

Now that EPA has approved product labels reflecting the requested amendments to delete uses, registrants are permitted to sell or distribute products listed in Table 1 of Unit II. under the previously approved labeling for a period of 18 months after publication of the cancellation order in this **Federal Register**, unless other restrictions have been imposed. Thereafter, registrants will be prohibited from selling or distributing the products whose labels include the deleted uses identified in Table 1 of Unit II., except for export consistent with FIFRA section 17 or for proper disposal.

Persons other than the registrant may sell, distribute, or use existing stocks of products whose labels include the deleted uses until supplies are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the deleted uses.

**Authority:** 7 U.S.C. 136 *et seq.*

Dated: January 26, 2015.

**Richard P. Keigwin, Jr.,**

*Director, Pesticide Re-Evaluation Division,  
Office of Pesticide Programs.*

[FR Doc. 2015-02706 Filed 2-10-15; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2014-0502; FRL-9921-92]

### Badger Technical Services, LLC; Transfer of Data

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

**ACTION:** Notice.

**SUMMARY:** This notice announces that pesticide related information submitted to EPA's Office of Pesticide Programs (OPP) pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA), including information that may have been claimed as Confidential Business Information (CBI) by the submitter, will be transferred to Badger Technical Services, LLC, in accordance with 40 CFR 2.307(h)(3) and 2.308(i)(2). Badger Technical Services, LLC, has been awarded multiple contracts to perform work for OPP, and access to this information will enable Badger Technical Services, LLC, to fulfill the obligations of the contract.

**DATES:** Badger Technical Services, LLC, will be given access to this information on or before February 17, 2015.

### FOR FURTHER INFORMATION CONTACT:

Mario Steadman, Information Technology and Resources Management Division (7502P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; telephone number: (703) 305-8338, [steadman.mario@epa.gov](mailto:steadman.mario@epa.gov).

### SUPPLEMENTARY INFORMATION:

#### I. General Information

##### A. Does this action apply to me?

This action applies to the public in general. As such, 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 get copies of this document and other related information?

EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPP-2014-0502. 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 Office of Pesticide Programs (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 4:00 p.m., Monday through Friday, excluding legal holidays. The Docket Facility telephone number is (703) 305-5805.

#### II. Contractor Requirements

Under this contract number, EP-D-13-052, the contractor will perform the following:

Furnish the necessary personnel, supplies, and equipment except as otherwise defined, to perform toxicological and ecological research support services for the United States, EPA, ORD/NHEERL Mid-Continent Ecology Division (MED), Duluth, Minnesota. Obtain from sources which have been approved by EPA, transport or arrange for shipping to MED, and hold in the culturing unit, cultures of multiple species of fish and invertebrates. Operate and maintain the Organism Culture Unit 24 hours a day, seven days a week, with the goal of providing the highest quality organisms for MBD's research projects. Provide electronic scientific equipment support.

This contract involves no subcontractors.

OPP has determined that the contract described in this document involves

work that is being conducted in connection with FIFRA, pesticide chemicals will be the subject of certain evaluations to be made under this contract. These evaluations may be used in subsequent regulatory decisions under FIFRA.

Some of this information may be entitled to confidential treatment. The information has been submitted to EPA under sections 3, 4, 6, and 7 of FIFRA and under sections 408 and 409 of FFDCA.

In accordance with the requirements of 40 CFR 2.307(h)(3), the contract with Badger Technical Services, LLC, prohibits use of the information for any purpose not specified in this contract; prohibits disclosure of the information to a third party without prior written approval from the Agency; and requires that each official and employee of the contractor sign an agreement to protect the information from unauthorized release and to handle it in accordance with the *FIFRA Information Security Manual*. In addition, Badger Technical Services, LLC, is required to submit for EPA approval a security plan under which any CBI will be secured and protected against unauthorized release or compromise. No information will be provided to Badger Technical Services, LLC, until the requirements in this document have been fully satisfied. Records of information provided to Badger Technical Services, LLC, will be maintained by EPA Project Officers for this contract. All information supplied to Badger Technical Services, LLC, by EPA for use in connection with this contract will be returned to EPA when Badger Technical Services, LLC, has completed its work.

**Authority:** 7 U.S.C. 136 *et seq.*

Dated: January 28, 2015.

**Mark A. Hartman,**

*Director, Information Technology and Resource Management Division, Office of Pesticide Programs.*

[FR Doc. 2015-02580 Filed 2-10-15; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 9922-85-OGC]

### Proposed Consent Decree, Clean Air Act Citizen Suit

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

**ACTION:** Notice of proposed consent decree; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended

(“CAA” or the “Act”), notice is hereby given of a proposed consent decree to address a lawsuit filed by the Sierra Club in the United States District Court for the Northern District of California: *Sierra Club v. McCarthy*, Civil Action No. 3:12-cv-6472-CRB (N.D. Cal.). On December 21, 2012, Plaintiff filed a complaint alleging that Gina McCarthy, in her official capacity as Administrator of the United States Environmental Protection Agency (“EPA”), failed to perform a mandatory duty by not acting on 2006 PM 2.5 infrastructure state implementation plans (iSIPs) for six states and failed to promulgate transport federal implementation plans (FIPs) for an additional 20 states and the District of Columbia. The proposed consent decree would establish deadlines for EPA to take actions.

