

plaintiff in formulating the proposed Final Judgment.

Dated: December 20, 2005.

Respectfully submitted,

William H. Jones II (WJ 2563),

Allen P. Grunes (AG 4775),

Gregg I. Malawer (GM 6467),

Avery W. Gardiner (AG 2011),

Joan Hogan (JH 5666),

*U.S. Department of Justice, Antitrust Division, 325 7th Street, NW., Suite 300, Washington, DC 20530. (202) 514-0230. Attorneys for Plaintiff the United States.*

Bernard Hollander (BH 0818),

*Senior Trial Attorney, U.S. Department of Justice, Antitrust Division, 325 7th Street, NW., Suite 300, Washington, DC 20530. Attorney for Plaintiff the United States.*

### Exhibit A Definition of HHI and Calculations for Market

“HHI” means the Herfindahl-Hirschman Index, a commonly accepted measure of market concentration. It is calculated by squaring the market share of each firm competing in the market and then summing the resulting numbers. For example, for a market consisting of four firms with shares of thirty, thirty, twenty and twenty percent, the HHI is 2600 ( $30^2 + 30^2 + 20^2 + 20^2 = 2600$ ). The HHI takes into account the relative size and distribution of the firms in a market and approaches zero when a market consists of a large number of firms of relatively equal size. The HHI increases both as the number of firms in the market decreases and as the disparity in size between those firms increases.

Markets in which the HHI is between 1000 and 1800 points are considered to be moderately concentrated, and those in which the HHI is in excess of 1800 points are considered to be concentrated. Transactions that increase the HHI by more than 100 points in concentrated markets presumptively raise antitrust concerns under the Merger Guidelines. See *Merger Guidelines* § 1.51.

[FR Doc. 06-454 Filed 1-19-06; 8:45 am]

BILLING CODE 4410-11-M

## DEPARTMENT OF LABOR

### Employment and Training Administration

### Proposed Information Collection Request Submitted for Public Comment and Recommendations; National Rapid Response Information Network

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment and Training Administration, Office of National Response is soliciting comments concerning the proposed information collection request (ICR) for the National Rapid Response Network. A copy of the proposed ICR is available at this site: <http://www.doleta.gov/Performance/guidance/OMBControlNumber.cfm>.

**DATES:** Written comments must be submitted to the office listed in the addressee's section below on or before March 21, 2006.

**ADDRESSES:** Jeff Ryan, U.S. Department of Labor, Employment and Training Administration, Room C-5325, 200 Constitution Avenue, NW., Washington, DC 20210, Phone: (202) 693-3546 (this is not a toll-free number), Fax: (202) 693-3149, e-mail: [ryan.jeff@dol.gov](mailto:ryan.jeff@dol.gov).

### SUPPLEMENTARY INFORMATION:

#### I. Background

As part of its responsibility for the administration and oversight of activities carried out under the Workforce Investment Act of 2000 (WIA), ETA has designed a Rapid Response Information Network (RRIN). This electronic reporting system will allow users to easily input data regarding layoffs and layoff related information through a secure Web site.

#### II. Review Focus

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

### III. Current Actions

*Type of Review:* Regular.  
*Agency:* Office of National Response.  
*Title:* National Rapid Response

Information Network.

*OMB Number:* 1205-XXX.

*Agency Form Numbers:* ETA 9119A, B, C.

*Recordkeeping:* 0.

*Affected Public:* State, local, or tribal government.

*Total Respondents:* 53.

*Estimated Total Burden Hours:* 3274 hours.

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintaining):* \$0.

Comments submitted in response to this comment request will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: January 11, 2006.

**Emily Stover DeRocco,**

*Assistant Secretary for Employment and Training.*

[FR Doc. E6-645 Filed 1-19-06; 8:45 am]

BILLING CODE 4510-30-P

## LEGAL SERVICES CORPORATION

### Sunshine Act Meetings of the Board of Directors and Four of the Board's Committees

**TIMES AND DATES:** The Legal Services Corporation Board of Directors will meet on January 28, 2006, and four of its Committees will meet on January 27, 2006 in the order set forth in the following schedule, with each subsequent meeting commencing shortly after adjournment of the prior meeting.

