

Implementation, New London County, CT, Comment Period Ends: March 02, 2005, Contact: Richard L. Emch, Jr. (301) 415-1590.

*EIS No. 040562, DRAFT EIS, BOP, WV*, Southern West Virginia Proposed Federal Correctional Institution, Four Alternatives Sites in Southern West Virginia: Boone County, Mingo County, Nicholas County, and McDowell County, WV, Comment Period Ends: January 24, 2005, Contact: Pamela J. Chandler (202) 514-6470.

*EIS No. 040563, DRAFT EIS, NRC, AL*, Generic—License Renewal of Nuclear Plants for Browns Ferry, Unit 1, 2 and 3 (TAC Nos. MC7168, MC1769, and MC1770), Supplement 21 to NUREG-1437, Implementation, Athens, AL, Comment Period Ends: March 2, 2005, Contact: Dr. Michael Masnik (301) 415-1191.

*EIS No. 040564, FINAL EIS, NRC, AL*, Generic—License Renewal of Nuclear Plants for Browns Ferry, Unit 1, 2 and 3 (TAC Nos. MC7168, MC1769, and MC1770), Supplement 21 to NUREG-1437, Implementation, Athens, AL, Wait Period Ends: January 10, 2005, Contact: Michael L. Erk (605) 745-4107.

*EIS No. 040565, DRAFT EIS, IBR, CA*, Central Valley Project, San Luis Unit Long-Term Water Service Contract Renewal, West San Joaquin Division, Cities of Avenal, Coalinga and Huron, Fresno, King and Merced Counties, CA, Comment Period Ends: January 24, 2005, Contact: Joe Thompson (559) 487-5179.

*EIS No. 040566, FINAL EIS, IBR, CA*, Mendota Pool 10-Year Exchange Agreements, Water Provision to Irrigable Lands, Central Valley Project Improvement Act (CVPIA), Fresno and Madera Counties, CA, Wait Period Ends: January 10, 2005, Contact: David Young (559) 487-5127.

#### Amended Notices

*EIS No. 040436, DRAFT EIS, AFS, SD*, WY, Black Hills National Forest Land and Resource Management Plan Phase II Amendment, Proposal to Amend the 1997 Land and Resource Management Plan, Custer, Fall River, Lawrence, Meade, and Pennington Counties, SD and Crook and Weston Counties, WY, Comment Period Ends: January 14, 2005, Contact: Jeff Ulrich (605) 673-9200. Revision of **Federal Register** Notice Published on 9/17/04: CEQ Comment Period Ending 12/15/2004 has been Extended to 1/14/2005.

*EIS No. 040479, REVISED DRAFT EIS, CBP, AZ*, Programmatic EIS—Office of Border Patrol Operational Activities within the Border Areas of the Tucson

and Yuma Sectors, Expansion of Operations of Technology-Based Systems, Completion and Maintenance of Approved Infrastructure, Cochise, Pima, Santa Cruz and Yuma Counties, AZ, Comment Period Ends: January 29, 2005, Contact: Mark Doles (817) 886-6499. Revision of **Federal Register** Notice Published on 10/15/2004: CEQ Comment Period Ending on 11/29/2004 has been Extended to 1/29/2005.

*EIS No. 040504, DRAFT EIS, SFW, CA*, Coachella Valley Multiple Species Habitat Conservation Plan (MSHCP), Santa Rosa and San Jacinto Mountains Trails Plan, Issuance of Incidental Take Permits, Riverside County, CA, Comment Period Ends: February 03, 2005, Contact: Julie Concannon (503) 231-6747. Revision of **Federal Register** Notice Published on 11/05/2004: CEQ Comment Period Ending 12/20/2004 Corrected to 2/3/2005.

*EIS No. 040542, DRAFT EIS, AFS, OR*, Rogue River-Siskiyou National Forest, Special Use Permits for Outfitter and Guide Operations on the Lower Rogue and Lower Illinois Rivers, Gold Beach Ranger District, Rogue River-Siskiyou National Forest, Curry County, OR, Comment Period Ends: January 10, 2005, Contact: Jim Heck (541) 858-2303. Revision of **Federal Register** Notice Published FR 11-26-04 Correction to Web Site Address: <http://www.fs.fed.us/r6/rogue-siskiyou/projects/special-use/outfitter-rogue-illinois-river/rr-deis-11-04-04.pdf>.

