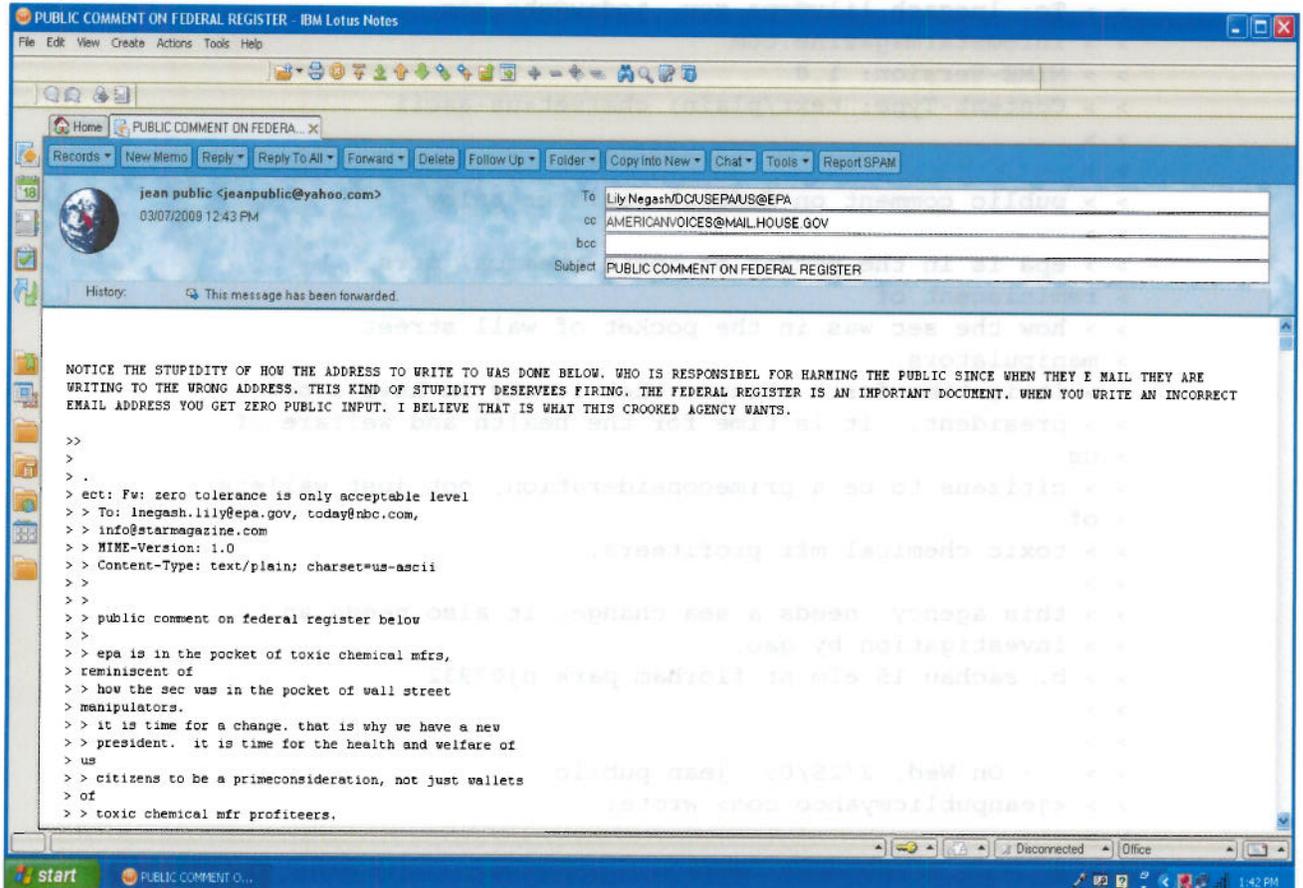


Attachment E

Comment by JeanPublic, Regarding 1st FR Notice - Docket ID EPA-HQ-OPP-2008-0927, Submitted on March 7, 2009

1) Screen-print of email:



2) Email content:

----- Forwarded by Lily Negash/DC/USEPA/US on 07/27/2009 08:01 AM -----

From: jean public <jeanpublic@yahoo.com>
To: Lily Negash/DC/USEPA/US@EPA
Cc: AMERICANVOICES@MAIL.HOUSE.GOV
Date: 03/07/2009 12:44 PM
Subject: PUBLIC COMMENT ON FEDERAL REGISTER

NOTICE THE STUPIDITY OF HOW THE ADDRESS TO WRITE TO WAS DONE BELOW. WHO IS RESPONSIBEL FOR HARMING THE PUBLIC SINCE WHEN THEY E MAIL THEY ARE WRITING TO THE WRONG ADDRESS. THIS KIND OF STUPIDITY DESERVEES FIRING.

