

E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the notice.
7. Make sure to submit your comments by the deadline in this document.
8. To ensure proper receipt by EPA, be sure to identify the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. Background

A. What Action is the Agency Taking?

Under section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136p), at the discretion of the Administrator, a federal or state agency may be exempted from any provision of FIFRA if the Administrator determines that emergency conditions exist which require the exemption. The Maine Department of Agriculture, Food, and Rural Resources has requested the Administrator to issue a specific exemption for the use of thymol and eucalyptus oil on honey and beeswax to control Varroa mite. Information in accordance with 40 CFR part 166 was submitted as part of this request.

As part of this request, the Applicant asserts that Varroa mites were first detected in Maine in November of 1987. Since 1988, beekeepers have treated their colonies with fluvalinate to control Varroa. Varroa mite resistance to fluvalinate is widespread in Maine. In 1999, a section 18 emergency exemption was granted by EPA for the treatment of Varroa and the small hive beetle. During the fall of 2001, a Florida-Maine migratory beekeeping operation was determined to have Varroa with resistance to coumaphos and fluvalinate. Maine produced 231,000 pounds of honey in 2000 valued at \$173,000 wholesale. The honey bee and beekeeping industry is essential for crop pollination. Maine is the primary producer of blueberries in the world, an

industry that contributes \$75 - 100 million to the state's annual economy. Honey bees also pollinate the state's apple crop and other fruits and vegetables with an estimated value of over \$30 million per year.

The Applicant proposes to treat 13,000 hives in late summer or fall at least 5 months prior to harvesting the honey. A maximum of 26,000 tablets weighing 11 grams each will be used.

This notice does not constitute a decision by EPA on the application itself. The regulations governing section 18 of FIFRA require publication of a notice of receipt of an application for a specific exemption proposing use of a new chemical (i.e., an active ingredient) which has not been registered by EPA, as well as a first food use of a chemical. The notice provides an opportunity for public comment on the application.

The Agency will review and consider all comments received during the comment period in determining whether to issue the specific exemption requested by the Maine Department of Agriculture, Food, and Rural Resources.

List of Subjects

Environmental protection, Pesticides and pests.

Dated: October 6, 2002.

Debra Edwards,

Acting Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 02-27129 Filed 10-23-02; 8:45 am]

BILLING CODE 6560-50-S

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7398-3]

Proposed Prospective Purchaser Agreement under CERCLA for the Midwest Portland Cement Superfund Site

AGENCY: United States Environmental Protection Agency ("USEPA").

ACTION: Proposal of CERCLA prospective purchaser agreement for the Midwest Portland Cement Superfund Site.

SUMMARY: USEPA is proposing to execute a Prospective Purchaser Agreement ("PPA") under authority of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA"), 42 U.S.C. 9601 *et seq.*, as amended, and under the inherent authority of the Attorney General of the United States to compromise and settle claims of the United States, for the transfer of title to property at the Midwest Portland

Cement Superfund Site, located in East Fultonham, Ohio, to a purchaser who will obtain title to the Site through the judicial sale process. The PPA is intended to resolve the liability under CERCLA of the purchaser for costs incurred by USEPA in conducting response actions at the Site. In return for a covenant not to sue and contribution protection from USEPA, subject to standard reservations of rights, the purchaser will pay \$350,000 in reimbursement of USEPA's response costs.

The Site was operated by the Midwest Portland Cement Company ("MPC") as a cement manufacturing and limestone mining facility until ceasing operations in March, 1993. USEPA's response action at the Site was completed on January 20, 1998. The Site is not on the National Priorities List. No further response activities by USEPA are anticipated at the Site at this time. The MPC estate is being liquidated under Chapter 7 of the Bankruptcy Code in the United States Bankruptcy Court for the Western District of Pennsylvania (Case No. 97-23098-JLC). MPC's real estate was the subject of a judicial sale that took place on June 18, 2002.

DATES: Comments on this proposed PPA must be received by November 25, 2002.

ADDRESSES: A copy of the proposed PPA is available for review at USEPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604. Please contact Kevin C. Chow at (312) 353-6181, prior to visiting the Region 5 office. Comments on the proposed PPA should be addressed to Kevin C. Chow, Office of Regional Counsel (C-14J), USEPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT:

Kevin C. Chow, Office of Regional Counsel, at (312) 353-6181.

SUPPLEMENTARY INFORMATION: In accordance with CERCLA, notice is hereby given of a proposed Prospective Purchaser Agreement concerning the Midwest Portland Cement Superfund Site, located at 6400 Maysville Pike, East Fultonham, Muskingum County, Ohio. The proposed PPA has been signed and approved by USEPA and the Department of Justice, subject to review by the public pursuant to this Notice. The purchaser—Belmont Leasing, Inc. ("Belmont Leasing")—participated in the judicial sale of the Site and successfully bid for title to the property. Belmont Leasing will be required to execute the signature page for the PPA at the closing of the sale. Under the proposed PPA, the Settling Respondent will pay \$350,000 in reimbursement of USEPA's response costs, and will

provide for the productive re-use of the property. In addition, the Settling Respondent will: provide future access to the Site; exercise due care with respect to any existing contamination; covenant not to sue USEPA; cooperate with USEPA and the State of Ohio; comply with all relevant environmental laws and regulations, including conducting closure of any remaining hazardous waste management units identified by the Ohio Environmental Protection Agency ("OEPA") by meeting OEPA's closure performance standards in Ohio Administrative Code 3745-66-12 through 3745-66-20; and put notice of the PPA in the title records for the MPC real estate. USEPA believes the PPA is fair and in the public interest.

