

disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify Angela Bolduc, Chief, Employee/Labor Relations and Work Life Branch, at 301-492-2230, TDD: 301-415-2100, or by e-mail at [angela.bolduc@nrc.gov](mailto:angela.bolduc@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

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This notice is distributed electronically to subscribers. If you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969), or send an e-mail to [darlene.wright@nrc.gov](mailto:darlene.wright@nrc.gov).

Dated: January 21, 2010.

**Rochelle C. Baval,**

*Office of the Secretary.*

[FR Doc. 2010-1661 Filed 1-25-10; 11:15 am]

**BILLING CODE 7590-01-P**

## POSTAL REGULATORY COMMISSION

### Sunshine Act Meetings

**TIME AND DATE:** Wednesday, February 3, 2010 at 11 a.m.

**PLACE:** Commission hearing room, 901 New York Avenue, NW., Suite 200, Washington, DC 20268-0001

**STATUS:** Parts of this meeting will be open to the public. The rest of the meeting will be closed to the public.

**MATTERS TO BE CONSIDERED:** The items identified below are on the agenda for the Commission's February meeting.

**PORTIONS OPEN TO THE PUBLIC:** 1. Report on Congressional Committee staff briefings.

2. Report on international activities.

3. Status of Annual Compliance Review.

4. Status of other active cases.

5. Update on recent activities of Joint Periodicals Task Force and status of anticipated report to the Congress pursuant to section 708 of the Postal Accountability and Enhancement Act of 2006.

6. Status of preliminary assessment of social benefits of the mail.

7. Report on professional papers prepared by Commission staff members for submission to technical conferences.

8. Discussion of correspondence received from the National Governors Association.

9. Report on additions to the Commission's external website.

10. Discussion of audio streaming and podcasting options for Commission meetings and report on audio streaming policies at other Federal agencies.

**PORTIONS CLOSED TO THE PUBLIC:** 11. Discussion of pending litigation (*USPS v. PRC*).

12. Personnel matters-alignment of Commission offices with operational goals.

**CONTACT PERSON FOR FURTHER INFORMATION:** Stephen L. Sharfman, General Counsel, Postal Regulatory Commission, at 202-789-6820 or [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

*Dated:* January 25, 2010.

**Shoshana M. Grove,**

*Secretary.*

[FR Doc. 2010-1758 Filed 1-25-10; 4:15 pm]

**BILLING CODE 7710-FW-S**

## POSTAL REGULATORY COMMISSION

[Docket No. A2010-2; Order No. 395]

### Post Office Closing

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** This document informs the public that an appeal of the closing of the Sundance, CO, post office has been filed. It identifies preliminary steps and provides a procedural schedule. Publication of this document will allow the Postal Service, petitioner, and others to take appropriate action.

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>. Commenters who cannot submit their views electronically should contact the person identified in "FOR FURTHER INFORMATION CONTACT" by telephone for advice on alternatives to electronic filing.

**FOR FURTHER INFORMATION CONTACT:** Stephen L. Sharfman, General Counsel, 202-789-6820 or [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that pursuant to 39 U.S.C. 404(d), the Commission has received an appeal of the closing of the Sundance post office located in Steamboat Springs, Colorado 80487. The appeal was received by the Commission on December 29, 2009. The Commission hereby institutes a proceeding under 39 U.S.C. 404(d)(5) and designates the case as Docket No. A2010-2 to consider the petitioner's appeal. If the petitioner would like to further explain his position with supplemental information or facts, he may either file a Participant Statement on PRC Form 61 or file his

own brief with the Commission by no later than February 4, 2010.

*Categories of issues apparently raised.* The categories of issues that appear to be raised include: Effect on the community [39 U.S.C. 404(d)(2)(A)(i)].

After the Postal Service files the administrative record and the Commission reviews it, the Commission may find that there are more legal issues than those set forth above. Or, the Commission may find that the Postal Service's determination disposes of one or more of those issues. The deadline for the Postal Service to file the administrative record with the Commission is February 1, 2010. 39 CFR 3001.113.

*Availability; Web site posting.* The Commission has posted the appeal and supporting material on its Web site at <http://www.prc.gov>. Additional filings in this case and participants' submissions also will be posted on the Web site, if provided in electronic format or amenable to conversion, and not subject to a valid protective order. Information on how to use the Commission's Web site is available online or by contacting the Commission's Web master via telephone at 202-789-6873 or via electronic mail at [prc-webmaster@prc.gov](mailto:prc-webmaster@prc.gov).

The appeal and all related documents are also available for public inspection in the Commission's docket section. Docket section hours are 8 a.m. to 4:30 p.m., Monday through Friday, except on Federal government holidays. Docket section personnel may be contacted via electronic mail at [prc-dockets@prc.gov](mailto:prc-dockets@prc.gov) or via telephone at 202-789-6846.

*Filing of documents.* All filings of documents in this case shall be made using the Internet (Filing Online) pursuant to Commission rules 9(a) and 10(a) at the Commission's Web site, <http://www.prc.gov>, unless a waiver is obtained. 39 CFR 3001.9(a) and 10(a). Instructions for obtaining an account to file documents online may be found on the Commission's Web site, <http://www.prc.gov>, or by contacting the Commission's docket section at [prc-dockets@prc.gov](mailto:prc-dockets@prc.gov) or via telephone at 202-789-6846.

