

proposed settlement should such comments disclose facts or considerations which indicate the proposed settlement is inappropriate, improper or inadequate. Copies of the proposed settlement are available from: Ms. Paula V. Batchelor, U.S. EPA, Region 4, (WMD-CPSB), 61 Forsyth Street, SW., Atlanta, Georgia 30303, (404) 562-8887.

Written comments may be submitted to Ms. Batchelor within 30 calendar days of the date of this publication.

Dated: March 10, 2003.

Archie Lee,

Chief, CERCLA Program Services Branch,
Waste Management Division.

[FR Doc. 03-7245 Filed 3-25-03; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2003-0014; FRL-7300-7]

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 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 February 4, 2003 to February 10, 2003, consists of the PMNs 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.

DATES: Comments identified by the docket ID number OPPT-2003-0014 and the specific PMN number or TME number, must be received on or before April 25, 2003.

ADDRESSES: Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION**.

FOR FURTHER INFORMATION CONTACT: Barbara Cunningham, Acting Director, Environmental Assistance Division, Office of Pollution Prevention and Toxics (7408M), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: TSCA-Hotline@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. 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 under **FOR FURTHER INFORMATION CONTACT**.

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

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPPT-2003-0014. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the EPA Docket Center, Rm. B102-Reading Room, EPA West, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The EPA Docket Center Reading Room telephone number is (202) 566-1744 and the telephone number for the OPPT Docket, which is located in EPA Docket Center, is (202) 566-0280.

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/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> 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. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in EPA's electronic public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, 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 in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be transferred to EPA's electronic public docket. Public comments that are mailed or delivered to the docket will be scanned and placed in EPA's electronic public docket. Where practical, physical objects will be photographed, and the photograph will be placed in EPA's electronic public docket along with a

brief description written by the docket staff.

C. How and To Whom Do I Submit Comments?

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate docket ID number and specific PMN number or TME number in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments. If you wish to submit CBI or information that is otherwise protected by statute, please follow the instructions in Unit I.D. Do not use EPA Dockets or e-mail to submit CBI or information protected by statute.

1. *Electronically.* If you submit an electronic comment as prescribed in this unit, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment. Also include this contact information on the outside of any disk or CD ROM you submit, and in any cover letter accompanying the disk or CD ROM. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. EPA's policy is that EPA will not edit your comment, and any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

i. *EPA Dockets.* Your use of EPA's electronic public docket to submit comments to EPA electronically is EPA's preferred method for receiving comments. Go directly to EPA Dockets at <http://www.epa.gov/edocket>, and follow the online instructions for submitting comments. Once in the system, select "search," and then key in docket ID number OPPT-2003-0014. The system is an "anonymous access" system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment.

ii. *E-mail.* Comments may be sent by e-mail to oppt.ncic@epa.gov, Attention: Docket ID Number OPPT-2003-0014

and PMN Number or TME Number. In contrast to EPA's electronic public docket, EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly to the docket without going through EPA's electronic public docket, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

iii. *Disk or CD ROM.* You may submit comments on a disk or CD ROM that you mail to the mailing address identified in Unit I.C.2. These electronic submissions will be accepted in WordPerfect or ASCII file format. Avoid the use of special characters and any form of encryption.

2. *By mail.* Send your comments to: Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

3. *By hand delivery or courier.* Deliver your comments to: OPPT Document Control Office (DCO) in EPA East Building Rm. 6428, 1201 Constitution Ave., NW., Washington, DC. Attention: Docket ID Number OPPT-2003-0014 and PMN Number or TME Number. The DCO is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the DCO is (202) 564-8930.

D. How Should I Submit CBI To the Agency?

Do not submit information that you consider to be CBI electronically through EPA's electronic public docket or by e-mail. You may claim information that you submit to EPA as CBI by marking any part or all of that information as CBI (if you submit CBI on disk or CD ROM, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket and EPA's electronic public docket. If you submit the copy that does not contain CBI on disk or CD ROM, mark the outside of the disk or CD ROM clearly that it does not contain CBI. Information not marked as CBI will be

included in the public docket and EPA's electronic public docket without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

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 or collection activity.
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 and the specific PMN number you are commenting on in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. 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 February 4, 2003 to February 10, 2003, consists of the PMNs 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.

III. Receipt and Status Report for PMNs

This status report identifies the PMNs 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, to access additional non-CBI information that may be available.

