

Section 408(q) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(q), requires EPA to review tolerances and exemptions for pesticide residues in effect as of August 2, 1996, to determine whether the tolerance or exemption meets the requirements of section 408(b)(2) or (c)(2) of FFDCA. This review is to be completed by August 3, 2006.

#### List of Subjects

Environmental protection, Pesticides and pests.

Dated: April 12, 2007.

**Debra Edwards,**

*Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

[FR Doc. E7-7766 Filed 4-24-07; 8:45 am]

**BILLING CODE 6560-50-S**

#### ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2007-0255; FRL-8122-9]

#### Issuance of an Experimental Use Permit

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

**ACTION:** Notice.

**SUMMARY:** EPA has granted an experimental use permit (EUP) to the following pesticide applicant. An EUP permits use of a pesticide for experimental or research purposes only in accordance with the limitations in the permit.

**FOR FURTHER INFORMATION CONTACT:** Denise Greenway, Biopesticides and Pollution Prevention Division (7511P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8263; e-mail address: [greenway.denise@epa.gov](mailto:greenway.denise@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 those persons who conduct or sponsor research on 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 action, 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 identification (ID) number EPA-HQ-OPP-2007-0255. 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 Building), 2777 S. Crystal Drive 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 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. EUP

EPA has issued the following EUP:

*73049-EUP-3.* Issuance. Valent BioSciences Corporation, 870 Technology Way, Libertyville, IL 60048. This EUP allows the use of a total of 15,873 pounds of the plant regulator S-Absciscic acid over a three-year period on 240 acres of ornamental plants to evaluate the experimental product's effectiveness to delay wilting by reducing transpiration in the treated ornamental plants. The program is authorized only in the States of Arizona, California, Colorado, Florida, Georgia, Illinois, Michigan, Minnesota, New Jersey, New York, North Carolina, Ohio, Oregon, Pennsylvania, South Carolina, Texas, Washington, and Wisconsin. The EUP is effective from February 28, 2007 to March 1, 2010.

**Authority:** 7 U.S.C. 136c.

#### List of Subjects

Environmental protection, Experimental use permits.

Dated: April 16, 2007.

**Janet L. Andersen,**

*Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. E7-7888 Filed 4-24-07; 8:45 am]

**BILLING CODE 6560-50-S**

#### ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2006-0702; FRL-8116-4]

#### Final Stipulated Injunction and Related Information Involving Pesticides and the California Red-Legged Frog; Notice of Availability

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

**ACTION:** Notice.

**SUMMARY:** On October 20, 2006, the Federal District Court for the Northern District of California issued a Stipulated Injunction, resolving a lawsuit filed by the Center for Biological Diversity against EPA, alleging that EPA failed to comply with section 7(a)(2) of the Endangered Species Act by not ensuring that its registration of 66 named pesticide active ingredients will not jeopardize the California red-legged frog, a federally-listed Threatened species. Key terms of the Stipulated Injunction are summarized as follows: a Court-ordered schedule for EPA to make effects determinations for the 66 named pesticides; interim injunctive measures regarding EPA's authorization of uses of the 66 pesticides in certain parts of 33 counties in California; and the development and distribution of a bilingual brochure regarding certain aspects of the injunction, pesticides and frogs. Today, EPA announces the availability on its Web site ([www.epa.gov/espp](http://www.epa.gov/espp)) of the bilingual brochure, along with maps and guidance regarding the interim injunctive measures ordered by the Court.

**FOR FURTHER INFORMATION CONTACT:** Arty Williams, Environmental Fate and Effects Division, Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-7695; fax number: (703) 305-6309; e-mail address: [williams.arty@epa.gov](mailto:williams.arty@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

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

This action is directed to the public in general, and may be of particular interest to the Center for Biological Diversity, CropLife America, American Forest and Paper Association, Western Plant Health Association, Oregonians for Food and Shelter, and Syngenta Crop Protection, Inc., other public interest groups, state regulatory partners, other interested federal agencies, other pesticide registrants and

pesticide users. Since other entities may also be interested, 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 applicability of this action to a particular entity, 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 identification (ID) number EPA-HQ-OPP-2006-0702. 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 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. Background

On April 2, 2002, the Center for Biological Diversity (CBD) filed a lawsuit in Federal District Court for the Northern District of California, alleging that EPA failed to comply with section 7(a)(2) of the Endangered Species Act by not ensuring that its registration of 66 named pesticide active ingredients will not affect the California red-legged frog, a federally-listed threatened species. CBD, EPA, and defendant-intervenors CropLife America, American Forest and Paper Association, Western Plant Health Association, Oregonians for Food and Shelter, and Syngenta Crop Protection, Inc. engaged in discussions to try to resolve the case.

