III. Summary of Public Comments Received and Agency Response to Comments

During the public comment period provided, EPA received no comments in response to the June 9, 2010 Federal Register notice announcing the Agency’s receipt of the request for voluntary cancellation of this product.

IV. Cancellation Order

Pursuant to FIFRA section 6(f), EPA hereby approves the requested cancellation of the registration of the product, Biter Fighter, EPA Registration Number 75771-1. Accordingly, the Agency hereby orders that the product registration is canceled. The effective date of the cancellation that is the subject of this notice is September 3, 2010. Any distribution, sale, or use of existing stocks of the product, Biter Fighter, EPA Registration Number 75771-1, in a manner inconsistent with any of the provisions for disposition of existing stocks set forth in Unit VI will be a violation of FIFRA.

V. What is the Agency’s Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be canceled or amended to terminate one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the Federal Register. Thereafter, following the public comment period, the EPA Administrator may approve such a request. The notice of receipt of requests to voluntarily cancel the registration of Biter Fighter was published for comment in the Federal Register issue of June 9, 2010 (75 FR 32766) (FRL–8828–1). The comment period closed on July 9, 2010.

VI. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. The existing stocks provisions for the product subject to this order are as follows.

The registrant may continue to sell and distribute existing stocks of Biter Fighter, except for export in accordance with FIFRA section 17, or proper disposal. Persons other than the registrant may sell, distribute, or use existing stocks of Biter Fighter until existing stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled product.

List of Subjects

- Environmental protection, Pesticides and pests.


W. Michael McDavid.
Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

FEDERAL RESERVE SYSTEM

Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notices listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board’s Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States.

A. Federal Reserve Bank of Kansas City (Todd Offenbacker, Assistant Vice President) 1 Memorial Drive, Kansas City, Missouri 64198–0001: 1. Thomas D. McGavran, Minneapolis, Kansas; to acquire additional shares of Delphos, Inc., and thereby acquire additional shares of State Bank of Delphos, both of Delphos, Kansas.

Robert deV. Frierson.
Deputy Secretary of the Board.

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