#### Meeting Schedule

*Friday, January 27, 2006—9 a.m.*

1. Performance Reviews Committee.
2. Finance Committee.
3. Provision for the Delivery of Legal Services Committee (“Provisions Committee”).

#### 4. Operations and Regulations Committee.

*Saturday, January 28, 2006—9 a.m.*

##### 1. Board of Directors.

**LOCATION:** The Melrose Hotel, 2430 Pennsylvania Avenue, NW., Washington, DC.

**STATUS OF MEETINGS:** Open, except as noted below.

- *Status:* January 27, 2006 Annual Performance Reviews Committee Meeting—Closed. The Performance Reviews Committee meeting may be closed to the public pursuant to a vote of the Board of Directors authorizing the Committee to meet in executive session to consider and act on the performance reviews of the Corporation's President and Inspector General ("IG"). The closing will be authorized by the relevant provisions of the Government in the Sunshine Act [5 U.S.C. 552b(c)(2) and 552b(c)(6)] and the Legal Services Corporation's corresponding regulation, 45 CFR 1622.5(a) and 1622.5(e). A copy of the General Counsel's Certification that the closing is authorized by law will be available upon request.

- *Status:* January 27, 2006 Operations & Regulations Committee Meeting—Open, except that a portion of the meeting of the Committee may be closed to the public pursuant to a vote of the Board of Directors authorizing the Committee to meet in executive session to consider and act on the General Counsel's report on pending litigation regarding LSC's program integrity regulation at 45 CFR Part 1610. The closing will be authorized by the relevant provisions of the Government in the Sunshine Act [5 U.S.C. 552b(c)(10)] and the Legal Services Corporation's corresponding regulation, 45 CFR 1622.5(h). A copy of the General Counsel's Certification that the closing is authorized by law will be available upon request.

- *Status:* January 28, 2006 Board of Directors Meeting—Open, except that a portion of the meeting of the Board of Directors may be closed pursuant to a vote of the Board of Directors to hold an executive session. At the closed session, the Board will consider and may act on the General Counsel's report on litigation to which the Corporation is or may become a party, discuss internal procedures with and receive a report on investigations from the IG,<sup>1</sup> and consider and may act on the report of

the Annual Performance Reviews Committee on the performance reviews of the Corporation's President and IG. The closing is authorized by the relevant provisions of the Government in the Sunshine Act [5 U.S.C. 552b(c)(10), 552b(c)(2) and 552b(c)(6)] and LSC's implementing regulation 45 CFR 1622.5(h), 1622.5(a) and 1622.5(e). A copy of the General Counsel's Certification that the closing is authorized by law will be available upon request.

**MATTERS TO BE CONSIDERED:** Friday, January 27, 2006.

#### Performance Reviews Committee

##### Agenda

##### Closed Session

1. Approval of agenda.
2. Consider and act on annual performance review of LSC President.
  - Meet with Helaine Barnett.
3. Consider and act on annual performance review of LSC Inspector General.
  - Meet with Kirt West.
4. Consider and act on other business.
5. Consider and act on adjournment of meeting.

#### Finance Committee

##### Agenda

##### Open Session

1. Approval of agenda.
2. Approval of the minutes of the Committee's meeting of October 28, 2005.
3. Report on the Financial Audit for FY 2005.
4. Report on the final FY 2006 Appropriations.
5. Consider and act on adoption of Consolidated Operating Budget for FY 2006.
6. Presentation on LSC's Financial Reports for the first two months of FY 2006.
7. Report on plan for submitting FY 2007 Budget Request to Congress.
8. Consider and act on other business.
9. Public comment.
10. Consider and act on adjournment of meeting.

#### Provisions Committee

##### Agenda

##### Open Session

1. Approval of agenda.
2. Approval of the Committee's meeting minutes of October 28, 2005.
3. Panel discussion on Private Attorney Involvement in LSC-funded programs Moderator: Karen Sarjeant, LSC Vice President for Programs and Compliance.