*Intervention.* Those, other than the petitioner and respondent, wishing to be heard in this matter are directed to file a notice of intervention. See 39 CFR 3001.111. Notices of intervention in this case are to be filed on or before February 16, 2010. A notice of intervention shall be filed using the Internet (Filing Online) at the Commission's Web site, <http://www.prc.gov>, unless a waiver is obtained for hardcopy filing. Rules 9(a) and 10(a) [39 CFR 3001.9(a) and 10(a)].

*Further procedures.* By statute, the Commission is required to issue its decision within 120 days from the date this appeal was filed [39 U.S.C. 404(d)(5)]. A procedural schedule has been developed to accommodate this statutory deadline. In the interest of expedition, in light of the 120-day decision schedule, the Commission may request the Postal Service or other participants to submit information or memoranda of law on any appropriate issue. As required by the Commission rules, if any motions are filed, responses are due 7 days after any such motion is filed. 39 CFR 3001.21.

*It is ordered:*

1. The Postal Service shall file the administrative record in this appeal, or

otherwise file a responsive pleading to the appeal, by February 1, 2010.

2. The procedural schedule listed below is hereby adopted.

3. Pursuant to 39 U.S.C. 505, Richard A. Oliver is designated officer of the Commission (Public Representative) to represent the interests of the general public.

4. The Secretary shall arrange for publication of this notice and order and procedural schedule in the **Federal Register**.

*Concurring Opinion of Commissioner Blair.* I concur in the establishment of the docket to hear the appeal of the closing of the Sundance retail station located in Steamboat Springs, Colorado. The appeal appears to have met the preliminary test of being filed within the timeline prescribed by the statute.

However, I have serious concerns about this docket and its timing. These concerns include how this case might impact the Commission's deliberations and anticipated decision in the proceeding regarding an advisory opinion on the Postal Service Station and Branch Optimization and Consolidation Initiative, Docket No. N2009-1 and whether the Commission's consideration of this appeal may preempt issues raised in Docket No. N2009-1. It also comes at the time the Commission is receiving public comment on its public investigation into post office suspensions, Docket No. PI2010-1.

By the Commission.  
**Shoshana M. Grove,**  
*Secretary.*

**PROCEDURAL SCHEDULE**

December 29, 2009 .....	Filing of Appeal.
February 1, 2010 .....	Deadline for Postal Service to file administrative record in this appeal or responsive pleading.
February 4, 2010 .....	Deadline for petitioner's form 61 or initial brief in support of petition ( <i>see</i> 39 CFR 3001.115(a) and (b)).
February 16, 2010 .....	Deadline for petitioners to intervene ( <i>see</i> 39 CFR 3001.111(b)).
February 24, 2010 .....	Deadline for answering brief in support of Postal Service ( <i>see</i> 39 CFR 3001.115(c)).
March 11, 2010 .....	Deadline for reply briefs in response to answering briefs ( <i>see</i> 39 CFR 3001.115(d)).
March 18, 2010 .....	Deadline for motions by any party requesting oral argument; the Commission will schedule oral argument only when it is a necessary addition to the written filings ( <i>see</i> 39 CFR 3001.116).
April 28, 2010 .....	Expiration of the Commission's 120-day decisional schedule ( <i>see</i> 39 U.S.C. 404(d)(5)).

[FR Doc. 2010-1612 Filed 1-26-10; 8:45 am]  
**BILLING CODE 4830-01-S**

**SECURITIES AND EXCHANGE COMMISSION**

[Release No. 34-61395; File No. SR-FICC-2009-11]

**Self-Regulatory Organizations; The Fixed Income Clearing Corporation; Notice of Filing and Immediate Effectiveness of Proposed Rule Change to Modify the Fee Schedule of the Government Securities Division of the Fixed Income Clearing Corporation**

January 21, 2010.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> notice is hereby given that on December 29, 2009, the Fixed Income Clearing Corporation ("FICC") filed with the Securities and Exchange Commission ("Commission") the

proposed rule change described in Items I, II, and III below, which items have been prepared primarily by FICC. FICC filed the proposal pursuant to Section 19(b)(3)(A)(ii) of the Act<sup>2</sup> and Rule 19b-4(f)(2)<sup>3</sup> thereunder so that the proposal was effective upon filing with the Commission. The Commission is publishing this notice to solicit comments on the rule change from interested parties.

**I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change**

The proposed rule change amends FICC's rules to modify the fee schedules of its Government Securities Division ("GSD").

**II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change**

In its filing with the Commission, FICC included statements concerning

the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. FICC has prepared summaries, set forth in sections (A), (B), and (C) below, of the most significant aspects of these statements.<sup>4</sup>

*(A) Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change*

(a) The purpose of this filing is to modify participant fees as outlined below. The fee changes were effective as of January 4, 2010.

(i) The GSD fee structure for submission of a side of a trade and submission of a repo transaction is revised to reflect the following:

	2009 Fee	2010 Proposed fee
Up to 50,000 submissions per month .....	\$0.16 per item .....	\$0.21 per item.
50,000 to 100,001 submissions per month .....	\$0.08 per item .....	\$0.12 per item.

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>3</sup> 17 CFR 240.19b-4(f)(2).

<sup>4</sup> The Commission has modified the text of the summaries prepared by FICC.