

a final rule entitled "Code of Professional Conduct for Labor Mediators." This final rule adopted and codified the Code of Conduct for Labor Mediators. This Code has not been updated in nearly sixty years and no longer reflects the agency's values, scope of services provided by FMCS mediators, or best practices for conflict management and resolution services. Therefore, FMCS is creating a new code of professional conduct and is updating this rule to reference this internal Code of Professional Conduct for FMCS Mediators.

**List of Subjects in 29 CFR 1400**

Administrative practice and procedure and Labor management relations.

For the reasons set forth in the preamble, and under the authority 29 U.S.C. 172 of the Taft Harley Act of 1947, FMCS propose to amend 29 CFR chapter XII part 1400 as follows:

**PART 1400—STANDARDS OF CONDUCT, RESPONSIBILITIES, AND DISCIPLINE**

- 1. The authority citation for part 1400 continues to read as follows:

**Authority:** E.O. 11222, 30 FR 6469, 3 CFR, 1965 Supp.; 5 CFR 735.104. Section 1400.735–20 also issued under 29 U.S.C. 172.

**Subpart B—Employees: Ethical and Other Conduct and Responsibilities**

- 2. Revise § 1400.735–20 to read as follows:

**§ 1400.735–20 Code of Professional Conduct for FMCS Mediators.**

The Federal Mediation and Conciliation Service has a Code of Professional Conduct for FMCS Mediators. Mediators in the Federal Mediation and Conciliation Service are required to conduct themselves in accordance with the responsibilities outlined therein.

Dated: January 18, 2023.

**Anna Davis,**

*General Counsel.*

[FR Doc. 2023–01204 Filed 1–24–23; 8:45 am]

**BILLING CODE 6732–01–P**

**POSTAL SERVICE**

**39 CFR Part 111**

**Post Office Box Fee Refund**

**AGENCY:** Postal Service™.

**ACTION:** Final rule.

**SUMMARY:** The Postal Service is amending *Mailing Standards of the*

*United States Postal Service*, Domestic Mail Manual (DMM®) to clarify the refund policy for customers who qualified for a Group "E" (free) Post Office Box™. The Postal Service is also making an amendment for consistency with refund standards.

**DATES:** Effective March 1, 2023.

**FOR FURTHER INFORMATION CONTACT:** Phong T. Quang at (202) 268–2857 or Garry Rodriguez at (202) 268–7281.

**SUPPLEMENTARY INFORMATION:** On December 13, 2022, the Postal Service published a notice of proposed rulemaking (87 FR 76170–76171) to clarify the refund policy for customers who qualified for a Group "E" (free) P.O. Box. The Postal Service did not receive any customer comments.

To ensure uniform treatment of customers who were not provided Group E P.O. Box service, the Postal Service is providing a refund policy if it has been determined that a customer paying for P.O. Box service is entitled to Group E P.O. Box service. A refund of prorated fees may be issued for each full consecutive month preceding the determination, up to a maximum of 24 months. Interest will not be paid on the amount refunded.

The Postal Service is also making a minor revision to the text in subsection 508.4.5.2c for clarity in the standard and in subsection 604.9.0 to establish a link to the P.O. Box fee refund standards in subsection 508.4.6.

We believe the proposed revisions will provide customers with a more efficient mailing experience.

The Postal Service adopts the following changes to *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM), incorporated by reference in the *Code of Federal Regulations*. See 39 CFR 111.1.

We will publish an appropriate amendment to 39 CFR part 111 to reflect these changes.

**List of Subjects in 39 CFR Part 111**

Administrative practice and procedure, Postal Service.

Accordingly, 39 CFR part 111 is amended as follows:

**PART 111—[AMENDED]**

- 1. The authority citation for 39 CFR part 111 continues to read as follows:

**Authority:** 5 U.S.C. 552(a); 13 U.S.C. 301–307; 18 U.S.C. 1692–1737; 39 U.S.C. 101, 401–404, 414, 416, 3001–3018, 3201–3220, 3401–3406, 3621, 3622, 3626, 3629, 3631–3633, 3641, 3681–3685, and 5001.

- 2. Revise the *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM) as follows:

**Mailing Standards of the United States Postal Service, Domestic Mail Manual (DMM)**

\* \* \* \* \*

**500 Additional Services**

\* \* \* \* \*

**508 Recipient Services**

\* \* \* \* \*

**4.0 Post Office Box Service**

\* \* \* \* \*

**4.5 Fee Group Assignments**

\* \* \* \* \*

**4.5.2 Fee Group E—Free P.O. Box Service**

Customers may qualify for Group E (free) P.O. Box service at a Post Office if their physical address location meets all of the following criteria:

\* \* \* \* \*

[Revise the first sentence of item c to read as follows:]

c. USPS does not provide carrier delivery to a mail receptacle at or near a physical address for reasons other than those in 4.5.3b. \* \* \*

\* \* \* \* \*

**4.6 Fee Refund**

\* \* \* \* \*

[Add new 4.6.3 to read as follows:]

**4.6.3 Group E P.O. Box Service Fee Refund**

If a postmaster determines that a customer paying for P.O. Box service was entitled to Group E (free) P.O. Box service under 4.5.2, a refund of prorated fees may be issued for each full consecutive month preceding the determination, up to a maximum of 24 months. Interest is not paid on the amount refunded.

