Message

From: McLaughlin, Jessica J [jessicamclaughlin@eastman.com]
Sent: 4/3/2020 7:21:39 PM
To: Roe, Lindsay [Roe.Lindsay@epa.gov]; Garvie, Heather [Garvie.Heather@epa.gov]
Subject: RE: [I] import tolerance action - oat grains

Hi Lindsay,

Thank you for this. I appreciate the information.

Regards,
Jessica

From: Roe, Lindsay <Roe.Lindsay@epa.gov>
Sent: Friday, April 3, 2020 3:21 PM
To: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>; Garvie, Heather <Garvie.Heather@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hi, Jessica.
We have not completely finished the process, so we cannot give you a definitive answer on this at this moment, but we are currently planning on setting the tolerance at 40ppm to harmonize with Canada.
Thanks,
Lindsay

From: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Sent: Friday, April 03, 2020 3:03 PM
To: Roe, Lindsay <Roe.Lindsay@epa.gov>; Garvie, Heather <Garvie.Heather@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hello Lindsay, Heather,

I've attached a cover letter accepting the new PRIA date of 6/15/2020.

Can either of you confirm that HED is looking at this amendment in respect to what was recently approved in Canada? A recent MRL for chlormequat chloride in or on oats was set in Canada at 40 ppm. My original petition requested the tolerance be amended to 30 ppm in the US, but this was before Canada set their tolerance at 40 ppm. The whole reason for this submission was to align our US import tolerance with the MRL in Canada, to allow for free import of oat crops into the US. I brought this to your attention in October 2019. I just want to confirm that HED is looking to set the amended import tolerance at 40 ppm. Any information on this would be appreciated.

Thank you,
Jessica

From: Roe, Lindsay <Roe.Lindsay@epa.gov>
Sent: Friday, April 3, 2020 9:12 AM
To: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>; Garvie, Heather <Garvie.Heather@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hi, Jessica.

Heather originally proposed 7/15/2020, but after further conversations with the team who is assisting with this final rule, they think that the mid-June date of 6/15/2020 will be fine (and we're hoping that it will publish earlier than that). If you send a renegotiation request for 6/15 we will put that in our system next week.

Thanks,
Lindsay

From: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Sent: Friday, April 03, 2020 7:19 AM
To: Garvie, Heather <Garvie.Heather@epa.gov>
Cc: Roe, Lindsay <Roe.Lindsay@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Good Morning Heather,

Your original email states the PRIA extension is 7/15/2020 but in our conversations you mention the PRIA extension date is 6/15/2020. Can you tell me which date you are proposing? We'd like to accept the 6/15/2020 date. We may be able to still get some late spring uses if this comes bac early.

Please let me know,
Jessica

From: Garvie, Heather <Garvie.Heather@epa.gov>
Sent: Tuesday, March 31, 2020 12:03 PM
To: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Cc: Roe, Lindsay <Roe.Lindsay@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Thanks for the update Jessica.

From: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Sent: Tuesday, March 31, 2020 11:56 AM
To: Garvie, Heather <Garvie.Heather@epa.gov>
Cc: Roe, Lindsay <Roe.Lindsay@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hi Heather,

The spring application for oats is April – May. We will miss the spring application if the date is extended to June 15. I will talk with my team about this, and respond to the extension after our conversation tomorrow.

Thanks,
Jessica

From: Garvie, Heather <Garvie.Heather@epa.gov>
Sent: Tuesday, March 31, 2020 10:58 AM
To: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Cc: Roe, Lindsay <Roe.Lindsay@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Thanks Jessica. The Final Rule is still being routed and will not publish by 4/15/20. We are hopeful it will publish in May. However, we are requesting a renegotiation of 6/15/20 so that we don't have to renegotiate

twice if it doesn't publish in May. There is no label or other work to be done, so as soon as the FR publishes the action will be approved. Renegotiating to June does not mean we are holding on to the action or slowing things down – we are trying to publish as soon as possible.

Is the growing season over by June in Canada?

Thanks,
Heather

From: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Sent: Tuesday, March 31, 2020 10:53 AM
To: Garvie, Heather <Garvie.Heather@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hi Heather,

I'm refereeing to the growing season of oats in Canada. The growers in Canada do not want to use our product in Canada because they cannot currently import into to US.

Thanks,
Jessica

From: Garvie, Heather <Garvie.Heather@epa.gov>
Sent: Tuesday, March 31, 2020 10:24 AM
To: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Subject: RE: [I] import tolerance action - oat grains

Hi Jessica:

The chlormequat chloride action is an import tolerance. What growing season are you referring to? I just want to be sure I understand what your question is.

Thanks,
Heather

From: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Sent: Tuesday, March 31, 2020 9:26 AM
To: Garvie, Heather <Garvie.Heather@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hello Heather,

Yes, I will respond my the end of day tomorrow. I do have a question regarding this extension because we will now miss the spring growing season of oats. Do we have any other option than to accept the extension? If I do not want to except the extension, can I get an approval by 4/15?

Thanks,
Jessica

Jessica McLaughlin | Eastman Chemical Company
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North American Crop Protection
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Office: 423-229-2498 | Mobile: 484-619-6422
Email: jessicamclaughlin@eastman.com

From: Garvie, Heather <Garvie.Heather@epa.gov>
Sent: Friday, March 27, 2020 11:42 AM
To: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Subject: RE: [I] import tolerance action - oat grains

Hi Jessica:

I got this message and then a request to recall it. Do you think you can get back to us on the renegotiation next week?

Thanks,
Heather

From: McLaughlin, Jessica J <jessicamclaughlin@eastman.com>
Sent: Friday, March 27, 2020 10:50 AM
To: Garvie, Heather <Garvie.Heather@epa.gov>
Subject: RE: [I] import tolerance action - oat grains

Hello Heather,

We accept the three month extension for the following:

Petition # 9F8758
Decision # 549961
Proposed PRIA date: 7/15/20

Thanks,
Jessica

I am emailing in reference to the import tolerance action for oat grains. Due to resource constraints we are not going to be able to publish the Final Rule by the PRIA date and are requesting a 3 month extension from 4/15/20 to 7/15/20. The information is as follows:

Petition # 9F8758
Decision # 549961
Proposed PRIA date: 7/15/20

If you agree to this request can you please send me an email stating as such, listing out the above information?

Looking forward to hearing from you,
Heather

Heather A. Garvie

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