establishes rules, policies, and procedures for the consideration of complaints alleging unfair acts involving terrestrially delivered, cable-affiliated programming in violation of Section 628(b) of the Communications Act. The Commission also establishes procedures for the consideration of requests for a temporary standstill of the price, terms, and other conditions of an existing programming contract by a program access complainant seeking renewal of such a contract.

The following rule sections contain revised information collection requirements that the Commission is seeking approval for from the Office of Management and Budget (OMB):

47 CFR Section 76.1001(b)(2) permits any multichannel video programming distributor to commence an adjudicatory proceeding by filing a complaint with the Commission alleging that a cable operator, a satellite cable programming vendor in which a cable operator has an attributable interest, or a satellite broadcast programming vendor, has engaged in an unfair act involving terrestrially delivered, cable-affiliated programming (which, as defined in this R&O, includes exclusive contracts, discrimination, and undue or improper influence), which must be filed and responded to in accordance with the procedures specified in Section 76.7, except to the extent such procedures are modified by Sections 76.1001(b)(2) and 76.1003. In program access cases involving terrestrially delivered, cable-affiliated programming, the defendant has 45 days from the date of service of the complaint to file an answer, unless otherwise directed by the Commission. A complainant shall have the burden of proof that the