

the U.S. Department of the Interior extended until February 27, 1995, the public comment period on the proposed rule published in the October 26, 1994, **Federal Register** (59 FR 53884). The extension notice was published Friday, December 23, 1994, **Federal Register** (59 FR 66287). This correction provides an INTERNET address where comments can be filed electronically through the end of the comment period.

DATES: Written comments: OSM will accept written comments on the proposed rule until 5:00 p.m. Eastern time on February 27, 1995.

ADDRESSES: Written comments: Hand deliver to the Office of Surface Mining Reclamation and Enforcement, Administrative Record, Room 660, 800 North Capitol St., Washington, DC; or mail to the Office of Surface Mining Reclamation and Enforcement, Administrative Record, Room 660 NC, 1951 Constitution Avenue NW., Washington, DC 20240.

Comments may also be sent through the INTERNET to Scott Boyce, Branch of Research and Technical Standards, INTERNET address:

OSMRULES@OSMRE.GOV. Copies of any messages received electronically will be filed with the Administration Record. Please note that this address is different from the address specified in the proposed rule (59 FR 53884).

FOR FURTHER INFORMATION CONTACT: Scott Boyce, Branch of Research and Technical Standards, Office of Surface Mining Reclamation and Enforcement, U.S. Department of the Interior, 1951 Constitution Avenue, NW., Room 640 NC, Washington, DC 20240; telephone (202) 343-3839.

SUPPLEMENTARY INFORMATION: On October 26, 1994 (59 FR 53884), OSM published a proposed rule which would require the regulatory authority to provide to each person who was a party to an informal conference its written findings granting, requiring modification of, or denying a permit application. The rulemaking would also require both that an approved permit contain in its permit area only lands for which the applicant has established a right-to-enter and commence surface coal mining and reclamation operations, and that compliance with an approved permit be based on activities to be conducted solely upon such lands.

The comment period for the proposed rule, which was scheduled to close on December 27, 1994, was extended until February 27, 1995 (59 FR 66287). This notice provides an INTERNET address where comments can be filed electronically. A different INTERNET address was published in the proposed

rule (59 FR 53884) which was valid through December 27, 1994. Any comments to the proposed rule filed via the INTERNET during the 60-day extension period should be sent to the address given in this notice. Comments will be accepted until 5 p.m. local time on February 27, 1995.

Dated: January 13, 1995.

Mary Josie Blanchard,

Acting Assistant Director, Program Support.
[FR Doc. 95-1639 Filed 1-20-95; 8:45 am]

BILLING CODE 4310-05-M

National Park Service

36 CFR Part 7

RIN 1024-AC28

Pictured Rocks National Lakeshore; Hunting Closure

AGENCY: National Park Service, Interior.

ACTION: Proposed rule.

SUMMARY: The National Park Service (NPS), Pictured Rocks National Lakeshore, is proposing regulations closing developed and high visitor use areas of the lakeshore to hunting in the interest of public safety. Hunting in such developed and high visitor use areas can constitute a hazard to the safety of the visiting public. The NPS solicits comments from the public, including hunters, on the proposal.

DATES: Comments are requested by March 24, 1995.

ADDRESSES: All comments should be addressed to the Superintendent, Pictured Rocks National Lakeshore, P.O. Box 40, Munising, Michigan 49862.

FOR FURTHER INFORMATION CONTACT: Larry Hach, Chief of Visitor Services and Land Management, Pictured Rocks National Lakeshore, P.O. Box 40, Munising, MI 49862. Telephone (906) 387-2607.

SUPPLEMENTARY INFORMATION:

Background

Pictured Rocks National Lakeshore's legislative authority, Public Law 89-668 (80 Stat. 922), states "The Secretary, after consultation with the Michigan Department of Conservation, may designate zones and establish periods where and when no hunting shall be permitted for reasons of public safety, administration, or public use and enjoyment." Pictured Rocks National Lakeshore has already consulted with the Michigan Department of Natural Resources on this issue, as well as with other interested groups including the Michigan United Conservation Clubs,

areas hunters, and other interested local individuals.

The National Park Services' Management Guidelines (specifically Chapter 8, "Use of the Parks") state that the protection of park visitors and providing for visitor safety is a primary goal of park management, and that the Service may establish regulations or closures that are more restrictive than applicable state regulations based on a finding that such restrictions are necessary for public safety, resource protection, or visitor enjoyment. With the increased number of visitors to the lakeshore in recent years (CY 93 visitation was 613,000), and the increase of hunting activities within lakeshore boundaries, conflicts between hunters and non-hunters could directly affect the safety of the visiting public in the developed areas.

Options Considered

According to the park's enabling legislation, hunting in the lakeshore is managed according to the State of Michigan's Department of Natural Resources' hunting regulations and those specific regulations contained in the Superintendent's Compendium, which prohibits spotlighting in accordance with 36 CFR 2.2(e). Continuing under the existing guidelines is dangerous from a safety point of view. A total ban on hunting is neither practical nor necessary. This proposed limited closure is in accordance with stated overall management objectives.

Effects of Revision

Much of the high public use area at the western end of the lakeshore is situated within the corporate limits of the City of Munising in which the discharge of a firearm is already prohibited.

The lakeshore's developed areas, such as campgrounds, parking lots, and overlooks, are heavily used by the visiting public. Hunting in such heavily used areas constitutes a hazard to the safety of the visiting public. State of Michigan regulations already prohibit hunting within 150 yards of occupied dwellings and associated structures for similar public safety reasons. State regulations currently permit hunting within road rights-of-way (ROW's), but because of the heavy volume of traffic on NPS owned roads within the lakeshore, hunting within these ROW's is not conducive to the promotion of visitor safety and enjoyment.

