

Dated at Rockville, Maryland, this 13th day of February, 2009.

For the Nuclear Regulatory Commission.

**Annette L. Vietti-Cook,**

*Secretary of the Commission.*

**ATTACHMENT 1—GENERAL TARGET  
SCHEDULE FOR PROCESSING AND  
RESOLVING REQUESTS FOR ACCESS TO  
SENSITIVE UNCLASSIFIED NON-  
SAFEGUARDS INFORMATION AND  
SAFEGUARDS INFORMATION IN THIS  
PROCEEDING**

Day	Event/activity
0 .....	Publication of FEDERAL REGISTER notice of hearing and opportunity to petition for leave to intervene, including order with instructions for access requests.
10 .....	Deadline for submitting requests for access to Sensitive Unclassified Non-Safeguards Information (SUNSI) and/or Safeguards Information (SGI) with information: supporting the standing of a potential party identified by name and address; describing the need for the information in order for the potential party to participate meaningfully in an adjudicatory proceeding; demonstrating that access should be granted (e.g., showing technical competence for access to SGI); and, for SGI, including application fee for fingerprint/background check.
60 .....	Deadline for submitting petition for intervention containing: (i) demonstration of standing; (ii) all contentions whose formulation does not require access to SUNSI and/or SGI (+25 Answers to petition for intervention; +7 petitioner/requestor reply).
20 .....	Nuclear Regulatory Commission (NRC) staff informs the requester of the staff's determination whether the request for access provides a reasonable basis to believe standing can be established and shows (1) need for SUNSI or (2) need to know for SGI. (For SUNSI, NRC staff also informs any party to the proceeding whose interest independent of the proceeding would be harmed by the release of the information.) If NRC staff makes the finding of need for SUNSI and likelihood of standing, NRC staff begins document processing (preparation of redactions or review of redacted documents). If NRC staff makes the finding of need to know for SGI and likelihood of standing, NRC staff begins background check (including fingerprinting for a criminal history records check), information processing (preparation of redactions or review of redacted documents), and readiness inspections.
25 .....	If NRC staff finds no "need," "need to know," or likelihood of standing, the deadline for petitioner/requester to file a motion seeking a ruling to reverse the NRC staff's denial of access; NRC staff files copy of access determination with the presiding officer (or Chief Administrative Judge or other designated officer, as appropriate). If NRC staff finds "need" for SUNSI, the deadline for any party to the proceeding whose interest independent of the proceeding would be harmed by the release of the information to file a motion seeking a ruling to reverse the NRC staff's grant of access.
30 .....	Deadline for NRC staff reply to motions to reverse NRC staff determination(s).
40 .....	(Receipt +30) If NRC staff finds standing and need for SUNSI, deadline for NRC staff to complete information processing and file motion for Protective Order and draft Non-Disclosure Affidavit. Deadline for applicant/licensee to file Non-Disclosure Agreement for SUNSI.
190 .....	(Receipt +180) If NRC staff finds standing, need to know for SGI, and trustworthiness and reliability, deadline for NRC staff to file motion for Protective Order and draft Non-disclosure Affidavit (or to make a determination that the proposed recipient of SGI is not trustworthy or reliable). Note: Before the Office of Administration makes an adverse determination regarding access, the proposed recipient must be provided an opportunity to correct or explain information.
205 .....	Deadline for petitioner to seek reversal of a final adverse NRC staff determination either before the presiding officer or another designated officer.
A .....	If access granted: Issuance of presiding officer or other designated officer decision on motion for protective order for access to sensitive information (including schedule for providing access and submission of contentions) or decision reversing a final adverse determination by the NRC staff.
A + 3 .....	Deadline for filing executed Non-Disclosure Affidavits. Access provided to SUNSI and/or SGI consistent with decision issuing the protective order.
A + 28 .....	Deadline for submission of contentions whose development depends upon access to SUNSI and/or SGI. However, if more than 25 days remain between the petitioner's receipt of (or access to) the information and the deadline for filing all other contentions (as established in the notice of hearing or opportunity for hearing), the petitioner may file its SUNSI or SGI contentions by that later deadline.
A + 53 .....	(Contention receipt +25) Answers to contentions whose development depends upon access to SUNSI and/or SGI.
A + 60 .....	(Answer receipt +7) Petitioner/Intervenor reply to answers
B .....	Decision on contention admission.

