

the timing set forth in *Regulatory Notice* 11–03, the amendments to the OATS Rules are currently scheduled to begin to be phased in on July 11, 2011, six months after the publication of *Regulatory Notice* 11–03 and the revised *OATS Reporting Technical Specifications*.

Since the publication of the *Notice* and the *OATS Reporting Technical Specifications*, many firms and industry groups have requested that the implementation date for the new recording and reporting requirements be delayed to allow firms sufficient time to make necessary systems updates and changes. In addition, firms have noted that the time needed to make the necessary changes was increased because firms are also changing and updating their systems to comply with the SEC's new rule on risk management controls for broker-dealers with market access, Rule 15c3–5 under the Act,⁶ which has a compliance date of July 14, 2011.⁷ As a result of these discussions, FINRA is seeking to delay the implementation of the new OATS recording and reporting requirements for NMS stocks until October 3, 2011, to give firms sufficient time to make necessary changes to their systems to enable them to comply with the expanded OATS recording and reporting requirements. Consequently, FINRA will begin to phase-in the new recording and reporting requirements beginning on October 3, 2011.

FINRA has filed the proposed rule change for immediate effectiveness.

2. Statutory Basis

FINRA believes that the proposed rule change is consistent with the provisions of Section 15A(b)(6) of the Act,⁸ which requires, among other things, that FINRA rules must be designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, and, in general, to protect investors and the public interest. FINRA believes that extending the implementation date of the extension of the OATS Rules to all NMS stocks will ensure that firms have sufficient time to make the necessary changes to their systems to be able to comply with the new OATS recording and reporting requirements when they become effective.

B. Self-Regulatory Organization's Statement on Burden on Competition

FINRA does not believe that the proposed rule change will result in any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

Written comments were neither solicited nor received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Because the foregoing proposed rule change does not: (i) significantly affect the protection of investors or the public interest; (ii) impose any significant burden on competition; and (iii) become operative for 30 days from the date on which it was filed, or such shorter time as the Commission may designate, it has become effective pursuant to Section 19(b)(3)(A) of the Act⁹ and Rule 19b–4(f)(6) thereunder.¹⁰

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to rule-comments@sec.gov. Please include File Number SR–FINRA–2011–021 on the subject line.

Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549–1090.

All submissions should refer to File Number SR–FINRA–2011–021. This file number should be included on the

subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the principal office of FINRA. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make publicly available. All submissions should refer to File Number SR–FINRA–2011–021 and should be submitted on or before May 25, 2011.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹¹

Cathy H. Ahn,
Deputy Secretary.

[FR Doc. 2011–10897 Filed 5–3–11; 8:45 am]

BILLING CODE 8011–01–P

SMALL BUSINESS ADMINISTRATION

Advisory Committee on Veterans Business Affairs Meeting

AGENCY: U.S. Small Business Administration.

ACTION: Notice of open Federal Advisory Committee Meeting.

SUMMARY: The SBA is issuing this notice to announce the location, date, time, and agenda for the next meeting of the Advisory Committee on Veterans Business Affairs. The meeting will be open to the public.

DATES: May 19, 2011 from 9 a.m. to 5 p.m. in the Eisenhower Conference room, side B, located on the 2nd floor.

ADDRESSES: U.S. Small Business Administration, 409 3rd Street, SW., Washington, DC 20416.

¹¹ 17 CFR 200.30–3(a)(12).

⁶ 17 CFR 240.15c3–5.

⁷ See Securities Exchange Act Release No. 63241 (November 3, 2010), 75 FR 69792 (November 15, 2010).

⁸ 15 U.S.C. 78o–3(b)(6).

⁹ 15 U.S.C. 78s(b)(3)(A).

¹⁰ 17 CFR 240.19b–4(f)(6).

SUPPLEMENTARY INFORMATION: Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C., Appendix 2), SBA announces the meeting of the Advisory Committee on Veterans Business Affairs. The Advisory Committee on Veterans Business Affairs serves as an independent source of advice and policy recommendation to the Administrator of the U.S. Small Business Administration.

The purpose of this meeting is to focus on framing the discussion for policy and programs that encompasses government support of veterans' entrepreneurship. For information regarding our veterans' resources and partners, please visit our Web site at <http://www.sba.gov/vets>.

FOR FURTHER INFORMATION CONTACT: The meeting is open to the public. Anyone wishing to attend this meeting or to make a presentation to the Advisory Committee on Veterans Business Affairs, advance notice is requested. Please contact Cheryl Simms, Program Liaison, at the U.S. Small Business Administration, Office of Veterans Business Development, 409 3rd Street, SW., Washington, DC 20416; Telephone number: (202) 619-1697; Fax number (202) 481-6085 or by e-mail at cheryl.simms@sba.gov.

