

foreign owner or custodian. I also determine that the exhibition or display of the exhibit objects at the Arthur M. Sackler Gallery, Smithsonian Institution, Washington, DC, from on or about May 3, 2008, until on or about August 3, 2008; Detroit Institute of Arts, Detroit, MI, from on or about August 23, 2008, until on or about November 16, 2008; Honolulu Academy of Arts, Honolulu, HI, from on or about December 17, 2008, until on or about March 1, 2009; Nelson-Atkins Museum of Art, Kansas City, MO, from on or about March 21, 2009, until on or about June 14, 2009; Denver Art Museum, Denver, CO, from on or about July 4, 2009, until on or about September 27, 2009, and at possible additional exhibitions or venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, including a list of the exhibit objects, contact Julie Simpson, Attorney-Adviser, Office of the Legal Adviser, U.S. Department of State (telephone: (202)-453-8050). The address is U.S. Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: March 26, 2008

**C. Miller Crouch,**

*Principal Deputy Assistant Secretary for Educational and Cultural Affairs, Department of State.*

[FR Doc. E8-6814 Filed 4-1-08; 8:45 am]

**BILLING CODE 4710-05-P**

## DEPARTMENT OF STATE

[Delegation of Authority No. 310]

### Delegation of Authority by the Deputy Secretary to the Under Secretary for Political Affairs and the Assistant Secretary for Consular Affairs of Authorities Under Section 306 of the Enhanced Border Security and Visa Entry Reform Act of 2002

By virtue of the authority vested in the Secretary of State, including Section 1 of the State Department Basic Authorities Act, as amended (22 U.S.C. 2651a), and delegated to the Deputy Secretary pursuant to Delegation of Authority 245 dated April 23, 2001, I hereby delegate to the Under Secretary for Political Affairs and to the Assistant Secretary for Consular Affairs the authority under Section 306 of the Enhanced Border Security and Visa Entry Reform Act of 2002 to determine, in consultation with the Attorney General and the heads of other

appropriate United States agencies, that an alien who is a national of a designated state sponsor of international terrorism does not pose a threat to the safety or national security of the United States, under standards and procedures developed in consultation with the Attorney General and the heads of other appropriate United States agencies.

Notwithstanding this delegation of authority, the Secretary or Deputy Secretary may exercise any function or authority delegated by this delegation of authority. Either officer to whom this authority is delegated may exercise the delegation. The authority delegated herein may not be re-delegated.

This memorandum shall be published in the **Federal Register**.

Dated: March 14, 2008.

**John D. Negroponte,**

*Deputy Secretary, Department of State.*

[FR Doc. E8-6823 Filed 4-1-08; 8:45 am]

**BILLING CODE 4710-10-P**

## TENNESSEE VALLEY AUTHORITY

### Meetings; Sunshine Act

#### AGENCY HOLDING THE MEETING:

Tennessee Valley Authority (Meeting No. 08-02).

**TIME AND DATE:** 10 a.m. EDT, April 3, 2008; TVA West Tower Auditorium, 400 West Summit Hill Drive, Knoxville, Tennessee.

#### Agenda

##### Old Business

Approval of minutes of February 15, 2008, Board Meeting.

##### New Business

1. Chairman's Report.
2. President's Report.
3. Report of the Finance, Strategy, and Rates Committee.
  - A. Customer issues.
    - i. Renewal power supply contract for a directly-served customer.
    - ii. Summer 2008 pilot products.
4. Report of the Operations, Environment, and Safety Committee.
  - A. Specific capital expenditure project authorizations.
    - i. Gleason combined cycle conversion.
    - ii. Clean air project.
  - B. Draft environmental policy presentation.
5. Report of the Human Resources Committee.
6. Report of the Community Relations Committee.
  - A. Public auction of 35 acres, more or less, of property in Tishomingo County, Mississippi.