THE FEDERAL REGISTER IS AN IMPORTANT DOCUMENT. WHEN YOU WRITE AN INCORRECT EMAIL ADDRESS YOU GET ZERO PUBLIC INPUT. I BELIEVE THAT IS WHAT THIS CROOKED AGENCY WANTS.

>>
>
> .
> ect: Fw: zero tolerance is only acceptable level
> > To: lnegash.lily@epa.gov, today@nbc.com,
> > info@starmagazine.com
> > MIME-Version: 1.0
> > Content-Type: text/plain; charset=us-ascii
> >
> >
> > public comment on federal register below
> >
> > epa is in the pocket of toxic chemical mfrs,
> > reminiscent of
> > how the sec was in the pocket of wall street
> > manipulators.
> > it is time for a change. that is why we have a new
> > president. it is time for the health and welfare of
> > us
> > citizens to be a prime consideration, not just wallets
> > of
> > toxic chemical mfr profiteers.
> >
> > this agency needs a sea change. it also needs an
> > investigation by gao.
> > b. sachau 15 elm st florham park nj07932
> >
> >

> > --- On Wed, 2/25/09, jean public
> > <jeanpublic@yahoo.com> wrote:
> >
> > > only acceptable level
> > > To: jeanpublic@yahoo.com
> > > Date: Wednesday, February 25, 2009, 9:13 AM
> > > [Federal Register: February 25, 2009 (Volume 74,
> > > Number 36)]
> > > [Notices]
> > > [Page 8537-8539]
> > > From the Federal Register Online via GPO Access
> > > [wais.access.gpo.gov]
> > > [DOCID:fr25fe09-46]
> > >
> > >
> > >

--
> > >
> > > ENVIRONMENTAL PROTECTION AGENCY
> > >
> > > [FRL-8398-8]

> > >
> > >
> > > Agency Information Collection Activities;
> Proposed
> > Renewal
> > > of
> > > Several Currently Approved Collections; Comment
> > Request
> > >
> > > AGENCY: Environmental Protection Agency (EPA).
> > >
> > > ACTION: Notice.

> > >

--
> > >
> > > SUMMARY: In compliance with the Paperwork
> Reduction
> > Act
> > > (PRA) (44
> > > U.S.C. 3501 et seq.), this document announces
> that EPA
> > is
> > > planning to
> > > submit requests to renew several currently
> approved
> > > Information
> > > Collection Request (ICR) to the Office of
> Management
> > and
> > > Budget (OMB).
> > > The ICRs are specifically identified in this
> document
> > by
> > > their
> > > corresponding titles, EPA ICR numbers, OMB
> Control
> > numbers,
> > > and related
> > > docket identification (ID) numbers. Before
> submitting
> > these
> > > ICRs to OMB
> > > for review and approval, EPA is soliciting
> comments on
> > > specific aspects
> > > of the information collection activities.
> > >
> > > DATES: Comments must be received on or before
> April
> > 27,
> > > 2009.

> > >
> > > ADDRESSES: Submit your comments, identified by
> the
> > docket
> > > ID number for
> > > the corresponding ICR as identified in this
> document,
> > by
> > > one of the
> > > following methods:
> > > Federal eRulemaking Portal:
> > > <http://www.regulations.gov>.
> > > Follow the on-line instructions for submitting
> > comments.
> > > Mail: Office of Pesticide Programs (OPP)
> > Regulatory
> > > Public
> > > Docket (7502P), Environmental Protection Agency,
> 1200
> > > Pennsylvania
> > > Ave., NW, Washington, DC 20460-0001.
> > > Delivery: OPP Regulatory Public Docket
> (7502P),
> > > Environmental Protection Agency, Rm. S-4400, One
> > Potomac
> > > Yard (South
> > > Bldg.), 2777 S. Crystal Dr., Arlington, VA.
> Deliveries
> > are
> > > only
> > > accepted during the Docket's normal hours of
> > operation
> > > (8:30 a.m. to 4
> > > p.m., Monday through Friday, excluding legal
> > holidays).
> > > Special
> > > arrangements should be made for deliveries of
> boxed
> > > information. The
> > > Docket Facility telephone number is (703)
> 305-5805.
> > > Instructions: Direct your comments to the
> docket
> > ID
> > > number for the
> > > corresponding ICR as identified in this document.
> > EPA's
> > > policy is that
> > > all comments received will be included in the
> docket
> > > without change and
> > > may be made available on-line at
> > > <http://www.regulations.gov>, including
> > > any personal information provided, unless the

