

*Secretaries-Office@sec.gov* and serving the Applicants with a copy of the request by email, if an email address is listed for the relevant Applicant below, or personally or by mail, if a physical address is listed for the relevant Applicant below. Hearing requests should be received by the Commission by 5:30 p.m. on February 26, 2024, and should be accompanied by proof of service on applicants, in the form of an affidavit or, for lawyers, a certificate of service. Pursuant to rule 0–5 under the Act, hearing requests should state the nature of the writer's interest, any facts bearing upon the desirability of a hearing on the matter, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by emailing the Commission's Secretary at *Secretaries-Office@sec.gov*.

**ADDRESSES:** The Commission: *Secretaries-Office@sec.gov*. Applicants: Shailini Rao, Diameter Capital Partners LP, at *srao@diametercap.com*; and Rajib Chanda, Simpson Thacher & Bartlett LLP, *Rajib.Chanda@stblaw.com*; and Steven Grigoriou, Simpson Thacher & Bartlett LLP, *Steven.Grigoriou@stblaw.com*.

**FOR FURTHER INFORMATION CONTACT:** Taylor Evenson, Senior Counsel, or Terri Jordan, Branch Chief, at (202) 551–6825 (Division of Investment Management, Chief Counsel's Office).

**SUPPLEMENTARY INFORMATION:** For Applicants' representations, legal analysis, and conditions, please refer to Applicants' amended and restated application, dated October 30, 2023, which may be obtained via the Commission's website by searching for the file number at the top of this document, or for an Applicant using the Company name search field, on the SEC's EDGAR system.

The SEC's EDGAR system may be searched at <http://www.sec.gov/edgar/searchedgar/legacy/companysearch.html>. You may also call the SEC's Public Reference Room at (202) 551–8090.

For the Commission, by the Division of Investment Management, under delegated authority.

Dated: February 1, 2024.

**Sherry R. Haywood,**  
Assistant Secretary.

[FR Doc. 2024–02401 Filed 2–5–24; 8:45 am]

**BILLING CODE 8011–01–P**

## **SURFACE TRANSPORTATION BOARD**

[Docket No. 526 (Sub-No. 19)]

### **Notice of Railroad-Shipper Transportation Advisory Council Vacancy**

**AGENCY:** Surface Transportation Board (Board).

**ACTION:** Notice of vacancy on the Railroad-Shipper Transportation Advisory Council (RSTAC) and solicitation of nominations.

**SUMMARY:** The Board hereby gives notice of a vacancy on RSTAC for a large railroad representative. The Board seeks nominations for candidates to fill this vacancy.

**DATES:** Nominations are due on March 7, 2024.

**ADDRESSES:** Nominations may be submitted via e-filing on the Board's website at [www.stb.gov](http://www.stb.gov). Submissions will be posted to the Board's website under Docket No. EP 526 (Sub-No. 19).

**FOR FURTHER INFORMATION CONTACT:** Gabriel Meyer at (202) 245–0150. If you require an accommodation under the Americans with Disabilities Act, please call (202) 240–0245

**SUPPLEMENTARY INFORMATION:** The Board, created in 1996 to take over many of the functions previously performed by the Interstate Commerce Commission, exercises broad authority over transportation by rail carriers, including regulation of railroad rates and service (49 U.S.C. 10701–47, 11101–24), the construction, acquisition, operation, and abandonment of rail lines (49 U.S.C. 10901–07), as well as railroad line sales, consolidations, mergers, and common control arrangements (49 U.S.C. 10902, 11323–27).

The ICC Termination Act of 1995 (ICCTA), enacted on December 29, 1995, established RSTAC to advise the Board's Chair; the Secretary of Transportation; the Committee on Commerce, Science, and Transportation of the Senate; and the Committee on Transportation and Infrastructure of the House of Representatives with respect to rail transportation policy issues RSTAC considers significant. RSTAC focuses on issues of importance to small shippers and small railroads, including car supply, rates, competition, and procedures for addressing claims. ICCTA instructs RSTAC to endeavor to develop private sector mechanisms to prevent, or identify and address, obstacles to the most effective and efficient transportation system practicable. The members of RSTAC also prepare an annual report

concerning RSTAC's activities. RSTAC is not subject to the Federal Advisory Committee Act.

