Act, judicial review of this final action may be sought only in the United States Court of Appeals for the District of Columbia Circuit. Petitions for review must be filed by September 28, 2010. Judicial review of this final action may not be obtained in subsequent enforcement proceedings, pursuant to section 307(b)(2) of the Act.

As with past authorization and waiver decisions, this action is not a rule as defined by Executive Order 12866. Therefore, it is exempt from review by the Office of Management and Budget as required for rules and regulations by Executive Order 12866.

In addition, this action is not a rule as defined in the Regulatory Flexibility Act, 5 U.S.C. 601(2). Therefore, EPA has not prepared a supporting regulatory flexibility analysis addressing the impact of this action on small business entities.

Further, the Congressional Review Act, 5 U.S.C. 801 et seq., as added by the Small Business Regulatory Enforcement Fairness Act of 1996, does not apply because this action is not a rule for purposes of 5 U.S.C. 804(3).

Dated: July 22, 2010.

Gina McCarthy,
Assistant Administrator, Office of Air and Radiation.

[FR Doc. 2010–18802 Filed 7–29–10; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–8991–8]

Environmental Impact Statements; Notice of Availability


Weekly Receipt of Environmental Impact Statements

Filed 07/19/2010 Through 07/23/2010

Pursuant to 40 CFR 1506.9


EIS No. 20100274, Draft EIS, BLM, UT, Kerr-McGee Oil & Gas Onshore LP (KMG), Proposes to Conduit Infill Drilling to Develop the Hydrocarbon Resources Oil and Gas Leases, Application for Permit to Drill and Approval Right-of-Way Grants, Uintah County, UT, Comment Period Ends: 09/13/2010, Contact: Stephanie Howard 435–781–4400.


EIS No. 20100277, Final EIS, FERC, 00, Apex Expansion Project, Proposal to Expand its Natural Gas Pipeline System, WY, UT and NV, Wait Period Ends: 08/30/2010, Contact: Mary O’Driscoll 1–866–208–3372.


EIS No. 20100281, Draft EIS, FHWA, IN, 1–69 Evansville to Indianapolis Tier 2 Section 4 Project, From U.S. 231 (Cranse NSWC) to IN–37 South of Bloomington in Section 4, Greene and Monroe Counties, IN, Comment Period Ends: 09/28/2010, Contact: Janice Osadczuk 317–226–7486.

EIS No. 20100282, Final EIS, WAPA, SD, South Dakota PrairieWinds Project, Proposes to Construct, Own, Operate, and Maintain a 151.5 megawatt (MW) Nameplate Capacity Wind-Powered Generation Facility, Aurora, Brule, and Jeruald, Tripp Counties, SD, Wait Period Ends: 08/30/2010, Contact: Liana Reilly 800–336–7288.


Ken Mittelholz,
Deputy Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 2010–18802 Filed 7–29–10; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY


Inquiry To Learn Whether Businesses Assert Business Confidentiality Claims

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice; request for comment.

SUMMARY: The Environmental Protection Agency (EPA) receives from time to time Freedom of Information Act (FOIA) requests for documentation received or issued by EPA or data contained in EPA database systems pertaining to the export and import of Resource Conservation and Recovery Act (RCRA) hazardous waste from/to the United States, the export of cathode ray tubes (CRTs) and Spent Lead Acid Batteries (SLABs) from the United States, and the export and import of RCRA universal waste from/to the United States. These documents and data may identify or reference multiple parties, and describe transactions involving the movement of specified materials in which the parties propose to participate or have participated. The purpose of this notice is to inform “affected businesses” about the documents or data sought by these types of FOIA requests in order to provide the businesses with the opportunity to assert claims that any of the information sought that pertains to them is entitled to treatment as business confidential information (BCI), and to send comments to EPA supporting their claims for such treatment. Certain businesses, however, do not meet the definition of “affected business,” and are not covered by today’s notice. They consist of any business, that actually submitted to EPA any document at issue pursuant to applicable RCRA regulatory requirements and did not assert a BCI claim as to information that pertains to that business in connection with the document at the time of its submission;