In Table I of this unit, 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. 22 PREMANUFACTURE NOTICES RECEIVED FROM: 02/04/03 TO 02/10/03

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-03-0318	02/04/03	05/05/03	CBI	(G) Industrial coating binder component	(G) Urethane acrylate polymer, compounds with amine
P-03-0319	02/04/03	05/05/03	CBI	(G) Process intermediate	(G) Disiloxane, 1,1,3,3-tetramethyl-1-(7-octenyl)-3-[[substitutedcyclohepta-3-yl)ethyl]-
P-03-0320	02/04/03	05/05/03	CBI	(G) Component of foam	(G) Polyester polyol
P-03-0321	02/04/03	05/05/03	Cognis Corporation	(S) Coupling agent / hydrotrope for comestics and pharmaceuticals	(S) Glycols, 1,2-, C12-16, ethoxylated propoxylated
P-03-0322	02/04/03	05/05/03	CBI	(G) Optical resin coating	(G) Tektrakis [dimethyl[8-[1,1,3,3,tetramethyl-3-[[epoxycyclohexanol]ethyl]disiloxanyl]octyl]silyloxy] silane
P-03-0323	02/04/03	05/05/03	CBI	(S) Hardener of polyurethane paint	(G) Alkyldiisocyanate polymer, alkyl esters blocked
P-03-0324	02/04/03	05/05/03	CBI	(S) Hardner of polyurethane paint	(G) 2-oxepanone, polymer with alkyldiisocyanate and substituted alkyl diol, alkyl esters blocked
P-03-0325	02/05/03	05/06/03	Schulke and Mayr, Inc.	(S) Metalworking additive	(S) Oxazolidine, 3,3'-methylenebis[5-methyl-
P-03-0326	02/05/03	05/06/03	CBI	(S) Industrial coatings	(S) 2-propenoic acid, 2-methyl-, butyl ester, polymer with butyl 2-propenoate, ethenylbenzene and 2,5-furandione
P-03-0327	02/06/03	05/07/03	Basf corporation	(S) Plasticizer	(S) 1,2-cyclohexanedicarboxylic acid, dinonyl ester, branched and linear
P-03-0328	02/07/03	05/08/03	CBI	(G) An open non-dispersive use	(G) Bisphenol a type epoxy resin
P-03-0329	02/07/03	05/08/03	CBI	(G) Binder resin for ink	(G) Trialkylamine salt of substituted alkyaryl polyurethane
P-03-0330	02/07/03	05/08/03	CBI	(G) Multi-purpose adhesive; open, non-dispersive use.; laminating adhesive, open, non-dispersive use	(G) Polyurethane prepolymer, polyurethane adhesive
P-03-0331	02/07/03	05/08/03	Mitsui Chemicals America, Inc.	(S) Reagents for nucleic acid testing (on farm animal, crops, plants, foods, living entities other than humans)	(S) Thymidine, 5'-o-[bis(4-methoxyphenyl)phenylmethyl]-
P-03-0332	02/07/03	05/08/03	CBI	(G) Co-stabilizer for plastics	(G) Heterocyclic sulfide ester
P-03-0333	02/10/03	05/11/03	CBI	(G) Radiation cured inks.	(G) Amine salt
P-03-0334	02/10/03	05/11/03	CBI	(S) Aqueous dispersion of polymer for leather finishing	(G) Fatty acid polymer with alkyl diols, carbonic acid, isocyanic acid ester, alkoxyated polyether diolsulfonate, 2-oxepanone and alkyl diamine
P-03-0335	02/11/03	05/12/03	Solutia Inc.	(S) Resin for industrial uv coatings	(G) Acrylate and urethane modified polyether
P-03-0336	02/10/03	05/11/03	CBI	(S) Thermoplastic polyester resin for use in the production of fibers, bottles, and/or films	(S) 1,4-benzenedicarboxylic acid, dimethyl ester, polymer with 2-methyl-1,3-propanediol
P-03-0337	02/10/03	05/11/03	CBI	(S) Thermoplastic polyester resin for use in the production of fibers, bottles, and/or films	(S) 1,4-benzenedicarboxylic acid, dimethyl ester, polymer with 1,2-ethanediol and 2-methyl-1,3-propanediol
P-03-0338	02/10/03	05/11/03	CBI	(S) Thermoplastic polyester resin for use in the production of fibers, bottles, and/or films	(S) 1,4-benzenedicarboxylic acid, polymer with 2-methyl-1,3-propanediol
P-03-0339	02/10/03	05/11/03	CBI	(S) Thermoplastic polyester resin for use in the production of fibers, bottles, and/or films	(S) 1,4-benzenedicarboxylic acid, polymer with 1,2-ethanediol and 2-methyl-1,3-propanediol

In Table II of this unit, EPA provides the following information (to the extent that such information is not claimed as

CBI) on the Notices of Commencement to manufacture received:

