

## II. Registration Applications for New Uses

EPA received applications as follows to register pesticide products containing currently registered active ingredients pursuant to the provisions of section 3(c) of FIFRA, and is publishing this notice of such applications pursuant to section 3(c)(4) of FIFRA. Notice of receipt of these applications does not imply a decision by the Agency on the applications.

1. *Registration Number:* 241–245.

*Docket Number:* EPA–HQ–OPP–2011–0521. *Company name and address:*

BASF Corporation; 26 Davis Dr., Research Triangle Park, NC 27709.

*Active ingredient:* Pendimethalin.

*Proposed Use(s):* Brassica leafy greens, edamame, leaf lettuce, melons, turnip greens, and vine climbing small fruits.

*Contact:* Hope Johnson, Registration Division, (703) 305–5410, [johnson.hope@epa.gov](mailto:johnson.hope@epa.gov).

2. *Registration Number:* 241–418.

*Docket Number:* EPA–HQ–OPP–2011–0521. *Company name and address:*

BASF Corporation; 26 Davis Dr., Research Triangle Park, NC 27709.

*Active ingredient:* Pendimethalin.

*Proposed Use(s):* Amur river grape, broccoli raab, cantaloupe, Chinese cabbage (bok choy), citron melon, collards, fuzzy kiwifruit, gooseberry, hardy kiwifruit, kale, leaf lettuce, maypop, mizuna, muskmelon, mustard greens, mustard spinach, rape greens, schisandra berry, turnip greens, vegetable soybean (edamame) and watermelon. *Contact:* Hope Johnson, Registration Division, (703) 305–5410, [johnson.hope@epa.gov](mailto:johnson.hope@epa.gov).

3. *Registration Numbers:* 352–529,

352–571. *Docket Number:* EPA–HQ–OPP–2011–0564. *Company name and address:* E.I. du Pont de Nemours and Company, 1007 Market St., Wilmington, DE 19898. *Active ingredient:*

Thifensulfuron-methyl. *Proposed Use(s):* Sulfonylurea-tolerant chicory.

*Contact:* Mindy Ondish, Registration Division, (703) 605–0723, [ondish.mindy@epa.gov](mailto:ondish.mindy@epa.gov).

4. *Registration Numbers:* 352–555,

352–571. *Docket Number:* EPA–HQ–OPP–2011–0563. *Company name and address:* E.I. du Pont de Nemours and Company, 1007 Market St., Wilmington, DE 19898. *Active ingredient:*

Rimsulfuron. *Proposed Use(s):*

Sulfonylurea-tolerant chicory. *Contact:* Mindy Ondish, Registration Division, (703) 605–0723, [ondish.mindy@epa.gov](mailto:ondish.mindy@epa.gov).

5. *File Symbol:* 352–IUR. *Docket*

*Number:* EPA–HQ–OPP–2011–0591.

*Company name and address:* DuPont Crop Protection, Stein Haskell Research Center, P.O. Box 30, Newark, DE 19714–

0030. *Active ingredient:*

Chlorantraniliprole. *Proposed Use(s):* Field corn seed treatment. *Contact:* Rita Kumar, Registration Division, (703) 308–8291, [kumar.rita@epa.gov](mailto:kumar.rita@epa.gov).

### List of Subjects

Environmental protection, Pesticides and pest.

Dated: August 3, 2011.

**Lois Rossi,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 2011–20595 Filed 8–16–11; 8:45 am]

**BILLING CODE 6560–50–P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL–9452–4]

### Proposed CERCLA Administrative Cost Recovery Settlement; Carpenter Avenue Mercury Site, Iron Mountain, Dickenson County, MI

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

**ACTION:** Notice; request for public comment.

**SUMMARY:** In accordance with Section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (“CERCLA”), 42 U.S.C. 9622(i), notice is hereby given of a proposed administrative settlement for recovery of past response costs concerning the Carpenter Avenue Mercury site in Iron Mountain, Dickenson County, Michigan with the following settling parties: The Salvation Army of Wauwatosa, Wisconsin, and the Trinity United Lutheran Church of Iron Mountain, Michigan. The settlement requires the Settling Parties to pay \$35,000.00, plus any interest accrued between the date of receipt of notice by the Settling Parties that EPA has signed the CERCLA 122(h), 42 U.S.C. 9622(h) Settlement Agreement (Agreement) and the Effective Date of the Agreement, to the Hazardous Substance Superfund through an escrow account to be established by the Settling Parties. The settlement includes a covenant not to sue the Settling Parties pursuant to Section 107(a) of CERCLA, 42 U.S.C. 9607(a), and contribution protection for the Settling Parties pursuant to Sections 113(f)(2) and 122(h)(4) of CERCLA, 42 U.S.C. 9613(f)(2) and 9622(h)(4). For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. The Agency will consider all

comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate. The Agency’s response to any comments received will be available for public inspection at the Dickenson County Public Library, 401 Iron Mountain Street, Iron Mountain, Michigan (p: 906/774–1218), and the EPA, Region 5, Records Center, 77 W. Jackson Blvd., 7th Fl., Chicago, Illinois 60604.

