

Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

[Docket No. APHIS-2016-0049]

Notice of Decision; Cold Treatment of Grapefruit From Australia

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Notice.

SUMMARY: We are advising the public of our decision to amend cold treatment schedule T107-d-3 in the Plant Protection and Quarantine Treatment Manual to include grapefruit from Australia. In a previous notice, we made available to the public for review and comment a treatment evaluation document that described the treatment schedule and explained why we have determined that it is effective at neutralizing certain target pests on grapefruit from Australia.

DATES: The cold treatment schedule T107-d-3 will be authorized for use on grapefruit from Australia beginning September 5, 2017.

FOR FURTHER INFORMATION CONTACT: Ms. Dorothy C. Wayson, Senior Regulatory Policy Specialist, Imports, Regulations and Manuals, PPQ, APHIS, 4700 River Road, Unit 133, Riverdale, MD 20737-1231; (301) 851-2036.

SUPPLEMENTARY INFORMATION: The regulations in 7 CFR chapter III are intended to prevent the introduction or dissemination of plant pests and noxious weeds into or within the United States. Under the regulations, certain plants, fruits, vegetables, and other articles must be treated before they may be moved into the United States or interstate. The phytosanitary treatments regulations contained in 7 CFR part 305 (referred to below as the regulations) set out standards for treatments required in 7 CFR parts 301, 318, and 319 for fruits, vegetables, and other articles.

In § 305.2, paragraph (b) states that approved treatment schedules are set out in the Plant Protection and Quarantine (PPQ) Treatment Manual.¹ Section 305.3 sets out the processes for adding, revising, or removing treatment schedules in the PPQ Treatment Manual. In that section, paragraph (a) sets out the normal process for adding, revising, or removing treatment schedules.

In accordance with § 305.3(a)(1), we published a notice² in the **Federal Register** on September 16, 2016 (81 FR 63735-63736, Docket No. APHIS-2016-0049), in which we announced the availability of a treatment evaluation document (TED). The TED recommended amending treatment schedule T107-d-3 to extend its applicability to grapefruit from Australia. The treatment would effectively mitigate the pest risk from Queensland fruit fly (*Bactrocera tryoni* (Froggatt)) and provide exporters with the option to have grapefruit from Australia cold-treated at 3 °C or below for 14 days to meet U.S. entry requirements.

We solicited comments on the notice for 60 days ending on November 15, 2016. We received two comments by that date. They were from a State plant protection agency and a foreign agriculture department.

Both commenters were in favor of amending treatment schedule T107-d-3 to include grapefruit from Australia. One commenter stated that it should be emphasized that the treatment is applicable only to fruit coming from areas free of Mediterranean fruit fly (Medfly, *Ceratitis capitata* (Weidemann)).

We agree with the commenter and note that treatment schedule T107-d-3 is approved for mitigation of Queensland fruit fly only. As treatment for Medfly requires a longer cold treatment to ensure mortality of all immature stages, T107-d-3 will apply only to fruit coming from Medfly-free areas of Australia.

¹ The PPQ Treatment Manual is available at http://www.aphis.usda.gov/import_export/plants/manuals/index.shtml or by contacting the Animal and Plant Health Inspection Service, Plant Protection and Quarantine, Manuals Unit, 92 Thomas Johnson Drive, Suite 200, Frederick, MD 21702.

² To view the notice, the treatment evaluation document, and the comments we received, go to <http://www.regulations.gov/#/docketDetail;D=APHIS-2016-0049>.

Therefore, in accordance with the regulations in § 305.3(a)(2), we are amending the PPQ Treatment Manual and making available a new version of the manual that reflects this addition to T107-d-3.

Authority: 7 U.S.C. 7701-7772 and 7781-7786; 21 U.S.C. 136 and 136a; 7 CFR 2.22, 2.80, and 371.3.

Done in Washington, DC, this 30th day of August 2017.

