

services that might be added to and paid for with these pieces), divided by the total volume of qualifying pieces,” which is then multiplied by the total volume of pieces eligible for credits and 30 percent. *Id.* at 4–5.

The Postal Service estimates the First-Class Mail Growth Incentive “will spur \$259 to \$432 million in growth revenue, pay \$78 to \$130 million in credits, and result in \$91 to \$152 million in net contribution . . . .” *Id.* at 7. The Postal Service estimates that the Marketing Mail Growth Incentive will spur between \$544 and \$907 million in growth revenue, pay \$163 to \$272 million in credits, and result in a net contribution of \$17 to \$28 million. *Id.* at 6–7.

The Postal Service contends that the two incentives are rates of general applicability. *Id.* at 9. Under 39 CFR 3030.122(i), the Postal Service must state whether it elects to generate unused rate adjustment authority. 39 CFR 3030.122(i). The Postal Service states that it does elect to have the two incentives generate unused rate adjustment authority, but that “sufficient billing determinants do not yet exist for the incentives to be included in any percentage calculation for a change in rates.” *Id.* at 8. The Postal Service states that the soonest it would have sufficient billing determinants to include the incentives in a percentage calculation for a change in rates and generate rate adjustment authority would be an omnibus rate case in 2025. *Id.* at 9.

The Postal Service contends that 39 CFR 3030.221, which requires the Postal Service to raise rates for non-compensatory products in compensatory classes by at least 2 percentage points above the average for that class, does not apply in this proceeding because the Postal Service only seeks to lower prices. *Id.* at 12. The Postal Service also contends that applying 39 CFR 3030.221 to rate cases in which the Postal Service seeks to lower rates conflicts with 39 CFR 3030.122(i), which it asserts “expressly contemplates and permits the Postal Service to bring rate cases in which it only lowers prices . . . .” *Id.* at 13.

### III. Initial Administrative Actions

Pursuant to 39 CFR 3030.124(a), the Commission establishes Docket No. R2023–3 to consider the planned Market Dominant price change creating two incentives as well as the related classification changes identified in the Notice. The Commission invites comments from interested persons on whether the Postal Service’s planned price adjustments are consistent with

applicable statutory and regulatory requirements. 39 CFR 3030.125. The applicable statutory and regulatory requirements the Commission considers in its review are the requirements of 39 CFR part 3030, Commission directives and orders, and 39 U.S.C. 3626, 3627, and 3629. 39 CFR 3030.126(b). Comments are due no later than

September 11, 2023. 39 CFR 3030.124(f).

The Postal Service’s filing is available for review on the Commission’s website (<http://www.prc.gov>). Comments and other material filed in this proceeding will be available for review on the Commission’s website unless the information contained therein is subject to an application for non-public treatment. The Commission’s rules on non-public materials (including access to documents filed under seal) appear in 39 CFR part 3011.

Pursuant to 39 U.S.C. 505, the Commission appoints John Avila to represent the interests of the general public (Public Representative) in this proceeding.

### IV. Ordering Paragraphs

*It is ordered:*

1. The Commission establishes Docket No. R2023–3 to consider the planned Market Dominant price change creating two incentives, as well as the related classification changes, identified in the Postal Service’s August 11, 2023 Notice.

2. Comments on the planned price adjustments and related classification changes are due no later than September 11, 2023.

3. Pursuant to 39 U.S.C. 505, John Avila is appointed to serve as an officer of the Commission to represent the interests of the general public (Public Representative) in this proceeding.

4. The Commission directs the Secretary of the Commission to arrange for prompt publication of this notice in the **Federal Register**.

By the Commission.

**Mallory Richards,**

*Attorney-Adviser.*

[FR Doc. 2023–17874 Filed 8–18–23; 8:45 am]

**BILLING CODE 7710–FW–P**

### POSTAL SERVICE

#### International Product Change—Priority Mail Express International, Priority Mail International & First-Class Package International Service Agreement

**AGENCY:** Postal Service™.

**ACTION:** Notice.

**SUMMARY:** The Postal Service gives notice of filing a request with the Postal Regulatory Commission to add a Priority

Mail Express International, Priority Mail International & First-Class Package International Service contract to the list of Negotiated Service Agreements in the Competitive Product List in the Mail Classification Schedule.

**DATES:** *Date of notice:* August 21, 2023.

**FOR FURTHER INFORMATION CONTACT:** Christopher C. Meyerson, (202) 268–7820.

**SUPPLEMENTARY INFORMATION:** The United States Postal Service® hereby gives notice that, pursuant to 39 U.S.C. 3642 and 3632(b)(3), on August 11, 2023, it filed with the Postal Regulatory Commission a *USPS Request to Add Priority Mail Express International, Priority Mail International & First-Class Package International Service Contract 25 to Competitive Product List*. Documents are available at [www.prc.gov](http://www.prc.gov), Docket Nos. MC2023–221 and CP2023–225.

**Sarah Sullivan,**

*Attorney, Ethics and Legal Compliance.*

[FR Doc. 2023–17863 Filed 8–18–23; 8:45 am]

**BILLING CODE 7710–12–P**

### POSTAL SERVICE

#### First-Class Mail and USPS Marketing Mail Growth Incentive

**AGENCY:** Postal Service™.

**ACTION:** Notice.

**SUMMARY:** The Postal Service is providing notice that it has filed with the Postal Regulatory Commission a market dominant price change creating two new incentives.

**DATES:** August 21, 2023.

**FOR FURTHER INFORMATION CONTACT:** Steven Mills, Director Product Management (Mailing Svcs.) at (202) 268–7433.

**SUPPLEMENTARY INFORMATION:** On August 11, 2023, the United States Postal Service® filed with the Postal Regulatory Commission a notice of market dominant price change creating two new incentives.

