

Dated: October 25, 1999.

**John P. DeVillars,**

*Regional Administrator, Region 1.*

[FR Doc. 99-28544 Filed 10-29-99; 8:45 am]

BILLING CODE 6560-50-P

[OPPTS-51935; FRL-6390-6]

### Certain New Chemicals; Receipt and Status Information

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

**ACTION:** Notice.

**SUMMARY:** Section 5 of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory) to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of the Toxic Substances Control Act (TSCA), EPA is required to publish a notice of receipt of a premanufacture notice (PMN) or an application for a test marketing exemption (TME), and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from September 6, 1999 to September 24, 1999, consists of the PMNs and TMEs, both pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

**FOR FURTHER INFORMATION CONTACT:** Christine M. Augustyniak, Associate Director, Environmental Assistance Division (7408), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460; telephone numbers: (202) 554-1404 and TDD: (202) 554-0551; e-mail address: TSCA-Hotline@epa.gov.

#### SUPPLEMENTARY INFORMATION:

#### I. Does this Action Apply to Me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to.

Although others may be affected, this action applies directly to the submitter of the premanufacture notices addressed in the action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed in the "FOR FURTHER INFORMATION CONTACT" section.

#### II. How Can I Get Additional Information, Including Copies of this Document and Other Related Documents?

*A. Electronically.* You may obtain copies of this document and certain other available documents from the EPA Internet Home Page at <http://www.epa.gov/>. On the Home Page select "Laws and Regulations" and then look up the entry for this document under the "Federal Register -- Environmental Documents." You can also go directly to the "Federal Register" listings at <http://www.epa.gov/fedrgrstr/>.

*B. In person.* The Agency has established an official record for this action under docket control number OPPTS-51935. The official record consists of the documents specifically referenced in this action, any public comments received during an applicable comment period, and other information related to this action, including any information claimed as confidential business information (CBI). This official record includes the documents that are physically located in the docket, as well as the documents that are referenced in those documents. The public version of the official record does not include any information claimed as CBI. The public version of the official record, which includes printed, paper versions of any electronic comments submitted during an applicable comment period, is available for inspection in the TSCA Nonconfidential Information Center, North East Rm. B-607, Waterside Mall, 401 M St., SW., Washington, DC. The Center is open from noon to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number of the Center is (202) 260-7099.

#### III. Why is EPA Taking this Action?

Section 5 of TSCA requires any person who intends to manufacture

(defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory) to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a PMN or an application for a TME and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from [September 6, 1999] to [September 24, 1999], consists of the PMNs and TMEs, both pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

#### IV. Receipt and Status Report for PMNs

This status report identifies the PMNs and TMEs, both pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period. If you are interested in information that is not included in the following tables, you may contact EPA as described in Unit II above to access additional non-CBI information that may be available.

In table I, EPA provides the following information (to the extent that such information is not claimed as CBI) on the PMNs received by EPA during this period: the EPA case number assigned to the PMN; the date the PMN was received by EPA; the projected end date for EPA's review of the PMN; the submitting manufacturer; the potential uses identified by the manufacturer in the PMN; and the chemical identity.

I. 83 Premanufacture Notices Received From: 09/06/99 to 09/24/99

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-99-1305	09/07/99	12/06/99	Henkel Corporation	(G) Rheology modifier for coatings, inks and adhesives	(S) Oxirane, (chloromethyl)-, polymer with $\alpha$ -hydro- $\omega$ -hydroxypoly(oxy-1,2-ethanediyl), ether with $\alpha$ -(nonylphenyl)- $\omega$ -hydroxypoly(oxy-1,2-ethanediyl) (1:2)*