Michael C. Gregoire,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 2017-18703 Filed 9-1-17; 8:45 am]

BILLING CODE 3410-34-P

DEPARTMENT OF AGRICULTURE

Grain Inspection, Packers and Stockyards Administration

Proposed Posting, Posting, and Deposting of Stockyards

AGENCY: Grain Inspection, Packers and Stockyards Administration (GIPSA), USDA.

ACTION: Notice and request for comments.

SUMMARY: GIPSA is taking several actions to post and depost stockyards under the Packers and Stockyards Act (P&S Act). Specifically, we are proposing that 11 stockyards now operating subject to the P&S Act be posted. We are also posting seven stockyards that were identified previously as operating subject to the P&S Act and deposting two stockyards that no longer meet the definition of a stockyard.

DATES: GIPSA will consider comments received by October 5, 2017.

ADDRESSES: We invite you to submit comments on this notice. You may submit comments by any of the following methods:

- *Mail, Courier or Hand Delivery:* Irene Omade, GIPSA, USDA, 1400 Independence Avenue SW., Room 2530-S, Washington, DC 20250-3604.
- *Submit Comments using the Internet:* Go to <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

Instructions: All comments should refer to the date and page number of this issue of the **Federal Register**. The comments and other documents relating to this action will be available for public

inspection during regular business hours.

FOR FURTHER INFORMATION CONTACT: Donna Ash, Program Analyst, Litigation and Economic Analysis Division at (202) 720-0222 or *Donna.A.Ash@usda.gov*.

SUPPLEMENTARY INFORMATION: GIPSA administers and enforces the P&S Act of 1921 (7 U.S.C. 181 *et seq.*). The P&S Act prohibits unfair, deceptive, and fraudulent practices by livestock market agencies, dealers, stockyard owners, meat packers, swine contractors, and live poultry dealers in the livestock, poultry, and meatpacking industries.

Section 302 of the P&S Act (7 U.S.C. 202) defines the term “stockyard” as follows: “. . . any place, establishment, or facility commonly known as

stockyards, conducted, operated, or managed for profit or nonprofit as a public market for livestock producers, feeders, market agencies, and buyers, consisting of pens, or other enclosures, and their appurtenances, in which live cattle, sheep, swine, horses, mules, or goats are received, held, or kept for sale or shipment in commerce.”

Section 302 (b) of the P&S Act requires the Secretary of Agriculture to determine which stockyards meet this definition, and to notify the owner of the stockyard and the public of that determination by posting a notice in each designated stockyard. Once the Secretary provides notice to the stockyard owner and the public, the stockyard is subject to the provisions of Title III of the P&S Act (7 U.S.C. 201–203 and 205–217a) until the Secretary

deposits the stockyard by public notice. To post a stockyard, we assign the stockyard a facility number, notify the stockyard owner, and send an official posting notice to the stockyard owner to display in a public area of the stockyard. This process is referred to as “posting.” The date of posting is the date that the posting notices are physically displayed at the stockyard. A facility that does not meet the definition of a stockyard is not subject to the P&S Act, and therefore cannot be posted. A posted stockyard can be deposited, which occurs when the facility is no longer used as a stockyard.

We are hereby notifying stockyard owners and the public that the following 11 stockyards meet the definition of a stockyard, and that we propose to designate these stockyards as posted stockyards.

Proposed facility number	Stockyard name and location
FL-141	Gulf Coast Livestock, Madison, Florida.
KY-190	Franklin Livestock Market, Inc., Franklin, Kentucky.
LA-148	Southwest Horse Sale, LLC, Bush, Louisiana.
MS-182	Trade Day Auction, LLC, Philadelphia, Mississippi.
OK-219	Watson’s Auction Service, Maud, Oklahoma.
OK-220	Daniel’s Hog and Goat Sale, Howe, Oklahoma.
OK-221	Glover Auction & Livestock, LLC, Lawton, Oklahoma.
SC-165	Willie Hester, d/b/a Willietakeit Auctions, Pelzer, South Carolina.
TN-216	Ricky Kepley, d/b/a Cumberland City Stockyards, Cumberland City, Tennessee.
TN-217	Dickson Horse Sale, Dickson, Tennessee.
WV-119	Parkersburg Livestock Market, Mineral Wells, West Virginia.