> comment
> > > includes information claimed to be Confidential Business
> > Information
> > > (CBI) or
> > > other information whose disclosure is restricted
> by
> > > statute. Do not
> > > submit information that you consider to be CBI or
> > otherwise
> > > protected through regulations.gov or e-mail. The
> regulations.gov
> > > website is an ``anonymous access'' system, which means
> EPA
> > will
> > > not know your
> > > identity or contact information unless you
> provide it
> > in
> > > the body of
> > > your comment. If you send an e-mail comment
> directly
> > to EPA
> > > without
> > > going through regulations.gov, your e-mail
> address
> > will be
> > > automatically captured and included as part of
> the
> > comment
> > > that is
> > > placed in the docket and made available on the
> > Internet. If
> > > you submit
> > > an electronic comment, EPA recommends that you
> include
> > your
> > > name and
> > > other contact information in the body of your
> comment
> > and
> > > with any disk
> > > or CD-ROM you submit. 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. Electronic files
> should

> > > avoid the use of
> > > special characters, any form of encryption, and
> be
> > free of
> > > any defects
> > > or viruses.
> > > Docket: All documents in the docket are
> listed in
> > the
> > > docket index
> > > available in <http://www.regulations.gov>. Although
> > listed in
> > > the index,
> > > some information is not publicly available, e.g.,
> CBI
> > or
> > > other
> > > information whose disclosure is restricted by
> statute.
> > > Certain other
> > > material, such as copyrighted material, is not
> placed
> > on
> > > the Internet
> > > and will be publicly available only in hard copy
> form.
> > > 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 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
> > > Facility telephone
> > > number is (703) 305-5805.
> > >
> > > FOR FURTHER INFORMATION CONTACT: Lily Negash,
> Field
> > > and
> > > External
> > > Affairs Division (7506P), Office of Pesticide

> > Programs,
> > > Environmental
> > > Protection Agency, 1200 Pennsylvania Ave., NW.,
> > Washington,
> > > DC 20460-
> > > 0001; telephone number: (703) 347-8515; fax
> number:
> > (703)
> > > 305-5884; e-
> > > mail address: negash.lily@epa.gov.
> > >
> > > SUPPLEMENTARY INFORMATION:
> > >
> > > I. What Information is of Particular Interest to
> the
> > EPA?
> > >
> > > Pursuant to section 3506(c) (2) (A) of PRA,
> EPA
> > > specifically
> > > solicits comments and information to enable it
> to:
> > > 1. Evaluate whether the proposed collection
> of
> > > information is
> > > necessary for the proper performance of the
> functions
> > of
> > > the Agency,
> > > including whether the information will have
> practical
> > > utility.
> > > 2. Evaluate the accuracy of the Agency's
> > estimates
> > > of the burden of
> > > the proposed collection of information, including
> the
> > > validity of the
> > > methodology and assumptions used.
> > > 3. Enhance the quality, utility, and clarity
> of
> > the
> > > information to
> > > be collected.
> > > 4. Minimize the burden of the collection of
> > information
> > > on those
> > > who are to respond, including through the use of
> > > appropriate automated
> > > electronic, mechanical, or other technological
> > collection
> > > techniques or
> > > other forms of information technology, e.g.,
> > permitting

