

treating plants' transition/conversion to alternative chemicals.

Agency response. The Agency recognizes that the transition to alternative chemicals may pose significant challenges to some stakeholders including wood treaters. However, in their request for voluntary cancellation/use termination, the registrants stated that a 22-month phase-in period was practicable based on the amount of time they believed is required to convert and retrofit the treating plants. The commenters did not present any substantial information that

would render the requested time period inappropriate, and therefore EPA is not extending the requested time period.

IV. Summary of Agency's Decision Regarding the Voluntary Cancellation/Use Termination Requests

The Agency has accepted portions of the proposed voluntary cancellation/use termination requests and is deferring action on other portions. As stated earlier, in light of the issues raised by commenters with regard to the agricultural fence post and permanent wood foundation uses, the Agency has decided to defer its decision and action

on the registrants' request to terminate these uses until the Agency has evaluated these uses through the reregistration process. If at any time during the reregistration review the Agency determines it has sufficient information to take any action, that is, to either accept or refuse the requests for termination of those uses, the Agency will take appropriate action at that time. EPA's decision on the other portions of the requests for voluntary cancellation/use termination is as follows:

1. The following product registrations were cancelled as of March 17, 2003:

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| 62190-5 | WolmanacR Concentrate 70% |
| 62190-11 | CCA Type C 50% Chromated Copper Arsenate |

2. The following manufacturing product registrations were amended to

delete certain terminated uses as of May 16, 2003:

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|----------|----------------------|
| 3008-66 | Arsenic Acid 75% |
| 10465-32 | CSI Arsenic Acid 75% |
| 62190-7 | Arsenic Acid 75% |

For the above identified manufacturing-use products, the accepted amended labeling reads as follows:

Effective December 31, 2003, this product may only be used (1) for formulation of the following end-use wood preservative products: ammoniacal copper zinc arsenate (ACZA) or chromated copper arsenate (CCA) labeled in accordance with the Directions for Use shown below, or (2) by persons other than the registrant, in combination with one or more other products to make: ACZA wood preservative; or CCA wood preservative that is used in accordance with the Directions for Use shown below.

Effective December 31, 2003, this product may only be used for preservative treatment of the following categories of forest products and in accordance with the respective cited standard (noted parenthetically) of the 2001 edition of the American Wood-Preservers Association Standards: Lumber and Timber for Salt Water Use Only (C2), Piles (C3), Poles (C4), Plywood (C9), Wood for Highway Construction (C14), Round, Half Round and Quarter Round Fence Posts (C16), Poles, Piles and Posts Used as Structural Members on Farms, and Plywood Used on Farms (C16), Wood for Marine Construction (C18), Lumber and Plywood for Permanent Wood Foundations (C22), Round Poles and Posts

Used in Building Construction (C23), Sawn Timber Used To Support Residential and Commercial Structures (C24), Sawn Crossarms (C25), Structural Glued Laminated Members and Laminations Before Gluing (C28), Structural Composite Lumber (C33), and Shakes and Shingles (C34). Forest products treated with this product may only be sold or distributed for uses within the AWP Commodity Standards under which the treatment occurred.

3. The following end use product registrations were amended to delete certain terminated uses as of May 16, 2003:

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| 3008-17 | K-33-C (72%) Wood Preservative |
| 3008-21 | Special K-33 Preservative |
| 3008-34 | K-33 (60%) Wood Preservative |
| 3008-35 | K-33 (40%) Type-B Wood Preservative |
| 3008-36 | K-33-C (50%) Wood Preservative |
| 3008-42 | K-33-A (50%) Wood Preservative |
| 3008-72 | Osmose Arsenic Acid 75% |
| 10465-26 | CCA Type-C Wood Preservative 50% |
| 10465-28 | CCA Type-C Wood Preservative 60% |
| 10465-32 | CSI Arsenic Acid 75% |
| 35896-2 | Wood-Last Conc. Wood Preservation AQ 50% Solution CCA-Type A |
| 62190-2 | Wolmanac Concentrate 50% |