

vi. Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

## II. What Action is the Agency Taking?

EPA is making available for comment a proposed Stipulated Injunction that would establish a series of deadlines for the Agency to make "effects determinations" and initiate consultation, as appropriate, with the U.S. Fish and Wildlife Service (FWS) in connection with 74 pesticides and 11 species listed under the Endangered Species Act (ESA) as either endangered or threatened. The species, found in the greater San Francisco Bay area, are: Alameda whipsnake, bay checkerspot butterfly, California clapper rail, California freshwater shrimp, California tiger salamander, delta smelt, salt marsh harvest mouse, San Francisco garter snake, San Joaquin kit fox, tidewater goby, and valley elderberry longhorn beetle. EPA will evaluate all comments received during the public comment period to determine whether all or part of the proposed Stipulated Injunction warrants reconsideration or revision. This proposed Stipulated Injunction, available in the public docket, if entered by the United States District Court for the Northern District of California, would resolve a lawsuit brought against EPA by CBD.

## III. Background

On May 30, 2007, CBD filed a lawsuit in the Federal District Court for the Northern District of California alleging that EPA failed to comply with 16 U.S.C. 1531–1544 in regard to 47 pesticides and 11 species that are listed as endangered or threatened under the ESA (*Center for Biological Diversity v. EPA*, No. C 07-02794 JCS (N.D. Cal.)). Ultimately, 74 pesticides came to be at issue in this case. EPA has reached an agreement with CBD that would establish a schedule for EPA to come into compliance with section 7(a)(2) of the ESA for these 74 pesticides and 11 species, and would include interim injunctive relief intended to reduce the potential exposure of the 11 species to these pesticides during the period of time in which EPA will be satisfying its section 7(a)(2) consultation obligations. The agreement is embodied in the proposed Stipulated Injunction that is being made available for review and comment through this notice.

The 74 pesticide active ingredients named in the lawsuit are: 2,4-D, acephate, acrolein, alachlor, aldicarb, aluminum phosphide, atrazine, azinphos-methyl, bensulide, beta-cyfluthrin, bifenthrin, brodifacoum, bromadiolone, bromethalin, carbaryl, carbofuran, chlorophacinone, chlorothalonil, cholecalciferol, chlorpyrifos, cyfluthrin, cyhalothrin (lambda), cypermethrin, deltamethrin, diazinon, difethialone, dimethoate, diphacinone, diquat dibromide, disulfoton, endosulfan, EPTC (eptam), esfenvalerate, ethoprop, fenprothrin, fipronil, fluvalinate, imidacloprid, magnesium phosphide, malathion, maneb, mancozeb, metam sodium, methamidophos, methidathion, methomyl, methoprene, methyl bromide, metolachlor, naled, oryzalin, oxydemeton-methyl, oxyfluorfen, PCNB, pendimethalin, permethrin, phenothrin, phomet, phorate, potassium nitrate, propargite, resmethrin, s-metolachlor, simazine, sodium cyanide, sodium nitrate, strychnine, tetramethrin, thiobencarb, tralomethrin, trifluralin, warfarin, zeta-cypermethrin, and zinc phosphide. EPA has already made effect determinations for 6 of these pesticides relative to a subset of the 11 species: 2,4-D, alachlor, atrazine, endosulfan, permethrin, and phorate. For the remaining pesticides, EPA will make effect determinations for each of these pesticides and some subset of the 11 species at issue on a rolling basis, starting with a first batch of effect determinations due October 20, 2009, and ending with a last batch of effect determinations due no later than June 30, 2014.

In addition, and as already mentioned above, the Stipulated Injunction would (with some exceptions) enjoin, vacate and set aside EPA's authorization of use of the pesticides in and adjacent to certain habitat features associated with each of the 11 species in specific geographic areas within 8 California counties (Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma). This interim injunctive relief would terminate automatically for a pesticide upon the completion of EPA's consultation obligation under section 7(a)(2) of the ESA (including a "no effect" determination) for the particular pesticide. The Stipulated Injunction would also require EPA to develop and distribute a brochure regarding the Stipulated Injunction and the 11 species, provide certain information to certified pesticide applicators in California, and provide certain information to the public through the EPA web site.

Beginning July 1, 2009, EPA is opening a 15-day comment period on the proposed Stipulated Injunction. EPA will review any comments received to determine whether all or part of the proposed Stipulated Injunction warrants reconsideration or revision. If EPA determines that any part of the proposed Stipulated Injunction merits reconsideration or revision, EPA will contact CBD concerning this matter and the proposed Stipulated Injunction will not be submitted to the Court until EPA and CBD reach agreement on any such changes. If EPA determines that the proposed Stipulated Injunction does not need to be reconsidered or revised, the proposed Stipulated Injunction will be submitted to the Court and shall become effective upon entry of an Order by the Court ratifying the Stipulated Injunction. Once the Stipulated Injunction is ratified by Order of the Court, EPA will post on its web site at <http://www.epa.gov/pesticides> a notice indicating the Stipulated Injunction has been so entered.

## List of Subjects

Environmental protection,  
Endangered species.