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**600 Basic Standards for All Mailing Services**

\* \* \* \* \*

**604 Postage Payment Methods and Refunds**

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**9.0 Exchanges and Refunds**

\* \* \* \* \*

[Add new 9.6 to read as follows:]

## 9.6 Post Office Box Fee Refunds

Fee refunds for P.O. Box service are provided under 508.4.6.

\* \* \* \* \*

**Tram T. Pham,**

*Attorney, Ethics and Legal Compliance.*

[FR Doc. 2023-01350 Filed 1-24-23; 8:45 am]

**BILLING CODE P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[EPA-HQ-OPP-2021-0305; FRL-10494-01-OCSPP]

### Malic Acid; Tolerance Exemption

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

**ACTION:** Final rule.

**SUMMARY:** This regulation establishes an exemption from the requirement of a tolerance for residues of malic acid when used as an inert ingredient (buffering and stabilizing agent) on growing crops. Valent BioSciences, LLC, submitted a petition to EPA under the Federal Food, Drug, and Cosmetic Act (FFDCA), requesting establishment of an exemption from the requirement of a tolerance. This regulation eliminates the need to establish a maximum permissible level for residues of malic acid, when used in accordance with the terms of these exemptions.

**DATES:** This regulation is effective January 25, 2023. Objections and requests for hearings must be received on or before March 27, 2023 and must be filed in accordance with the instructions provided in 40 CFR part 178 (see also Unit I.C. of the **SUPPLEMENTARY INFORMATION**).

**ADDRESSES:** The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2021-0305, is available at <https://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave. NW, Washington, DC 20460-0001. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room and the OPP docket is (202) 566-1744. For the latest status information on EPA/DC services, docket access, visit <https://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** Daniel Rosenblatt, Registration Division

(7505T), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; main telephone number: (202) 566-2875; email address: [RDFFRNotices@epa.gov](mailto:RDFFRNotices@epa.gov).

### SUPPLEMENTARY INFORMATION:

#### I. General Information

##### A. Does this action apply to me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

##### B. How can I get electronic access to other related information?

You may access a frequently updated electronic version of 40 CFR part 180 through the Office of Federal Register's e-CFR site at <https://www.ecfr.gov/current/title-40>.

##### C. How can I file an objection or hearing request?

Under FFDCA section 408(g), 21 U.S.C. 346a(g), any person may file an objection to any aspect of this regulation and may also request a hearing on those objections. You must file your objection or request a hearing on this regulation in accordance with the instructions provided in 40 CFR part 178. To ensure proper receipt by EPA, you must identify docket ID number EPA-HQ-OPP-2021-0305 in the subject line on the first page of your submission. All objections and requests for a hearing must be in writing and must be received by the Hearing Clerk on or before March 27, 2023. Addresses for mail and hand delivery of objections and hearing requests are provided in 40 CFR 178.25(b).

In addition to filing an objection or hearing request with the Hearing Clerk as described in 40 CFR part 178, please submit a copy of the filing (excluding any Confidential Business Information (CBI)) for inclusion in the public docket. Information not marked confidential pursuant to 40 CFR part 2 may be disclosed publicly by EPA without prior notice. Submit the non-CBI copy of your

objection or hearing request, identified by docket ID number EPA-HQ-OPP-2021-0305, by one of the following methods:

- **Federal eRulemaking Portal:** <https://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be CBI or other information whose disclosure is restricted by statute.

- **Mail:** OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001.

- **Hand Delivery:** To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <https://www.epa.gov/dockets/contacts.html>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <https://www.epa.gov/dockets>.

#### II. Petition for Exemption

In the **Federal Register** of July 20, 2022 (87 FR 43231) (FRL-9410-03-OCSPP), EPA issued a document pursuant to FFDCA section 408, 21 U.S.C. 346a, announcing the filing of a pesticide petition (PP IN-11559) by Valent BioSciences, LLC, 1910 Innovation Way, Suite 100, Libertyville, IL 60048. The petition requested that 40 CFR be amended by establishing an exemption from the requirement of a tolerance for residues of malic acid (CAS Reg. No. 6915-15-7) when used as an inert ingredient (buffering and stabilizing agent) in pesticide formulations applied to growing crops pre-harvest under 40 CFR 180.920. That document referenced a summary of the petition prepared by Valent BioSciences, LLC, the petitioner, which is available in the docket, <https://www.regulations.gov>. There were no relevant comments received in response to the notice of filing.

#### III. Inert Ingredient Definition

Inert ingredients are all ingredients that are not active ingredients as defined in 40 CFR 153.125 and include, but are not limited to, the following types of ingredients (except when they have a pesticidal efficacy of their own): Solvents such as alcohols and hydrocarbons; surfactants such as polyoxyethylene polymers and fatty acids; carriers such as clay and diatomaceous earth; thickeners such as carrageenan and modified cellulose; wetting, spreading, and dispersing agents; propellants in aerosol dispensers; microencapsulating agents; and emulsifiers. The term "inert" is not