> > > electronic
> > > submission of responses. In particular, EPA is
> > requesting
> > > comments from
> > > very small businesses (those that employ less
> than 25)
> > on
> > > examples of
> > > specific additional efforts that EPA could make
> to
> > reduce
> > > the paperwork
> > > burden for very small businesses affected by this
> > > collection.
> > >
> > > II. What Should I Consider when 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
> and
> > > provide specific
> > > examples.
> > > 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
> > collection
> > > activity.
> > > 7. Make sure to submit your comments by the
> > deadline
> > > identified
> > > under DATES.
> > >
> > > [[Page 8538]]
> > >
> > > 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.
> > >
> > > III. What Do I Need to Know About PRA?
> > >
> > > An Agency may not conduct or sponsor, and a
> person
> > is
> > > not required
> > > to respond to, a collection of information
> subject to
> > PRA
> > > approval
> > > unless it displays a currently valid OMB control
> > number.
> > > The OMB
> > > control numbers for EPA's regulations in
> title 40
> > of
> > > the Code of
> > > Federal Regulations (CFR), after appearing in the
> > preamble
> > > of the final
> > > rule, are further displayed either by publication
> in
> > the
> > > Federal
> > > Register or by other appropriate means, such as
> on the
> > > related
> > > collection instruments or form, if applicable.
> The
> > display
> > > of OMB
> > > control numbers for certain EPA regulations is
> > consolidated
> > > in a list
> > > at 40 CFR 9.1.
> > > Under PRA, burden means the total time,
> effort, or
> > > financial
> > > resources expended by persons to generate,
> maintain,
> > > retain, or
> > > disclose or provide information to or for a
> Federal

> > agency.
> > > This
> > > includes the time needed to review instructions;
> > develop,
> > > acquire,
> > > install, and utilize technology and systems for
> the
> > > purposes of
> > > collecting, validating, and verifying
> information,
> > > processing and
> > > maintaining information, and disclosing and
> providing
> > > information;
> > > adjust the existing ways to comply with any
> previously
> > > applicable
> > > instructions and requirements which have
> subsequently
> > > changed; train
> > > personnel to be able to respond to a collection
> of
> > > information; search
> > > data sources; complete and review the collection
> of
> > > information; and
> > > transmit or otherwise disclose the information.
> > >
> > > IV. Which ICRs Are Being Renewed?
> > >
> > > EPA is planning to submit a number of
> currently
> > > approved ICRs to
> > > OMB for review and approval under PRA. In
> addition to
> > > specifically
> > > identifying the ICRs by title and corresponding
> ICR,
> > OMB
> > > and docket ID
> > > numbers, this unit provides a brief summary of
> the
> > > information
> > > collection activity and the Agency's
> estimated
> > > burden.
> > > The Supporting
> > > Statement for each ICR, a copy of which is
> available
> > > in the
> > >
> > > corresponding docket, provides a more detailed
> > > explanation.
> > >

> > > A. Docket ID Number EPA-HQ-OPP-2008-0927
> > >
> > > Title: Tolerance Petitions for Food/Feed
> Crops and
> > New
> > > Inert
> > > Ingredients.
> > > ICR numbers: EPA ICR No. 0597.10, OMB Control
> No.
> > > 2070-0024.
> > > ICR status: The approval for this ICR is
> scheduled
> > to
> > > expire on
> > > November 30, 2009.
> > > Affected entities: Entities potentially
> affected
> > by
> > > this ICR
> > > include individuals or entities engaged in
> activities
> > > related to the
> > > registration of a pesticide product, which may be
> > > identified by the
> > > North American Industrial Classification System
> > (NAICS)
> > > code 325320.
> > > Abstract: This information collection will
> enable
> > EPA
> > > to collect
> > > adequate data to support the establishment of
> > pesticide
> > > tolerances
> > > pursuant to section 408 of the Federal Food,
> Drug, and
> > > Cosmetic Act
> > > (FFDCA). A pesticide may not be used on food or
> feed
> > crops
> > > unless EPA
> > > has established a tolerance for the pesticide
> residues
> > on
> > > that crop or
> > > established an exemption from the requirement to
> have
> > > a
> > > tolerance.
> > > Responses to this collection are required to
> obtain
> > > tolerances or
> > > exemptions from tolerances for pesticides used on
> food