The heaviest public use period for the lakeshore occurs between April 1 and Labor Day when the lakeshore receives approximately 73% of its annual

visitation. During this period, the proposed regulation would prohibit hunting within the park, as it is now done in Michigan State Parks.

The NPS proposal would clarify the lakeshore hunting closure areas as follows:

1. Sand Point area: All that portion of Sand Point described as the area below the top of the bluff in Sections 19 and 30, T47N, R18W, and that area situated within the corporate limits of the City of Munising, including the Sand Point Road.

2. Developed Public Use Areas:

a. The area within 150 yards of any campsite located within the Little Beaver, Twelvemile Beach, and Hurricane River Campground (upper and lower).

b. The developed areas of Miners Castle, Chapel Basin, Au Sable, Log Slide, Grand Sable Lake, Sable Falls, Grand Sable Visitor Center, Grand Marais Quarters, and Coast Guard Point. Within these areas, hunting would be closed 150 yards from any overlook, vehicle parking lot, or visitor use building and within 100 feet of certain trails, platforms, and the centerline of NPS owned roadways.

3. Hunting would be prohibited parkwide during the period of April 1 through Labor Day in keeping with existing state park prohibitions.

Public Participation

The NPS solicits comments and information from all segments of the public, including hunters and other park users with an interest in this area, on recommended ways in which to promote public safety and enjoyment in accordance with the above discussion.

Persons submitting comments based on the above discussion should identify clearly and specifically the aspects of hunting closures that they feel should or should not be regulated and how. Specific reasons should be provided to support such recommendations.

All comments received by the NPS at the address and by the date listed above will be considered in the development of any proposed regulations.

Drafting Information

The author of these regulations is Larry Hach, Chief of Visitor Services and Land Management, Pictured Rocks National Lakeshore.

Paperwork Reduction Act

This revision does not contain information collection requirements that require approval by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.*

Compliance With Other Laws

This rule was not subject to Office of Management and Budget review under Executive Order 12866. The Department of Interior certifies that this document will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The economic effects of this rule-making are local in nature and negligible in scope.

The National Park Service has determined that this proposed revision will not have a significant effect on the quality of the human environment, health and safety because it is not expected to:

(a) Increase public use to the extent of compromising the nature and character of the area or causing physical damage to it;

(b) Introduce non-compatible uses which might compromise the nature and characteristics of the area, or cause physical damage to it;

(c) Conflict with adjacent ownerships or land uses; or

(d) Cause a nuisance to adjacent owners or occupants.

Based upon this determination, the proposed revision is categorically excluded from the procedural requirements of the National Environmental Policy Act (NEPA) by Departmental regulations in 516 DM 6, (49 FR 21438). As such, neither an Environmental Assessment nor an Environmental Impact Statement has been prepared.

List of Subjects in 36 CFR Part 7

National parks, Reporting and recordkeeping requirements.

In consideration of the foregoing, it is proposed to amend 36 CFR Chapter I as follows:

PART 7—SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SYSTEM

1. The authority citation for Part 7 continues to read as follows:

Authority: 16 U.S.C. 1, 3, 9a, 460(q), 462(k); Sec. 7.96 also issued under D.C. Code 8-137 (1981) and D.C. Code 40-721 (1981).

2. Section 7.32 is amended by adding paragraph (c) to read as follows:

§ 7.32 Pictured Rocks National Lakeshore.

* * * * *

(c) *Hunting.* The following Lakeshore areas are closed to hunting:

(1) *Sand Point area.* All that portion of Sand Point described as the area below the top of the bluff in Sections 19 and 30, T47N, R18W, and that area situated within the corporate limits of

the City of Munising, including the Sand Point Road.

(2) *Developed public use areas.* (i) The area within 150 yards of any campsite located within the Little Beaver, Twelvemile Beach, and Hurricane River Campground (upper and lower).

(ii) The developed areas of Miners Castle, Chapel Basin, Au Sable, Log Slide, Grand Sable Lake, Sable Falls, Grand Sable Visitor Center, Grand Marais Quarters, and Coast Guard Point. Within these areas, hunting is prohibited within 150 yards of any overlook, vehicle parking lot, or visitor use building and within 100 feet of certain trails, platforms, and the centerline of NPS owned roadways.

(3) *Hunting season.* Hunting is prohibited parkwide during the period of April 1 through Labor Day in accordance with existing State Park hunting prohibitions.

Dated: November 9, 1994.

George T. Frampton, Jr.,
Assistant Secretary for Fish and Wildlife and Parks.

[FR Doc. 95-1576 Filed 1-20-95; 8:45 am]

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DEPARTMENT OF COMMERCE

Patent and Trademark Office

37 CFR Part 10

[Docket No. 930366-4319]

RIN 0651-AA65

Cross-Appeals in Patent and Trademark Office Disciplinary Proceedings

AGENCY: Patent and Trademark Office, Commerce.

ACTION: Proposed rulemaking.

SUMMARY: On July 21, 1993, the Patent and Trademark Office (PTO) proposed amending a rule of practice in practitioner disciplinary proceedings. 58 FR 38994. The proposed rule change provides for a time period for a party to a disciplinary proceeding to file a cross-appeal, after the other party (the respondent or the Director of the Office of Enrollment and Discipline) to the proceeding has appealed from the initial decision of the administrative law judge (ALJ) to the Commissioner. Currently, PTO rules do not provide for such a time period. A party in a disciplinary proceeding may be interested in appealing only if the other party has appealed. Allowing a time period for filing a cross-appeal will give parties to disciplinary cases more flexibility after an initial decision by the administrative