

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****Auction Procedures for Allocating Slots at LaGuardia, John F. Kennedy International, and Newark Liberty International Airports**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of availability.

**SUMMARY:** In accordance with rulemaking activity that is not yet complete, the FAA may use an auction to allocate leases for a certain number of slots at New York's three main airports: John F. Kennedy (JFK), Newark (EWR), and LaGuardia (LGA). If the FAA decides to conduct auctions, the number of slots to be allocated via auction will be specified in the final rule and may be supplemented by additional capacity and/or slots returned to the FAA. As specified in the proposed *Congestion Management Rule for LaGuardia Airport* and the proposed *Congestion Management Rule for John F. Kennedy International Airport and Newark Liberty International Airport*, FAA anticipates, if the rule is adopted, conducting an auction of slot leases at these airports once a year over a five year period.<sup>1</sup> The FAA expects to conduct the first auction, if any, on January 12, 2009. This auction will be for slots at LGA, JFK, and EWR. Only certificated U.S. aircraft operators or foreign airlines may participate in these auctions.<sup>2</sup>

If you are interested in commenting on the planned auction procedures you will be able to find additional information and procedures for providing comments at <http://faaco.faa.gov>.

**FOR FURTHER INFORMATION CONTACT:** Dr. Jeffrey C. Wharff, Federal Aviation Administration, Office of Aviation Policy and Plans, 800 Independence Avenue, SW., Washington, DC 20591; telephone: 202-267-3274; His e-mail is [Jeffrey.Wharff@FAA.gov](mailto:Jeffrey.Wharff@FAA.gov).

<sup>1</sup> See Docket No. FAA-2006-25709; Notice No. 08-04 and Docket No. FAA-2008-0517; Notice No. 08-05.

<sup>2</sup> For the purpose of this document an aircraft operator is eligible if it is either: (1) A U.S. operator that holds a Certificate issued under Part 119 of the Federal Aviation Regulations (FAR), 14 CFR part 119, and conducts operations under either Part 121 or Part 135 of the FAR, 14 CFR parts 121 or 135; or (2) a foreign air carrier that either holds a foreign air carrier permit issued by the U.S. Department of Transportation under 49 U.S.C. Section 41302 or has exemption authority pursuant to 49 U.S.C. 40109.

Issued in Washington, DC, on September 11, 2008.

**Nan Shellabarger,**

*Acting Deputy Assistant Administrator for Policy, Planning, and Environment.*

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**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****Commercial Space Transportation Advisory Committee—Open Meeting**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of Commercial Space Transportation Advisory Committee Open Meeting.

**SUMMARY:** Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463, 5 U.S.C. App. 2), notice is hereby given of a meeting of the Commercial Space Transportation Advisory Committee (COMSTAC). The meeting will take place on Thursday, October 30, 2008, starting at 8 a.m. at the Federal Aviation Administration Headquarters Building, 800 Independence Avenue, SW., Washington, DC, in the Bessie Coleman Conference Center, located on the 2nd Floor. This will be the forty-eighth meeting of the COMSTAC.

The proposed agenda for the meeting will include discussions of the latest international commercial launch developments and their impact on the U.S. industry and ways that the FAA can help the industry internationally; a report on program activities of the FAA Office of Commercial Space Transportation; and COMSTAC working group reports.

An agenda will be posted on the FAA Web site at <http://ast.faa.gov>. Meetings of the COMSTAC Working Groups (Technology and Innovation, Reusable Launch Vehicle, Risk Management, and Space Transportation Operations) will be held on Wednesday, October 29, 2008. For specific information concerning the times and locations of the working group meetings, contact the Contact Person listed below.

Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should inform the Contact Person listed below in advance of the meeting.

**FOR FURTHER INFORMATION CONTACT:** Brenda Parker (AST-100), Office of Commercial Space Transportation, 800 Independence Avenue, SW., Room 331, Washington, DC 20591, telephone (202)

267-3674; E-mail [brenda.parker@faa.gov](mailto:brenda.parker@faa.gov).

Issued in Washington, DC, September 5, 2008.

**George C. Nield,**

*Associate Administrator for Commercial Space Transportation.*

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**DEPARTMENT OF TRANSPORTATION****Federal Highway Administration****Notice of Final Federal Agency Actions on Highway 199 Expressway Upgrade Project: Josephine County, OR**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of Limitations on Claims for Judicial Review of Actions by FHWA.

**SUMMARY:** This notice announces actions taken by the FHWA that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, Highway 199 Expressway Upgrade, in Josephine County, Oregon. Those actions grant approval for the project.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before March 16, 2009. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Michelle Eraut, Environmental Program Manager, Federal Highway Administration, 530 Center Street, NE., Suite 100, Salem, Oregon 97301, Telephone: (503) 587-4716. The Environmental Assessment, Supplemental Environmental Assessment, Revised Environmental Assessment, Finding of No Significant Impact (FONSI) and other project records are available upon written request from the Federal Highway Administration at the address shown above. Comments or questions concerning this proposed action and the FONSI should be directed to the FHWA at the address provided above.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA has taken final agency action subject to 23 U.S.C. 139(l)(1) by issuing a decision for the following highway project in the State