- The panel will discuss pro bono efforts and how legal services offices are effectively utilizing private attorney involvement, including a general overview of different approaches and various models, identification of some of the issues, challenges and problems, learning what others are doing, and focusing on what can be done to better facilitate and encourage pro bono involvement in LSC-funded programs.
- In addition, the panel will focus on what law firms are doing to encourage their attorneys to provide pro bono services. What are the ways in which private law firms allow their attorneys to do this? What are the challenges? What are law firms doing to deal with economic pressures so that they can provide pro bono services while still meeting their economic model?
- What can LSC and/or its grantees do to further encourage private attorney involvement?
- Panel Members:
  - Esther Lardent, President, The Pro Bono Institute.
  - Charles T. Lester, Jr., Esq., Sutherland Asbill & Brennan—Atlanta, GA.
  - Neil McBride, General Counsel, Legal Aid Society of Middle Tennessee & the Cumberlands.
  - Jonathan Ross, Chair, ABA Standing Committee on Pro Bono and Public Service.
  - Robert N. Weiner, Esq., Arnold & Porter—Washington, DC.
- 4. Public comment.
- 5. Staff update on revision of LSC Performance Criteria.
- 6. Consider and act on other business.
- 7. Consider and act on adjournment of meeting.

#### Operations & Regulations Committee

##### Agenda

##### Open Session

1. Approval of agenda.
2. Approval of minutes of the Committee's meeting of October 29, 2005.
3. Consider and act on Draft Final Rule to remove Expenditure of Grant Funds regulation, 45 CFR part 1631.
  - a. Staff report.
  - b. Public comment.
4. Consider and act on rulemaking to revise Client Grievance Procedure regulation, 45 CFR part 1621.
  - a. Staff report.
  - b. Public comment.
5. Consider and act on initiation of rulemaking to revise Prohibition Against Discrimination on the Basis

<sup>1</sup> Any portion of the closed session consisting solely of staff briefings does not fall within the Sunshine Act's definition of the term "meeting" and, therefore, the requirements of the Sunshine Act do not apply to such portion of the closed session. 5 U.S.C. 552(b)(a)(2) and (b). See also 45 CFR 1622.2 & 1622.3.

- of Handicap regulation, 45 CFR part 1624.
- a. Staff report.
  - b. Public comment.
6. Consider and act on Legal Action of Wisconsin's Petition for Rulemaking on LSC's Private Attorney Involvement regulation, 45 CFR part 1614.
- a. Staff report.
  - b. Comments by Robert Henderson, Managing Attorney, LaCrosse Office, Legal Action of Wisconsin.
  - c. Public Comment.
7. Consider and act on other business.
8. Other public comment.

#### Closed Session

9. Consider and act on the General Counsel's report on pending litigation regarding LSC's program integrity regulation, 45 CFR part 1610.
10. Consider and act on adjournment of meeting.

**Saturday, January 28, 2006**

#### Board of Directors

##### Agenda

#### Open Session

1. Approval of agenda.
2. Approval of minutes of the Board's meeting of October 29, 2005.
3. Approval of minutes of the Executive Session of the Board's meeting of October 29, 2005.
4. Approval of minutes of the Board's Open Session Telephonic meeting of November 28, 2005.
5. Consider and act on nominations for the Chairman of the Board of Directors.
6. Consider and act on nominations for the Vice Chairman of the Board of Directors.
7. Consider and act on delegation to Chairman of authority to make Committee assignments.
8. Consider and act on Strategic Directions for 2006–2010.
9. Chairman's Report.
10. Members' Reports.
11. President's Report.
12. Inspector General's Report.
13. Consider and act on the report of the Provision for the Delivery of Legal Services Committee.
14. Consider and act on the report of the Finance Committee.
15. Consider and act on the report of the Operations & Regulations Committee.
16. Consider and act on other business.
17. Public comment.
18. Consider and act on whether to authorize an executive session of the Board to address items listed below under Closed Session.

