

their complaints are received, and to notify them of any action (or refusal to act) with respect to their complaints. In cases where an investor and member are unable to resolve a dispute, records of complaints and responses will document the sequence of correspondence and/or actions for use in any potential formal resolution proceedings.

The Commission believes that the Exchange's proposed requirements relating to the timing and method of delivery of acknowledgements and responses are also reasonably designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, and, in general, to protect investors and the public interest, consistent with section 6(b)(5) of the Act.¹⁰ The Commission notes that written, mailed acknowledgements and responses will always be sufficient, but that e-mail or verbal correspondence will be permitted where the complaint is transmitted by such means. These requirements should minimize any confusion regarding how a complaint is to be processed, and limit administrative burdens on NYSE members. Likewise, the Commission believes that requiring acknowledgements to be delivered within 15 business days of receipt of a complaint, and responses to be delivered "within a reasonable period of time" should promote prompt and effective resolution of customer complaints, while allowing NYSE members the flexibility to tailor specific responses.

Proposed Rule 401A(c) would require retention of records of acknowledgements and responses in accordance with NYSE Rule 440. The Commission believes that this record-keeping requirement should assist the Exchange in monitoring and enforcing compliance with proposed Rule 401A, as well as Rule 351(d), by allowing it to compare the number of a member's reported complaints to the number of acknowledgements and responses. Finally, the acknowledgements, responses, and logs required by new Rule 401A(c) may contain useful information for the member's compliance personnel insofar as it may relate to other obligations of the member, such as the preparation of its annual report on supervision and compliance efforts during the preceding year. See e.g., NYSE Rule 342 ("Offices—Approval, Supervision and Control").

The proposed rule change is also consistent with section 6(b)(6)¹¹ of the Act, which requires the rules of the Exchange to provide for its members and persons associated with its members to be appropriately disciplined for violations of those rules through fitting sanctions, including the imposition of fines, and with Rule 19d-1(c)(2) under the Act¹² which governs minor rule violation plans. Rule 476A allows the NYSE to impose sanctions for rule violations that do not rise to the level of requiring formal disciplinary proceedings. Because of the possible range of severity of a member's failure to satisfy the acknowledgement provisions of the proposed new rule, Rule 476A would be amended in order to allow the NYSE to sanction less serious failures with minor fines. The Commission notes that this proposal will render violations of the acknowledgement provisions of new Rule 401A eligible for treatment as minor violations, but will not require it in all cases. Thus, the Exchange will remain able to determine, on a case-by-case basis, whether a particular violation requires formal disciplinary action. Therefore, the Commission believes that this change will not compromise the Exchange's ability to bring formal disciplinary actions for more serious violations of Rule 401A, but will augment its ability to enforce its rules in cases where full disciplinary proceedings are not warranted.

IV. Conclusion

It is therefore ordered, pursuant to section 19(b)(2) of the Act,¹³ and Rule 19d-1(c)(2) under the Act,¹⁴ that the proposed rule change (SR-NYSE-2004-59) be, and hereby is, approved.¹⁵

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹⁶

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. E5-1817 Filed 4-18-05; 8:45 am]

BILLING CODE 8010-01-P

¹¹ 15 U.S.C. 78f(b)(6).

¹² 17 CFR 240.19d-1(c)(2).

¹³ 15 U.S.C. 78s(b)(2).

¹⁴ 17 CFR 240.19d-1(c)(2).

¹⁵ In approving this proposed rule change, the Commission notes that it has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

¹⁶ 17 CFR 200.30-3(a)(12).

DEPARTMENT OF STATE

[Public Notice 5053]

Bureau of Diplomatic Security, Office of Foreign Missions, Diplomatic Motor Vehicles; 30-Day Notice of Proposed Information Collection: Form DS-1972, U.S. Department of State Driver License and Tax Exemption Card Application, OMB Collection Number 1405-0105

ACTION: Notice of request for public comment and submission to OMB of proposed collection of information.

SUMMARY: The Department of State has submitted the following information collection request to the Office of Management and Budget (OMB) for approval in accordance with the Paperwork Reduction Act of 1995.

- *Title of Information Collection:* U.S. Department of State Driver License and Tax Exemption Card Application.

- *OMB Control Number:* 1405-0105.

- *Type of Request:* Extension of a Currently Approved Collection.

- *Originating Office:* Bureau of Diplomatic Security, Office of Foreign Missions (DS/OFM).

- *Form Number:* DS-1972.

- *Respondents:* Foreign missions that have personnel assigned to the United States: diplomatic, consular, administrative and technical, specified official representatives of foreign governments to international organizations, and their dependents.

- *Estimated Number of Respondents:* 350 foreign missions.

- *Estimated Number of Responses:* 14,000.

- *Average Hours Per Response:* 0.5 hours (30 minutes).

- *Total Estimated Burden:* 7,000 hours.

- *Frequency:* On occasion. (As often as is necessary for foreign missions to obtain/renew driver licenses and/or tax exemption cards for foreign mission personnel.)

- *Obligation to Respond:* Required to obtain or retain a benefit.

DATES: Submit comments to the Office of Management and Budget (OMB) for up to 30 days from April 19, 2005.

ADDRESSES: Direct comments and questions to Katherine Astrich, the Department of State Desk Officer in the Office of Information and Regulatory Affairs at the Office of Management and Budget (OMB), who may be reached at 202-395-4718. You may submit comments by any of the following methods:

- E-mail: *Katherine_T._Astrich@omb.eop.gov*. You must include the DS

¹⁰ 15 U.S.C. 78f(b)(5).

form number, information collection title, and OMB control number in the subject line of your message.