*EIS No. 040543, FINAL EIS, FHW, MI*, MI-59 Livingston County Widening Project between I-96 and U.S. 23, Recommended Alternative was Selected, Right-of-Way Preservation Center Corridor, Funding, NPDES and U.S. Army COE Section 404 Permits Issuance, Livingston County, MI, Wait Period Ends: January 28, 2005, Contact: Abdelmoez Abdalla (517) 702-1820. Revision of **Federal Register** Notice Published on 12/3/2004: CEQ Comment Period Ending 01/03/2005 Corrected to 01/28/2005.

Dated: December 7, 2004.

**Robert W. Hargrove,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 04-27175 Filed 12-9-04; 8:45 am]

**BILLING CODE 6560-50-P**

#### FEDERAL COMMUNICATIONS COMMISSION

[CC Docket Nos. 96-45, 98-171 and 97-21; DA 04-3669]

#### Federal-State Joint Board on Universal Service; 1998 Biennial Regulatory Review; Changes to the Board of Directors of the National Exchange Carrier Association, Inc.

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** In this document, the Wireline Competition Bureau (Bureau) modifies the deadline for filing revisions to the annual Telecommunications Reporting Worksheet (Worksheet or Form 499-A). In addition, the Bureau updates the Instructions to the Telecommunications Reporting Worksheet, FCC Form 499-A (Instructions). With regard to universal service contributions, several parties (Petitioners) have filed requests for review of decisions by the Universal Service Administrative Company (USAC) rejecting revised Worksheet filings as untimely under USAC's processing guidelines. The Bureau grants such requests and remands them to USAC for consideration as provided in this Order. The Bureau also directs USAC to consider, as provided in this Order, any revised Form 499-A filings that are pending before it on the release date of this Order, or that it receives between the release date of this Order and the effective date of this Order.

**DATES:** Effective January 10, 2005.

**FOR FURTHER INFORMATION CONTACT:** Anita Cheng, Assistant Chief, Wireline Competition Bureau, Telecommunications Access Policy Division, (202) 418-7400.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Order in CC Docket Nos. 96-45, 98-171, and 97-21 released December 7, 2004. The full text of this document is available for public inspection during regular business hours in the FCC Reference Center, Room CY-A257, 445 Twelfth Street, SW., Washington, DC, 20554.

#### I. Introduction

1. In this Order, the Wireline Competition Bureau (Bureau) modifies the deadline for filing revisions to the annual Telecommunications Reporting Worksheet (Worksheet or Form 499-A). In addition, we update the Instructions to the Telecommunications Reporting Worksheet, FCC Form 499-A (Instructions), to clarify our intention to reject as untimely any Form 499-A

revised filing not submitted within twelve months of the due date of the original filing in question, if the revision would decrease regulatory fees or contributions to support mechanisms for universal service, interstate Telecommunications Relay Service, number administration, or local number portability. With regard to universal service contributions, several parties (Petitioners) have filed requests for review of decisions by the Universal Service Administrative Company (USAC) rejecting revised Worksheet filings as untimely under USAC's processing guidelines. We grant such requests and remand them to USAC for consideration as provided in this Order. We also direct USAC to consider, as provided in this Order, any revised Form 499-A filings that are pending before it on the release date of this Order, or that it receives between the release date of this Order and the effective date of this Order.

2. Adoption of a firm deadline for filing revisions to the Worksheet will help ensure the stability and sufficiency of the federal universal service fund, as contemplated in section 254(d) of the Communications Act of 1934, as amended (the Act). We also find that a firm deadline for revised Worksheets will improve the integrity of the universal service contribution methodology and promote efficiency in administration of support mechanisms for universal service, interstate Telecommunications Relay Service (TRS), the North American Numbering Plan (NANP) and Local Number Portability (LNP), consistent with the Commission's rules and policies.

## II. Discussion

3. In this Order, we modify the Form 499-A Instructions by changing the deadline for contributors to file revised Form 499-As that would result in decreased contribution amounts. We adopt a twelve-month deadline for filing revisions to the Form 499-A which would result in a decreased contribution amount. Accordingly, any revised 499-A that would result in decreased contributions must be submitted by March 31 of the year after the original filing due date. The prior Instructions required revisions within nine months and contemplated the potential for revisions beyond that time period if there was good cause for the delay in filing and an explanation justifying the change. For the reasons described, however, we now find that a firm twelve-month deadline for revisions that would result in reduced contributions will improve administrative efficiency and certainty

for the contribution systems for universal service, TRS, NANP, and LNP. We conclude that adoption of a firm deadline for filing such revisions to the Worksheet will help ensure the stability and sufficiency of the federal universal service fund, as contemplated in section 254(d) of the Act, as well as the funds for TRS, NANP, and LNP. In addition, we find that a firm deadline for revised Worksheets will improve the integrity of the universal service contribution methodology and promote efficiency in administration of the universal service support mechanisms, consistent with the Commission's rules and policies. Our actions today will allow USAC and other fund administrators to reduce substantially the need for adjustments regarding a given contribution year, providing certainty to contributors and their customers.