A 30-day period, beginning on the date of publication of this Notice, is open for comments on the proposed Prospective Purchaser Agreement.

William E. Munro,

Director, Superfund Division, United States Environmental Protection Agency, Region 5.
[FR Doc. 02-27131 Filed 10-23-02; 8:45 am]

BILLING CODE 6560-50-P

EXECUTIVE OFFICE OF THE PRESIDENT

Council on Environmental Quality

Guidelines for Ensuring and Maximizing the Quality, Objectivity, Utility, and Integrity of Information

AGENCY: Council on Environmental Quality, Executive Office of the President.

ACTION: Notice of availability of final guidelines.

SUMMARY: This notice announces the availability of final guidelines. These guidelines implement Section 515 of the Treasury and General Government Appropriations Act for Fiscal Year 2002 (Pub. L. 106-554; H.R. 5658). Section 515 directs the Office of Management and Budget (OMB) to issue government-wide guidelines, followed by individual agency guidelines, to ensure and maximize the quality, objectivity, utility, and integrity of information, including statistical information, disseminated by the agency and to establish administrative mechanisms allowing affected persons to seek and obtain correction of information maintained and disseminated by the agency that does not comply with such guidelines. Each agency must also report periodically to the OMB director on the number, nature, and resolution of complaints received by the agency in regards to these requirements.

The Council on Environmental Quality (CEQ) has promulgated guidelines implementing these requirements. They are available at CEQ's offices at 722 Jackson Place, NW., Washington, DC 20503, and at the CEQ web site at <http://www.whitehouse.gov/ceq>. The final guidelines are intended to comply with both the statutory requirements noted above and the final guidelines published by OMB on February 22, 2002 (67 FR 36, 8452).

DATES: Effective October 18, 2002.

FOR FURTHER INFORMATION CONTACT: Dinah Bear, General Counsel, Council on Environmental Quality. Telephone: (202) 395-7421 or by e-mail to dinah_bear@ceq.eop.gov.

Dated: October 18, 2002.

James L. Connaughton,

Chairman, Council on Environmental Quality.

[FR Doc. 02-27066 Filed 10-23-02; 8:45 am]

BILLING CODE 3125-01-M

FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2580]

Petitions for Reconsideration and Clarification of Action in Rulemaking Proceedings

October 18, 2002.

Petitions for Reconsideration and Clarification have been filed in the Commission's rulemaking proceedings listed in this Public Notice and published pursuant to 47 CFR 1.429(e). The full text of these documents are available for viewing and copying in Room CY-A257, 445 12th Street, SW., Washington, DC or may be purchased from the Commission's copy contractor, Qualex International (202) 863-2893. Oppositions to these petitions must be filed by November 8, 2002. See Section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

Subject: Amendment of the FM Table of Allotments (MM Docket No. 98-112, RM-9027, RM-9268, RM-9384).

Number of Petitions Filed: 1.

Subject: In the Matter of the Establishment of Policies and Service Rules for the Non-Geostationary Satellite Orbit, Fixed Satellite Service in the Ku-Band (IB Docket No. 01-96).

Number of Petitions Filed: 1.

Subject: Amendment of the FM Table of Allotments (MM Docket No. 01-104, RM-10103, RM-10323, RM-10324).

Number of Petitions Filed: 1.

Marlene H. Dortch,

Secretary.

[FR Doc. 02-27094 Filed 10-23-02; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL ELECTION COMMISSION

Sunshine Act Notices

AGENCY: Federal Election Commission.

Date & Time: Tuesday, October 29, 2002 at 10 a.m.

Place: 999 E Street, NW., Washington, DC.

Status: This Meeting Will be Closed to the Public.

Items to be Discussed:

Compliance matters pursuant to 2 U.S.C. 437g.

Audits conducted pursuant to 2 U.S.C. 437g, 438(b), and Title 26, U.S.C.

Matters concerning participation in civil actions or proceedings or arbitration.

Internal personnel rules and procedures or matters affecting a particular employee.

Date & Time: Thursday, October 31, 2001 at 10 a.m.

Place: 999 E Street, NW., Washington, DC (Ninth Floor)

Status: This Meeting Will be Open to the Public.

Items to be Discussed:

Correction and Approval of Minutes.

Final Rules and Explanation and Justification on Contribution Limitations and Prohibitions.

Administrative Matters.

Person to Contact for Information: Mr. Ron Harris, Press Officer, Telephone: (202) 694-1220.

Mary W. Dove,

Secretary of the Commission.

[FR Doc. 02-27213 Filed 10-22-02; 11:31 am]

BILLING CODE 6715-01-M

FEDERAL RESERVE SYSTEM

Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or