

[FR Doc. E5-4502 Filed 8-17-05; 8:45 am]  
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## DEPARTMENT OF LABOR

### Bureau of Labor Statistics

#### Business Research Advisory Council; Notice of Renewal

The Secretary of Labor has determined that re-establishment of the charter of the Business Research Advisory Council (BRAC) is necessary and in the public interest in connection with the performance of duties imposed upon the Commissioner of Labor Statistics by 29 U.S.C. 1, 2, 3, 4, 5, 6, 7, 8, and 9. This determination follows consultation with the Committee Management Secretariat, General Services Administration.

*Name of Committee:* Business Research Advisory Council.

*Purpose and Objective:* The Council presents advice and makes recommendations to the Department of Labor's Bureau of Labor Statistics from the perspective of the business community. The Council reviews Bureau programs, presents priorities for business users, suggests the addition of new programs, suggests changes in the emphasis of existing programs, and suggests dropping old programs. It also suggests alternative approaches for data collection and reporting.

*Balanced Membership Plan:* The BRAC membership is comprised of representatives from a broad perspective of the U.S. economy, with large and small companies represented as well as goods- and non-goods-producing industries. In order to maintain the independence and credibility of the advice, members of BRAC are designated by the Commissioner of Labor Statistics, under authorization from the Secretary of Labor, from nominations by the BRAC Membership Committee.

*Duration:* Continuing.

*Agency Contact:* Tracy Jack, 202-691-5869.

Signed in Washington, DC this 12th day of August, 2005.

**Elaine L. Chao,**

*Secretary of Labor.*

[FR Doc. 05-16352 Filed 8-17-05; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-263; ASLBP No. 05-841-02-LR]

#### In the Matter of Nuclear Management Company, LLC; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 FR 28,710 (1972), and the Commission's regulations, *see* 10 CFR 2.104, 2.300, 2.303, 2.309, 2.311, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board is being established to preside over the following proceeding:

#### Nuclear Management Company, LLC (Monticello Nuclear Generating Plant)

This proceeding concerns a July 9, 2005 request for hearing submitted by petitioner North American Water Office, in response to a May 5, 2005 notice of opportunity for hearing, 70 FR 25,117 (May 12, 2005), regarding the March 16, 2005 application of Nuclear Management Company, LLC, (NMC) for renewal of the operating license for its Monticello Nuclear Generating Plant. In its application, NMC requests that the operating license for its Monticello facility be extended for an additional twenty years beyond the period specified in the current license, which expires on September 8, 2010.

The Board is comprised of the following administrative judges: Lawrence G. McDade, Chair, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Dr. Anthony J. Baratta, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Dr. Richard E. Wardwell, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

All correspondence, documents, and other materials shall be filed with the administrative judges in accordance with 10 CFR 2.302.

Issued at Rockville, Maryland, this 12th day of August 2005.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. E5-4506 Filed 8-17-05; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-52244; File No. SR-Amex-2005-026]

#### Self-Regulatory Organizations; American Stock Exchange LLC; Order Granting Approval to Proposed Rule Change Relating to Quotes in Nasdaq UTP Stocks To Be Disseminated by Amex Specialists before 9:30 a.m.

August 11, 2005.

On February 24, 2005, the American Stock Exchange LLC ("Amex" or "Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to codify its existing practice of allowing indicative quotes in Nasdaq UTP stocks to be disseminated by specialists between 9:25 and 9:30 a.m. for testing purposes. On April 14, 2005, the Amex amended the proposed rule change.<sup>3</sup> On May 26, 2005, the Amex amended the proposed rule change.<sup>4</sup> The proposed rule change, as amended, was published for comment in the **Federal Register** on June 20, 2005.<sup>5</sup> The Commission received no comments on the proposed rule change, as amended. This order approves the proposed rule change, as amended.

The Commission finds that the proposed rule change, as amended, is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange<sup>6</sup> and, in particular, the requirements of Section 6 of the Act<sup>7</sup> and the rules and regulations thereunder. Specifically, the Commission believes the proposal to be consistent with Section 6(b)(5) of the Act,<sup>8</sup> in that it is 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. The Commission believes that by

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> In Amendment No. 1, the Exchange made minor, non-substantive changes to the text of the proposed rule change and filing.

<sup>4</sup> In Amendment No. 2, the Exchange made minor, non-substantive changes to the text of the proposed rule change and filing.

<sup>5</sup> *See* Securities Exchange Act Release No. 51834 (June 13, 2005), 70 FR 35466 (June 20, 2005) (SR-Amex-2005-026).

<sup>6</sup> In approving this proposed rule change, as amended, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. *See* 15 U.S.C. 78c(f).

<sup>7</sup> 15 U.S.C. 78f.

<sup>8</sup> 15 U.S.C. 78f(b)(5).