Dated: June 25, 2009.

**James Jones,**

*Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances*

[FR Doc. E9–15531 Filed 6–30–09; 8:45 am]

**BILLING CODE 6560–50–S**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OPP–2009–0321; FRL–8417–2]

### Sodium Dimethyldithiocarbamate; Notice of Receipt of Requests for Amendments to Delete Uses in a Pesticide Registration

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

**ACTION:** Notice.

**SUMMARY:** In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, EPA is issuing a notice of receipt of request for amendments by registrants to delete uses in a pesticide registration. 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 amended to delete one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any request in the **Federal Register**.

**DATES:** The deletions are effective July 31, 2009, unless the Agency receives a written withdrawal request on or before July 31, 2009. The Agency will consider a withdrawal request postmarked no later than July 31, 2009.

Users of this product who desire continued use on crops or sites being deleted should contact the applicable registrant on or before July 31, 2009.

**ADDRESSES:** Submit your withdrawal request, identified by docket identification (ID) number EPA-HQ-OPP-2009-0321, by one of the following methods:

- *Mail:* Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Delivery:* OPP Regulatory Public Docket (7502P), Environmental Protection Agency, Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. Deliveries are only accepted during the Docket Facility's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays). Special arrangements should be made for deliveries of boxed information. The

Docket Facility telephone number is (703) 305-5805.

**FOR FURTHER INFORMATION CONTACT:** Eliza Blair, Antimicrobials (7510P) Division, Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-7279; e-mail address: [blair.eliza@epa.gov](mailto:blair.eliza@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. General Information**

*A. Does this Action Apply to Me?*

This action is directed to the public in general. Although, this action may be of particular interest to persons who produce or use pesticides, 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 information in this notice, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

*B. How Can I Get Copies of this Document and Other Related Information?*

1. *Docket.* EPA has established a docket for this action under docket ID

number EPA-HQ-OPP-2009-0321. 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 p.m., Monday through Friday, excluding legal holidays. The Docket Facility telephone number is (703) 305-5805.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr>.

**II. What Action is the Agency Taking?**

This notice announces receipt by the Agency of applications from registrants to delete uses in a pesticide registration. This registration is listed in Table 1 of this unit by registration number, product name, active ingredient, and specific uses deleted:

TABLE 1.—REQUESTS FOR AMENDMENTS TO DELETE USES IN A PESTICIDE REGISTRATION

EPA Registration No.	Product Name	Active Ingredient	Delete from Label
1965-8	Vancide 51	Sodium Dimethyldithiocarbamate	Preservation of Cotton Fabric; Preservation of Wood Veneer; Preservation of Alginate Pastes

The sodium dimethyldithiocarbamate registrant has requested that the Agency waive the 180-day comment period. The Agency will provide a 30-day comment period on the proposed requests.

Users of this product who desire continued use on crops or sites being deleted should contact the applicable registrant before July 31, 2009 to discuss withdrawal of the application for amendment. This 30-day period will also permit interested members of the public to intercede with registrants prior to the Agency's approval of the deletion.

Table 2 of this unit includes the name and address of record for the registrant of the product listed in Table 1 of this unit, in sequence by EPA company number.

TABLE 2.—REGISTRANT REQUESTING AN AMENDMENT TO DELETE USES IN A PESTICIDE REGISTRATION

EPA Company Number	Company Name and Address
1965	R.T. Vanderbilt Co. Inc. 30 Winfield St Norwalk, CT 06856-5150

**III. 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 amended to delete one or more uses. The 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, the Administrator may approve such a request.

**IV. Procedures for Withdrawal of Request**

Registrants who choose to withdraw a request for use deletion must submit the withdrawal in writing to Eliza Blair using the methods in **ADDRESSES**. The Agency will consider written withdrawal requests postmarked no later than July 31, 2009.

**V. Provisions for Disposition of Existing Stocks**

The Agency has authorized the registrants to sell or distribute product under the previously approved labeling for a period of 18 months after approval of the revision, unless other restrictions have been imposed, as in special review actions.

**List of Subjects**

Environmental protection, Antimicrobials, Pesticides and pests, Dimethyldithiocarbamate salts, Sodium dimethyldithiocarbamate.

Dated: June 11, 2009.

**Joan Harrigan Farrelley**,  
Director, Antimicrobials Division, Office of  
Pesticide Programs.

[FR Doc. E9-14997 Filed 6-30-09; 8:45 a.m.]

BILLING CODE 6560-50-S

## FEDERAL ELECTION COMMISSION

[Notice 2009-10]

### Web Site and Internet Communications Improvement Initiative

**AGENCY:** Federal Election Commission.

**ACTION:** Notice of public hearing and request for public comments.

**SUMMARY:** The Federal Election Commission (the "FEC" or "Commission") has adopted an initiative to seek public comment on how to improve all aspects of how the Commission discloses information to the public on its Web site and through the use of Internet communications. While the FEC, which was first constituted in 1975, continually engages in ongoing efforts to improve all aspects of how the Commission discloses information through the Internet, with a primary focus on its Web site, the FEC has never before sought formal public comment on the means by which the Commission discloses information to the public.<sup>1</sup> As part of these efforts, the Commission is seeking written comments and will conduct a public hearing on ways the Commission can improve how it communicates to the public using the Internet and, specifically, how it can improve its Web site to ensure that the FEC Web site is a state-of-the-art resource for disclosure of information to the public including (1) disclosure of campaign finance data, (2) information about Federal campaign finance laws, and (3) the actions of the Commission.

