

that balance multiple uses of the BLM-administered lands in the Bradshaw-Harquahala planning area. The preferred alternative attempts to accomplish the above while achieving consistency between Forest Service, Arizona State Land Department, Arizona Game and Fish Department, the BLM, and other land managing agencies within the boundaries of both planning areas. The range of alternatives in this draft evaluates planning decisions brought forward from the current BLM planning documents, including the Lower Gila North Management Framework Plan and the Phoenix Resource Management Plan.

The preferred alternative identifies four potential Areas of Critical Environmental Concern (ACEC): Tule Creek ACEC, 640 acres to protect wildlife, riparian, and cultural resources; Vulture Mountain ACEC, 6,120 acres to protect high value raptor nesting habitat; Black Butte Outstanding Natural Area (ONA) ACEC, 8,260 acres to protect high value raptor nesting sites, rare cultural resources, and scenic values; and Harquahala Mountains ONA ACEC, 74,950 acres to protect unique biological assemblages, high value cultural resources, and outstanding scenic and primitive landscapes. The following types of use limitations would generally apply: (1) Except for Tule Creek, areas would be closed to mineral material disposal but open to other types of mineral development. Tule Creek would be withdrawn from all mineral development; (2) recreation uses would generally be dispersed and undeveloped and may be limited by season or location if ACEC values are threatened; (3) motorized and mechanized travel would be limited to designated routes; (4) vehicle routes that threaten ACEC values would be mitigated or closed; (5) visual resources would be allocated to VRM Class II. For detailed information, see the Special Area Designations sections of Chapter 2.

Records of Decision will be prepared by the BLM for the Agua Fria National Monument Resource Management Plan and the Bradshaw-Harquahala Resource Management Plan in accordance with planning regulations 43 CFR part 1610 and NEPA at 40 CFR part 1502. The Agua Fria National Monument was established by Presidential Proclamation 7263 in January 2000. The Agua Fria National Monument Proclamation of 2000 affects only Federal lands and Federal interests located within the established boundaries.

Dated: September 9, 2005.

**Elaine Y. Zielinski,**

*Arizona State Director.*

[FR Doc. 06-115 Filed 1-5-06; 8:45 am]

**BILLING CODE 4310-32-M**

## **INTERNATIONAL TRADE COMMISSION**

**[USITC SE-06-001]**

### **Sunshine Act Meeting**

**AGENCY HOLDING THE MEETING:** United States International Trade Commission.

**TIME AND DATE:** January 13, 2006 at 1 p.m.

**PLACE:** Room 101, 500 E Street, SW., Washington, DC 20436, Telephone: (202) 205-2000.

**STATUS:** Open to the public.

#### **MATTERS TO BE CONSIDERED:**

1. Agenda for future meetings: None.
2. Minutes.
3. Ratification List.
4. Inv. Nos. 701-TA-302 and 731-TA-454 (Second Review) (Fresh and Chilled Atlantic Salmon from Norway)—briefing and vote. (The Commission is currently scheduled to transmit its determination and Commissioners' opinions to the Secretary of Commerce on or before January 27, 2006.)

5. *Outstanding action jackets:* None. In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

By order of the Commission.

Issued: January 3, 2006.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 06-165 Filed 1-4-06; 12:53 pm]

**BILLING CODE 7020-02-P**

## **NUCLEAR REGULATORY COMMISSION**

**[Docket No. 72-17; License No. SNM-2509]**

### **In the Matter of PacifiCorp (Trojan Nuclear Plant Independent Spent Fuel Storage Installation); Order Approving Application Regarding Proposed Acquisition Indirect Transfer of Materials License SNM-2509**

**I**

By application dated June 30, 2005, and supplemented on August 12, 2005, PacifiCorp, together with PacifiCorp Holdings, Inc., and MidAmerican Energy Holdings Company (MEHC), requested approval of the indirect

transfer of control of Materials License No. SNM-2509 for the Trojan Independent Spent Fuel Storage Installation (ISFSI), with regard to PacifiCorp's 2.5 percent interest in the Trojan ISFSI, to MEHC. PacifiCorp is a non-operating licensee of the Trojan ISFSI, and will continue to hold the license. The request was in connection with the sale of PacifiCorp, which will become an indirect wholly-owned subsidiary of MEHC. The supplemental letter cited above did not expand the scope of the application beyond that noticed in the **Federal Register** on July 27, 2005 (70 FR 43461).

The U.S. Nuclear Regulatory Commission (NRC) 10 CFR Part 50 license for the Trojan Nuclear Plant (License No. NPF-1) was terminated on May 23, 2005, after completion of the radiological decommissioning of the nuclear plant. The Trojan ISFSI holds spent fuel from the former Trojan Nuclear Plant.

PacifiCorp is a wholly owned subsidiary of PacifiCorp Holdings, Inc. (PHI), which in turn is an indirect, wholly-owned subsidiary of Scottish Power, plc. PacifiCorp will be sold to PPW, LLC, a Delaware limited liability corporation and a wholly-owned subsidiary of MEHC. The name of the MEHC subsidiary that will acquire PacifiCorp was changed from NWQ Holdings, LLC to PPW Holdings, LLC. PacifiCorp operates an electric utility in six western states of the United States, serving approximately 1.6 million retail customers with annual revenues of approximately \$3 billion per year. PacifiCorp will remain an electric utility after the sale to MEHC.

