

uncertain how future market conditions will be affected.

Stakeholders have suggested that AEO2020 may not properly reflect the amount of E85 consumed in future years by FFVs.<sup>12</sup> There are indeed significant changes in AEO2020 in both methodology and results compared to previous versions of AEO as discussed in EPA's technical memorandum to the docket.<sup>13</sup> In addition, AEO2020 was released in January 2020, preceding the COVID-19 pandemic, and therefore may not reflect changes to the market due to the pandemic that could impact the F-factor. Therefore, at this time EPA believes that AEO2020 warrants further evaluation prior to it serving as the basis for the F-factor for MY 2020 and later.

Given the potential impact that both of these factors have on the F-factor, and recognizing the need to provide certainty to the automakers for purposes of their planning for MY 2020, EPA has extended the use of the existing F-factor of 0.14 to model year 2020.<sup>14</sup> This provides the time necessary to request comment and consider further an appropriate methodology and related inputs as we move toward MY 2021 and beyond.

The 0.14 F-factor will remain in place beyond MY2020 until such time as EPA adopts a revised F-factor based on new data and updated methodology.<sup>15</sup> While it is EPA's intention to update the F-factor for MYs 2021 and later, in the event that EPA is unable to resolve the uncertainties described above in a timely manner, this approach provides an F-factor of 0.14 for model years beyond 2020 as well. In that way, in the absence of a future EPA action, we are providing a level of certainty to manufacturers that there will be no gap in the F-Factor. The 0.14 F-factor will be available for use in compliance calculations for MY 2021 and later, unless and until it is changed by EPA through a new determination.

In order to better inform our approach to assessing an updated F-factor for MY2021 and later, EPA requests comment on the various data sources, analytical approaches, and potential alternatives to our draft methodology for

assessing the F-factor for MY2021 and later. Specifically, EPA has prepared a technical memorandum to the docket for this action.<sup>16</sup> This technical memorandum includes an overview of the AEO2020 renewable fuel and E85 projections, our current methodology and the value of F that resulted from our analysis using AEO2020, historical E85 usage, related data such as FFV volumes, other data sources, and further consideration of the issues.

This technical memorandum also discusses technical information EPA has received on these topics from the automotive industry and the ethanol industry, and describes the associated alternative F-Factor values commensurate with the technical information we have assessed. The materials provided by the industry stakeholders are also available for review in the docket.<sup>17</sup>

EPA requests comment on the appropriate sources of data for establishing an updated F-factor for MY2021 and later vehicles, including the forecasting of E85 consumption and the use of AEO in general (e.g., AEO2021 when updated next year). EPA requests comment on data sources and analytical methods to account for future changes in E85 infrastructure and impact on E85 use. EPA also requests comment on the possibility and potential merits of EPA developing its own E85 forecasting methodology, including comments on an alternative F-factor methodology which relies upon historical trends for predicting future F-factor values. Finally, EPA requests comments on the calculation methodology described in EPA's technical memorandum.

EPA has consulted with the Department of Transportation on the development of the F-factor draft technical assessment, as the Corporate Average Fuel Economy (CAFE) regulations point to EPA's F-factor regulations for 2020 and later model years.<sup>18</sup>

Interested parties should submit comments according to the guidelines described in this notice. EPA plans to consider the comments we receive, as well as additional available data, including AEO2021 when it is released,

in determining an updated F-factor applicable for MY2021 and later.

**Sarah Dunham,**

*Director, Office of Transportation and Air Quality, Office of Air and Radiation.*

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2015-0769; FRL-10013-91]

### Difenacoum; Product Cancellation Order for Certain Pesticide Registrations

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

**ACTION:** Notice.

**SUMMARY:** This notice announces EPA's order for the cancellations to terminate uses, voluntarily requested by the registrant and accepted by the Agency, of the products listed in Table 1 and Table 2 of Unit II, pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). This cancellation order follows a June 14, 2018 **Federal Register** Notice of Receipt of Requests from the registrant listed in Table 3 of Unit II to voluntarily cancel these product registrations. In the June 14, 2018 notice, EPA indicated that it would issue an order implementing the cancellations and amendments to terminate uses, unless the Agency received substantive comments within the 30-day comment period that would merit its further review of these requests, or unless the registrant withdrew their requests. The Agency received no comments on the notice. Further, the registrant did not withdraw their requests. Accordingly, EPA hereby issues in this notice a cancellation order granting the requested cancellations. Any distribution, sale, or use of the products subject to this cancellation order is permitted only in accordance with the terms of this order, including any existing stocks provisions.