The Commission seeks comment from all segments of the public, including representatives of political committees, Federal candidates and officeholders, members of the media, authors, students of all ages, members of the academic community, and advocacy groups.

In addition to comments from the public, the Commission specifically seeks comment from those with relevant technical expertise, including technical advisors, consultants, researchers, other

governmental and non-governmental agencies, non-profit entities and commercial vendors to assist with the Commission's efforts to improve the how it uses the Internet to disclose information to the public and particularly efforts to improve the FEC Web site. Such advice and information may include recommendations to the Commission for (1) expanding the Web site's disclosure features, (2) improving the information available on the Web site and ways in which that information is organized, and (3) maximizing the benefit of current and anticipated technology related to Web site services.

The Commission's policy regarding which documents are placed on the public record from closed enforcement, administrative fines and alternative dispute resolution cases is outside the scope of this initiative, and the Commission is specifically not seeking comments with respect to this issue. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 FR 70426 (Dec. 18, 2003). The Commission plans to conduct a separate hearing with full opportunity for public comment on the issue later in the year.

**DATES:** Comments must be received on or before July 21, 2009. A public hearing will be held on Wednesday and Thursday, July 29-30, 2009, from 10 a.m. to 5 p.m. at the Federal Election Commission, 999 E Street, NW., 9th floor Hearing Room, Washington, DC 20463. Anyone seeking to testify at the hearing must file written comments by the due date and must include in the written comments a request to testify.

**Format for Comments and Addresses:** All comments must be in writing, must be addressed to Mr. Robert Hickey, Staff Director, and must be submitted in either e-mail, facsimile, or paper copy form. Commenters are strongly encouraged to submit comments by e-mail to ensure timely receipt and consideration. E-mail comments must be sent to [improvefecinternet@fec.gov](mailto:improvefecinternet@fec.gov). If e-mail comments include an attachment, the attachment must be in the Adobe Acrobat (.pdf) or Microsoft Word (.doc) format. Faxed comments must be sent to (202) 208-3333. Paper comments must be sent to Mr. Robert Hickey, Staff Director, Federal Election Commission, 999 E Street, NW., Washington, DC 20463. All comments must include the full name and postal service address of the commenter or they will not be considered. The Commission will post all comments on its Web site at <http://www.fec.gov/pages/hearings/internethearing.shtml> shortly after they are received.

**FOR FURTHER INFORMATION CONTACT:** Robert Biersack, Special Assistant to the Staff Director for Data Integration, 999 E Street, NW., Washington, DC 20463, (202) 694-1658 or (800) 424-9530. The Commission's Web site can be accessed at <http://www.fec.gov>. Technical information related to the FEC's Web site, including hardware, software, capacity and functionalities can be found at <http://www.fec.gov/pages/hearings/internethearing.shtml>.

### SUPPLEMENTARY INFORMATION:

#### I. Background and Hearing Goals

The FEC is an independent regulatory agency with responsibility for administering, enforcing, defending and interpreting the Federal Election Campaign Act of 1971, as amended (2 U.S.C. 431 *et seq.*, available at <http://www.fec.gov/law/feca/feca.pdf>) (FECA). The Commission is also responsible for administering the Federal public funding programs for Presidential campaigns and party conventions. This responsibility includes certifying and auditing all participating candidates and committees, and enforcement of the public funding laws. The Commission strives to discharge its statutory mandate by (1) facilitating public disclosure of campaign finance activity, (2) providing information and policy guidance to the public, media, political committees, Federal candidates and officeholders, and election officials on the FECA and Commission regulations, (3) encouraging voluntary compliance with all of the FECA's requirements, and (4) investigating alleged violations of those requirements and seeking civil penalties and other remedies when necessary to enforce the law.

The FEC's Web site is increasingly the Commission's primary vehicle for sharing with the public campaign finance disclosure data, educational materials related to Federal campaign finance laws, the development and implementation of new rules and regulations, Advisory Opinions, and closed enforcement actions. Accordingly, the FEC's Web site and how the Commission uses the Internet to disclose information to the public is critical to the Commission's mission.

In 2008, the Commission received over 5.2 million visits to its Web site, or approximately 14,200 per day, an increase of over 50% from the year before. During the 24-month 2008 election cycle, the Commission received, and disclosed on its Web site, approximately 140,000 financial disclosure reports from nearly 8,000 political committees. These reports contained the equivalent of 11.7 million pages of financial data, disclosing

<sup>1</sup> In 2003, the FEC began a Web site redevelopment project that resulted in a redesign of both the appearance of the site as well as the production process. The revised Web site went live in 2004 and the FEC continually seeks and receives input on how to improve the Web site. This initiative will provide the first forum for formal public comments to the Commission.