

motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 214 and 211 of the Commission's Rules of Practice and Procedure 18 CFR 385.214, 385.211. All such motions or protests should be filed on or before September 27, 1996. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. Answers to this complaint shall be due on or before September 27, 1996.

Lois D. Cashell,

Secretary.

[FR Doc. 96-22458 Filed 9-3-96; 8:45 am]

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**Notice of Issuance of Decisions and Orders by the Office of Hearings and Appeals; Week of July 17 through July 21, 1995**

During the week of July 17 through July 21, 1995, the decisions and orders summarized below were issued with respect to appeals and applications for exception or other relief filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585,

Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in *Energy Management: Federal Energy Guidelines*, a commercially published loose leaf reporter system.

Dated: August 19, 1996.  
George B. Breznay,  
Director, Office of Hearings and Appeals.

**Request for Exception**

*Big Little Stores, Inc., 7/19/95, VEF-0005*

Big Little Stores, Inc., filed an Application for Exception from the Energy Information Administration requirement that it file Form EIA-782B, the "Resellers/Retailers' Monthly Petroleum Product Sales Report." In considering this request, the DOE found that the firm was not suffering gross inequity or serious hardship. Therefore, the DOE denied the Big Little Stores' Application for Exception.

**Implementation for Special Refund Procedures**

*Western Asphalt Service, Inc., et al., 7/17/95 LEF-0047 et al.*

The DOE issued a Decision and Order implementing procedures for the distribution of \$29,376,255.50 (plus accrued interest) obtained from Western Asphalt Service, Inc., Gray Trucking Company, William Valentine & Sons, Inc., Dorchester Master Limited Partnership, Howell Corporation, Placid Oil Company, Eton Trading Corporation. These funds were remitted by each firm to the DOE to settle possible pricing violations with respect to sales of crude oil. The DOE determined that these monies will be distributed in accordance with the DOE's Modified Statement of

Restitutionary Policy Concerning Crude Oil Overcharges. Under that policy, 20% will be reserved for injured purchasers of refined products, 40% will be distributed to the federal government, and 40% to the states.

**Personnel Security Hearing**

*Albuquerque Operations Office, 7/21/95, VSO-0023, VSZ-0003, VSZ-0004*

A Hearing Officer from the Office of Hearings and Appeals issued an Opinion regarding the eligibility of an individual for access authorization under the provisions of 10 C.F.R. Part 710. As preliminary matters, a motion to dismiss the proceeding for lack of authority and a motion to strike certain documentary evidence were denied. The Hearing found that although the individual has used marijuana a limited number of times over a 20-year period, his subsequent rehabilitation from that behavior mitigated the DOE's security concerns. The Hearing Officer also found, however, that the individual had misrepresented his marijuana use to the DOE by omitting significant information from forms and at interviews, and that the DOE's security concerns regarding this behavior were not overcome by any mitigating factors. Accordingly, the Hearing Officer found that the individual's access authorization should not be restored.

**Refund Applications**

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

CITY OF CANTON .....	RF272-97125	07/17/95
CRUDE OIL SUPPLEMENTAL REFUND DISTRIBUTION .....	RB272-12	07/17/95
CRUDE OIL SUPPLEMENTAL REFUND DISTRIBUTION .....	RB272-21	07/17/95
CRUDE OIL SUPPLEMENTAL REFUND DISTRIBUTION .....	RB272-19	07/17/95
CRUDE OIL SUPPLEMENTAL REFUND DISTRIBUTION .....	RB272-23	07/19/95
CRUDE OIL SUPPLEMENTAL REFUND .....	RB272-28	07/19/95
CRUDE OIL SUPPLEMENTAL REFUND DISTRIBUTION .....	RB272-26	07/19/95
CRUDE OIL SUPPLEMENTAL REFUND DISTRIBUTION .....	RB272-16	07/20/95
DALCO PETROLEUM, INC./GREAT PLAINS GAS .....	RF248-13	07/17/95
DALE TRACY ET AL .....	RK272-81	07/19/95
M.S.A.D. #29 ET AL .....	RF272-86541	07/19/95
MARION COUNTY, KY ET AL .....	RF272-95475	07/19/95
McLOUD SCHOOL DISTRICT, OKLAHOMA ET AL .....	RF272-95451	07/19/95
METROPOLITAN PETROLEUM & FUEL/ZINN COMPANIES, INC .....	RF349-21	07/19/95
MOHASCO CARPET CORPORATION .....	RC272-308	07/17/95
MOHAWK COMMERCIAL CARPET .....	RC272-309	
MOHASCO CARPET CORPORATION .....	RC272-310	
SUPERIOR KNITS ET AL .....	RF272-77524	07/20/95
TEXACO INC./ROOSEVELT TEXACO ET AL .....	RF321-12899	07/19/95
TOMS RIVER SCHOOLS ET AL .....	RF272-86349	07/19/95

