

Standards and Technology, Gaithersburg, MD 20899 (301) 975-3247.

12. *Waivers.* Under certain exceptional circumstances, the heads of Federal departments and agencies may approve waivers to Federal Information Processing Standards (FIPS). The head of such agency may redelegate such authority only to a senior official designated pursuant to section 3506(b) of Title 44, United States Code. Waivers shall be granted only when:

a. Compliance with a standard would adversely affect the accomplishment of the mission of an operator of a Federal computer system, or

b. Cause a major adverse financial impact on the operator which is not offset by Government-wide savings.

Agency heads may act upon a written waiver request containing the information detailed above. Agency heads may also act without a written waiver request when they determine that conditions for meeting the standard cannot be met. Agency heads may approve waivers only by a written decision which explains the basis on which the agency head made the required finding(s). A copy of each such decision, with procurement-sensitive or classified portions clearly identified, shall be sent to: National Institute of Standards and Technology; ATTN: FIPS Waiver Decisions, Technology Building, Room B-154; Gaithersburg, MD 20899.

In addition notice of each waiver granted and each delegation of authority to approve waivers shall be sent promptly to the Committee on Government Operations of the House of Representatives and the Committee on Governmental Affairs of the Senate and shall be published promptly in the **Federal Register**.

When the determination on a waiver applies to the procurement of equipment and/or services, a notice of the waiver determination must be published in the *Commerce Business Daily* as a part of the notice of solicitation for offers of an acquisition or, if the waiver determination is made after that notice is published, by amendment to such notice.

A copy of the waiver, any supporting documents, the document approving the waiver and any supporting and accompanying documents, with such deletions as the agency is authorized and decides to make under 5 U.S.C. Sec. 552(b), shall be part of the procurement documentation and retained by the agency.

13. *Where to Obtain Copies.* Copies of this publication are for sale by the National Technical Information Service, U.S. Department of Commerce,

Springfield, VA 22161. (Sale of the included specifications document is by arrangement with the American National Standards Institute.) When ordering, refer to Federal Information Processing Standards Publication 21-4 (FIPSPUB21-4), and title. Payment may be made by check, money order, or deposit account.

[FR Doc. 95-1612 Filed 1-20-95; 8:45 am]
BILLING CODE 3510-CN-M

Patent and Trademark Office

Grant of Certificate of Interim Extension of the Term of U.S. Patent No. Re. 34,617 of U.S. Patent No. 4,005,196; Olestra

AGENCY: Patent and Trademark Office, Commerce.

ACTION: Notice of Interim Patent Term Extension.

SUMMARY: The Patent and Trademark Office has issued a certificate under 35 U.S.C. § 156(d)(5) for a second one-year interim extension of the term of U.S. Patent No. Re. 34,617 of U.S. Patent No. 4,005,196 that claims the food additive known as olestra.

FOR FURTHER INFORMATION CONTACT: Gerald A. Dost by telephone at (703) 305-9285; or by mail addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231 marked to the attention of Gerald A. Dost, Special Program Examiner, Office of the Deputy Assistant Commissioner for Patent Policy and Projects.

SUPPLEMENTARY INFORMATION: Section 156 of Title 35, United States Code, generally provides that the term of a patent may be extended for a period of up to 5 years if the patent claims a product, or a method of making or using a product, that has been subject to certain defined regulatory review. Under section 156, a patent is eligible for term extension only if regulatory review of the claimed product was completed before the original patent term expired.

On December 3, 1993, section 156 was amended by Pub. L. No. 103-179 to provide that if the owner of record of the patent or its agent reasonably expects the applicable regulatory review period to extend beyond the expiration of the patent, the owner or its agent may submit an application to the Commissioner of Patents and Trademarks for an interim extension of the patent term. If the Commissioner determines that, except for permission to market or use the product commercially, the patent would be eligible for a statutory extension of the

patent term, the Commissioner shall issue to the applicant a certificate of interim extension for a period of not more than one year. The owner of record of the patent or its agent may apply for a subsequent one-year interim extension.

On January 7, 1994, The Procter & Gamble Company, owner of record in the Patent and Trademark Office of U.S. Patent No. Re. 34,617 of U.S. Patent No. 4,005,196, filed an application for interim extension of the term of the patent under 35 U.S.C. § 156(d)(5). The application states that the patent claims a composition of matter comprising the food additive product olestra. The application indicates that the product is currently undergoing a regulatory review before the Food and Drug Administration for permission to market or use the product commercially. The original term of the patent expired on January 25, 1994. On January 14, 1994, a first one-year interim extension was granted under 35 U.S.C. § 156(d)(5). The extended term of the patent expires on January 25, 1995. On December 1, 1994, applicant requested a second one-year interim extension of the term of the patent.

Review of the application indicates that, except for permission to market or use the product commercially, the subject patent would be eligible for an extension of the patent term under 35 U.S.C. § 156. Since it is apparent that the regulatory review period may extend beyond the expiration of the first one-year interim extension of the original patent term, a second one-year interim extension of the patent term under 35 U.S.C. § 156(d)(5) is appropriate. Accordingly, a second one-year interim extension under 35 U.S.C. § 156(d)(5) of the term of U.S. Patent No. Re. 34,617 of U.S. Patent No. 4,005,196 has been granted from the expiration of the first one-year interim extension of the original expiration date of the patent.

Dated: January 17, 1995.

Bruce A. Lehman,

Assistant Secretary of Commerce and Commissioner of Patents and Trademarks.

[FR Doc. 95-1603 Filed 1-20-95; 8:45 am]

BILLING CODE 3510-16-M

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

AmeriCorps State Grant Program

ACTION: Notice.