## I. 83 Premanufacture Notices Received From: 09/06/99 to 09/24/99—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-99-1306	09/07/99	12/06/99	CBI	(G) Additive in yarn production	(G) Copolymer of methyl methacrylate, styrene and cyclohexyl maleimide
P-99-1307	09/08/99	12/07/99	CBI	(G) Open non-dispersive use	(G) Polymer modified rosin
P-99-1308	09/08/99	12/07/99	CBI	(G) Open, non-dispersive (resin)	(G) Blocked aliphatic polyisocyanate
P-99-1309	09/07/99	12/06/99	The Dow Chemical Company	(G) Grinding aid	(S) 2-propanol, 1-[bis(2-hydroxyethyl)amino]-*
P-99-1310	09/08/99	12/07/99	CBI	(G) Component of coating with open use	(G) Polyol
P-99-1311	09/08/99	12/07/99	CBI	(G) Component of coating with open use	(G) Polyol
P-99-1312	09/08/99	12/07/99	CBI	(G) Component of coating with open use	(G) Polyol
P-99-1313	09/08/99	12/07/99	CBI	(G) Component of coating with open use	(G) Polyol
P-99-1314	09/08/99	12/07/99	CBI	(G) Component of coating with open use	(G) Polyol
P-99-1315	09/08/99	12/07/99	CBI	(G) Component of coating with open use	(G) Polyol
P-99-1316	09/09/99	12/08/99	CBI	(G) An open non-dispersive use	(G) Rosin modified phenolic resin
P-99-1317	09/09/99	12/08/99	CBI	(G) Open non-dispersive (coatings)	(G) Aliphatic isocyanate
P-99-1318	09/10/99	12/09/99	CBI	(G) Coating component	(G) Substituted bisphenol a derivative
P-99-1319	09/10/99	12/09/99	CBI	(G) Open, non-dispersive (additive)	(G) Poly etherpoly siloxane
P-99-1320	09/13/99	12/12/99	CBI	(G) Polymer precursor	(G) Alkyl polysaccharide derivative
P-99-1321	09/10/99	12/09/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, chlorosulfurized
P-99-1322	09/10/99	12/09/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, chlorosulfurized
P-99-1323	09/10/99	12/09/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, chlorosulfurized
P-99-1324	09/10/99	12/09/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, chlorosulfurized
P-99-1325	09/10/99	12/09/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, chlorosulfurized
P-99-1326	09/10/99	12/09/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, chlorosulfurized
P-99-1327	09/10/99	12/09/99	CBI	(G) Chemical feedstock	(G) Halogenated alkane
P-99-1328	09/13/99	12/12/99	Vianova Resins Incorporated	(S) Additive in automotive oem paint; additive in industrial paint	(G) Modified melamine resin
P-99-1329	09/13/99	12/12/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, sulfurized
P-99-1330	09/13/99	12/12/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, sulfurized
P-99-1331	09/13/99	12/12/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, sulfurized
P-99-1332	09/13/99	12/12/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, sulfurized
P-99-1333	09/13/99	12/12/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, sulfurized
P-99-1334	09/13/99	12/12/99	Harwick Chemical Manufacturing Corporation	(S) Solid plasticizer for rubber	(G) Vegetable oil, sulfurized
P-99-1335	09/14/99	12/13/99	CBI	(G) Component of coating with open use	(G) Blocked isocyanate
P-99-1336	09/14/99	12/13/99	CBI	(G) Component of coating with open use	(G) Blocked isocyanate
P-99-1337	09/14/99	12/13/99	CBI	(G) Component of coating with open use	(G) Blocked isocyanate