B. Recreation easement of 10.7 acres, more or less, of property on Tellico Reservoir.

C. Public recreation easement of 10 acres, more or less, of property on Tellico Reservoir.

D. Land use requests for the town of Vonore and Monroe County.

7. Report of the Corporate Governance Committee.

A. Bylaws.

8. Report of the Ad Hoc Committee on Energy Efficiency, Demand Response, and Renewable Energy.

A. Draft Energy Efficiency and Demand Response plan presentation.

B. Draft Renewable Energy plan presentation.

**FOR MORE INFORMATION:** Please call TVA Media Relations at (865) 632-6000, Knoxville, Tennessee. People who plan to attend the meeting and have special needs should call (865) 632-6000. Anyone who wishes to comment on any of the agenda in writing may send their comments to: TVA Board of Directors, Board Agenda Comments, 400 West Summit Hill Drive, Knoxville, Tennessee 37902.

Dated: March 27, 2008.

**Maureen H. Dunn,**

*General Counsel and Secretary.*

[FR Doc. E8-6780 Filed 4-1-08; 8:45 am]

**BILLING CODE 8120-08-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Application of Air Molokai Nui, Inc. for Commuter Air Carrier Authorization

**AGENCY:** Department of Transportation.

**ACTION:** Notice of Order to Show Cause (Order 2008-3-26), Docket DOT-OST-2007-28724.

**SUMMARY:** The Department of Transportation is directing all interested persons to show cause why it should not issue an order finding Air Molokai Nui, Inc., fit, willing, and able, and awarding it commuter air carrier authorization to engage in scheduled passenger air transportation as a commuter air carrier.

**DATES:** Persons wishing to file objections should do so no later than April 9, 2008.

**ADDRESSES:** Objections and answers to objections should be filed in Docket DOT-OST-2007-28724 and addressed to Docket Operations, (M-30, Room W12-140), U.S. Department of Transportation, 1200 New Jersey Avenue, SE., Washington, DC 20590, and should be served upon the parties listed in Attachment A to the order.

**FOR FURTHER INFORMATION CONTACT:**

Ronle Taylor, Air Carrier Fitness Division (X-56, Room W86-464), U.S. Department of Transportation, 1200 New Jersey Avenue, SE., Washington, DC 20590, (202) 366-9721.

Dated: March 26, 2008.

**Michael W. Reynolds,**

*Acting Assistant Secretary for Aviation and International Affairs.*

[FR Doc. E8-6807 Filed 4-1-08; 8:45 am]

**BILLING CODE 4910-01-P**

**DEPARTMENT OF TRANSPORTATION****Federal Highway Administration****Environmental Impact Statement: Seattle, WA**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Rescission of Notice of Intent, FR document 01-1508.

**SUMMARY:** This notice rescinds the previous Notice of Intent issued on January 9, 2001, to prepare an environmental impacts statement (EIS) for the proposed NE Novelty Hill transportation project in King County, Washington.

**FOR FURTHER INFORMATION CONTACT:** Pete Jilek, Urban Area Engineer, Federal Highway Administration, 711 South Capitol Way, Suite 501, Olympia WA 98501, Telephone (360) 753-9550 and Ed Conyers, Washington State Department of Transportation, Local Programs Engineer for Northwest Region, P.O. Box 330310, 15700 Dayton Avenue, Seattle, WA 98133, Telephone (206) 440-4734.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the Washington State Department of Transportation (WSDOT) and the King County Department of Transportation (KCDOT), issued a Notice of Intent on January 18, 2001 to prepare an EIS to evaluate the potential environmental impacts associated with the proposed NE Novelty Hill transportation improvement project to improve immediate and long-range transportation mobility of people and goods in the NE Novelty Hill Road corridor area. This corridor area is located west of 243rd Avenue NE to Avondale Road NE., south of NE 133rd Street to NE Union Hill Road in King County, Washington.