SUMMARY: In response to public comments on the proposed 1995 grant timeline previously published in the Notice for Proposed Changes in Policies

and Priorities on October 27, 1994 (59 FR 53963) and on December 9, 1994 (59 FR 63770), the Corporation for National and Community Service (the Corporation) has established new and final application deadlines for the following grant programs; AmeriCorps

*USA, Learn and Serve America Higher Education, and Learn and Serve America K-12.

FOR FURTHER INFORMATION CONTACT: Programs interested in obtaining copies of the final guidelines and applications should contact their respective State

Commission or call the Corporation at (202) 606-5000 x. 474 between the hours of 9 a.m and 6 p.m. Eastern Standard Time. For individuals with disabilities, information will be made available in alternative formats, upon request.

FINAL 1995 GRANT TIMELINE FOR APPLICATION DUE DATES

	AmeriCorps state submission	AmeriCorps direct	Learn & serve higher Ed	Learn & serve K-12
Renewals	May 1, 1995	April 18, 1995	February 28, 1995	February 23, 1995.
New applicants	May 1, 1995	May 9, 1995	April 12, 1995	March 21, 1995.

Dated: January 12, 1995.

Terry Russell,

General Counsel.

[FR Doc. 95-1601 Filed 1-20-95; 8:45 am]

BILLING CODE 6050-28-M

DEPARTMENT OF DEFENSE

Department of the Air Force

Notice of Intent To Prepare Environmental Impact Statement for the Hardwood Range Expansion and Related Airspace Actions, Hardwood Range, Wood County, WI

The United States Air Force and the Air National Guard are announcing their intent to prepare an Environmental Impact Statement (EIS) to analyze the proposed action regarding the Hardwood Range expansion into Wood County Wisconsin and modification and/or expansion of related airspace in the states of Iowa, Minnesota and Wisconsin. This action will be known as the Hardwood EIS.

The Air National Guard proposes to modify Hardwood Air-to-Surface Gunnery Range located on the northern most portion of Juneau County near the town of Finley, Wisconsin. This proposed action will expand the land area by approximately 7,130 acres north of the current boundaries into Wood County. A new target area, an area for an aircraft assault strip and a new drop zone is proposed to be developed. The action will provide for multi-directional entry into the range, allowing each unit to accomplish a broader range of training, and helping to reduce the expense incurred in deploying to more distant ranges. This action is also being proposed to enhance operational safety. The proposed expansion would ensure military flights remain over land owned or controlled by the government, further increasing safety for the civilian population near the range. The number of aircraft sorties flown annually would

increase from 3,401 to 3,966. Restricted airspace would be modified to include the contiguous new range boundaries to ensure the safety of non-participating aircraft. The action would lower the bottom altitude and expand the lateral confines of the Restricted Airspace 6904B. It would also increase the maximum altitude of R-6904A and R-6904B from 17,000 MSL to 25,000 MSL.

Three stand-alone airspace actions are being proposed which are independent of the range expansion. The first proposed airspace action will establish six new Military Training Routes (MTRs) south of the range that will encompass two ground tracks. The proposed ground tracks would be oriented predominately north-south, and extend approximately 200 Nautical Miles (NM) from Hardwood Range. The two ground tracks merge approximately 60 NM south of the range. The location is southwestern Wisconsin and northeastern Iowa. A total of approximately 2,150 flights would be flown annually along the six routes. These MTRs will allow Air National Guard and other military units closer training airspace, allowing the units to accomplish more training on each flight.

The second airspace proposal will increase the number of sorties flown from 185 to 1,340 in the existing Volk South Military Operations Area (MOA). This MOA is located south of Hardwood Range. It is presently used in conjunction with the range and other adjoining airspace for aircraft training sorties. The use of multi-directional entries into Hardwood Range would increase utilization. Also, new weapons and tactics would require increased use of the Volk South MOA in conjunction with adjoining Volk West and Volk East MOAs.

The third airspace action is to reassess Visual Route-1616 for increased utilization. This MTR begins in southeastern Minnesota and traverses easterly into Hardwood Range. The utilization would increase from 2,187 to

2,423 sorties annually. This increase is expected to satisfy users training requirements.

Alternatives under consideration include establishing a new air-to-surface gunnery range, using the existing US Army Range at Fort McCoy, closing Hardwood Range and redirecting units to other ranges, and the no action alternative.

The Air Force and Air National Guard are planning to conduct a series of scoping meetings on the following dates and times at the indicated locations:

1. Mauston Expo Center, Hickory Street, Mauston, WI, February 14, 1995, 7:00 PM.
2. Independence High School, 108 6th Street, Independence, WI, February 15, 1995, 7:00 PM.
3. Pittsville Community Center, Main Street and 3rd Avenue, Pittsville, WI, February 16, 1995, 7:00 PM.
4. Tilford Middle School, 308 East 13th Street, Vinton, IA, February 21, 1995, 7:00 PM
5. Boscobel Community Center, Oak Street, Boscobel, WI, February 22, 1995, 7:00 PM.
6. Elkader Community School, North 1st Street, Elkader, IA, February 23, 1995, 7:00 PM

The purpose of these meetings is to present information concerning the proposed actions and alternatives under consideration and solicit public input on issues to be addressed, effort to be expended, and alternatives that should be addressed in the EIS. Questions or clarifications concerning the proposal, or any other information presented, will be answered as they relate to the scope of the effort anticipated.

The scoping meetings will provide opportunities for clarification of the proposal and statements from representatives of government agencies and the public. Additional presentations and questions will be accepted at the end of the meeting. Submission of written and oral comments and questions will be accepted. Submission