II. 14 NOTICES OF COMMENCEMENT FROM: 02/04/03 TO 02/10/03

Case No.	Received Date	Commencement/ Import Date	Chemical
P-01-0732	02/11/03	01/16/03	(G) Phosphate methacrylate
P-02-0167	02/05/03	12/19/02	(G) Lithium metal phosphate
P-02-0741	02/11/03	01/21/03	(S) Piperazine, polymer with 1,6-dichlorohexane
P-02-0789	02/04/03	01/26/03	(G) Ultraviolet-curable resin
P-02-0822	02/05/03	01/17/03	(G) Modified polyester of terephthalic acid, ethylene glycol and neopentyl glycol
P-02-0824	02/05/03	01/17/03	(G) Modified polyester of terephthalic acid, ethylene glycol and neopentyl glycol
P-02-0863	02/05/03	01/28/03	(G) Fluoropolymer
P-02-0997	02/11/03	01/24/03	(G) Alkaline epoxide amine adduct
P-02-1026	02/11/03	01/09/03	(G) Modified alkyd resin
P-02-1091	02/10/03	01/16/03	(G) Polymer of methacrylate and acrylate esters, peroxide-initiated
P-03-0036	02/05/03	01/16/03	(G) Acrylic acid co-polymer
P-96-1626	02/11/03	01/10/03	(S) Mix of: 3-hexene, 1-(1-methoxypropoxy)-(e), 3-hexene, 1-(1-methoxypropoxy)-(z)
P-99-0646	02/11/03	01/28/03	(G) Pentaerythritol, mixed esters with fatty acids, C8-9, branched
P-99-0686	02/07/03	10/04/02	(S) 1,3-dioxolan-2-one, 4-(hydroxymethyl)-

List of Subjects

Environmental protection, Chemicals, Premanufacturer notices.

Dated: March 20, 2003.

Sandra R. Wilkins,

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

[FR Doc. 03-7247 Filed 3-25-03; 8:45 am]

BILLING CODE 6560-50-S

FEDERAL COMMUNICATIONS COMMISSION

[Report No. AUC-03-49-C (Auction No. 49); DA 03-567]

Auction of Licenses in the Lower 700 MHz Band Scheduled for May 28, 2003; Notice and Filing Requirements, Minimum Opening Bids, Upfront Payment and Other Auction Procedures

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: This document announces the procedures and minimum opening bids for the upcoming auction of licenses in the lower 700 MHz band scheduled for May 28, 2003. This document is intended to familiarize prospective bidders with the procedures and minimum opening bids for this auction.

DATES: Auction No. 49 is scheduled to begin on May 28, 2003.

FOR FURTHER INFORMATION CONTACT: *Auctions and Industry Analysis Division:* Howard Davenport, Legal Branch, or Lyle Ishida, Auctions Operations Branch, at (202) 418-0660;

Linda Sanderson, Auctions Operations Branch, at (717) 338-2888, *Media Contact:* Lauren Kravetz at (202) 418-7944, *Commercial Wireless Division:* Policy and Rules Branch, Amal Abdallah at (202) 418-7307 or Evan Baranoff at (202) 418-7142; Licensing and Technical Analysis Branch, Joanne Epps or Keith Harper, at (202) 418-0620, *Media Bureau:* Engineering Division, Gordon Godfrey at (202) 418-2193.

SUPPLEMENTARY INFORMATION: This is a summary of the *Auction No. 49 Procedures Public Notice* released on March 4, 2003. The complete text of the *Auction No. 49 Procedures Public Notice*, including attachments, is available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC, 20554. The *Auction No. 49 Procedures Public Notice* may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail qualexint@aol.com.

I. General Information

A. Introduction

1. By the *Auction No. 49 Procedures Public Notice*, the Wireless Telecommunications Bureau ("Bureau") announces the procedures and minimum opening bids for the upcoming auction of licenses in the Lower 700 MHz C and D blocks, (the 710-716/740-746 MHz and 716-722 MHz bands) scheduled for May 28, 2003 (Auction No. 49). On December 2, 2002,

in accordance with the Balanced Budget Act of 1997, the Bureau released a public notice seeking comment on reserve prices or minimum opening bids and the procedures to be used for the auction of 251 licenses in the Lower 700 MHz band C block. The Bureau received five comments and five reply comments in response to the *Auction No. 49 Comment Public Notice*, 67 FR 72946 (December 9, 2002). On January 29, 2003, the Bureau released a public notice announcing a revised auction inventory to include five licenses in the Lower 700 MHz band D block. In the *Auction No. 49 Revised Comment Public Notice*, 68 FR 6452 (February 7, 2003), the Bureau sought comment on the procedural issues related to the auction of the D block licenses. In the *Auction No. 49 Revised Comment Public Notice*, the Bureau also revised the starting date for Auction No. 49. The Bureau received two comments and two reply comments in response to the *Auction No. 49 Revised Comment Public Notice*.

i. Background of Proceeding

2. On January 18, 2002, the Commission released the *Lower 700 MHz Report & Order*, 67 FR 5491 (February 6, 2002), which adopted allocation and service rules for the Lower 700 MHz Band. Specifically, the Commission reallocated the entire 48 megahertz of spectrum in the Lower 700 MHz band to fixed and mobile services and retained the existing broadcast allocation for both new broadcast services and incumbent broadcast services during their transition to digital television ("DTV"). The Commission established technical criteria designed