**DATES:** The cancellations are effective August 26, 2020.

#### FOR FURTHER INFORMATION CONTACT:

Steven Snyderman, Pesticide Re-evaluation Division (7502P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; telephone number: (703) 347-0249; email address: [snyderman.steven@epa.gov](mailto:snyderman.steven@epa.gov).

#### SUPPLEMENTARY INFORMATION:

<sup>12</sup> Stakeholder letters and related materials are provided in Docket EPA-HQ-OAR-2020-0104.

<sup>13</sup> "Technical Memorandum Describing Potential Methods for Determining the Weighting Factor (F-Factor) for Testing E85 Flexible Fuel Vehicles (FFV) Light-duty Vehicles," from EPA Office of Transportation and Air Quality, Assessment and Standards Division to F-Factor Determination Docket EPA-HQ-OAR-2020-0104.

<sup>14</sup> "E85 Flexible Fuel Vehicle Weighting Factor for Model Years 2020 and Later Vehicles," EPA Office of Air and Radiation, CD-20-12 (LDV/LDT/IGI/LIMO/HD2b/3).

<sup>15</sup> Ibid.

<sup>16</sup> "Technical Memorandum Describing Potential Methods for Determining the Weighting Factor (F-Factor) for Testing E85 Flexible Fuel Vehicles (FFV) Light-duty Vehicles," from EPA Office of Transportation and Air Quality, Assessment and Standards Division to F-Factor Determination Docket EPA-HQ-OAR-2020-0104.

<sup>17</sup> See materials from industry stakeholders including the Alliance for Automotive Innovation and the Fuel Freedom Foundation, Docket EPA-HQ-OAR-2020-0104.

<sup>18</sup> See 40 CFR 600.510-12(c).

**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. How can I get copies of this document and other related information?**

The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2015-0769, is available at <http://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave. NW, Washington, DC 20460-0001. 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 OPP Docket is (703) 305-5805.

Due to the public health concerns related to COVID-19, the EPA Docket Center (EPA/DC) and Reading Room is closed to visitors with limited exceptions. The staff continues to provide remote customer service via email, phone, and webform. For the latest status information on EPA/DC services and docket access, visit <https://www.epa.gov/dockets>.

**II. What action is the Agency taking?**

This notice announces the cancellations, as requested by registrant, of products registered under FIFRA section 3 (7 U.S.C. 136a). These registrations are listed in sequence by registration number in Table 1 of this unit.

TABLE 1—DIFENACOU M PRODUCT CANCELLATIONS

Registration No.	Product name	Company
36488-63 .....	Difenacou m Rat and Mouse Block IV .....	Woodstream Corporation.
36488-64 .....	Difenacou m Rat and Mouse Place Packs IV .....	Woodstream Corporation.
36488-65 .....	Difenacou m Rat and Mouse Pellets IV .....	Woodstream Corporation.
36488-66 .....	Technical Difenacou m .....	Woodstream Corporation.
47629-12 .....	Difenacou m Technical .....	Woodstream Corporation.
47629-14 .....	Difenacou m Rat and Mouse Pellets .....	Woodstream Corporation.
47629-16 .....	Difenacou m Rat and Mouse Blocks .....	Woodstream Corporation.
47629-17 .....	Difenacou m Rat and Mouse Place Packs .....	Woodstream Corporation.

Table 2 of this unit includes the names and addresses of record for all the registrants of the products listed in

Table 1 of this unit, in sequence by EPA company number. This number corresponds to the first part of the EPA

registration numbers of the products listed in Table 1 of this unit.

TABLE 2—REGISTRANTS OF CANCELLED PRODUCTS.

EPA Company No.	Company name and address
36488 .....	Woodstream Corporation, 69 N Locust St., P.O. Box 327, Lititz, PA 17543.
47629 .....	Woodstream Corporation, 69 N Locust St., P.O. Box 327, Lititz, PA 17543.

**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 14, 2018 **Federal Register** notice announcing the Agency's receipt of the requests for voluntary cancellation of products listed in Table 1 of Unit II.

**IV. Cancellation Order**

Pursuant to FIFRA section 6(f) (7 U.S.C. 136d(f)(1)), EPA hereby approves the requested cancellations of the registrations identified in Table 1 of Unit II. Accordingly, the Agency hereby orders that the product registrations identified in Table 1 of Unit II are cancelled. The effective date of the cancellations and amendments listed in Table 1 that are subject of this notice is August 26, 2020. Any distribution, sale,

or use of existing stocks of the products identified in Table 1 of Unit II 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 (7 U.S.C. 136d(f)(1)) provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be cancelled 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 for this action was published for comment in

the **Federal Register** of June 14, 2018 (83 FR 115) (FRL-9978-37). The comment period closed on July 16, 2018.

**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 action. The existing stocks provision for the products subject to this order is as follows.