- Mail (paper, disk, or CD-ROM submissions): Office of Foreign Missions, U.S. Department of State, 2201 C Street, NW., Washington, DC 20520.

- Fax: 202-395-6974.

FOR FURTHER INFORMATION CONTACT: You may obtain copies of the proposed information collection and supporting documents from: Jacqueline Robinson, Diplomatic Motor Vehicle Director, Office of Foreign Missions, 3507 International Place, NW., State Annex 33, Washington DC 20522-3302, who may be reached on (202) 895-3528 or RobinsonJD@state.gov.

SUPPLEMENTARY INFORMATION: We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary to properly perform our functions.
- Evaluate the accuracy of our estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected.

- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of technology.

Abstract of proposed collection: The U.S. Department of State Driver License and Tax Exemption Card Application form (DS 1972) is the means by which foreign missions in the United States request the issuance of a driver license and/or a sales tax exemption card for foreign mission personnel and their dependents. The exemption from sales taxes and the operation of a motor vehicle in the United States by foreign mission personnel are benefits under the Foreign Missions Act, 22 U.S.C. 4301 *et seq.*, which must be obtained by foreign missions through the U.S. Department of State, Office of Foreign Missions (DS/OFM). The DS-1972 application form provides OFM with the necessary information required to administer the two benefits effectively and efficiently. Sales tax exemption is enjoyed under the provisions of international law but is granted on the basis of reciprocity. The administration of driver licenses at the national level helps the Federal Government identify operators who repeatedly receive citations. This also helps the Federal Government determine the necessary course of action that may be required against an individual's driving privilege. Accordingly, the Federal Government is

able to provide consistency to the diplomatic community on a national level through a uniform program.

Methodology: Currently, this form is submitted by foreign missions in paper format, and the information is then entered into an electronic database, maintained and utilized by the Office of Foreign Missions.

Dated: April 1, 2005.

John R. Arndt,

Acting Deputy Assistant Secretary, Bureau of Diplomatic Security, Office of Foreign Missions, Department of State.

[FR Doc. 05-7800 Filed 4-18-05; 8:45 am]

BILLING CODE 4710-43-P

DEPARTMENT OF STATE

[Public Notice 5054]

Determination Pursuant to Section 1(b) of Executive Order 13224 Relating to Lashkar-e-Tayyiba (LT, LeT), aka Lashkar-e-Toiba, aka Lashkar-i-Taiba, aka al Mansoorian, aka al Mansooreen, aka Army of the Pure, aka Army of the Righteous, aka Army of the Pure and Righteous

Acting under the authority of section 1(b) of Executive Order 13224 of September 23, 2001, as amended, and in consultation with the Secretary of the Treasury, the Attorney General, and the Secretary of Homeland Security, I hereby determine that Lashkar-e-Tayyiba uses or has used the following aliases in addition to those listed above: Paasban-e-Kashmir, Paasban-i-Ahle-Hadith, Pasban-e-Kashmir, Pasban-e-Ahle-Hadith, and Paasban-e-Ahle-Hadis

I hereby amend the designation of Lashkar-e-Tayyiba (and its aliases) to add the following names as aliases together with any transliterations of these names:

aka Paasban-e-Kashmir
aka Paasban-i-Ahle-Hadith
aka Pasban-e-Kashmir
aka Pasban-e-Ahle-Hadith
aka Paasban-e-Ahle-Hadis

Consistent with the determination in section 10 of Executive Order 13224 that "prior notice to persons determined to be subject to the Order who might have a constitutional presence in the United States would render ineffectual the blocking and other measures authorized in the Order because of the ability to transfer funds instantaneously," no prior notice need be provided to any person subject to this determination who might have a constitutional presence in the United States, because to do so would render ineffectual the measures authorized in the Order.

This notice shall be published in the **Federal Register**.

Dated: April 13, 2005.

Condoleezza Rice,

Secretary of State, Department of State.

[FR Doc. 05-7799 Filed 4-18-05; 8:45 am]

BILLING CODE 4710-10-P

DEPARTMENT OF STATE

[Public Notice 5022]

Secretary of State's Advisory Committee on Private International Law: Notice of Meeting

Summary: There will be a public meeting of the Study Group on Enforcement of Judgments of the Secretary of State's Advisory Committee on Private International Law, from 9 a.m. to 3 p.m. on Monday May 9 at the new headquarters of the U.S. Patent & Trademark Office: Randolph Building Conference Center (401 Dulany Street, Alexandria, VA 22313-1450).

Full Text: The Department of State is convening a meeting of the Secretary of State's Advisory Committee on Private International Law, Study Group on Enforcement of Judgments, in order to seek consultations on the proposed draft Hague Convention on Exclusive Choice of Court Agreements. The draft convention will be considered at the 20th Diplomatic Session of the Hague Conference on Private International Law, June 14-30, 2005, and is expected to be adopted and opened for signature at that time.

The meeting of the Advisory Committee will consider the full range of issues raised by the draft convention, in order to assist the U.S. delegation prepare for the Diplomatic Conference. In addition to members of the U.S. delegation, the meeting will include experts from industry, trade associations, consumer groups, bar associations, non-governmental associations, and other interested parties. The current draft of the proposed convention, including an explanatory report, may be found on the Web site of the Hague Conference (<http://www.hcch.net>).

The meeting will be held from 9 a.m. to 3 p.m. on Monday, May 9, at the Randolph Building Conference Center of the U.S. Patent and Trademark Office, 401 Dulany Street, Alexandria, VA 22313-1450. The meeting is open to the public up to the capacity of the meeting room. Interested persons are invited to attend and to express their views. Persons who wish to have their views considered are encouraged, but not required, to submit written comments in advance of the meeting. Written comments should be submitted by e-mail to Jeffrey Kovar at