Comments received within the specified time period will be considered before a final decision is made; comments received after the time specified will be considered only to the extent possible without delaying processing of the application.

Written comments filed pursuant to this notice, will be available in the Public Response and Program Resources Branch, Field Operation Division office at the address provided from 8 a.m. to 4 p.m., Monday through Friday, except legal holidays. It is suggested that persons interested in reviewing the application file, telephone the FOD office (703–305–5805), to ensure that the file is available on the date of intended visit.

Authority: 7 U.S.C. 136.

List of Subjects

Environmental protection, Pesticides and pests, Product registration.

Dated: February 24, 1995.

Janet L. Andersen,

Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

[FR Doc. 95–5397 Filed 3–7–95; 8:45 am] BILLING CODE 6560–50–F

FEDERAL COMMUNICATIONS COMMISSION

[WT Docket No. 95-26; FCC 95-59]

Notice of Order to Show Cause; Commercial Realty St. Pete, Inc.

AGENCY: Federal Communications Commission.

ACTION: Notice of order to show cause.

SUMMARY: Commercial Realty St. Pete, Inc. (Commercial Realty), an Interactive Video and Data Services (IVDS) auction bidder, and its principals are ordered to show cause why they should not be barred from participating in any future Commission auction and from holding any Commission licenses. The Commission has determined that Commercial Realty and its principals have engaged in serious misconduct that call into question their basic qualifications to be a Commission applicant or licensee. The hearing will examine the misconduct to determine whether the abuses and violations should prohibit Commercial Realty and its principals from participating in Commission auctions and from being Commission licensees.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. FOR FURTHER INFORMATION CONTACT: Joseph Weber, Enforcement Division, Wireless Telecommunications Bureau (202) 418–1310.

SUPPLEMENTARY INFORMATION: This is a summary of the Order to Show Cause in WT Docket 95–26, adopted February 15, 1995, and released February 16, 1995.

The full text of Commission decisions are available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., 2100 M Street NW., Suite 140, Washington, DC 20037, (202) 857–3800.

Summary of Order to Show Cause

The Commission has determined that Commercial Realty engaged in misconduct during the Commission's IVDS auctions. The Commission has found that a written declaration submitted by Commercial Realty contained false information about Commercial Realty's financial qualifications. The Commission has also determined that inappropriately claimed a bidding credit as a womanowned company. Finally, the Commission determined that James C. Hartley, one of Commercial Realty's principals, engaged in improper communications with other IVDS

Pursuant to Section 312 of the Communications Act of 1934, as amended, Commercial Realty, James C. Hartley, and Ralph E. Howe are ordered to show cause why they should not be barred from future Commission auctions and from holding Commission licenses based upon the following issues listed below:

- (1)(a) The facts and circumstances surrounding the aforementioned Declarations submitted to the Commission by Commercial Realty St. Pete, Inc.;
- (b) Whether Commercial Realty and/ or its principals misrepresented facts, lacked candor, or attempted to mislead the Commission;
- (c) Whether, based on the evidence adduced pursuant to 1 (a) and (b), above, Commercial Realty and/or its principals should be subject to a forfeiture up to the statutory limit pursuant to Section 503 of the Communications Act, as amended, 47 U.S.C. 503.
- (d) Whether, based on the evidence adduced pursuant to 1 (a) and (b), above, Commercial Realty and/or its principals should be barred from future

- auctions and from holding Commission licenses.
- (2)(a) The facts and circumstances surrounding Commercial Realty's claim of a bidding credit as a woman-owned small business at the IVDS auctions;
- (b) Whether Commercial Realty and/ or its principals misrepresented facts, lacked candor, or attempted to mislead the Commission in claiming a bidding credit as a woman-owned small business:
- (c) Whether, based on the evidence adduced pursuant to 2 (a) and (b), above, Commercial Realty and/or its principals should be subject to a forfeiture up to the statutory limit pursuant to Section 503 of the Communications Act, as amended, 47 U.S.C. 503:
- (d) Whether, based on the evidence adduced pursuant to 2 (a) and (b), above, Commercial Realty's and/or its principals' conduct in requesting said bidding credit as a woman-owned small business warrants barring Commercial Realty and/or its principals from future auctions and from holding Commission licenses;
- (3) Whether Commercial Realty's and/ or its principals' improper communication with Christopher Pedersen of Interactive America Corporation should bar Commercial Realty and/or its principals from future auctions and from holding Commission licenses;
- (4)(a) The facts and circumstances surrounding the letter sent by facsimile to other successful IVDS auction bidders;
- (b) The facts and circumstances surrounding the press release caused to be released by Commercial Realty on, or about, August 5, 1994;
- (c) Whether, based on evidence adduced pursuant to 4 (a) and (b), above, Commercial Realty and/or its principals abused the Commission processes and should be subject to a forfeiture up to the statutory limit pursuant to Section 503 of the Communications Act, as amended, 47 U.S.C. 503:
- (d) Whether, based on the evidence adduced pursuant to 4 (a) and (b), above, Commercial Realty and/or its prinicpals abused Commission processes and should be barred from future auctions and from holding Commission licenses;
- (5) Whether, based on the totality of the evidence adduced pursuant to 1 (a) and (b), 2 (a) and (b), 3, and 4 (a) and (b), above, and the violations of the Commission's Rules established in the Notice of Apparent Liability for Forfeiture, File No. 519WT0002, Commercial Realty and/or its principals