4. In our experience, twelve months is a sufficient period of time for contributors to revise their 499-A filings for the purpose of reducing their contribution obligations. With regard to universal service contributions, as discussed, the quarterly-filed 499-Q contains information about both projected revenue for the upcoming quarter and actual revenue for the past quarter. Each 499-Q filing provides an opportunity to report actual revenue information from the prior quarter. On April 1 of each year, carriers file revenue information for the prior year, which helps to determine whether the revenue information in the prior year's 499-Qs was correct. As a result, the 499-A is an opportunity to correct previously-filed revenue information. With the new deadline for filing revisions to the Form 499-A, carriers will have a window of one entire year in which to determine whether revenues reported and contribution amounts paid the prior year was too high. Thus, any revised 499-A that is filed by the new deadline represents a third opportunity for carriers to review and file revenue information for the prior year. With regard to TRS, NANP, and LNP contributions, contributors still have two opportunities to review and file revenue information (*i.e.*, in the original 499-A filing and the revised 499-A filing). We find that twelve months is ample time for a diligent filer to determine what revenues it earned the prior year. Setting a twelve-month deadline for filing revisions to the 499-A as described herein gives contributors adequate time to discover errors, while providing incentive to submit accurate revenue information in a timely manner. We note that this Order will have minimal impact on the payment of

regulatory fees because entities pay regulatory fees within four months of the original April 1 Form 499-A submission, and most entities become aware of any need to file revisions at the time of payment.

5. Form 499-As that are filed after the effective date of this Order will be subject to the twelve-month deadline. Thus, contributors will be required to submit revisions to the Form 499-A within twelve months of the original filing deadline, *i.e.*, March 31 of the subsequent year. Revised Form 499-As that are submitted after the revision deadline will be rejected by USAC as untimely. Because this Order will become effective after the filing deadline for the 2004 Form 499-A (which was April 1, 2004), contributors will be permitted to submit revisions to the 2004 Form 499-A up to twelve months following the effective date of this Order.

6. As explained, several Petitioners have filed requests for review of decisions by the Universal Service Administrative Company (USAC) rejecting revised Worksheet filings as untimely under USAC's processing guidelines. Because the decision we adopt today does not take effect until January 10, 2005, these requests (and any other pending requests filed before the effective date of this Order) are subject to the standard currently in effect. Although this Order adopts USAC's one-year deadline for the stated reasons, we grant the pending requests for review to allow USAC to consider if there was good cause to allow revisions beyond the deadline contained in the Instructions. We remand these requests to USAC and direct USAC to revise universal service contribution obligations as appropriate provided that: (1) the Petitioner has demonstrated good cause for submitting the revision beyond the one-year revision window; and (2) the Petitioner has provided "an explanation of the cause for the change along with complete documentation showing how the revised figures derive from corporate financial records." That is, USAC shall only revise contribution obligations to the extent that the carrier has provided accurate and legitimate reasons for filing late and for revising the obligation, in accordance with the existing Worksheet Instructions. The Petitioners are permitted to supplement their filings to USAC as necessary between the release date of this Order and the effective date of this Order. To the extent that a request for review encompasses issues in addition to revised 499-A issues, we remand to USAC only the portion of the request that deals with revised 499-A filings,

and retain the remainder of the request for disposition by the Bureau or Commission.

7. In addition, we direct USAC to consider any similarly-situated revised 499-A filings that it receives between the release date of this Order and the effective date of this Order and to revise universal service contribution obligations in accordance with the guidelines. In the event that there are pending similarly-situated 499-A revisions that were filed with USAC prior to the release date of this Order, we direct USAC also to consider such filings in accordance with the guidelines. These filers are permitted to supplement their filings to USAC as necessary between the release date of this Order and the effective date of this Order. All filings that are made to USAC

in connection with this Order should be captioned, "ATTN: Form 499-A Revision Order" and sent to the Universal Service Administrative Company, 2000 L Street, NW., Suite 200, Washington, DC 20036.