We are also notifying the public that the stockyards listed in the following table meet the P&S Act’s definition of a stockyard and that we have posted the stockyards. On October 17, 2016, we published a notice in the **Federal**

Register (81 FR, 71477–71479) of our proposal to post these seven stockyards. Since we received no comments to our proposal, we assigned the stockyards a facility number and notified the owner of the stockyard facilities. Posting

notices were sent to the owner of the stockyard to display in public areas of the stockyard. The table below reflects the date of posting for each stockyard.

Facility number	Stockyard name and location	Date of posting
KY-189	Blue Grass Stockyards of Albany, LLC, Albany, Kentucky	11/07/2016
MS-181	Cattlemens Stockyard, LLC, West Point, Mississippi	11/07/2016
NC-182	Walton L. Standridge d/b/a Standridge Auction, Hamlet, North Carolina	11/07/2016
NC-183	Vale Enterprises, LLC d/b/a Cleveland County Agriculture & Livestock Exchange, Shelby, North Carolina.	11/07/2016
PA-164	Nicholson Livestock Market, Factoryville, Pennsylvania	11/08/2016
SD-173	Kramer’s Auction, LLC, Colman, South Dakota	11/14/2016
TN-215	Alexandria Stockyard, Inc., Alexandria, Tennessee	11/08/2016

Finally, we are notifying the public that the following stockyards no longer meet the definition of a stockyard and are being deposited. We deposit stockyards when the facility can no longer be used as a stockyard. The

reasons a facility can no longer be used as a stockyard may include the following: (1) The market agency has moved and the posted facility is abandoned; (2) the facility has been torn down or otherwise destroyed, such as

by fire; (3) the facility is dilapidated beyond repair; or (4) the facility has been converted and its function has changed.

Facility number	Stockyard name and location	Date posted
MA-104	Crowley’s Commission Sales, Inc., Agawam, Massachusetts	03/14/1972
NB-146	Kearney Livestock Market, Inc., Kearney, Nebraska	02/22/1938

Authority: 7 U.S.C. 202.

Randall D. Jones,

Acting Administrator, Grain Inspection, Packers and Stockyards Administration.

[FR Doc. 2017-18637 Filed 9-1-17; 8:45 am]

BILLING CODE 3410-KD-P

DEPARTMENT OF AGRICULTURE

Grain Inspection, Packers and Stockyards Administration

Designation for the Montana Area

AGENCY: Grain Inspection, Packers and Stockyards Administration (GIPSA), USDA.

ACTION: Notice of designation.

SUMMARY: GIPSA is announcing the designation of the Montana Department

of Agriculture (Montana) to provide official services under the United States Grain Standards Act (USGSA), as amended.

DATES: July 1, 2017.

ADDRESSES: Jacob Thein, Compliance Officer, USDA, GIPSA, FGIS, QACD, 10383 North Ambassador Drive, Kansas City, MO 64153.

FOR FURTHER INFORMATION CONTACT:

Jacob Thein, 816-866-2223, *Jacob.D.Thein@usda.gov* or *FGIS.QACD@usda.gov*.

Read Applications: All applications and comments are available for public inspection at the office above during regular business hours (7 CFR 1.27(c)).

SUPPLEMENTARY INFORMATION: In the April 17, 2017, **Federal Register** (82 FR 18100), GIPSA requested applications for designation to provide official

services in the geographic areas presently serviced by Montana. Applications were due by May 17, 2017.

The current official agency, Montana, was the only applicant for designation to provide official services in these areas. As a result, GIPSA did not ask for additional comments.

