

Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted in ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by docket number OPP-50821. No CBI should be submitted through e-mail. Electronic comments on this notice may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found under the SUPPLEMENTARY unit of this document.

FOR FURTHER INFORMATION CONTACT: Linda Hollis, Biopesticides and Pollution Prevention Division (7501W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: 5th Floor, CS #1, 2805 Jefferson Davis Hwy., Arlington, VA, (703) 308-8733; e-mail: hollis.linda@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: A notification of intent to conduct small-scale field testing pursuant to EPA's Statement of Policy entitled, "Microbial Products subject to the Federal Insecticide, Fungicide, and Rodenticide Act and the Toxic Substances Control Act," published in the Federal Register of June 26, 1986 (51 FR 23313), has been received from Dupont Agricultural Products of Delaware (NMP No. 352-NMP-U). The proposed small-scale field trial involves the introduction of a genetically engineered isolate of the baculovirus *Autographa californica* Multiple Nuclear Polyhedrosis Virus (AcMNPV) which has been modified to express a synthetic gene which encodes for an insect-specific toxin from the venom of the scorpion *Leiurus quinquestriatus hebraeus*.

The purpose of the proposed testing will be to assess and compare the efficacy of two genetically modified constructs relative to the wild-type AcMNPV and a chemical insecticide standard against selected lepidoptera pests: *Heliothis virescens*, *Helicoverpa zea*, *Spodoptera exigua*, *Trichoplusia ni*, and *Plutella xylostella*.

The proposed program will consist of one trial per site (except Louisiana) to be conducted in mid-summer 1996 thru fall 1996. Testing will occur in 7 states:

Arizona, Georgia, Louisiana, and Mississippi for cotton trials, and Illinois, Maryland, and Texas, for cabbage trials. All sites will be located on secured, fenced research or commercial farmland with limited public access.

There will be a maximum of nine treatments for each trial (cotton and cabbage). The active ingredient will be applied at 5E(12) occlusion bodies/ha (2E(12) occlusion bodies/ac) for three to five applications. There will be a maximum of 5 applications per treatment over a 3 to 4-week period during the growing season. The total amount of active ingredient to be used is 7.2 E12 occlusion bodies.

Treated sites for the cotton trials will each be a total of 4 rows wide by 50 ft. long and replicated 4 times for a total of 800 feet of row per treatment for each trial. Treated sites for the cabbage trials will be a total of 2 rows wide by 25 ft. long and replicated 4 times for a total of 200 feet of row per treatment. The active ingredient will be applied via CO2 backpack sprayer using a hand-held spray broom.

All trials will be surrounded by a 10 ft. minimum unplanted buffer zone. Upon completion of the trials, crops will remain standing in the field for at least 2 weeks prior to destruction and plow down.

Intensive monitoring of the recombinant construct will take place. Soil, leaf, and host insect samples will be collected from all treatments at weekly intervals and monitored for amount and type of virus present until crop destruction. Several assay methods will be employed in order to quantify virus content in soil, plant and host insects. Following review of Dupont's application and any comments received in response to this notice, EPA will decide whether or not an experimental use permit is required.

EPA has established a record for this notice of receipt under docket number OPP-50821 (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as (CBI), is available for inspection from 8 a.m. to 4:30 p.m., Monday through Friday, except legal holidays. The public record is located in Room 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Electronic comments can be sent directly to EPA at:

opp-docket@epamail.epa.gov

The official record for this document, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer all comments received electronically into printed, paper form as they are received and will place the paper copies in the official record which will also include all comments submitted directly in writing. The official record is the paper record maintained at the address in "ADDRESSES" at the beginning of this document.

List of Subjects in 40 CFR Part 172

Environmental protection and Genetically-engineered microbial pesticides.

Dated: May 9, 1996.

Janet L. Andersen,
Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

[FR Doc. 96-12480 Filed 5-16-96; 8:45 am]

BILLING CODE 6560-50-F

[OPP-66200A; FRL-5368-1]

Withdrawal of a Notice of Intent to Cancel Registration of Certain Products Containing the Active Ingredient Metam-Sodium

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces that EPA is withdrawing the Notice of Intent to Cancel the registration of certain pesticide products (Vaporoooter A Foaming Fumigant (EPA Reg. No. 9993-1), Foam Coat Vaporoooter (EPA Reg. No. 9993-2) and Sanafoam Vaporoooter II (EPA Reg. No. 9993-3)) held by Airrigation Engineering Company of Pleasanton, CA. EPA approved the amendments to the product registrations to change the classification to restricted use on March 1, 1996. The change in classification became effective on March 1, 1996. Because the registrant has complied with the measures specified in the Agency's Notice of Intent to Cancel, EPA is withdrawing the Notice of Intent to Cancel.

FOR FURTHER INFORMATION CONTACT: By mail, Vivian Prunier, Review Manager, Special Review Branch, Special Review and Reregistration Division (7508W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Third floor, Westfield Building, 2800

Jefferson Davis Highway, Arlington, VA (703)-308-8034.

