

[FR Doc. 2023–23906 Filed 10–27–23; 8:45 a.m.]

BILLING CODE 6450–01–P

## ENVIRONMENTAL PROTECTION AGENCY

[EPA–R08–SFUND–2023–0488; FRL–11438–01–R8]

### Administrative Settlement Agreement, Commodore Mining Company, Del Monte Mining Company, Kanawha Mines, LLC, Settling Parties, Mineral County, Colorado, Purchaser

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

**ACTION:** Notice of proposed agreement; request for public comment.

**SUMMARY:** Notice is hereby given by the U.S. Environmental Protection Agency (EPA), Region 8, of an Administrative Settlement Agreement between the United States on behalf of the EPA, the State of Colorado, Commodore Mining Company, Del Monte Mining Company, Kanawha Mines, LLC, and Mineral County, Colorado (collectively “Parties”), at the Nelson Tunnel/Commodore Waste Rock Superfund Site in Mineral County, Colorado. The settlement provides that settling Parties will transfer certain mining claims to purchaser, which will in turn support purchaser’s efforts to preserve the important historical structures on these mining claims. The Parties acknowledge that this settlement is structured to support purchaser’s efforts to stabilize and preserve the historical structures. In exchange, this settlement resolves the settling Parties’ alleged civil liability for the site. In exchange, this settlement also resolves purchaser’s potential CERCLA liability.

**DATES:** Comments must be submitted on or before November 29, 2023.

**ADDRESSES:** The proposed agreement and additional background information relating to the agreement will be available upon request and will be posted at <https://www.epa.gov/superfund/nelson-tunnel>. Comments and requests for an electronic copy of the proposed agreement should be addressed to Natalie Timmons, Enforcement Specialist, Superfund and Emergency Management Division, Environmental Protection Agency—Region 8, Mail Code 8SEM–PAC, 1595 Wynkoop Street, Denver, Colorado 80202, telephone number: (303) 312–6385 or email address: [timmons.natalie@epa.gov](mailto:timmons.natalie@epa.gov) and should reference the Nelson Tunnel/Commodore Waste Rock Superfund Site.

You may also send comments, identified by Docket ID No. EPA–R08–SFUND–2023–0488 to <https://www.regulations.gov>. Follow the online instructions for submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Erin Agee, Assistant Regional Counsel, Office of Regional Counsel, Environmental Protection Agency, Region 8, Mail Code 8 ORC–LEC, 1595 Wynkoop, Denver, Colorado 80202, telephone number: (303) 312–6374, email address: [agee.erin@epa.gov](mailto:agee.erin@epa.gov).

**SUPPLEMENTARY INFORMATION:** For thirty (30) days following the date of publication of this document, the Agency will receive written comments relating to the agreement. The Agency will consider all comments received and may modify or withdraw its consent to the agreement if comments received disclose facts or considerations that indicate that the agreement is inappropriate, improper, or inadequate.

**Ben Bielenberg,**

*Acting Division Director, Superfund and Emergency Management Division, Region 8.*

[FR Doc. 2023–23804 Filed 10–27–23; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OPP–2022–0194; FRL–11374–02–OCSP]P

### Pesticide Registration Review: Pesticide Dockets Opened for Review and Comment; Notice of Availability; Correction

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

**ACTION:** Notice; correction.

**SUMMARY:** EPA issued a notice in the **Federal Register** of October 18, 2023, announcing the availability of preliminary work plans (PWP) for the following chemicals: *Aureobasidium pullulans* and cyflumetofen. EPA mistakenly included cyflumetofen in the list of chemicals with available PWP. This document corrects that error by deleting cyflumetofen from the list.

**FOR FURTHER INFORMATION CONTACT:** Susan Bartow, Pesticide Re-evaluation Division (7508M), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001; telephone number: (202) 566–2280; email address: [bartow.susan@epa.gov](mailto:bartow.susan@epa.gov).

**SUPPLEMENTARY INFORMATION:**

## I. General Information

*Does this action apply to me?*

This action is directed to the public in general and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action.