For voluntary product cancellations, identified in Table 1 of Unit II, in conjunction with the publication of the cancellation order in the **Federal Register**, the registrant is no longer permitted to sell and distribute existing stocks, except for export consistent with

FIFRA section 17 (7 U.S.C. 1360) or for proper disposal.

Persons other than the registrant may sell, distribute, or use existing stocks of cancelled products 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 cancelled products.

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

Dated: August 14, 2020.

**Mary Reeves,**

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

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPPT-2020-0077; FRL-10013-56]

### Certain New Chemicals; Receipt and Status Information for July 2020

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

**ACTION:** Notice.

**SUMMARY:** EPA is required under the Toxic Substances Control Act (TSCA), as amended by the Frank R. Lautenberg Chemical Safety for the 21st Century Act, to make information publicly available and to publish information in the **Federal Register** pertaining to submissions under TSCA Section 5, including notice of receipt of a Premanufacture notice (PMN), Significant New Use Notice (SNUN) or Microbial Commercial Activity Notice (MCAN), including an amended notice or test information; an exemption application (Biotech exemption); an application for a test marketing exemption (TME), both pending and/or concluded; a notice of commencement (NOC) of manufacture (including import) for new chemical substances; and a periodic status report on new chemical substances that are currently under EPA review or have recently concluded review. This document covers the period from 07/01/2020 to 07/31/2020.

**DATES:** Comments identified by the specific case number provided in this document must be received on or before September 25, 2020.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPPT-2020-0077, and the specific case number for the chemical substance related to your comment, 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:** Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 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:

*For technical information contact:* Jim Rahai, Information Management Division (7407M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; telephone number: (202) 564-8593; email address: [rahai.jim@epa.gov](mailto:rahai.jim@epa.gov).

*For general information contact:* The TSCA-Hotline, ABVI-Goodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554-1404; email address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Executive Summary

###### A. What action is the Agency taking?

This document provides the receipt and status reports for the period from 07/01/2020 to 07/31/2020. The Agency is providing notice of receipt of PMNs, SNUNs and MCANs (including amended notices and test information); an exemption application under 40 CFR part 725 (Biotech exemption); TMEs, both pending and/or concluded; NOCs to manufacture a new chemical substance; and a periodic status report on new chemical substances that are currently under EPA review or have recently concluded review.

EPA is also providing information on its website about cases reviewed under the amended TSCA, including the section 5 PMN/SNUN/MCAN and exemption notices received, the date of receipt, the final EPA determination on the notice, and the effective date of EPA's determination for PMN/SNUN/MCAN notices on its website at: <https://www.epa.gov/reviewing-new-chemicals-under-toxic-substances-control-act-tsca/status-pre-manufacture-notices>. This

information is updated on a weekly basis.

###### B. What is the Agency's authority for taking this action?

Under the Toxic Substances Control Act (TSCA), 15 U.S.C. 2601 *et seq.*, a chemical substance may be either an "existing" chemical substance or a "new" chemical substance. Any chemical substance that is not on EPA's TSCA Inventory of Chemical Substances (TSCA Inventory) is classified as a "new chemical substance," while a chemical substance that is listed on the TSCA Inventory is classified as an "existing chemical substance." (See TSCA section 3(11).) For more information about the TSCA Inventory please go to: <https://www.epa.gov/tsca-inventory>.

Any person who intends to manufacture (including import) a new chemical substance for a non-exempt commercial purpose, or to manufacture or process a chemical substance in a non-exempt manner for a use that EPA has determined is a significant new use, is required by TSCA section 5 to provide EPA with a PMN, MCAN or SNUN, as appropriate, before initiating the activity. EPA will review the notice, make a risk determination on the chemical substance or significant new use, and take appropriate action as described in TSCA section 5(a)(3).

TSCA section 5(h)(1) authorizes EPA to allow persons, upon application and under appropriate restrictions, to manufacture or process a new chemical substance, or a chemical substance subject to a significant new use rule (SNUR) issued under TSCA section 5(a)(2), for "test marketing" purposes, upon a showing that the manufacture, processing, distribution in commerce, use, and disposal of the chemical will not present an unreasonable risk of injury to health or the environment. This is referred to as a test marketing exemption, or TME. For more information about the requirements applicable to a new chemical go to: <http://www.epa.gov/oppt/newchems>.

Under TSCA sections 5 and 8 and EPA regulations, EPA is required to publish in the **Federal Register** certain information, including notice of receipt of a PMN/SNUN/MCAN (including amended notices and test information); an exemption application under 40 CFR part 725 (biotech exemption); an application for a TME, both pending and concluded; NOCs to manufacture a new chemical substance; and a periodic status report on the new chemical substances that are currently under EPA review or have recently concluded review.