

DEPARTMENT OF TRANSPORTATION**Federal Railroad Administration**

[Waiver Petition Docket Number FRA-2006-25764]

Union Pacific Railroad Company; Notice of Public Hearing and Extension of Public Comment Period

On September 26, 2006, the Federal Railroad Administration (FRA) published a notice in the **Federal Register** (71 FR 56217) announcing the Union Pacific Railroad Company's (UP) request for a waiver of compliance from certain provisions of Title 49 Code of Federal Regulations (CFR) Part 232, *Brake System Safety Standards for Freight and Other Non-passenger Trains and Equipment*, and 49 CFR Part 215, *Railroad Freight Car Safety Standards*, for trains received in interchange from the Ferrocarriles Nacionales de Mexico Railroad at the Calexico, California border crossing. Subsequently, on November 17, 2006, FRA published a notice in the **Federal Register** (71 FR 67011) announcing that UP had amended its original petition. Specifically, UP seeks approval to postpone performing Class I brake tests and freight car safety standards inspections until trains arrive at El Centro, California (a distance of approximately 10.1 miles). Trains would receive a Class III brake test-trainline continuity inspection prior to departing Calexico, and move to Heber, California (5.5 miles), where U.S. Customs and Border Protection (CBP) and U.S. Immigration and Customs Enforcement (ICE) personnel would inspect the trains. Upon completion of the CBP and ICE inspections, trains would continue to El Centro, California (4.6 miles), where the postponed brake tests and mechanical inspections would then be performed. Trains would be equipped with a compliant end-of-train device and move to El Centro at a speed not to exceed 20 mph.

FRA received several comments from interested parties requesting a public hearing. FRA hereby grants those requests.

Accordingly, a public hearing is hereby scheduled to begin at 9 a.m., on March 29, 2007, at Fairfield Inn & Suites El Centro, located at 503 Danenburg Drive, El Centro, California 92243. Interested parties are invited to present oral statements at the hearing. The informal hearing will be conducted in accordance with FRA's Rules of Practice (49 CFR 211.25) by a representative designated by FRA. FRA's representative will make an opening statement outlining the scope of the

hearing and any additional procedures for the conduct of the hearing. The hearing will be a nonadversarial proceeding in which all interested parties will be given the opportunity to express their views regarding the waiver petition without cross-examination. After all initial statements have been completed, individuals wishing to make a brief rebuttal statement will be given an opportunity to do so in the same order in which the initial statements were made.

In addition, FRA is hereby extending the comment period to April 13, 2007. All communications concerning this waiver petition should identify the appropriate docket number (e.g. Waiver Petition Docket Number FRA-2006-25764) and may be submitted by one of the following methods:

- *Web site:* <http://dms.dot.gov>. Follow the instructions for submissions on the DOT electronic docket site;
- *Fax:* 202-493-2251;
- *Mail:* Docket Management Facility, U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-0001; or
- *Hand Delivery:* Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.-5 p.m.) at the above facility. Documents in the public docket are also available for review and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>.

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment on behalf of an association, business, labor union, etc.). You may review the DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78). The statement may also be found at <http://dms.dot.gov>.

Issued in Washington, DC on February 28, 2007.

Edward Pritchard,

Director, Office of Safety.

[FR Doc. E7-3798 Filed 3-2-07; 8:45 am]

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DEPARTMENT OF TRANSPORTATION**Federal Railroad Administration**

[Docket Number FRA-2006-26094]

Petition for Waiver of Compliance

In accordance with Part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) received a request for a waiver of compliance from certain requirements of its safety standards. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favor of relief.

Maine Narrow Gage Railroad and Museum

The Maine Narrow Gage Railroad & Museum (MNGR), a 2-foot-gage museum railroad, seeks a waiver of compliance from the requirements of 49 CFR 230.17, One thousand four hundred seventy-two service day inspection. The MNGR is not engaged in general railroad transportation, and provides only railroad tourist excursions on a limited schedule. The MNGR currently consists of approximately 2 miles of track located in the waterfront district of Portland, Maine, and is adjacent to a park.

This waiver would apply to MNGR Locomotive Number 8, and specifically requests temporary use of this locomotive while they are working to bring a second locomotive into compliance with the requirements of 49 CFR Part 230, as was recently accomplished with MNGR Locomotive Number 4. Bringing a second locomotive into compliance with the requirements of 49 CFR 230.17 has become a significant burden to the MNGR due to the limited availability of volunteer manpower, and overall cost. Allowing the temporary use of Locomotive Number 8 would allow the petitioner to continue to operate the railroad's steam schedule and perform the required maintenance on Locomotive Number 4.