## II. Correction

In the **Federal Register** of October 18, 2023, in FR Doc. 2023–22996, on pages 71853 and 71854 (Table 1), EPA mistakenly included cyflumetofen in the list of registration review cases with PWP that are available for public comment. EPA will make the cyflumetofen PWP available for public comment at a later date and will announce its release in a future **Federal Register** notice.

*Authority:* 7 U.S.C. 136 *et seq.*

Dated: October 24, 2023.

**Mary Elissa Reaves,**

*Director, Pesticide Re-Evaluation Division, Office of Pesticide Programs.*

[FR Doc. 2023–23920 Filed 10–27–23; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

[FR ID: 181592]

### Privacy Act of 1974; System of Records

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of a modified system of records.

**SUMMARY:** The Federal Communications Commission (FCC or Commission or Agency) has modified an existing system of records, FCC/OMD–17, Freedom of Information Act (FOIA) and Privacy Act Requests, subject to the Privacy Act of 1974, as amended. This action is necessary to meet the requirements of the Privacy Act to publish in the **Federal Register** notice of the existence and character of records maintained by the agency. The FCC’s Office of the Managing Director (OMD) will use the FCC FOIA Case Management Solution, an online portal, to accept, manage, and track Freedom of Information Act (FOIA) requests and appeals, and manage and track Privacy Act requests and appeals through their

lifecycles. The FCC FOIA Case Management Solution permits members of the public to file and appeal FOIA requests and to search various fields of data (as designated by the FCC) concerning requests, appeals, and responsive records. The FCC FOIA Case Management Solution is not usable by members of the public to file and appeal Privacy Act requests, but the FCC uses it to manage and track such requests and appeals that the agency receives through other channels. The FCC began transitioning from FOIAonline, its prior FOIA and Privacy Act case management system, to the FCC FOIA Case Management Solution in October 2023.

**DATES:** This modified system of records will become effective on October 30, 2023. Written comments on the routine uses are due by November 29, 2023. The routine uses in this action will become effective on November 29, 2023 unless comments are received that require a contrary determination.

**ADDRESSES:** Send comments to Brendan McTaggart, Attorney-Advisor, Office of General Counsel, Federal Communications Commission, 45 L Street NE, Washington, DC 20554, or to [privacy@fcc.gov](mailto:privacy@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** Brendan McTaggart, (202) 418-1738, or [privacy@fcc.gov](mailto:privacy@fcc.gov) (and to obtain a copy of the Narrative Statement and the Supplementary Document, which includes details of the modifications to this system of records).

**SUPPLEMENTARY INFORMATION:** This notice serves to update and modify FCC/OMD-17, Freedom of Information Act (FOIA) and Privacy Act Requests, as a result of various necessary changes and updates. The substantive changes and modifications to the previously published version of the FCC/OMD-17 system of records include:

1. Updating references throughout to reflect the FCC's transition from the FOIAonline case management system to the FCC FOIA Case Management Solution;

2. Updating and/or revising language in the following routine uses (listed by routine use number provided in this notice): (1) Public Access; (3) Litigation and (4) Adjudication (formerly a single routine use); (5) Law Enforcement and Investigation; (6) Congressional Inquiries; (7) Government-wide Program Management and Oversight; (9) Breach Notification, the revision of which is as required by OMB Memorandum No. M-17-12; and (11) Non-Federal Personnel; and

3. Adding one new routine use: (10) Assistance to Federal Agencies and Entities Related to Breaches, the

addition of which is required by OMB Memorandum No. M-17-12.

The system of records is also revised for clarity and updated to reflect various administrative changes related to the system managers and system addresses; policy and practices for storage and retrieval of the information; administrative, technical, and physical safeguards; and updated notification, records access, and contesting records procedures.

**SYSTEM NAME AND NUMBER:**

FCC/OMD-17, Freedom of Information Act (FOIA) and Privacy Act Requests.

**SECURITY CLASSIFICATION:**

No information in the system is classified.

**SYSTEM LOCATION:**

Office of the Managing Director (OMD), Federal Communications Commission (FCC), 45 L Street NE, Washington, DC 20554.

