

Dated: July 24, 1997.

Charles M. Auer,

Director, Chemical Control Division, Office of Pollution Prevention and Toxics.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 63

[IB Docket No. 96-261, DA 97-1563]

International Settlement Rates

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: On December 19, 1996, the Federal Communications Commission released a Notice of Proposed Rulemaking ("NPRM") that proposes changes to the Commission's international settlement benchmark rates that will move settlement rates closer to the underlying costs of providing international termination services. On July 22, AT&T filed a motion for the Commission to grant confidential treatment for documents that AT&T has filed under seal for inclusion in the record in this proceeding. The Commission granted AT&T's request. (Order Granting Motion for Confidential Treatment, IB Docket No. 96, 261, DA 97-1563, adopted and released on July 23, 1997)

ADDRESSES: Federal Communications Commission, 1919 M Street, NW., Room 222, Washington, DC 20554. AT&T would make these documents available for inspection pursuant to the terms of the Confidentiality Agreement at the premises of AT&T, 10th Floor, North Tower, 1120 20th Street, N.W., Washington, DC 20036.

FOR FURTHER INFORMATION CONTACT: John Giusti, Attorney-Advisor, Policy and Facilities Branch, Telecommunications Division, International Bureau, (202) 418-1407.

SUPPLEMENTARY INFORMATION:

1. AT&T Corp. ("AT&T") has filed a motion for the confidential treatment of documents that AT&T has filed under seal for inclusion in the record of the above-captioned proceeding. We grant AT&T's motion, finding that it will serve the public interest by facilitating full development of the record in this proceeding while safeguarding the proprietary and confidential information of AT&T.

2. In the *International Settlement Rates Benchmarks NPRM* ("NPRM"),

the Commission proposed to calculate benchmarks for international settlement rates based in part on foreign carriers' tariffed rates (International Settlement Rates, NPRM, IB Docket No. 96-261, 61 FR 68702 (December 31, 1996)). As part of the benchmarks calculations, the International Bureau distributed international calls from the United States among service classifications, time periods, and the destination of the calls. We determined the distribution of minutes for each country in part from information collected on AT&T customers' calls during a three month period that began on January 6, 1996. In its comments, ABS-CBN requested that we put this call distribution data on the record. The documents AT&T has filed under seal contain such call distribution data. AT&T states that this data "is competitively sensitive, not publicly disclosed in AT&T's normal course of business, and exempt from disclosure under §§ 0.457 and 0.459 of the Commission's rules." AT&T asserts that unauthorized disclosure could lead to substantial competitive harm to AT&T.

3. Although we believe that U.S. international carriers would likely have call distribution data on their U.S.-originated traffic and foreign carriers receiving settlement payments would likely have the call distribution data on the U.S.-originated traffic that they terminate, we nonetheless want to ensure that all parties have a full opportunity for notice and comment on our proposed benchmark settlement rates. We therefore find that adoption of AT&T's motion will serve the public interest by facilitating full development of the record in this proceeding while protecting the proprietary and confidential information of AT&T. We recognize that AT&T's call distribution data could provide competitors with competitively-sensitive market and cost structure information about AT&T's operations. In order to ensure that the data contained in AT&T's documents are not used for any purpose other than to assist parties in commenting fully on the proposals the Commission made in the *NPRM*, we will allow AT&T to make the proprietary and confidential call distribution data available pursuant to the Confidentiality Agreement attached to its motion, the terms and conditions of which we find reasonable. Parties of record wishing to examine this data may do so at the premises of AT&T, 10th Floor, North Tower, 1120 20th Street, NW, Washington, DC, 20036, Monday through Friday, between the hours of 9 a.m. and 5 p.m.

4. Accordingly, *It Is Ordered*, pursuant to section 4(i) of the Communications Act of 1934, as

amended, 47 U.S.C. section 4(i), and sections 0.51, 0.261, 0.457 and 0.459 of the Commission's rules, 47 CFR §§ 0.51, 0.261, 0.457, 0.459, that AT&T's motion for confidential treatment *Is Granted*. Nothing in this Order, or AT&T's Confidentiality Agreement, shall restrict the Commission's authority to use information or materials obtained in the course of this proceeding.

5. *It Is Further Ordered* that this Order shall be effective upon adoption.

Federal Communications Commission.

Peter F. Cowhey,

Chief, International Bureau.

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 14

RIN 1018-AD98

Humane and Healthful Transport of Wild Mammals, Birds, Reptiles and Amphibians to the United States; Notice of Extension of Comment Period on Proposed Rule

AGENCY: U.S. Fish and Wildlife Service, Interior.

ACTION: Proposed rule; notice of extension of comment period.

SUMMARY: The Fish and Wildlife Service (Service), pursuant to the Lacey Act Amendments of 1981, provides notice of extension of the comment period for the proposed amendment of 50 CFR Part 14, covering the humane and healthful transport of wild mammals, birds, reptiles and amphibians to the United States. The comment period has been extended so that interested members of the public can review the proposal and offer comments to the Service.

DATES: The comment period, which originally closed on September 4, 1997, is now extended to close on October 6, 1997.

ADDRESSES: Written comments should be sent to the Director, U.S. Fish and Wildlife Service, c/o Office of Management Authority either by mail 4401 N. Fairfax Drive, Room 430, Arlington, VA 22203 or by fax (703) 358-2280.

FOR FURTHER INFORMATION CONTACT: Mr. Bruce J. Weissgold, Office of Management Authority, U.S. Fish and Wildlife Service, telephone (703) 358-2095, fax (703) 358-2280.