The petitioner believes that this locomotive can be safely operated for up to 3 years, not exceeding 144 service days. Locomotive Number 8 was built by Baldwin Locomotive Works in 1924, for the Bridgton and Harrison Railroad. However, a new, all-welded boiler was installed in 1958, built to the ASME code of construction. As designed, the maximum authorized working pressure for this boiler is 225 psi, but the MNGR derated the pressure to 160 psi to reduce the stress on the boiler's shell. In 1992,

the boiler was inspected and new tubes installed, but the locomotive was never used. Since moving to the MNGR in 1993, Locomotive Number 8 has accumulated fewer than 30 service days and been stored indoors with all washout plugs removed.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA in writing before the end of the comment period and specify the basis for their request.

All communications concerning this petition should identify the appropriate docket number (FRA-2006-26094) and may be submitted by one of the following methods:

- *Web site:* <http://dms.dot.gov>.

Follow the instructions for submitting comments on the DOT electronic site;

- *Fax:* 202-493-2251;

- *Mail:* Docket Management Facility, U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-0001; or

- *Hand Delivery:* Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

Communication received within 45 days of the date of this notice will be considered by FRA prior to final action being taken. Comments received after that date will be considered to the extent practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.-5 p.m.) at the above facility. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>.

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment on behalf of an association, business, labor union, etc.). You may review the DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78). The Statement may also be found at <http://dms.dot.gov>.

Issued in Washington, DC on February 28, 2007.

Grady C. Cothen, Jr.,

Deputy Associate Administrator for Safety Standards and Program Development.

[FR Doc. E7-3789 Filed 3-2-07; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 34999]

Idaho & Sedalia Transportation Company, LLC—Lease Exemption—RCL Rocks, LLC

Idaho & Sedalia Transportation Company, LLC (I&S), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire (by lease), pursuant to an agreement with RCL Rocks, LLC (RCL), approximately 5.5 miles of rail line, located at Union Pacific Railroad Company's Valentine Subdivision, milepost 741, near Sierra Blanca, TX.

The issue line comprises the East Leg Wye, the West Leg Wye, the Meridian Aggregate Lead, and the Long Runaround and Short Runaround Tracks beginning at milepost 741. The line is further identified as Track Numbers 790, 791, 792, 793, 794, and 795. I&S is leasing the line from RCL for continued rail operations. I&S states that the lease will not result in significant changes in carrier operations.

I&S certifies that its projected annual revenues as a result of the transaction will not exceed \$5 million and will not result in the creation of a Class II or Class I carrier. I&S states that it intends to consummate the transaction and effectuate the lease in April 2007 or before then. The earliest this transaction may be consummated is the March 23, 2007 effective date of the exemption (30 days after the exemption was filed).

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction. Petitions for stay must be filed no later than March 16, 2007 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 34999, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423. In addition, a copy of each pleading must be served on W. Robert Dyer, Jr.,

Gardere Wynne Sewell, LLP, 1601 Elm Street, Suite 3000, Dallas, TX 75201.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: February 23, 2007.

By the Board, David M. Konschnick, Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. E7-3567 Filed 3-2-07; 8:45 am]

BILLING CODE 4915-01-P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Open Meeting of the Small Business/Self Employed—Taxpayer Burden Reduction Issue Committee of the Taxpayer Advocacy Panel

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Cancellation notice.

SUMMARY: An open meeting of the Small Business/Self Employed Taxpayer Burden Reduction Issue Committee of the Taxpayer Advocacy Panel has been cancelled (via teleconference). The Taxpayer Advocacy Panel is soliciting public comments, ideas and suggestions on improving customer service at the Internal Revenue Service.

DATES: The meeting that was scheduled Tuesday, March 27, 2007 from 12:30 p.m. to 1:30 p.m. ET has been cancelled.

FOR FURTHER INFORMATION CONTACT: Marisa Knispel at 1-888-912-1227 or 718-488-3557.

SUPPLEMENTARY INFORMATION: Notice is hereby given pursuant to section 10 (a) (2) of the Federal Advisory Committee Act, 5 U.S.C. App. (1988) that an open meeting of the Small Business/Self Employed-Taxpayer Burden Reduction Issue Committee of the Taxpayer Advocacy Panel was cancelled for Tuesday, March 27, 2007, for 12:30 p.m. ET via a telephone conference call as published in the **Federal Register** on February 22, 2007. If you would like to have the TAP consider a written statement, please call 1-888-912-1227 or 718-488-3557 or write Marisa Knispel, TAP Office, 10 Metro Tech Center, 625 Fulton Street, Brooklyn, NY 11201. You may also post comments to the Web site: <http://www.improveirs.org>.

Dated: February 27, 2007.

John Fay,

Acting Director, Taxpayer Advocacy Panel.

[FR Doc. E7-3727 Filed 3-2-07; 8:45 am]

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