**SYSTEM MANAGER(S):**

Office of the Managing Director (OMD), Federal Communications Commission (FCC), 45 L Street NE, Washington, DC 20554.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

5 U.S.C. 552 and 5 U.S.C. 552a.

**PURPOSE(S) OF THE SYSTEM:**

The Commission's Performance & Program Management (PPM) staff of the Office of Managing Director will collect and maintain the information in this system primarily through the FCC FOIA Case Management Solution, an online portal for filing, managing, and tracking FOIA requests and appeals and managing and tracking Privacy Act requests and appeals. Maintaining these records permits the Commission to effectively, efficiently, and appropriately process and respond to such requests and appeals. These records are also necessary for defending Commission action in litigation challenging FOIA and Privacy Act responses by the agency; for compiling mandatory reports and responses to inquiries from Congress, the Department of Justice (DOJ), the Office of Government Information Services (OGIS) of the National Archives and Records Administration (NARA), the Office of Management and Budget (OMB), the General Services Administration (GSA), and the Government Accountability Office (GAO). The records are also used to respond to congressional inquiries from both Congressional committees and

from individual members of Congress inquiring on behalf of a constituent.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

The categories of individuals covered by this system include, but are not limited to individuals who submit FOIA and Privacy Act requests, or administrative appeals; FCC staff who respond to FOIA and Privacy Act requests and appeals; and individuals who are the subject of FOIA and Privacy Act requests and appeals or whose personally identifiable information is contained in records covered by this system.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

The categories of records in this system include identifying information provided by FOIA and Privacy Act requesters when making FOIA or Privacy Act requests or appeals, including requesters' names, home addresses, email addresses, and telephone numbers, as well as other identifying information that may be provided by requesters in the description of their FOIA or Privacy Act requests or appeals; and the names of certain FCC staff responding to FOIA and Privacy Act requests and appeals. This system does not include any records of internal communications between FCC staff, nor any communications between the FCC and other federal agencies, nor does it contain draft correspondence to requesters or folders of documents that are responsive or potentially responsive to FOIA and Privacy Act requests.

**RECORD SOURCE CATEGORIES:**

The sources for information in this system are FOIA and Privacy requesters; attorneys or other representatives of the requesters and the subjects of the requests; and FCC staff responding to FOIA and Privacy Act requests.

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:**

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, all or a portion of the records or information contained in this system may be disclosed to authorized entities, as is determined to be relevant and necessary, outside the FCC as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows. In each of these cases, the FCC will determine whether disclosure of the records is compatible with the purpose(s) for which the records were collected:

1. Public Access—The FCC provides public access to FOIA requests and

appeals through the FCC FOIA Case Management Solution, limited to the names of FOIA requesters, dates related to the processing of the request, and a description of the records sought by the requester (excluding any other personally identifiable information contained in the description of the records request, such as telephone numbers, home or email addresses, and Social Security Numbers). The information that will routinely be made public also may be used to create a publicly available log of requests.

2. Determinations on Access—To assist the FCC in making an access determination, a record from the system may be shared with (a) the person or entity that originally submitted the record to the agency or is the subject of the record or information; or (b) another Federal entity.

3. Litigation—To disclose records to DOJ when: (a) the FCC or any component thereof; (b) any employee of the FCC in his or her official capacity; (c) any employee of the FCC in his or her individual capacity where the DOJ or the FCC has agreed to represent the employee; or (d) the United States Government is a party to litigation or has an interest in such litigation, and by careful review, the FCC determines that the records are both relevant and necessary to the litigation, and the use of such records by the DOJ is for a purpose that is compatible with the purpose for which the FCC collected the records.

4. Adjudication—To disclose records in a proceeding before a court or adjudicative body, when: (a) the FCC or any component thereof; or (b) any employee of the FCC in his or her official capacity; or (c) any employee of the FCC in his or her individual capacity; or (d) the United States Government, is a party to litigation or has an interest in such litigation, and by careful review, the FCC determines that the records are both relevant and necessary to the litigation, and that the use of such records is for a purpose that is compatible with the purpose for which the agency collected the records.

5. Law Enforcement and Investigation—When the FCC becomes aware of an indication of a violation or potential violation of a civil or criminal statute, law, regulation, order, or other requirement, to disclose pertinent information to appropriate Federal, State, local, Tribal, international, or multinational agencies, or a component of such an agency, responsible for investigating, prosecuting, enforcing, or implementing a statute, rule, regulation, order, or other requirement.