> > or
> > > feed crops,
> > > pursuant to section 408 of FFDCA, 21 U.S.C. 346a,
> > as
> > > amended by the
> > > Food Quality Protection Act (FQPA) (Public Law
> > 104-170).
> > > CBI submitted
> > > to EPA in response to this information collection
> > is
> > > protected from
> > > disclosure under the Federal Insecticide,
> > Fungicide,
> > and
> > > Rodenticide
> > > Act (FIFRA) section 10.
> > > This ICR only applies to the information
> > collection
> > > activities
> > > associated with the submission of a petition for
> > a
> > > tolerance action. It
> > > is EPA's responsibility to ensure that the
> > maximum
> > > residue levels
> > > likely to be found in or on food/feed crops are
> > safe
> > for
> > > human
> > > consumption through a careful review and
> > evaluation of
> > > residue
> > > chemistry and toxicology data. In addition, it
> > must
> > ensure
> > > that
> > > adequate enforcement of the tolerance can be
> > achieved
> > > through the
> > > testing of submitted analytical methods. If the
> > data
> > are
> > > adequate for
> > > EPA to determine that there is a reasonable
> > certainty
> > that
> > > no harm will
> > > result from aggregate exposure, the Agency will
> > establish
> > > the tolerance
> > > or grant an exemption from the requirement of a
> > tolerance.
> > > Burden statement: The annual public reporting
> > and

> > > recordkeeping
> > > burden for this collection of information is
> estimated
> > to
> > > average 1,739
> > > hours per response. The ICR, a copy of which is
> > available
> > > in the
> > > docket, provides a detailed explanation of this
> > estimate,
> > > which is only
> > > briefly summarized here:
> > > Estimated total number of potential
> respondents:
> > 103.
> > > Frequency of response: As needed.
> > > Estimated total average number of responses
> for
> > each
> > > respondent: 1.
> > > Estimated total annual burden hours: 179,117.
> > > Estimated total annual costs: \$14,712,005.
> This
> > ICR
> > > does not
> > > involve any capital investment or maintenance and
> > > operational costs.
> > > Changes in the estimates from the last
> approval:
> > The
> > > renewal of
> > > this ICR will result in an overall decrease of
> 79,783
> > hours
> > > in the
> > > total estimated respondent burden identified in
> the
> > > currently approved
> > > ICR. The thirty-one percent decrease from
> previous
> > years,
> > > reflects the
> > > average number of tolerance petitions received by
> EPA
> > in
> > > the past three
> > > years (2006, 2007, and 2008). This change is an
> > adjustment.
> > >
> > > B. Docket ID Number EPA-HQ-OPP-2008-0917
> > >
> > > Title: Standards for Pesticide Containers and
> > > Containment.
> > > ICR numbers: EPA ICR No. 1632.03, OMB Control

> No.
> > > 2070-0133.
> > > ICR status: The approval for this ICR is
> scheduled
> > to
> > > expire on
> > > November 30, 2009.
> > > Affected entities: Entities potentially
> affected
> > by
> > > this ICR
> > > include pesticide registrants and businesses who
> > formulate
> > > pesticide
> > > products or pesticide formulation intermediates
> (NAICS
> > code
> > > 325320),
> > > farm supply wholesalers (NAICS code 422910),
> swimming
> > pool
> > > applicators
> > > (classified under NAICS codes 561790, 453998, and
> > 235990),
> > > and
> > > agricultural (aerial and ground) commercial
> > applicators
> > > (classified
> > > under NAICS code 115112).
> > > Abstract: This information collection request
> > covers
> > > the
> > > information collection activities associated with
> the
> > > container design
> > > and residue removal requirements and containment
> > structure
> > > requirements.
> > > With respect to the container design and
> residue
> > > removal
> > > requirements, the information collection
> activities
> > are
> > > associated with
> > > the requirement that businesses subject to the
> > container
> > > regulations
> > > (pesticide registrants) and repackaging
> regulations
> > > (pesticide
> > > registrants and refillers) maintain records of
> test
> > data,

> > > cleaning
> > > procedures, certain data when a container is
> refilled,
> > and
> > > other
> > > supporting information. These records are subject
> to
> > both
> > > call-in by
> > > EPA and on-site inspection by EPA and its
> > representatives.
> > > EPA has not
> > > established a regular schedule for the collection
> of
> > these
> > > records, and
> > > there is no reporting.
> > > With respect to the containment structure
> > requirements,
> > > the
> > > information collection activities are associated
> with
> > the
> > > requirement
> > > that businesses subject to the containment
> structure
> > > regulations
> > > maintain records of the: 1) Monthly inspection
> and
> > > maintenance of each
> > > containment structure and all stationary bulk
> > containers;
> > > 2) duration
> > > over which
> > >
> > > [[Page 8539]]
> > >
> > > non-stationary bulk containers holding pesticide
> and
> > not
> > > protected by a
> > > secondary containment unit remain at the same
> > location; and
> > > 3)
> > > construction date of the containment structure.
> The
> > > businesses subject
> > > to the containment structure regulations include
> > > agrichemical retailers
> > > and refilling establishments, custom blenders and
> > > commercial
> > > applicators of agricultural pesticides. The
> records
> > have to