GIPSA evaluated the designation criteria in section 7(f) of the USGSA (7 U.S.C. 79(f)) and determined that Montana is qualified to provide official services in the geographic area specified in the **Federal Register** on April 17, 2017. This designation to provide official services in the specified area of Montana is effective July 1, 2017, to June 30, 2022.

Interested persons may obtain official services by contacting this agency at the following telephone number:

Official agency	Headquarters location and telephone	Designation start	Designation end
Montana	Great Falls, MT, 406-444-3144	7/1/2017	6/30/2022

Section 7(f) of the USGSA authorizes the Secretary to designate a qualified applicant to provide official services in a specified area after determining that the applicant is better able than any other applicant to provide such official services (7 U.S.C. 79(f)).

Randall D. Jones,

Acting Administrator, Grain Inspection, Packers and Stockyards Administration.

[FR Doc. 2017-18634 Filed 9-1-17; 8:45 am]

BILLING CODE 3410-KD-P

DEPARTMENT OF AGRICULTURE

Grain Inspection, Packers and Stockyards Administration

Opportunity for Designation in the Memphis, Tennessee, Area; Request for Comments on the Official Agency Servicing This Area

AGENCY: Grain Inspection, Packers and Stockyards Administration (GIPSA), USDA.

ACTION: Notice of opportunity for designation.

SUMMARY: The designation of the official agency listed below will end on March 31, 2018. We are asking persons or governmental agencies interested in providing official services in the areas presently served by this agency to submit an application for designation. In addition, we are asking for comments on the quality of services provided by the following designated agency:

Midsouth Grain Inspection Service (Midsouth).

DATES: Applications and comments must be received by October 5, 2017.

ADDRESSES: Submit applications and comments concerning this notice using any of the following methods:

- *Applying for Designation on the Internet:* Use FGISonline (https://fgis.gipsa.usda.gov/default_home_FGIS.aspx) and then click on the Delegations/Designations and Export Registrations (DDR) link. You will need to obtain an FGISonline customer number and USDA eAuthentication username and password prior to applying.
- *Submit Comments Using the Internet:* Go to [Regulations.gov](http://www.regulations.gov) (<http://www.regulations.gov>). Instructions for submitting and reading comments are detailed on the site.
- *Mail, Courier or Hand Delivery:* Mark Wooden, Compliance Officer, USDA, GIPSA, FGIS, QACD, 10383 North Ambassador Drive, Kansas City, MO 64153.
- *Fax:* Mark Wooden, 816-872-1257.
- *Email:* *FGIS.QACD@usda.gov*.

Read Applications and Comments: All applications and comments will be available for public inspection at the office above during regular business hours (7 CFR 1.27(c)).

FOR FURTHER INFORMATION CONTACT:

Mark Wooden, 816-659-8413 or *FGIS.QACD@usda.gov*.

SUPPLEMENTARY INFORMATION: Section 7(f) of the United States Grain Standards

Act (USGSA) authorizes the Secretary to designate a qualified applicant to provide official services in a specified area after determining that the applicant is better able than any other applicant to provide such official services (7 U.S.C. 79(f)). Under section 7(g) of the USGSA, designations of official agencies are effective for no longer than five years, unless terminated by the Secretary, and may be renewed according to the criteria and procedures prescribed in section 7(f) of the USGSA.

Areas Open for Designation

Midsouth

Pursuant to Section 7(f)(2) of the United States Grain Standards Act, the following geographic area in the States of Arkansas, Mississippi, Tennessee, and Texas is assigned to this official agency.

In Arkansas

The entire State of Arkansas.

In Mississippi

The entire State of Mississippi, except export port locations within the State, which are serviced by GIPSA.

In Tennessee

Carroll, Chester, Crockett, Dyer, Fayette, Gibson, Hardeman, Haywood, Henderson, Lauderdale, Madison, McNairy, Shelby, and Tipton Counties.

In Texas

Bowie and Cass Counties.