6. Congressional Inquiries—To provide information to a Congressional office from the record of an individual in response to an inquiry from that Congressional office made at the written request of that individual.

7. Government-wide Program Management and Oversight—To provide information to DOJ to obtain that department's advice regarding disclosure obligations under the FOIA; or to OMB to obtain that office's advice regarding obligations under the Privacy Act.

8. National Archives and Records Administration—To the National Archives and Records Administration, Office of Government Information Services (OGIS), to the extent necessary to fulfill its responsibilities in 5 U.S.C. 552(h), to review administrative agency policies, procedures, and compliance with the FOIA, and to facilitate OGIS' offering of mediation services to resolve disputes between persons making FOIA requests and administrative agencies.

9. Breach Notification—To appropriate agencies, entities, and persons when: (a) The Commission suspects or has confirmed that there has been a breach of the system of records; (b) the Commission has determined that as a result of the suspected or confirmed breach there is a risk of harm to individuals, the Commission (including its information systems, programs, and operations), the Federal Government, or national security; and (c) the disclosure made to such agencies, entities, and persons is reasonably necessary to assist in connection with the Commission's efforts to respond to the suspected or confirmed breach or to prevent, minimize, or remedy such harm.

10. Assistance to Federal Agencies and Entities Related to Breaches—To another Federal agency or Federal entity, when the Commission determines that information from this system is reasonably necessary to assist the recipient agency or entity in: (a) Responding to a suspected or confirmed breach or (b) preventing, minimizing, or remedying the risk of harm to individuals, the recipient agency or entity (including its information systems, program, and operations), the Federal Government, or national security, resulting from a suspected or confirmed breach.

11. For Non-Federal Personnel—To disclose information to non-Federal personnel, including contractors, other vendors (e.g., identity verification services), grantees, and volunteers who have been engaged to assist the FCC in the performance of a contract service, grant, cooperative agreement, or other activity related to this system of records

and who need to have access to the records in order to perform their activity.

#### **POLICIES AND PRACTICES FOR STORAGE OF RECORDS:**

Information in this system includes both paper and electronic records. The paper records, documents, and files are maintained in file cabinets that are located in the OMD FOIA Public Liaison's office suite, the OMD central file room, the Office of General Counsel, and in the bureaus and offices of the FCC staff who provide the responses to FOIA/Privacy Act requests. Paper files are kept locked and access to the file room is restricted. FOIA and Privacy Act requests that are received via postal mail are scanned and are stored as electronic records by the OMD FOIA office. The electronic records, files, and data are stored in the FCC FOIA Case Management Solution and in the FCC's or a vendor's computer network.

#### **POLICIES AND PRACTICES FOR RETRIEVAL OF RECORDS:**

Records in this system of records are most often retrieved by the control number for the request, but may be retrieved by an individual's name, organization, or request description.

#### **POLICIES AND PRACTICES FOR RETENTION AND DISPOSAL OF RECORDS:**

Records are retained and disposed of in accordance with the National Archives and Records Administration's General Records Schedule 4.2, Items 020, 040, 050, 070, and 090.

#### **ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:**

The electronic records, files, and data are stored within FCC or a vendor's accreditation boundaries and maintained in a database housed in the FCC's or vendor's computer network databases. Access to the electronic files is restricted to authorized employees and contractors; and to IT staff, contractors, and vendors who maintain the IT networks and services. Other employees and contractors may be granted access on a need-to-know basis. The electronic files and records are protected by the FCC and third-party privacy safeguards, a comprehensive and dynamic set of IT safety and security protocols and features that are designed to meet all Federal privacy standards, including those required by the Federal Information Security Modernization Act of 2014 (FISMA), OMB, and the National Institute of Standards and Technology (NIST).

Paper records in this system are maintained in file cabinets in the FOIA Public Liaison's office, in the Office of

General Counsel, and in the bureaus and offices of the FCC staff who provide the responses to FOIA/Privacy Act requests. The file cabinets are locked at the end of the business day and access is restricted to authorized supervisors and staff who are responsible for responding to the FOIA or Privacy Act requests or appeals.