RSTAC's 15 appointed members consist of representatives of small and large shippers, and small and large railroads. These members are appointed by the Chair. In addition, members of the Board and the Secretary of Transportation serve as ex officio members. Of the 15 appointed members, nine are voting members and are appointed from senior executive officers of organizations engaged in the railroad and rail shipping industries. At least four of the voting members must be representatives of small shippers as determined by the Chair, and at least four of the voting members must be representatives of Class II or III railroads. The remaining voting member has traditionally been an at-large representative. The other six members—three representing Class I railroads and three representing large shipper organizations—serve in a nonvoting, advisory capacity, but may participate in RSTAC deliberations.

Meetings of RSTAC are required by statute to be held at least semi-annually. RSTAC typically holds meetings quarterly at the Board's headquarters in Washington, DC, although some meetings are held virtually or in other locations.

The members of RSTAC receive no compensation for their services and are required to provide for the expenses incidental to their service, including travel expenses. Currently, RSTAC members have elected to submit annual dues to pay for RSTAC expenses.

RSTAC members must be citizens of the United States and represent as broadly as practicable the various segments of the railroad and rail shipper industries. They may not be full-time employees of the United States Government. According to revised guidance issued by the Office of Management and Budget, it is permissible for federally registered lobbyists to serve on advisory committees, such as RSTAC, as long as they do so in a representative capacity, rather than an individual capacity. See *Revised Guidance on Appointment of Lobbyists to Fed. Advisory Comms., Bds., & Comm'ns*, 79 FR 47,482 (Aug. 13, 2014). Members of RSTAC are appointed to serve in a representative capacity.

Each RSTAC member is appointed for a term of three years. No member will be eligible to serve in excess of two consecutive terms. However, a member may serve after the expiration of his or her term until a successor has taken office.

Due to the expiration of an RSTAC member's term, a vacancy exists for a large railroad representative. Nominations for candidates to fill the vacancy should be submitted in letter form, identifying the name of the candidate, providing a summary of why the candidate is qualified to serve on RSTAC, and containing representations that the candidate is willing to serve as an RSTAC member effective immediately upon appointment. Candidates may nominate themselves. The Chair is committed to having a committee reflecting diverse communities and viewpoints and strongly encourages the nomination of candidates from diverse backgrounds. RSTAC candidate nominations should be filed with the Board by March 7, 2024. Members selected to serve on RSTAC are chosen at the discretion of the Board's Chair.

Please note that submissions will be posted on the Board's website under Docket No. EP 526 (Sub-No. 19) and can also be obtained by contacting the Office of Public Assistance, Governmental Affairs, and Compliance at [RCPA@stb.gov](mailto:RCPA@stb.gov) or (202) 245-0238.

Authority: 49 U.S.C. 1325.

Decided: February 1, 2024.

By the Board, Mai T. Dinh, Director, Office of Proceedings.

**Tammy Lowery,**  
Clearance Clerk.

[FR Doc. 2024-02368 Filed 2-5-24; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

[Docket No. FHWA-2024-0007]

#### Notice of Intent To Prepare a Supplemental Environmental Impact Statement for a Proposed Highway Project; Parsons, Tucker County, WV to Davis, Tucker County, WV

**AGENCY:** Federal Highway Administration (FHWA), Department of Transportation.

**ACTION:** Notice of intent to prepare a supplemental environmental impact statement.

**SUMMARY:** The FHWA, in coordination with the West Virginia Division of Highways (WVDOH) is issuing this Notice of Intent (NOI) to solicit comments and advise the public, agencies, and stakeholders that they intend to prepare a Supplemental Environmental Impact Statement (SEIS) for the Supplemental Final Environmental Impact Statement

(SFEIS) (FHWA-WV-EIS-92-01-SD) for the 9-mile Appalachian Highway Corridor H Parsons to Davis Project in Tucker County, West Virginia. Persons and agencies who may be interested in or affected by the proposed project are encouraged to comment on the information in this NOI and the NOI Supplementary Information Document. All comments received in response to this NOI will be considered and any information presented herein may be revised in consideration of the comments.