## I. 83 Premanufacture Notices Received From: 09/06/99 to 09/24/99—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-99-1338	09/14/99	12/13/99	CBI	(G) Component of coating with open use	(G) Blocked isocyanate
P-99-1339	09/14/99	12/13/99	CBI	(G) Component of coating with open use	(G) Blocked isocyanate
P-99-1340	09/14/99	12/13/99	CBI	(G) Component of coating with open use	(G) Blocked isocyanate
P-99-1341	09/17/99	12/16/99	CBI	(G) Open - non dispersive use	(G) Metallic salt of 2 naphthalene carboxylic acid 4,4' methylene bis [3-hydroxy
P-99-1342	09/17/99	12/16/99	CBI	(G) Open - non dispersive use	(G) Metallic salt of 2 naphthalene carboxylic acid 4,4' methylene bis [3-hydroxy
P-99-1343	09/16/99	12/15/99	3M Company	(S) Chemical intermediate	(S) Propanoyl fluoride, 2,2,3,3-tetrafluoro-3-(trifluoromethoxy)-*
P-99-1344	09/16/99	12/15/99	CBI	(S) Ingredient in (fragrance) compounds	(S) Benzenepentanenitrile, beta-methyl*
P-99-1345	09/16/99	12/15/99	3M Company	(S) Chemical intermediate	(S) Propanoyl fluoride, 2,3,3,3-tetrafluoro-2-[1,1,2,2,3,3-hexafluoro-3-(trifluoromethoxy)propoxy]-*
P-99-1346	09/16/99	12/15/99	Sivento Inc.	(S) Anti-graffiti coatings	(S) 3,3,4,4,5,5,6,6,7,7,8,8,8-tridecafluorooctyltriethoxy silane*
P-99-1347	09/16/99	12/15/99	CBI	(S) Ingredient in (fragrance) compounds	(S) Carbonic acid, 2-hydroxyethyl [2-(1-methylethyl)-5-methyl cyclohex-1-yl] ester*
P-99-1348	09/20/99	12/19/99	CBI	(G) Open - non dispersive use	(G) Metallic salt of b-oxynaphthoic acid
P-99-1349	09/17/99	12/16/99	CBI	(G) Coating component	(G) Non-volatile emulsion silicone polyurethane polymer
P-99-1350	09/17/99	12/16/99	Solvay Interox Inc	(S) Cast elastomers; prepolymer for cast elastomers	(S) 2-oxepanone, polymer with alpha.-hydro.-omega.-hydroxypoly(oxy-1,4-butanediyl)*
P-99-1351	09/17/99	12/16/99	CBI	(G) Dispersing resin	(G) Polycarboxylate
P-99-1352	09/17/99	12/16/99	CBI	(G) Dispersing resin	(G) Polycarboxylate
P-99-1353	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Racemic substituted dimethyl zirconocene
P-99-1354	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Potassium salt of substituted malonic acid
P-99-1355	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Substituted malonic acid
P-99-1356	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Substituted propionic acid
P-99-1357	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Substituted indene
P-99-1358	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Lithium salt of substituted indene
P-99-1359	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Substituted bis-indenylsilane
P-99-1360	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Lithium salt of substituted bis-indenylsilane
P-99-1361	09/20/99	12/19/99	CBI	(G) Destructive use	(G) Substituted zirconocene dichloride, rac and meso isomer mixture
P-99-1362	09/15/99	12/14/99	Callaway Chemical Company	(S) Fertilizer/macro nutrient	(S) Phosphonic acid, monopotassium salt*
P-99-1363	09/20/99	12/19/99	Hercules Incorporated	(G) Precursor used in the production of a papermaking chemical	(G) Aminopolyamide
P-99-1364	09/20/99	12/19/99	Hercules Incorporated	(G) Papermaking chemical	(G) Aminopolyamide
P-99-1365	09/20/99	12/19/99	CBI	(S) Laminating adhesive	(G) Aromatic polyurethane
P-99-1366	09/20/99	12/19/99	CBI	(G) Chemical intermediate	(G) 4,6-disubstituted pyrimidine
P-99-1367	09/20/99	12/19/99	Percy International Ltd.	(S) Modifying resin used in the manufacture of primers/ coatings for plastics substrates.	(S) A polymer of: bayer desmophen c-200; dimethylolpropionic acid; polyoxypropylene diglycidylether; di-n-butylamine; isophorone diisocyanate; diethanolamine; meta-tetramethylxylene diisocyanate; triethylamine; 2-methyl-1,5-pentanediamine*
P-99-1368	09/20/99	12/19/99	CBI	(G) Wax crystal modifier for petroleum and petroleum products	(G) Alpha olefin - maleic anhydride copolymer, alkyl esters
P-99-1369	09/20/99	12/19/99	Wacker Biochem Corporation	(S) Additive for household products	(S) Beta-cyclodextrin, 2-hydroxypropyl ethers*
P-99-1370	09/20/99	12/19/99	CBI	(S) Laminating adhesive	(G) Aromatic polyester polyurethane
P-99-1371	09/21/99	12/20/99	CBI	(S) For uv cure industrial coatings	(G) Nco-acrylate reaction product
P-99-1372	09/21/99	12/20/99	CBI	(S) Colorant for crack detection solutions	(S) 2-naphthalenamine, n-(2-ethylhexyl)-1-((3-methyl-4-((3-methylphenyl)azo)phenyl)azo)-*