SUPPLEMENTARY INFORMATION: In a Federal Register Notice of September 21, 1994 (59 FR 48430), EPA announced its intent to cancel the registrations of certain pesticide products (Vaporooter A Foaming Fumigant (EPA Reg. No. 9993-1), Foam Coat Vaporooter (EPA Reg. No. 9993-2) and Sanafoam Vaporooter II (EPA Reg. No. 9993-3)) held by Airrigation Engineering Company of Pleasanton, CA. The Agency took this action because Airrigation Engineering Company failed to comply with the Agency's decision to classify the products as restricted use pesticides.

Under FIFRA section 3(d)(1)(C), the Administrator may classify a pesticide for restricted use if she determines that the pesticide, when applied in accordance with the directions for use, warnings and cautions, or, in accordance with widespread and commonly recognized practice, may generally cause unreasonable adverse effects on the environment, unless additional regulatory restrictions are employed. Once classified for restricted use, a product can be applied only by or under the direct supervision of a certified applicator (FIFRA sections 3(d)(1)(C), 12(a)(2)(F), 12(a)(2)(G)).

EPA has published regulations that establish procedures that EPA will follow when classifying a product for restricted use. Under 40 CFR 152.165(c)(2), the Agency may notify a registrant that it has decided to classify a pesticide as restricted use and require the registrant to submit certain information to comply with the classification decision. If a registrant fails to comply with this notification, the Agency may initiate cancellation proceedings.

The Agency determined that restricted use classification for the use of metam-sodium products in sewers is required because of the elaborate and complicated methods of applying this pesticide and the potential for harmful exposure. The basis for the Agency's determination is given in the September 21, 1994 Notice of Intent to Cancel. The Airrigation Engineering Company products identified above are metam-sodium products used in sewers that are subject to this classification determination. On September 24, 1993, EPA notified Airrigation Engineering Company of its classification decision. Airrigation Engineering Company refused to comply with the Agency's requirement that the metam-sodium products be classified as restricted use. Because the only measure short of

cancellation that would reduce the risks posed by these products to an acceptable level was the restricted use classification and because the registrant would not voluntarily change the classification of its products, the Agency initiated cancellation proceedings.

The September 21, 1994 Notice of Intent to Cancel announced that cancellation could be avoided by amending the registrations of the products identified above to change their classification to restricted use; the change in classification for the Airrigation Engineering Company products would become effective at the same time as the change in classification of similar products whose registrants had already agreed to the restricted use classification. Alternatively, Airrigation Engineering Company could request an evidentiary hearing on the Agency's cancellation decision. Procedures for requesting a hearing were given in the September 21, 1994 Notice.

On November 7, 1994, Airrigation Engineering Company submitted a timely and effective hearing request. During the course of the pre-hearing proceedings, the registrant decided to comply with the Agency's classification decision.

On March 1, 1996, the Agency approved label amendments for the products identified above to change their classification to restricted use.

This Notice announces that Airrigation Engineering Company has complied with the Agency's decision to classify the products identified above as restricted use products. Because Airrigation Engineering Company took the steps to avoid cancellation which were identified in the September 21, 1994 Notice, EPA is withdrawing its Notice of Intent to Cancel the product registrations identified above.

Dated: May 9, 1996.

Daniel M. Barolo,
Director, Office of Pesticide Programs.

[FR Doc. 96-12476 Filed 5-16-96; 8:45 am]

BILLING CODE 6560-50-F

[OPP-30410; FRL-5367-6]

Woodstream Corporation; Applications to Register Pesticide Products

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces receipt of applications to register pesticide products containing new active ingredients not included in any

previously registered products pursuant to the provisions of section 3(c)(4) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended.

DATES: Written comments must be submitted by June 17, 1996.

ADDRESSES: By mail, submit written comments identified by the document control number [OPP-30410] and the file symbols (47629-R and 47629-E) to: Public Response and Program Resources Branch, Field Operations Divisions (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Environmental Protection Agency, Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will be accepted on disks in Wordperfect in 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number [OPP-30410]. No "Confidential Business Information" (CBI) should be submitted through e-mail. Electronic comments on this notice may be filed online at many Federal Depository Libraries. Additional information on electronic submission can be found below in this document.

Information submitted as a comment concerning this notice may be claimed confidential by marking any part or all of that information as "Confidential Business Information" (CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All written comments will be available for public inspection in Rm. 1132 at the address given above, from 8 a.m. to 4:30 p.m., Monday through Friday, excluding holidays.

FOR FURTHER INFORMATION CONTACT: By mail: Rita Kumar, Biopesticides and Pollution Prevention Division (7501W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. CS51B6, Westfield Building North Tower, 2800 Crystal Drive, Arlington, VA 22202, (703) 308-8291; e-mail: kumar.rita@epamail.epa.gov.