MEHC, a global electric and natural gas utility operating in the United States, the United Kingdom, and the Philippines, serves approximately 4.4 million electric customers and 680,000 natural gas customers. Its annual operating revenue is approximately \$6.5 billion.

MEHC will purchase all the outstanding shares of PacifiCorp from PHI for a value of approximately \$9.4 billion, consisting of approximately \$5.1 billion in cash and approximately \$4.3 billion in net debt and preferred stock which will remain outstanding at PacifiCorp.

The Trojan ISFSI is jointly owned by three licensees: Portland General Electric Company (PGE) (67.5%); Eugene Water & Electric Board (30%); and PacifiCorp (2.5%). PGE has always been the sole operator of the Trojan ISFSI and will remain the sole operator. The Eugene Water & Electric Board and PacifiCorp are non-operating licensees. PacifiCorp has no right of access to the

ISFSI. No physical changes will occur to the Trojan ISFSI as a result of the change in ownership of PacifiCorp. Thus, both the management and operation of the ISFSI will remain unchanged.

## II

The applicant requested approval of the indirect transfer of the Trojan ISFSI license, to the extent held by PacifiCorp, to MEHC, pursuant to 10 CFR 72.50(a) which states:

No license or any part included in a license issued under this part for an ISFSI [Independent Spent Fuel Storage Installation] or MRS [Monitored Retrievable Storage Installation] shall be transferred, assigned, or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of the license to any person, unless the Commission gives its consent in writing.

The Commission will approve an application for the indirect transfer of a license, if, after appropriate notice and observance of required procedures, the Commission determines that: (1) The underlying transaction effecting the indirect transfer will not affect the qualifications of the holder of the license; and (2) the indirect transfer of the license is consistent with applicable provisions of the law, and the regulations and orders issued by the Commission.

Upon review of the information in the application, and other information before the Commission, the NRC staff has determined that MEHC's proposed purchase of all the outstanding shares of PacifiCorp from PHI will not affect the qualifications of PacifiCorp as holder of Materials License No. SNM-2509, and that the indirect transfer of the license, to the extent effected by the proposed acquisition, is otherwise consistent with applicable provisions of law, regulations, and orders issued by the Commission, subject to the conditions set forth herein. These findings are supported by "Safety Evaluation by the Office of Nuclear Materials Safety and Safeguards, PacifiCorp, Trojan Independent Spent Fuel Storage Installation, Docket No. 72-17," dated October 27, 2005.

## III

In view of the foregoing, the Commission finds that the acquisition of PacifiCorp by MEHC will not affect the qualifications of PacifiCorp to hold the Trojan ISFSI Materials License to the extent now held by PacifiCorp, and the indirect transfer of control of the license to MEHC is otherwise consistent with the applicable provisions of law,

regulations, and orders issued by the Commission pursuant thereto.

Accordingly, pursuant to Sections 161b, 161i, 161o, and 184 of the Atomic Energy Act of 1954, as amended (the Act), 42 U.S.C. 2201(b), 2201(i), 2201(o), and 2234; and 10 CFR 72.50, *it is hereby ordered* that the application regarding the indirect license transfer related to the proposed acquisition is approved, subject to the following conditions:

(1) PacifiCorp shall provide the Director of the Office of Nuclear Material Safety and Safeguards a copy of any application, at the time it is filed, to transfer (excluding grants of security interests or liens) from PacifiCorp to its direct or indirect parent, or to any affiliated company, facilities for the production, transmission, or distribution of electric energy having a depreciated book value exceeding 10 percent (10%) of PacifiCorp's net utility plant, as recorded on its books of account.

(2) Should the proposed indirect license transfer not be completed by December 31, 2006, this Order shall become null and void, provided, however, upon application and for good cause shown, such a date may be extended.

This Order is effective upon issuance.

For further details with respect to this Order, see the application dated June 30, 2005, and supplement dated August 12, 2005, and the safety evaluation report dated October 27, 2005, which are available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management System's (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, 301-415-4737 or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland this 29th day of December, 2005.

For the Nuclear Regulatory Commission.

**Robert C. Pierson,**

*Acting Director, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. E6-9 Filed 1-5-06; 8:45 am]

**BILLING CODE 7590-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-53040; File No. SR-CBOE-2005-116]

### Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Notice of Filing and Immediate Effectiveness of Proposed Rule Change To Extend a Pilot Program Relating to Electronic DPMs and Affiliated Market-Makers

December 28, 2005.

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> notice is hereby given that on December 23, 2005, the Chicago Board Options Exchange, Incorporated ("Exchange" or "CBOE") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Exchange filed the proposal as a "non-controversial" proposed rule change pursuant to Section 19(b)(3)(A)(iii) of the Act<sup>3</sup> and Rule 19b-4(f)(6) thereunder.<sup>4</sup> The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

CBOE proposes to extend the pilot allowing Electronic DPMs ("e-DPMs") to have up to one affiliated Market-Maker trade in classes assigned to the e-DPM. The text of the proposed rule change is available on the Exchange's Web site (<http://www.cboe.com>), at the Exchange's Office of the Secretary, and at the Commission.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the CBOE included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

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

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

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A)(iii).

<sup>4</sup> 17 CFR 240.19b-4(f)(6).