**DATES:** Comments on this NOI or the NOI Supplementary Documentation must be received by March 27, 2024.

**ADDRESSES:** This NOI and the NOI Supplementary Information document are available in the docket referenced above at [www.regulations.gov](http://www.regulations.gov) and on the project website located at <https://transportation.wv.gov/highways/engineering/comment/Pages/default.aspx>. The NOI and the NOI Supplementary Documentation will also be mailed upon request. All interested parties are invited to submit comments by any of the following methods:

- **Online Submission:** Submission of comments through the Federal eRulemaking Portal located at [www.regulations.gov](http://www.regulations.gov) or the project website located at <https://transportation.wv.gov/highways/engineering/comment/CorridorHParsonsToDavis>;
- **Physical Delivery** to the following mailing address: FHWA West Virginia Division, 300 Virginia Street East, Suite 7400, Charleston, WV 25301; and
- **Project website** <https://transportation.wv.gov/highways/engineering/comment/CorridorHParsonsToDavis>.

All submissions should include the agency name and the docket number that appears in the heading of this Notice. All comments received will be posted without change to [www.regulations.gov](http://www.regulations.gov), including any personal information provided. The Draft SEIS will include a summary of the comments received.

**FOR FURTHER INFORMATION CONTACT:** For further information or to request addition to the project mailing list, contact Jason Workman, Director of Project Development, FHWA WV Division, 300 Virginia Street East, Suite 7400, Charleston, WV 25301 or Travis Long, Director, Technical Support Division, WV Division of Highways, 1334 Smith Street, Charleston, WV 25301.

**SUPPLEMENTARY INFORMATION:** The FHWA, as the lead Federal Agency, and

WVDOH as joint lead agency/project sponsor, are preparing a SEIS to evaluate environmental impacts of the construction of a new highway on new alignment between Parsons, WV and Davis, WV. The SEIS will be prepared in accordance with the requirements of the National Environmental Policy Act (NEPA) of 1969, as amended (42 United States Code [U.S.C.] 4321, *et seq.*); Council on Environmental Quality (CEQ) regulations implementing NEPA (40 Code of Federal Regulations [CFR] 1500-1508); FHWA regulations implementing NEPA (23 CFR 771.101-771.139); and applicable Federal, State, and local laws and regulations. The SEIS will follow the same format as the original EIS (*i.e.*, draft, final, record of decision [ROD]). Likewise, the SEIS process will continue to follow the integrated NEPA/404 process outlined in the 1994 Alignment Selection Draft Environmental Impact Statement, 1996 FEIS, and 2007 SFEIS. The 1996 FEIS, 2007 SFEIS, Alignment Resource Location Plans, and prior final NEPA documents relevant to this project will be available on the project website: <https://transportation.wv.gov/highways/major-projects/Corridor-H/route/Pages/Parsons-to-Davis.aspx>. Completion of the Supplemental Final Environmental Impact Statement and Amended ROD is anticipated in December of 2024.

The most recent NEPA document for the Parsons to Davis Project was a Supplemental Final Environmental Impact Statement (SFEIS) approved by FHWA on February 2, 2007 (FHWA-WV-EIS-92-01-SD). The 2007 SFEIS identified a modified Original Preferred Alternative (OPA) termed the Revised Original Preferred Alternative (ROPA) as the preferred alternative. Following FHWA approval and circulation of the 2007 SFEIS, an Amended ROD was not issued, and the proposed project was put on hold due to lack of funding.

#### Project Re-Initiation

The WVDOH re-initiated the Parsons to Davis Project with two public outreach workshops (August 20, 2019, and September 12, 2022) held in the project area. The WVDOH also initiated consultation with the United States Fish and Wildlife Service (USFWS), United States Forest Service (USFS), United States Department of Agriculture Natural Resources and Conservation Service (USDA NRCS), United States Army Corps of Engineers (USCOE), United States Environmental Protection Agency (USEPA), West Virginia Department of Natural Resources (WVDNR), West Virginia State Historic Preservation Office (WVSHPO), and