

POSTAL RATE COMMISSION

[Order No. 1142; Docket No. A97-5]

Oakley, Illinois 62552 (Ferne E. Miller, Petitioner); Notice and Order Accepting Appeal and Establishing Procedural Schedule Under 39 U.S.C. 404(b)(5)

Issued November 27, 1996.

Before Commissioners: Edward J. Gleiman, Chairman; H. Edward Quick, Jr., Vice-Chairman; George W. Haley; W.H. "Trey" LeBlanc III

Docket Number: A97-5.*Name of Affected Post Office:* Oakley, Illinois 62552.*Name(s) of Petitioner(s):* Ferne E. Miller.*Type of Determination:* Closing.*Date of Filing of Appeal Papers:* November 26, 1996.*Categories of Issues Apparently Raised:*

1. Effect on postal services [39 U.S.C. 404(b)(2)(C)].
2. Effect on the community [39 U.S.C. 404(b)(2)(A)].

After the Postal Service files the administrative record and the Commission reviews it, the Commission may find that there are more legal issues than those set forth above. Or, the Commission may find that the Postal Service's determination disposes of one or more of those issues.

The Postal Reorganization Act requires that the Commission issue its decision within 120 days from the date this appeal was filed (39 U.S.C. 404(b)(5)). In the interest of expedition, in light of the 120-day decision schedule, the Commission may request the Postal Service to submit memoranda of law on any appropriate issue. If requested, such memoranda will be due 20 days from the issuance of the request and the Postal Service shall serve a copy of its memoranda on the petitioners. The Postal Service may incorporate by reference in its briefs or motions, any arguments presented in memoranda it previously filed in this docket. If necessary, the Commission also may ask petitioners or the Postal Service for more information.

The Commission orders:

(a) The Postal Service shall file the record in this appeal by December 11, 1996.

(b) The Secretary of the Postal Rate Commission shall publish this Notice and Order and Procedural Schedule in the Federal Register.

By the Commission.
Margaret P. Crenshaw,
Secretary.

Appendix

November 26, 1996—Filing of Appeal letter
November 27, 1996—Commission Notice and Order of Filing of Appeal
December 20, 1996—Last day of filing of petitions to intervene [see 39 CFR 3001.111(b)]
December 31, 1996—Petitioner's Participant Statement or Initial Brief [see 39 C.F.R. 3001.115 (a) and (b)]
January 21, 1997—Postal Service's Answering Brief [see 39 CFR 3001.115(c)]
February 4, 1997—Petitioner's Reply Brief should Petitioner choose to file one [see 39 CFR 3001.115(d)]
February 11, 1997—Deadline for motions by any party requesting oral argument. The Commission will schedule oral argument only when it is a necessary addition to the written filings [see 39 CFR 3001.116]
March 26, 1997—Expiration of the Commission's 120-day decisional schedule [see 39 U.S.C. 404(b)(5)]

[FR Doc. 96-30821 Filed 12-3-96; 8:45 am]

BILLING CODE 7710-FW-P

PROSPECTIVE PAYMENT ASSESSMENT COMMISSION**Meetings**

Notice is hereby given of the meetings of the Prospective Payment Assessment Commission on Tuesday and Wednesday, December 10 and 11, 1996, at the Madison Hotel, 15th & M Streets, NW., Washington, DC, 202/862-1600.

The Full Commission will convene at 8:00 a.m. on December 10, 1996, and adjourn at approximately 5:15 p.m. On Wednesday, December 11, 1996, the meeting will convene at 8:00 a.m. and adjourn at approximately 3:00 p.m. The meetings will be held in Executive Chambers 1, 2, and 3 each day.

There also will be a joint meeting of the Prospective Payment Assessment Commission and the Physician Payment Review Commission on Wednesday, December 11, 1996. The meeting will be held at the Sheraton City Centre Hotel, 1143 New Hampshire Avenue, NW., Washington, DC, 202/775-0800. The meeting will convene at approximately 3:30 p.m. and adjourn at approximately 5:30 p.m.

All meetings are open to the public.

Donald A. Young,
Executive Director.

[FR Doc. 96-30814 Filed 12-3-96; 8:45 am]

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RAILROAD RETIREMENT BOARD**Proposed Collection; Comment Request**

SUMMARY: In accordance with the requirement of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 which provides opportunity for public comment on new or revised data collections, the Railroad Retirement Board (RRB) will publish periodic summaries of proposed data collections.

Comments are invited on: (a) Whether the proposed information collection is necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the RRB's estimate of the burden of the collection of the information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden related to the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Title and purpose of information collection: Nonresident Questionnaire; OMB 3220-0145. Under Public Law 98-21 and 98-76 benefits under the Railroad Retirement Act payable to annuitants living outside the United States may be subject to taxation under United States income tax laws.

Whether the social security equivalent and non-social security equivalent portions of Tier 1, Tier 2, vested dual benefit, or supplemental annuity payments are subject to tax withholding, and whether the same or different rates are applied to each payment, depend on a beneficiary's citizenship and legal residence status, and whether exemption under a tax treaty between the United States and the country in which the beneficiary is a legal resident.

To effect the required tax withholding, the Railroad Retirement Board (RRB) needs to know a nonresident's citizenship and legal residence status.

To secure the required information, the RRB utilizes Form RRB-1001, Nonresident Questionnaire, as a supplement to an application as part of the initial application process, and as an independent vehicle for obtaining the needed information when an annuitant's residence or tax treaty status changes. Completion is voluntary. One response is requested of each respondent.

The RRB proposes a minor editorial change to Form RRB-1001 to incorporate language required by the Paperwork Reduction Act of 1995. The completion time for Form RRB-1001 is