**RECORD ACCESS PROCEDURES:**

Individuals wishing to request access to and/or amendment of records about themselves should follow the Notification Procedures below.

**CONTESTING RECORD PROCEDURES:**

Individuals wishing to contest information pertaining to him or her in the system of records should follow the Notification Procedures below.

**NOTIFICATION PROCEDURES:**

Individuals wishing to determine whether this system of records contains information about themselves may do so by writing to *privacy@fcc.gov*. Individuals requesting record access or amendment must also comply with the FCC's Privacy Act regulations regarding verification of identity as required under 47 CFR part 0, subpart E.

**EXEMPTIONS PROMULGATED FOR THE SYSTEM:**

None.

**HISTORY:**

81 FR 58930 (August 26, 2016).

Federal Communications Commission.

**Marlene Dortch,**  
*Secretary.*

[FR Doc. 2023-23904 Filed 10-27-23; 8:45 am]

**BILLING CODE 6712-01-P**

**FEDERAL COMMUNICATIONS COMMISSION**

[OMB 3060-0848; FR ID 181525]

**Information Collection Being Reviewed by the Federal Communications Commission**

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice and request for comments.

**SUMMARY:** As part of its continuing effort to reduce paperwork burdens, and as required by the Paperwork Reduction Act (PRA) of 1995, the Federal Communications Commission (FCC or the Commission) invites the general public and other Federal agencies to take this opportunity to comment on the following information collection. Comments are requested concerning: whether the proposed collection of

information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology; and ways to further reduce the information collection burden on small business concerns with fewer than 25 employees.

**DATES:** Written PRA comments should be submitted on or before December 29, 2023. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all PRA comments to Nicole Ongele, FCC, via email *PRA@fcc.gov* and to *nicole.ongele@fcc.gov*.

**FOR FURTHER INFORMATION CONTACT:** For additional information about the information collection, contact Nicole Ongele, (202) 418-2991.

**SUPPLEMENTARY INFORMATION:** The FCC may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the PRA that does not display a valid Office of Management and Budget (OMB) control number.

*OMB Control Number:* 3060-0848.

*Title:* Deployment of Wireline Services Offering Advanced Telecommunications Capability, CC Docket No. 98-147.

*Form Number:* N/A.

*Type of Review:* Extension of a currently approved collection.

*Respondents:* Business or other for-profit.

*Number of Respondents and Responses:* 750 respondents; 9,270 responses.

*Estimated Time per Response:* 3.54 hours (average burden per response).

*Frequency of Response:* On occasion reporting requirement, recordkeeping requirement and third-party disclosure requirement.

*Obligation to Respond:* Required to obtain or retain benefits. Statutory authority for this information collection is contained in Sections 201 and 251 of the Communications Act of 1934, as amended, 47 U.S.C. 201, 251.

*Total Annual Burden:* 32,845 hours.

*Total Annual Cost:* No cost.

*Needs and Uses:* The information collection requirements implement sections 201 and 251 of the Communications Act of 1934, as amended, to provide for physical collocation on rates, terms and conditions that are just, reasonable and nondiscriminatory, and to promote deployment of advanced telecommunications services without significantly degrading the performance of other services. All of the requirements will be used by the Commission and competitive local exchange carriers (LECs) to facilitate the deployment of telecommunications services, including advanced telecommunications services.

Federal Communications Commission.

**Marlene Dortch,**

*Secretary, Office of the Secretary.*

[FR Doc. 2023-23879 Filed 10-27-23; 8:45 am]

**BILLING CODE 6712-01-P**

**FEDERAL RESERVE SYSTEM**

**Formations of, Acquisitions by, and Mergers of Bank Holding Companies**

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The public portions of the applications listed below, as well as other related filings required by the Board, if any, are available for immediate inspection at the Federal Reserve Bank(s) indicated below and at the offices of the Board of Governors. This information may also be obtained on an expedited basis, upon request, by contacting the appropriate Federal Reserve Bank and from the Board's Freedom of Information Office at <https://www.federalreserve.gov/foia/request.htm>. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)).

Comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors, Ann E. Misback, Secretary of the Board, 20th Street and Constitution Avenue NW,