## I. 83 Premanufacture Notices Received From: 09/06/99 to 09/24/99—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-99-1373	09/23/99	12/22/99	Ricon Resins, Inc.	(S) Adhesives; inks; sealants; coatings for metal, plastic, glass; adhesion promoter	(S) 2-butendioic acid, (2z)-, mono[2-[(2-methyl-1-oxo-2-propenyl)oxy]ethyl]ester*
P-99-1374	09/23/99	12/22/99	Dsm Copolymer	(G) Reaction aid in polymer synthesis	(S) Monochlorodiphenylacetic acid ethyl ester*
P-99-1375	09/23/99	12/22/99	BASF Corporation	(S) Plasticizer for pvc	(S) Hexanedioic acid, di C <sub>7-11</sub> branched and linear alkyl esters*
P-99-1376	09/23/99	12/22/99	GE Silicones	(G) Silicone adhesive	(G) Polydimethylsiloxane resin
P-99-1377	09/23/99	12/22/99	GE Silicones	(G) Silicone adhesive	(G) Polydimethylsiloxane resin
P-99-1378	09/23/99	12/22/99	GE Silicones	(G) Silicone adhesive	(G) Polydimethyldiphenylsiloxane resin
P-99-1379	09/23/99	12/22/99	Ge Silicones	(G) Silicone adhesive	(G) Polydimethyldiphenylsiloxane resin
P-99-1380	09/23/99	12/22/99	CBI	(S) Water and oil repellent finish for clothes of cotton, polyester, and others	(G) Poly-beta-fluoroalkyl acrylate and alkyl acrylate
P-99-1381	09/23/99	12/22/99	CBI	(S) Water and oil repellent finish for clothes of cotton, polyester, and others	(G) Poly-beta-fluoroalkyl acrylate and alkyl acrylate
P-99-1382	09/24/99	12/23/99	CBI	(G) Destructive use	(G) Disubstituted fluorene
P-99-1383	09/24/99	12/23/99	CBI	(G) Destructive use	(G) Methane bridged bis(substituted cyclopentadiene)
P-99-1384	09/24/99	12/23/99	CBI	(G) Destructive use	(G) Lithium salt of disubstituted fluorene
P-99-1385	09/24/99	12/23/99	CBI	(G) Destructive use	(G) Substituted bis cyclopentadienyl metallocene
P-99-1386	09/24/99	12/23/99	CBI	(G) Destructive use	(G) Dimethyl bis(substituted cyclopentadienyl) metallocene
P-99-1388	09/24/99	12/23/99	CIBA Specialty Chemicals Corporation	(S) Binder resin for coatings	(G) Styrene acrylic polymer

In table II, EPA provides the following information (to the extent that such information is not claimed as CBI) on the TMEs received:

## II. 1 Test Marketing Exemption Notice Received From: 09/06/99 to 09/24/99

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
T-99-0004	09/13/99	10/28/99	Fiber source inc.	(S) Used for optical device manufacture	(S) Sulfonium, (thiodi-4, 1-phenylene) bis [4-(2-hydroxyethoxy)phenyl]-, bis[hexafluorophosphate (1-)] (9ci)*