#### Closed Session

19. Consider and act on General Counsel's report on potential and pending litigation involving LSC.
20. Discussion of internal procedures with OIG.
21. IG report to the Board.
22. Consider and act on the report of the Performance Reviews Committee.
23. Consider and act on motion to adjourn meeting.

#### CONTACT PERSON FOR INFORMATION:

Patricia D. Batie, Manager of Board Operations, at (202) 295–1500.

*Special Needs:* Upon request, meeting notices will be made available in alternate formats to accommodate visual and hearing impairments. Individuals who have a disability and need an accommodation to attend the meeting may notify Patricia D. Batie, at (202) 295–1500.

Dated: January 17, 2006.

**Victor M. Fortuno,**

*Vice President for Legal Affairs, General Counsel & Corporate Secretary.*

[FR Doc. 06–549 Filed 1–17–06; 4:19 pm]

**BILLING CODE 7050–01–P**

#### NATIONAL CREDIT UNION ADMINISTRATION

#### Notice of Change in Subject of Meeting

The National Credit Union Administration Board determined that its business required the deletion of the following item from the previously announced closed meeting **Federal Register**, Vol. 71, No. 10, p. 2571, January 17, 2006) scheduled for Thursday, January 19, 2006.

1. Administrative Action under section 206(h)(1)(A) of the Federal Credit Union Act. Closed pursuant to Exemptions (8), (9)(A)(ii), and (9)(B).

The Board voted unanimously that agency business required that this item be removed from the closed agenda. Earlier announcement of this change was not possible.

The previously announced items were:

1. Administrative Action under section 206(h)(1)(A) of the Federal Credit Union Act. Closed pursuant to Exemptions (8), (9)(A)(ii), and (9)(B).
2. One (1) Insurance Appeal. Closed pursuant to Exemption (6).

#### FOR FURTHER INFORMATION CONTACT:

Mary Rupp, Secretary of the Board, Telephone: 703–518–6304.

**Mary Rupp,**

*Secretary of the Board.*

[FR Doc. 06–608 Filed 1–18–06; 3:59 pm]

**BILLING CODE 735–01–M**

#### NUCLEAR REGULATORY COMMISSION

[Docket No. 70–1201]

#### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for Framatome ANP, Inc., Lynchburg, VA

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of availability.

#### FOR FURTHER INFORMATION CONTACT:

Billy Gleaves, Project Manager, Fuel Cycle Facilities Branch, Division of Fuel Cycle Safety and Safeguards, Office of Nuclear Materials Safety and Safeguards, U.S. Nuclear Regulatory Commission, Rockville, MD, 20555–0001. Telephone: (301) 415–5848; fax number: (301) 415–5955; e-mail: bcg@nrc.gov.

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

The Nuclear Regulatory Commission (NRC) staff has received a license amendment request from Framatome ANP, Inc., Lynchburg, VA (FANP Lynchburg) dated September 1, 2005 (Ref. 1, 2), to amend Special Nuclear Material License (SNM)–1168 (Ref. 3) to use the International Commission on Radiation Protection (ICRP) Publication 68 for Derived Air Concentration (DAC) and the Annual Limit on Intake (ALI) determinations (Ref. 4). In accordance with the requirements of 10 CFR part 51, an Environmental Assessment (EA) was performed by the NRC staff in support of its review of FANP Lynchburg's license amendment request. The conclusion of the EA is a Finding of No Significant Impact (FONSI) for the proposed licensing action. The amendment will be issued following the publication of this notice.

##### II. Environmental Assessment

###### Background

The FANP Lynchburg facility is authorized, under Materials License SNM–1168, to possess nuclear materials for the fabrication and assembly of nuclear power fuel components. Principal activities in the fabrication facility include the processing of low-enriched uranium (< 5.1%), received as UO<sub>2</sub> pellets. Uranium pellets are received and then transported to a pellet vault after the receipt inspection process is completed. The fuel pellets are then inserted into rods, which are then assembled into fuel bundles. Finished fuel bundles are then packaged and loaded onto truck transport for delivery