As indicated in the filing, the Postal Service will offer two new incentives designed to promote the growth of First-Class Mail® (the “First-Class Mail Growth Incentive”) and USPS Marketing Mail® (the “Marketing Mail Growth Incentive”). The effective dates of both incentives is January 1, 2024, and the incentive period runs through December 31, 2024. Qualifying Market Dominant products eligible for the incentive are: First-Class Mail Presort Letters, First-Class Mail Presort Cards, First-Class Mail Presort Flats, USPS

Marketing Mail Letters and High Density/Saturation Letters, USPS Marketing Mail Flats and High Density/Saturation Flats, USPS Marketing Mail Carrier Route Letters and Flats, and USPS Marketing Mail and Saturation Parcels.

Documents pertinent to this notice are available at <http://www.prc.gov> under docket number R2023-3 and on the daily docket for August 11, 2023.

**Sarah Sullivan,**

*Attorney, Ethics & Legal Compliance.*

[FR Doc. 2023-17865 Filed 8-18-23; 8:45 am]

**BILLING CODE 7710-12-P**

## SECURITIES AND EXCHANGE COMMISSION

### Sunshine Act Meetings

**TIME AND DATE:** 2:00 p.m. on Thursday, August 24, 2023.

**PLACE:** The meeting will be held via remote means and/or at the Commission's headquarters, 100 F Street NE, Washington, DC 20549.

**STATUS:** This meeting will be closed to the public.

**MATTERS TO BE CONSIDERED:**

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the closed meeting. Certain staff members who have an interest in the matters also may be present.

In the event that the time, date, or location of this meeting changes, an announcement of the change, along with the new time, date, and/or place of the meeting will be posted on the Commission's website at <https://www.sec.gov>.

The General Counsel of the Commission, or her designee, has certified that, in her opinion, one or more of the exemptions set forth in 5 U.S.C. 552(b)(3), (5), (6), (7), (8), 9(B) and (10) and 17 CFR 200.402(a)(3), (a)(5), (a)(6), (a)(7), (a)(8), (a)(9)(ii) and (a)(10), permit consideration of the scheduled matters at the closed meeting.

The subject matter of the closed meeting will consist of the following topics:

- Institution and settlement of injunctive actions;

- Institution and settlement of administrative proceedings;

- Resolution of litigation claims; and

- Other matters relating to examinations and enforcement proceedings.

At times, changes in Commission priorities require alterations in the scheduling of meeting agenda items that may consist of adjudicatory,

examination, litigation, or regulatory matters.

**CONTACT PERSON FOR MORE INFORMATION:**

For further information; please contact Vanessa A. Countryman from the Office of the Secretary at (202) 551-5400.

*Authority:* 5 U.S.C. 552b.

Dated: August 17, 2023.

**Vanessa A. Countryman,**

*Secretary.*

[FR Doc. 2023-18014 Filed 8-17-23; 11:15 am]

**BILLING CODE 8011-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-98137; File No. SR-CboeEDGX-2023-051]

### Self-Regulatory Organizations; Cboe EDGX Exchange, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Amend Its Fee Schedule

August 15, 2023.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on August 1, 2023, Cboe EDGX Exchange, Inc. ("Exchange" or "EDGX") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

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

Cboe EDGX Exchange, Inc. (the "Exchange" or "EDGX") proposes to amend its Fee Schedule. The text of the proposed rule change is provided in Exhibit 5.

The text of the proposed rule change is also available on the Exchange's website ([http://markets.cboe.com/us/options/regulation/rule\\_filings/edgx/](http://markets.cboe.com/us/options/regulation/rule_filings/edgx/)), at the Exchange's Office of the Secretary, and at the Commission's Public Reference Room.

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

In its filing with the Commission, the Exchange 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. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statements.

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

##### 1. Purpose

The Exchange proposes to amend its Fee Schedule applicable to its equities trading platform ("EDGX Equities") as follows: (1) by modifying the criteria of Add Volume Tier 6; and (4) modifying the rates associated with Remove Volume Tier 1. The Exchange proposes to implement these changes effective August 1, 2023.

The Exchange first notes that it operates in a highly competitive market in which market participants can readily direct order flow to competing venues if they deem fee levels at a particular venue to be excessive or incentives to be insufficient. More specifically, the Exchange is only one of 16 registered equities exchanges, as well as a number of alternative trading systems and other off-exchange venues that do not have similar self-regulatory responsibilities under the Securities Exchange Act of 1934 (the "Act"), to which market participants may direct their order flow. Based on publicly available information,<sup>3</sup> no single registered equities exchange has more than 14% of the market share. Thus, in such a low-concentrated and highly competitive market, no single equities exchange possesses significant pricing power in the execution of order flow. The Exchange in particular operates a "Maker-Taker" model whereby it pays rebates to members that add liquidity and assesses fees to those that remove liquidity. The Exchange's Fee Schedule sets forth the standard rebates and rates applied per share for orders that provide and remove liquidity, respectively. Currently, for orders in securities priced at or above \$1.00, the Exchange provides a standard rebate of \$0.00160 per share for orders that add liquidity and assesses a fee of \$0.0030 per share for orders that remove liquidity.<sup>4</sup> For orders in securities priced below \$1.00, the Exchange provides a standard rebate

<sup>3</sup> See Cboe Global Markets, U.S. Equities Market Volume Summary, Month-to-Date (July 24, 2023), available at <https://www.cboe.com/us/equities/statistics/>.

<sup>4</sup> See EDGX Equities Fee Schedule, Standard Rates.

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

<sup>2</sup> 17 CFR 240.19b-4.