The initial proposal included the consideration of four alternatives (three build alternatives and a no action alternative) for evaluation in the proposed EIS. Since then, refinement of the project elements and review and

analysis in the completion of thirteen associated discipline reports helped to more specifically identify potential impacts, resulting in the elimination of two of the build alternatives with significant impacts. As such, the FHWA, WSDOT, and KCDOT have jointly decided that the project will likely not result in significant impacts to the environment and that an Environmental Assessment (EA) is the most appropriate environmental document for compliance with the National Environmental Policy Act (NEPA). The EA will be circulated, as appropriate, once it is completed.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation of Federal programs and activities apply to this program.)

**Authority:** 23 U.S.C. 315; 40 CFR 1.48.

Issued on: March 20, 2008.

**Pete Jilek,**

*Urban Area Engineer, Federal Highway Administration, Olympia, Washington.*

[FR Doc. E8-6852 Filed 4-1-08; 8:45 am]

**BILLING CODE 4910-22-P**

**DEPARTMENT OF TRANSPORTATION****Surface Transportation Board**

[STB Ex Parte No. 290 (Sub-No. 4)]

**Railroad Cost Recovery Procedures—Productivity Adjustment**

**AGENCY:** Surface Transportation Board, DOT.

**ACTION:** Adoption of a railroad cost recovery procedures productivity adjustment.

**SUMMARY:** In a decision served on February 22, 2008, we proposed to adopt 1.008 (0.8% per year) as the measure of average change in railroad productivity for the 2002–2006 (5-year) averaging period. This value was a decline of 0.9 of a percentage point from the current measure of 1.7% that was developed for the 2001–2005 period. That decision stated that comments may be filed addressing any perceived data and computational errors in our calculation. It also stated that, if there were no further action taken by the Board, the proposed productivity adjustment would become effective on March 17, 2008.

On March 13, 2008, the Board received comments from both the Association of American Railroads and the Western Coal Traffic League. Both parties requested that the Board revisit

the development of the output index calculation and make certain other clarifications. By a decision served on March 17, 2008, we postponed the effective date of the annual productivity adjustment.

We have reviewed the calculations of the output index for 2006. During that review, we found inconsistencies in the weights associated with certain movements reported in the waybill sample data, and found that these inconsistencies caused a distortion in the resulting productivity calculation. This circumstance has been rectified and the Board is issuing modifications to its annual productivity decision. The Board's original calculation of the output index for 2006 of 0.994 should be modified to 1.018.

We will adopt 1.013 (1.3% per year) as the measure of average change in railroad productivity for the 2002–2006 (5-year) averaging period. This value is a decline of 0.4 of a percentage point from the current measure of 1.7% that was developed for the 2001–2005 period. The proposed 5-year (2002–2006) productivity trend calculated using a geometric average is 1.012, or 1.2% per year.

**EFFECTIVE DATE:** The productivity adjustment is effective March 28, 2008.

**FOR FURTHER INFORMATION CONTACT:** Pedro Ramirez, (202) 245-0333. [Federal Information Relay Service (FIRS) for the hearing impaired: 1-800-877-8339.]

**SUPPLEMENTARY INFORMATION:**

Additional information is contained in the Board's decision, which is available on our Web site <http://www.stb.dot.gov>. To purchase a copy of the full decision, write to, e-mail or call the Board's contractor, ASAP Document Solutions; 9332 Annapolis Rd., Suite 103, Lanham, MD 20706; e-mail [asapdc@verizon.net](mailto:asapdc@verizon.net); phone (202) 306-4004. [Assistance for the hearing impaired is available through FIRS: 1-800-877-8339.]

This action will not significantly affect either the quality of the human environment or energy conservation.

Pursuant to 5 U.S.C. 605(b), we conclude that our action will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act.

Decided: March 27, 2008.

By the Board, Chairman Nottingham, Vice Chairman Mulvey, and Commissioner Buttrey.

**Anne K. Quinlan,**

*Acting Secretary.*

[FR Doc. E8-6846 Filed 4-1-08; 8:45 am]

**BILLING CODE 4915-01-P**