> > > be
> > > maintained by the owners and operators of such
> > businesses.
> > > There is no
> > > regular schedule for the collection of either of
> these
> > > records, nor
> > > does EPA anticipate a call-in of records at some
> > future
> > > date. Instead,
> > > the records would be available to inspectors to
> ensure
> > that
> > > businesses
> > > are in compliance with containment requirements.
> These
> > > inspections are
> > > generally conducted by the states, who enforce
> FIFRA
> > > regulations
> > > through cooperative agreements with EPA.
> > > Burden statement: The annual public reporting
> and
> > > recordkeeping
> > > burden for this collection of information is
> estimated
> > to
> > > average 7.4
> > > hours per response. The ICR, a copy of which is
> > available
> > > in the
> > > docket, provides a detailed explanation of this
> > estimate,
> > > which is only
> > > briefly summarized here:
> > > Estimated total number of potential
> respondents:
> > > 23,586. This
> > > includes 1,804 registrant facilities, 16,795
> > agricultural
> > > pesticide
> > > refillers, 322 swimming pool supply companies,
> and
> > > 4,665
> > > facilities
> > > requiring secondary containment.
> > > Frequency of response: On occasion. There is
> no
> > regular
> > > reporting
> > > involved. This ICR only involves recordkeeping
> > > requirements.
> > > Estimated total average number of responses
> for

> > each
> > > respondent: 1.
> > > Estimated total annual burden hours:
> 174,550.5
> > hours.
> > > This includes
> > > 139,563 hours for container design and residue
> removal
> > > requirements and
> > > 34,987.5 hours for containment structure
> requirements.
> > > Estimated total annual costs: \$6,124,953.
> This
> > includes
> > > \$4,902,723
> > > for container design and residue removal
> requirements
> > and
> > > \$1,222,230
> > > for containment structure requirements.
> > > Changes in the estimates from the last
> approval:
> > The
> > > renewal of
> > > this ICR will result in an overall increase of
> > 122,493.5
> > > hours in the
> > > total estimated respondent burden identified in
> the
> > > currently approved
> > > ICR. When the information collection associated
> with
> > this
> > > ICR was
> > > approved in 2006, the burden hours were adjusted
> to
> > reflect
> > > only the
> > > burden associated with initial rule
> familiarization
> > and
> > > state requests
> > > to use their containment regulations in lieu of
> > Federal
> > > regulations - a
> > > total of 52,057 hours. These were the only
> burdens
> > that
> > > were imposed by
> > > the pesticide container and containment
> regulations
> > during
> > > the course
> > > of that approval. EPA was instructed to revise

> the
> > > estimates, upon
> > > resubmission, to reflect the burden imposed in
> 2009
> > and
> > > beyond because
> > > of compliance with the requirements. This change
> is an
> > > adjustment.
> > >
> > > V. What is the Next Step in the Process for These
> > ICRs?
> > >
> > > EPA will consider the comments received and
> amend
> > the
> > > individual
> > > ICRs as appropriate. The final ICR packages will
> then
> > be
> > > submitted to
> > > OMB for review and approval pursuant to 5 CFR
> 1320.12.
> > EPA
> > > will issue
> > > another Federal Register notice pursuant to 5 CFR
> > 1320.5(a)
> > > (1) (iv) to
> > > announce the submission of these ICRs to OMB and
> the
> > > opportunity for
> > > the public to submit additional comments for OMB
> > > consideration. If you
> > > have any questions about any of these ICRs or the
> > approval
> > > process in
> > > general, please contact the person listed under
> FOR
> > FURTHER
> > > INFORMATION
> > > CONTACT.
> > >
> > > List of Subjects
> > >
> > > Environmental protection, Reporting and
> > recordkeeping
> > > requirements.
> > >
> > >
> > > Dated: February 17, 2009.
> > > James Jones,
> > > Acting Assistant Administrator, Office of
> > Prevention,
> > > Pesticides and

> > > Toxic Substances.
> > > [FR Doc. E9-4060 Filed 2-24-09; 8:45 am]
> > >
> > > BILLING CODE 6560-50-S