**Dismissals**

The following submissions were dismissed:

Name	Case No.
BUCK'S TRUCK STOP, INC. ....	RF315-10189
CITY OF SANGER .....	RF272-96104
KALAMA CHEMICAL, INC. ....	RF272-90203
McREE TEXACO & DRIVE IN GROCERY .....	RF321-14130
OLD TOWN PLAZA SERVICE STATION .....	RF304-14463
RICHMOND, FREDERICKSBURG, AND POTOMAC RAILROAD CO. ....	RF321-14111

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## ENVIRONMENTAL PROTECTION AGENCY

[OPP-00450; FRL-5395-1]

### Food Safety Advisory Committee; Open Meeting

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

**ACTION:** Notice.

**SUMMARY:** As required by section 9 of the Federal Advisory Committee Act (Public Law 92-463), EPA's Office of Pesticide Programs (OPP) is giving notice of the establishment of the Food Safety Advisory Committee (FSAC), and to announce a series of FSAC meetings, the first of which will be September 26, 1996.

**DATES:** The initial meeting will take place September 26, 1996, from 9 a.m. to 5 p.m.. Subsequent meetings will be held on October 22 and 23, November 14 and 15, and, if necessary, December 4, 1996.

**ADDRESSES:** The meetings will be held at: The Green Room (next to Rm. 3204) of the Ariel Rios Federal Office Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20044.

**FOR FURTHER INFORMATION CONTACT:** By mail: Margie Fehrenbach, Designated Federal Official, or Carol Peterson, Office of Pesticide Programs (7501C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 1119, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703) 305-7090; e-mail: fehrenbach.margie@epamail.epa.gov or peterson.carol@epamail.epa.gov.

#### SUPPLEMENTARY INFORMATION:

#### I. Background

The Food Quality Protection Act (FQPA), signed into law on August 3, 1996, (Public Law 104-170) amends the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA) to provide greater protection for U.S. consumers, particularly infants

and children. EPA is forming the FSAC to provide a structured environment for exchange of information and ideas on regulatory, policy, and implementation issues. These discussions will assist EPA in the implementation of the new food safety statute and are essential if EPA is to be responsive to the needs of the public and the affected industry.

#### II. Participation

The FSAC will be composed of a balanced group of participants from the following sectors: pesticide user and commodity groups; environmental/public interest groups, including the general public; federal and state governments; academia; industry; the public health community; and congressional offices.

FSAC meetings will be open to the public. Statements by observers are welcome. Oral statements will be limited to three minutes, and it is preferred that only one person present the statement. In the event that there are more people wanting to speak than time will allow, written statements will be accepted at the time of the meeting. In addition, any person who wishes to file a written statement can do so before or after an FSAC meeting. These statements will become part of the permanent file and will be available to FSAC members for their information.

Materials relating to the Food Safety Advisory Committee will be maintained in a public record. These materials will be available for inspection from 8 a.m. to 4 p.m. Monday through Friday, excluding legal holidays. The public record is located in Rm. 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703) 305-5805.

#### III. Meeting Schedule

The first meeting of the FSAC will be held on September 26, 1996, in the Green Room of the Ariel Rios Federal Office Building (next to Room 3204), 1200 Pennsylvania Avenue, NW., Washington, DC 20044. Subsequent meetings have been scheduled for October 22 and 23, November 14 and

15, and, if necessary, December 4, 1996, in the same location. Agendas and background materials will be available two weeks prior to the meeting from Martha Tableman, PhD., telephone: (970) 468-5822, fax: (970) 262-0152, e-mail: mtableman@keystone.org.

#### List of Subjects

Environmental protection.

Dated: August 27, 1996.

Daniel M. Barolo,  
*Director, Office of Pesticide Programs.*

[FR Doc. 96-22506 Filed 9-3-96; 8:45 am]  
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[FRL-5603-9]

### Contractor Access to Confidential Business Information Under the Clean Air Act

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

**ACTION:** Notice.

**SUMMARY:** The EPA has authorized the following contractors for access to information that has been, or will be, submitted to EPA under section 114 of the Clean Air Act (CAA) as amended. (1) Environmental Consulting and Research (EC/R) Incorporated, 3721-D University Drive, Durham, North Carolina 27707, contract number 68D60008, (prime contractor); (2) Environmental Investigations, 2327 Englert Drive, Suite 1, Durham, North Carolina 27713, contract number 68D60008, (subcontractor).

Some of the information may be claimed to be confidential business information (CBI) by the submitter.

**DATES:** Access to confidential data submitted to EPA will occur no sooner than ten days after publication of this notice.

**FOR FURTHER INFORMATION CONTACT:** Doris Maxwell, Document Control Officer, Office of Air Quality Planning and Standards (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, (919) 541-5312.

**SUPPLEMENTARY INFORMATION:** The EPA is issuing this notice to inform all