**DATES:** Written comments on the proposed consent decree must be received by March 13, 2015.

**ADDRESSES:** Submit your comments, identified by Docket ID number EPA-HQ-OGC-2015-0079, online at [www.regulations.gov](http://www.regulations.gov) (EPA’s preferred method); by email to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:** Ragan S. Tate, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460; telephone: (202) 564-7382; fax number: (202) 564-5603; email address: [tate.ragan@epa.gov](mailto:tate.ragan@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Additional Information About the Proposed Consent Decree**

The proposed consent decree would resolve a lawsuit filed by the Sierra Club seeking to compel the Administrator to take actions on 2006 PM 2.5 infrastructure SIPs for six states and to promulgate transport FIPs for an additional 20 states and the District of Columbia. The proposed consent decree (1) agrees that no claim is stated as to an iSIP claim for Illinois and deems an iSIP claim as to California moot as EPA has acted on submittals relating to those

claims, (2) agrees that no claim is stated for failure to issue transport FIPs for 10 states which were included in CSAPR as it is the transport FIP for those states, and (3) deems transport FIP obligations for 5 states (Alaska, Montana, North Dakota, Louisiana, & Utah) moot as EPA has acted on those transport SIPs.

Under the terms of the proposed consent decree, by November 30, 2015, EPA shall take final action to approve or disapprove a SIP on the remaining iSIP elements for California, Illinois, Michigan, Nebraska, South Dakota and Wisconsin. In addition, the proposed consent decree states that EPA shall take final action to promulgate a good neighbor FIP or approve a SIP regarding the transport obligations for 5 remaining states and the District of Columbia which final action must be signed for Colorado and Wyoming by July 31, 2015, for Oregon by September 30, 2015, and for the District of Columbia, South Dakota, and Idaho, by November 30, 2015.

The proposed consent decree requires EPA to send notice of each action to the Office of the Federal Register for review and publication within 15 days of signature. In addition, the proposed consent decree outlines the procedure for the Plaintiff to request costs of litigation, including attorney fees. When these obligations have been completed, the case shall be terminated and dismissed with prejudice.

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 consent decree from persons who are 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 consent decree 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 that consent to this consent decree should be withdrawn, the terms of the consent decree will be affirmed.

**II. Additional Information About Commenting on the Proposed Consent Decree**

*A. How can I get a copy of the consent decree?*

The official public docket for this action (identified by EPA-HQ-OGC-2015-0079) contains a copy of the proposed consent decree. 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 [www.regulations.gov](http://www.regulations.gov). You may use [www.regulations.gov](http://www.regulations.gov) to submit or view public comments, access the index listing of the contents of the official public docket, and access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select “search”.

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 [www.regulations.gov](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 email 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 [www.regulations.gov](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, email 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 (email) system is not an "anonymous access" system. If you send an email comment directly to the Docket without going through [www.regulations.gov](http://www.regulations.gov), your email 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: February 4, 2015.

**Brian L. Doster,**

*Acting Associate General Counsel.*

[FR Doc. 2015-02858 Filed 2-10-15; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2014-0577; FRL-9922-11]

### Diclofop-methyl; Notice of Receipt of Request To Voluntarily Cancel Certain Pesticide Registrations

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

**ACTION:** Notice.

**SUMMARY:** In accordance with the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is issuing a notice of receipt of a request by the registrants to voluntarily cancel all pesticide product registrations containing the pesticide diclofop-methyl. The request would cancel diclofop-methyl use in or on wheat, barley, and golf course turf and would terminate the last diclofop-methyl products registered for use in the United States. EPA intends to grant this request at the close of the comment period for this announcement unless the Agency receives substantive comments within the comment period that would merit its further review of the request, or unless

the registrants withdraw their request. The cancellation for diclofop-methyl products will be effective on January 1, 2018 as described in Unit II below. If this request is granted, any sale, distribution, or use of products listed in this notice will be permitted after the registrations have been cancelled only if such sale, distribution, or use is consistent with the terms as described in the final order.

**DATES:** Comments must be received on or before March 13, 2015.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2014-0577, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.html>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** Rich Dumas, Pesticide Re-Evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; telephone number: (703) 308-8115; email address: [dumas.richard@epa.gov](mailto:dumas.richard@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this action apply to me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action.

###### B. What should I consider as I prepare my comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through

[www.regulations.gov](http://www.regulations.gov) or email. 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 preparing and submitting your comments, see the commenting tips at <http://www.epa.gov/dockets/comments.html>.

##### II. Background on the Receipt of Requests To Cancel Registrations

This notice announces receipt by EPA of a request from registrants, Bayer CropScience and Bayer Environmental Science, to cancel all diclofop-methyl product registrations. Diclofop-methyl is a restricted use herbicide registered for use on wheat, barley, and golf course turf to control wild oats and annual grassy weeds. In a letter dated October 23, 2014, Bayer CropScience and Bayer Environmental Science requested EPA to cancel certain pesticide product registrations identified in Table 1 of Unit III. Specifically, Bayer requests that all diclofop-methyl registrations be cancelled effective January 1, 2018. This action will terminate the last diclofop-methyl products registered in the United States.

##### III. What action is the agency taking?

This notice announces receipt by EPA of a request from registrants to cancel all diclofop-methyl product registrations. The affected products and the registrants making the requests are identified in Tables 1 and 2 of this unit.

On September 24, 2014, the public phase of registration review for diclofop-methyl began with the opening of the initial docket (EPA-HQ-OPP-2014-0577) and publication of the Preliminary Work Plan (PWP) and supporting science documents. The comment period for the diclofop-methyl registration review docket was open for 60 days, from September 24, 2014 to November 24, 2014. The Agency's projected registration review timeline described in the PWP established that preliminary risk assessments would be completed by December 2018, and the final registration decision would be