**DATES:** Comments must be submitted on or before September 16, 2011.

**ADDRESSES:** The proposed settlement and a fact sheet providing additional background information relating to the settlement is available for public inspection at the EPA, Region 5, Records Center, 77 W. Jackson Blvd., 7th Fl., Chicago, Illinois 60604. A copy of the proposed settlement may be obtained from Thomas Turner, Assoc. Regional Counsel, EPA, Office of Regional Counsel, Region 5, 77 W. Jackson Blvd., mail code: C–14J, Chicago, Illinois 60604. Comments should reference the Carpenter Avenue Mercury site, Iron Mountain, Dickenson County, Michigan and EPA Docket No. and should be addressed to Thomas Turner, Assoc. Regional Counsel, EPA, Office of Regional Counsel, Region 5, 77 W. Jackson Blvd., mail code: C–14J, Chicago, Illinois 60604.

**FOR FURTHER INFORMATION CONTACT:** Thomas Turner, Assoc. Regional Counsel, EPA, Office of Regional Counsel, Region 5, 77 W. Jackson Blvd., mail code: C–14J, Chicago, Illinois 60604.

**SUPPLEMENTARY INFORMATION:** The Site is comprised of a former duplex residential building (demolished by the Settling PRPs during the removal action) located at 800 S. Carpenter Avenue, Iron Mountain (Dickenson County), Michigan. The Site is located in a residential neighborhood. At the time of the removal action, the Site building was owned by Settling Party Church and leased to Settling Party Salvation Army for use as housing for indigent people. In October 2008, the residents of the building discovered a 1 gallon gasoline container full of elemental mercury in the basement of the duplex residential building. The residents at the Site caused a release of the mercury. After initial response from local law enforcement and fire departments, EPA was contacted and began emergency response procedures, especially involving tracking and screening the potential spread of the Site mercury to nearby locations. Under EPA direction

and oversight, Settling Party Salvation Army implemented a removal action at the Site to address the principal release of mercury. At the conclusion of this activity, Settling Party Church demolished the duplex residential building at the Site. EPA issued a June 21, 2010 Demand Letter to Settling Parties. Between June and December 2010, EPA and Settling Parties negotiated the present proposed Administrative Settlement.

Dated: July 27, 2011.

**Richard C. Karl,**

*Director, Superfund Division.*

[FR Doc. 2011-20967 Filed 8-16-11; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9452-5]

### Proposed Consent Decree, Clean Air Act Citizen Suit

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

**ACTION:** Notice of Proposed Consent Decree; Request for Public Comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended (“CAA” or the “Act”), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by Sierra Club in the United States District Court for the District of Columbia: *Sierra Club v. Jackson*, No. 1:10-cv-02112-JEB (D. DC). Plaintiffs filed a complaint alleging that EPA failed to take timely action to approve or disapprove, approve in part, or disapprove in part an Arkansas State Implementation Plan (SIP) revision addressing regional haze dated July 29, 2008 (Arkansas Regional Haze SIP), as required by sections 110(k)(2) and (3) of the CAA. The proposed consent decree establishes a deadline of December 15, 2011 for EPA to take action on the Arkansas Regional Haze SIP.

**DATES:** Written comments on the proposed consent decree must be received by *September 16, 2011*.

**ADDRESSES:** Submit your comments, identified by Docket ID number EPA-HQ-OGC-2011-0690, online at <http://www.regulations.gov> (EPA’s preferred method); by e-mail to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington,

DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:** Lea Anderson, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone: (202) 564-5571; fax number (202) 564-5603; e-mail address: [anderson.lea@epa.gov](mailto:anderson.lea@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Additional Information About the Proposed Consent Decree

The proposed consent decree would resolve a lawsuit filed by Sierra Club seeking to compel the Agency to take final action under sections 110(k)(2) and (3) of the CAA on an Arkansas Regional Haze SIP revision dated July 29, 2008. The proposed consent decree requires that no later than December 15, 2011, EPA shall sign a notice of final rulemaking in which it approves or disapproves the Arkansas Regional Haze SIP revision pursuant to sections 110(k)(2) and (3) of the CAA, 42 U.S.C. 7410(k)(2) and (3). In addition, the proposed consent decree requires that following signature, EPA shall expeditiously deliver the notice to the Office of the Federal Register for publication in the **Federal Register** and shall provide a copy of the notice to Plaintiff within ten (10) days. After EPA fulfills its obligations under the proposed consent decree, the consent decree may be terminated.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines that consent to this consent decree should be withdrawn, the terms of the proposed consent decree will be affirmed.

##### II. Additional Information About Commenting on the Proposed Consent Decree

*A. How can I get a copy of the consent decree?*

The official public docket for this action (identified by Docket ID No. EPA-HQ-OGC-2011-0690) contains a copy of the proposed consent decree. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center 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 OEI Docket is (202) 566-1752.

An electronic version of the public docket is available through <http://www.regulations.gov>. You may use <http://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select “search”.

It is important to note that EPA’s policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing online at <http://www.regulations.gov> without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA’s policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA’s electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

*B. How and to whom do I submit comments?*

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the