In table III, EPA provides the following information (to the extent that such information is not claimed as CBI) on the Notices of Commencement to manufacture received:

## III. 37 Notices of Commencement From: 09/06/99 to 09/24/99

Case No.	Received Date	Commencement/Import Date	Chemical
P-94-0140	09/20/99	08/29/99	(G) Polyepichlorohydrin derivative
P-94-0141	09/20/99	09/01/99	(G) Polyepichlorohydrin diol
P-96-1578	09/14/99	08/17/99	(G) Poly(alkylene oxides), polyester with maleic anhydride and 1,2-propanediol, 2-methyl-1,3-propanediol modified
P-97-0587	09/20/99	07/25/97	(G) Polyurethane adhesive
P-97-0981	09/17/99	09/10/99	(G) Hydrophilic aliphatic polyisocyanate
P-98-0648	09/09/99	08/19/99	(G) Substituted heterocyclic alkylamino alkyl benzoic acid ester
P-98-0675	09/20/99	09/01/99	(G) Aqueous amine salt
P-98-1033	09/16/99	08/16/99	(G) Halogen-substituted oxetane
P-98-1127	09/14/99	08/25/99	(G) Isocyanate terminated polyurethane resin
P-98-1129	09/14/99	08/25/99	(G) Isocyanate terminated polyurethane resin
P-98-1131	09/14/99	08/25/99	(G) Isocyanate terminated polyurethane resin
P-99-0042	09/07/99	08/24/99	(G) Aliphatic polyurethane prepolymer

## III. 37 Notices of Commencement From: 09/06/99 to 09/24/99—Continued

Case No.	Received Date	Commencement/Import Date	Chemical
P-99-0111	09/14/99	08/25/99	(G) Isocyanate terminated polyurethane resin
P-99-0112	09/14/99	08/25/99	(G) Isocyanate terminated polyurethane resin
P-99-0175	09/20/99	09/09/99	(G) 1-naphthalenesulfonic acid, substituted-3-[[substituted phenyl]azo]-, salt*
P-99-0200	09/20/99	08/16/99	(G) Fatty acid imidazolium alkyl sulfate
P-99-0310	09/23/99	09/10/99	(G) Vanillin ester
P-99-0334	09/07/99	08/26/99	(S) 2,5-cyclohexadien-1-one, 4-[bis(4-hydroxyphenyl)methylene]*
P-99-0470	09/13/99	08/17/99	(G) Substituted sulfonaphthalenylazo substituted phenylazo substituted phenyl, salt
P-99-0507	09/21/99	09/08/99	(G) Aliphatic polyoxyethylene ethers
P-99-0508	09/21/99	09/08/99	(G) Aliphatic polyoxyethylene ethers
P-99-0526	09/20/99	08/17/99	(G) Blocked isocyanate
P-99-0547	09/20/99	09/09/99	(S) Fatty acids, soya, compounds with 2-(2-aminoethoxy) ethanol*
P-99-0585	09/20/99	08/27/99	(S) Neodecanoic acid, compd. with 2-(2-aminoethoxy)ethanol (1:1)*
P-99-0668	09/13/99	09/03/99	(G) Substituted sulfonyl isocyanate
P-99-0685	09/09/99	08/26/99	(G) Sodium salt of a triazinyl monoazo dyestuff
P-99-0718	09/20/99	09/03/99	(S) 5-nonanol, 4-methyl-*
P-99-0719	09/13/99	08/30/99	(G) Copolymer of acrylic acrylates, methacrylates and acid
P-99-0745	09/07/99	08/30/99	(S) Phosphine, tricyclopentyl*
P-99-0756	09/07/99	08/25/99	(G) Aqueous polyurethane dispersion
P-99-0762	09/08/99	08/26/99	(G) Polyetherdiol polymer with an aliphatic isocyanate and hydroxyethyl methacrylate
P-99-0772	09/07/99	08/31/99	(S) 2-propenoic acid, 2-methyl-, methyl ester, telomer with 1,6-diisocyanatohexane, 2-ethylhexyl 2-propenoate and 2-mercaptoethanol*
P-99-0776	09/23/99	08/25/99	(G) Alkyl methacrylate copolymer
P-99-0796	09/09/99	08/27/99	(S) Carbonic acid, methyl 2-[2-(1-methylethyl)-3-oxazolidinyl]ethyl ester*
P-99-0814	09/13/99	08/20/99	(G) Poly(oxy-1,4-butanediyl), $\alpha$ -hydro- $\omega$ -hydroxy-polymer with a substituted alcohol and 1,1'-methylenebis[4-isocyanatocyclohexane], 2-hydroxyethyl acrylate-blocked
P-99-0854	09/20/99	09/07/99	(G) Acrylate copolymer
P-99-0884	09/22/99	09/02/99	(G) Polyurethane prepolymer; polyurethane adhesive