On September 1, 2006, EPA issued a notice in the **Federal Register** (71 FR 52073; FRL-8090-9), announcing the availability of a proposed Stipulated Injunction, and opening a 15-day public comment period on the draft. EPA received numerous comments from the public, California state agencies, and others, regarding certain aspects of the proposed Stipulated Injunction. These comments, as well as the proposed and final versions of the Stipulated Injunction, are available at [www.regulations.gov](http://www.regulations.gov) in the public docket, ID number EPA-HQ-OPP-2006-0702.

Based on public comments received and subsequent discussion with CBD and defendant-intervenors, the federal government agreed to the Stipulated Injunction with a modification to the definition of “upland habitat” in section 3(b) of the injunction to conform this definition, which applies outside designated critical habitat, with the definition of “upland habitat” used by the U.S. Fish and Wildlife Service in its designation of critical habitat for this species (71 FR 19244-19346, April 13, 2006).

On October, 13, 2006, the Federal Government joined CBD and defendant-intervenors in asking the Court to issue a Stipulated Injunction resolving the lawsuit. The Court ordered the Stipulated Injunction on October 20, 2006. The key provisions of the Stipulated Injunction are listed below.

1. *Schedule for effects determinations:* The Stipulated Injunction establishes a series of deadlines for the Agency to make “effects determinations” for 66 named pesticides to determine their potential effect on the California red-legged frog (a threatened species native to California).

2. *Interim injunctive relief:* The Stipulated Injunction also (with some exceptions) enjoins, vacates and sets aside EPA’s authorization of uses of the 66 pesticides in certain parts of 33 counties in California. The injunctive relief, vacatur, and setting aside of EPA’s authorizations would terminate for a particular use of a pesticide when the Agency makes a determination that the pesticide’s use has “no effect” on the California red-legged frog, or, where EPA determined the pesticide’s use may affect the species, when EPA completes consultation with the U.S. Fish and Wildlife Service.

3. *Development and distribution of a bilingual brochure:* The injunction also requires EPA to develop and distribute a bilingual (English and Spanish) brochure regarding certain aspects of the injunction, the California red-legged frog and frogs in general, and pesticides. EPA is required to distribute this brochure to all commercial certified applicators within California; to all private certified applicators residing in counties where use authorizations have been set aside; to registrants of the 66 pesticides; the California Departments of Pesticide Regulation, and Fish and Game; and the Pacific Region of U.S. Fish and Wildlife Service. In addition, EPA is to distribute 250 copies of the brochure to the County Agricultural Commissioner and Cooperative Extension Agent offices in the affected counties.

In addition to distributing the bilingual brochure as required by the Stipulated Injunction, EPA has made this brochure available on its Web site ([www.epa.gov/espp](http://www.epa.gov/espp)). Further, EPA has developed and posted on its Web site maps of the areas in California where the injunctive relief applies and information to assist pesticide users in determining whether particular areas are within the scope of the Stipulated Injunction. The full text of the Stipulated Injunction and other related materials are also available at that Web site.

## List of Subjects

Environmental protection,  
Endangered species.

Dated: April 17, 2007.

**Steve Bradbury,**

*Director, Environmental Fate and Effects Division, Office of Pesticide Programs.*

[FR Doc. E7-7764 Filed 4-24-07; 8:45 am]

**BILLING CODE 6560-50-S**

## EXPORT-IMPORT BANK OF THE UNITED STATES

### Economic Impact Policy

This notice is to inform the public that the Export-Import Bank of the United States has received an application to finance the export of approximately \$29.5 million in U.S. machine tooling equipment to a company in China. The U.S. exports will enable the Chinese company to establish production of 180 metal-stamping dies per year. These products will be utilized by companies in China to manufacture medium- to large-sized auto body parts. A portion of this new production will be employed internally by the Chinese company itself to manufacture medium-to large-sized auto body parts for sale to Chinese automobile manufacturers/assemblers. No automobiles will be produced by this Chinese firm. This Chinese company’s average annual production capacity of auto body parts will be enough to contribute to the production of approximately 380,000 automobiles per year during the 7-year repayment term of the loan. Available information indicates that all of this new Chinese production will be consumed in China. Interested parties may submit comments on this transaction by e-mail to [economic.impact@exim.gov](mailto:economic.impact@exim.gov) or by mail to 811 Vermont Avenue, NW., Room 1238, Washington, DC 20571, within 14