If you require accommodations because of a disability, please contact the Office of Veterans Business Development at (202) 205-6773 at least two weeks in advance.

Dated: April 21, 2011.

Dan S. Jones,

SBA Committee Management Officer.

[FR Doc. 2011-10777 Filed 5-3-11; 8:45 am]

BILLING CODE 8025-01-P

SMALL BUSINESS ADMINISTRATION

Revocation of License of Small Business Investment Company

Pursuant to the authority granted to the United States Small Business Administration by the Prospero Ventures of the United States District Court for the Northern District of Washington, Oakland Division, dated Prospero Ventures, the United States Small Business Administration hereby revokes the license of Prospero Ventures, L.P. a California Limited Partnership, to function as a small business investment company under the Small Business Investment Company License No. 979-0422 issued to Prospero Ventures, L.P. on September 29, 1999 and said license is hereby declared null and void as of September 15, 2010.

United States Small Business Administration.

Dated: April 27, 2011.

Sean J. Greene,

Associate Administrator for Investment.

[FR Doc. 2011-10776 Filed 5-3-11; 8:45 am]

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OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Petition Under Section 302 on Access to the German Bar Aptitude Examination; Decision Not To Initiate Investigation

AGENCY: Office of the United States Trade Representative.

ACTION: Decision not to initiate investigation.

SUMMARY: The United States Trade Representative (Trade Representative) has determined not to initiate an investigation under Section 301 of the Trade Act of 1974, as amended (Trade Act), with respect to a petition alleging, among other things, that the Government of Germany has breached obligations under the Treaty of Friendship, Commerce and Navigation Between the United States of America and the Federal Republic of Germany (the FCN Treaty) to afford U.S. citizens national treatment and most-favored-nation (MFN) status in connection with requirements for access to the German bar aptitude examination.

DATES: *Effective Date:* April 28, 2011.

FOR FURTHER INFORMATION CONTACT:

Jared Wessel, Assistant General Counsel, (202) 395-3150; William Busis, Deputy Assistant United States Trade Representative for Monitoring and Enforcement and Chair of the Section 301 Committee, (202) 395-3150; David Weiner, Deputy Assistant United States Trade Representative for Europe, (202) 395-4620; or Christopher Melly, Deputy Assistant United States Trade Representative for Services, (202) 395-4510.

SUPPLEMENTARY INFORMATION: On March 14, 2011, Mr. Peter M. Haver filed a petition on his own behalf pursuant to Section 302 of the Trade Act addressed to acts, policies, and practices of the Government of Germany regarding requirements for access to the German bar aptitude examination. The petition contends that Mr. Haver (the petitioner) is a U.S. citizen who practices U.S. and French law as a foreign legal consultant in Germany. The petition states that under German law, only nationals of Germany, the European Economic Area, and the Swiss Confederation are eligible

to sit for the German bar aptitude examination. The petition alleges that these acts, policies, and practices restrict U.S. citizens from sitting for the German bar aptitude examination and, therefore, from gaining admission to the German bar, and that these restrictions: (1) Violate the national treatment obligations of the FCN Treaty; (2) violate the MFN obligations of the FCN Treaty; and

(3) constitute unreasonable and discriminatory treatment of U.S. citizens. The petition requests that the Trade Representative "Atake measures" against Germany under Section 301.

The Trade Representative, upon the advice of the interagency Section 301 Committee, has decided not to initiate an investigation under Section 301 of the Trade Act in response to the petition. The Trade Representative's decision is based on three separate grounds.

First, the petition fails to allege that Mr. Haver has the significant interest necessary to have standing as an interested person to file a petition under Section 302 of the Trade Act. *See* 15 CFR 2006.0(b). According to the petition, Mr. Haver need not sit for the examination to practice law in Germany because he has an "automatic right to German bar membership" based on the fact that he has resided and practiced law in Germany for three years. Because Mr. Haver claims he has another, automatic option for obtaining admission to the German bar, the petition fails to allege that Mr. Haver has the significant interest necessary to have standing to file a petition regarding access to the German bar aptitude examination. The petition does not allege, for example, that there is any economic benefit to Mr. Haver through admission by examination that he would not obtain through automatic admission based on his three years of practice.

Second, in the framework of the Trade Act, the petition's allegations that Germany breached its national treatment and MFN obligations under the FCN Treaty amount to an allegation of an unjustifiable act, policy, or practice under Section 301(d)(4) (defining an unjustifiable act, policy, or practice as one that "is in violation of, or inconsistent with, the international legal rights of the United States," including an act, policy, or practice that "denies national or most-favored-nation treatment"), and not an allegation of the violation of a "trade agreement" under Section 301(a)(1)(B)(i). To be actionable under Section 301, an unjustifiable act, policy, or practice must burden or restrict U.S. commerce. *See* Section