**List of Subjects**

Environmental protection,  
Premanufacture notices.

Dated: October 22, 1999.

**Deborah A. Williams,**

*Acting Director, Information Management  
Division, Office of Pollution Prevention and  
Toxics.*

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**ENVIRONMENTAL PROTECTION  
AGENCY**

[FRL-6466-2]

**Clean Water Act Class I: Proposed  
Administrative Penalty Assessment  
and Opportunity To Comment  
Regarding The Gates Corporation**

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

**ACTION:** Notice of proposed  
administrative penalty assessment and  
opportunity to comment regarding The  
Gates Corporation.

**SUMMARY:** EPA is providing notice of  
opportunity to comment on the  
proposed assessment of an

administrative penalty against The  
Gates Corporation. Under 33 U.S.C.  
1319(g), EPA is authorized to issue  
orders assessing administrative  
penalties for violations of the Act. EEA  
may issue such orders after filing a  
Complaint commencing a Class I  
penalty proceeding. EPA provides  
public notice of the proposed  
assessment pursuant to 33 U.S.C.  
1319(g)(4)(A).

Class I proceedings are conducted  
under subpart I of EPA's Consolidated  
Rules of Practice Governing the  
Administrative Assessment of Civil  
Penalties, Issuance of Compliance or  
Corrective Action Orders, and the  
Revocation, Termination or Suspension  
of Permits, 64 FR 40138, July 23, 1999  
(effective August 23, 1999). The  
procedures by which the public may  
submit written comments on a proposed  
Class I order or participate in a Class I  
proceeding, and the procedures by  
which a respondent may request a  
hearing, are set forth in the  
Consolidated Rules. The deadline for  
submitting public comment on a  
proposed Class I order is thirty (30) days  
after issuance of public notice.

On September 29, 1999, EPA  
commenced the following Class I

proceeding for the assessment of  
penalties by filing with the Regional  
Hearing Clerk, U.S. Environmental  
Protection Agency, Region VII, 901  
North 5th Street, Kansas City, Kansas  
66101, (913) 551-7630, the following  
complaint: In the Matter of The Gates  
Corporation; EPA Docket No, CWA-7-  
99-0018.

The Complaint proposes a penalty of  
Eleven Thousand Dollars (\$11,000) for  
the discharge of wastewater with a pH  
factor of less than 5 s.u. to the City of  
Versailles, Missouri publicly owned  
treatment plant (POTW) on or about  
November 11, 1998, and for causing  
pass through of low pH effluent from the  
City of Versailles POTW in violation of  
the city's permit on or about November  
12, 1998, in violation of section 307(d)  
of the Clean Water Act.

**FOR FURTHER INFORMATION CONTACT:**  
Persons wishing to receive a copy of  
EPA's Consolidated Rules, review the  
Complaint or other documents filed in  
this proceeding, comment upon the  
proposed penalty assessment, or  
otherwise participate in the proceeding  
should contact the Regional Hearing  
Clerk identified above.

The administrative record for the  
proceeding is located in the EPA