8. The Commission will not send a copy of this Order pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A).

#### IV. Ordering Clauses

9. Pursuant to authority contained in sections 1, 4, and 254 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 154, 254, and the authority delegated under 0.91, 0.291, 1.3, and 54.711 of the Commission's rules, 47 CFR 0.91, 0.291, 1.3, and 54.711, this Order shall be effective January 10, 2005.

10. Pursuant to authority contained in sections 1, 4, and 254 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 154, 254, and the authority delegated under 0.91, 0.291, 1.3, and 54.711 of the Commission's rules, 47 CFR 0.91, 0.291, 1.3, and 54.711, the requests for review of decisions by the Universal Service Administrative Company listed in the Attachment are remanded to the Universal Service Administrative Company for further review.

11. A copy of this Order shall be transmitted to the Universal Service Administrative Company.

Federal Communications Commission.

**Jeffrey J. Carlisle,**

*Chief, Wireline Competition Bureau.*

#### ATTACHMENT—REQUESTS FOR REVIEW OF USAC DECISIONS REJECTING REVISED FORM 499-AS

| Petitioner                                               | Date filed          |
|----------------------------------------------------------|---------------------|
| Access One, Inc .....                                    | November 23, 2004.  |
| Airnex Communications, Inc .....                         | December 4, 2003.   |
| Alliance Group Services .....                            | October 31, 2001.   |
| ARC Networks, Inc .....                                  | November 20, 2001.  |
| Bright Personal Communications Services, LLC .....       | February 10, 2003.  |
| Business Discount Plan, Inc .....                        | March 3, 2003.      |
| Cooperative Communications, Inc .....                    | October 3, 2002.    |
| Crown Communication, Inc .....                           | July 23, 2002.      |
| Dial-Thru, Inc .....                                     | February 17, 2004.  |
| Eagle Communications, Inc .....                          | November 26, 2003.  |
| Equant Inc .....                                         | September 25, 2003. |
| Eureka Networks f/k/a Eureka Broadband Corporation ..... | September 30, 2004. |
| GE Business Productivity Solutions, Inc .....            | July 3, 2002.       |
| Griggs County Telephone Company .....                    | April 22, 2002.     |
| Morris Communications, Inc .....                         | July 12, 2002.      |
| New Hope Telephone Company .....                         | July 3, 2002.       |
| SBC Communications, Inc .....                            | November 9, 2004.   |
| SES Americom, Inc .....                                  | October 27, 2003.   |
| Total Communications Services, Inc .....                 | September 8, 2003.  |

[FR Doc. 04-27158 Filed 12-9-04; 8:45 am]

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#### FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 92-237; DA 04-3830]

#### Cancellation of the December 10, 2004, Conference Call Meeting of the North American Numbering Council

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** On December 7, 2004, the Commission released a public notice announcing the cancellation of the December 10, 2004, conference call meeting of the North American Numbering Council (NANC). The intended effect of this action is to make the public aware of the cancellation of

the NANC's conference call meeting. This notice of the cancellation of the December 10, 2004, NANC conference call meeting is being published in the **Federal Register** less than 15 calendar days prior to the previously scheduled conference call meeting to ensure that the public is made aware of the cancellation of the federal advisory committee's December 10, 2004, conference call meeting as soon as possible.

This statement complies with the General Services Administration Management regulations implementing the Federal Advisory Committee Act. See 41 CFR 101-6.1015(b)(2).

**ADDRESSES:** Telecommunications Access Policy Division, Wireline Competition Bureau, Federal Communications Commission, The Portals II, 445 12th Street, SW., Suite 5-A420, Washington, DC 20554.

#### FOR FURTHER INFORMATION CONTACT:

Deborah Blue, Special Assistant to the Designated Federal Officer (DFO) at (202) 418-1466 or [Deborah.Blue@fcc.gov](mailto:Deborah.Blue@fcc.gov). The fax number is: (202) 418-2345. The TTY number is: (202) 418-0484.

Federal Communications Commission.

**Sanford S. Williams,**

*Attorney, Telecommunications Access Policy Division, Wireline Competition Bureau.*

[FR Doc. 04-27280 Filed 12-8-04; 1:18 pm]

BILLING CODE 6712-01-P

#### FEDERAL ELECTION COMMISSION

##### Sunshine Act Notices

**DATE AND TIME:** Thursday, December 16, 2004, at 10 a.m.

**PLACE:** 999 E Street, NW., Washington, DC (Ninth Floor).