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**POSTAL REGULATORY COMMISSION**

[Docket No. CP2009-23; Order No. 179]

**Competitive Products Price Changes**

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** This document announces the Postal Service's filing of a notice of

price changes for certain competitive (shipping) products and invites public comment. In general, the price changes under consideration are for products that were not included in a more comprehensive set of changes implemented in January 2009. The reason for their exclusion is that the associated price changes are calculated, for the most part, with reference to certain market dominant products, and the timetable for implementation of pricing for these products is May of

each year. Thus, deferral allows this relationship to be maintained. Changes for the competitive products identified in the Postal Service's notice are scheduled to occur on May 11, 2009, which coincides with anticipated changes for market dominant products.

**DATES:** Comments are due February 24, 2009.

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Stephen L. Sharfman, General Counsel, 202-789-6820 and [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

**SUPPLEMENTARY INFORMATION:** On February 10, 2009, the Postal Service filed a notice with the Commission concerning changes in rates of general applicability for competitive products.<sup>1</sup> The Filing also includes related mail classification changes. As required by the Commission's rules, 39 CFR 3015.2(b), the Filing includes an explanation and justification for the changes, the effective date, and a schedule of the changed rates. The price changes are scheduled to become effective May 11, 2009.

Attached to the Filing is the Governors' Decision evaluating the new prices and classification changes in accordance with 39 U.S.C. 3632-33 and 39 CFR 3015.2.

The Governors' Decision includes two Attachments. Attachment A provides an analysis of the competitive products' price and classification changes intended to demonstrate that the changes comply with section 3633(a) of title 39 and the Commission's rules.<sup>2</sup> 39 CFR 3015.7(c).

Attachment B to the Governors' Decision sets forth the price changes and related product description changes to be incorporated into the draft Mail Classification Schedule. Selected highlights of the price and classification changes follow.

*Parcel Select.* Overall, Parcel Select product prices increase by approximately 0.5 of 1 percent. There are three categories within Parcel Select not included in the January 2009 competitive products' price increase for shipping services: Origin Bulk Mail Center (BMC) Presort, and Barcoded Inter-BMC and Intra-BMC which have pricing categories based on market dominant Single-Piece Parcel Post prices. The price changes in these categories will be concurrent with the market dominant price changes also effective on May 11, 2009. The price charts within the two presorted categories have minor changes to

demonstrate the discount for barcoding. The nonpresort categories Barcoded Inter-BMC and Intra-BMC are now one category Barcoded Nonpresort.

*Premium Forwarding Service.*

Premium Forwarding Service prices will increase by 20.2 percent overall. The Premium Forwarding Service enrollment price will increase from \$10.00 to \$15.00, and the weekly reshipment price will increase from \$11.95 to \$13.95.

*International Priority Airmail (IPA) and International Surface Air Lift (ISAL).* Noncontractual International Priority Mail will have a price increase of 20.8 percent and noncontractual International Surface Air Lift will increase by 2.4 percent. The noncontractual pricing is being changed to align it with First-Class Mail International letter prices that will change in May 2009. Structural changes are also being made, including adding new country-specific price groups; and pricing will be distinguished by presort level (Direct Country, Mixed Country, and Worldwide Non-presort).

Additionally, Worldwide Non-presort, previously applicable only to IPA, will also be applicable to ISAL. Also, mixed country sacks will only be applicable to dropshipped items, and the minimum volume per mailing for IPA is raised to 50 pounds. The noncontractual price increases will result in increases in the rates charged to customers that have executed customized agreements with the Postal Service.

*International Ancillary Services.*

Prices for International Ancillary Services will increase on average by 6.1 percent. Prices for International Certificate of Mailing increase 6.7 percent, for International Registered Mail 6.5 percent, for International Restricted Delivery 4.7 percent, and for International Return Receipt 4.5 percent.

Details of these changes may be found in Attachment B to the Filing.

The establishment of rates of general applicability for competitive products and the associated mail classification changes effect a change in the Mail Classification Schedule. As such, pursuant to subpart E of part 3020 of its rules, 39 CFR 3020.90 *et seq.*, the Commission provides notice of the Postal Service's Filing. Interested persons may express views and offer comments on whether the planned changes are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642 and 39 CFR part 3015 and 39 CFR 3020 subpart B. Comments are due no later than February 24, 2009.

Pursuant to 39 U.S.C. 505, Kenneth E. Richardson is appointed to serve as

officer of the Commission (Public Representative) to represent the interests of the general public in the above-captioned docket.

*It is Ordered:*

1. The Commission establishes Docket No. CP2009-23 to provide interested persons an opportunity to express views and offer comments on whether the planned changes are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642 and 39 CFR part 3015 and 39 CFR 3020 subpart B.

2. Comments on the Filing are due no later than February 24, 2009.

3. The Commission appoints Kenneth E. Richardson as Public Representative to represent the interests of the general public in this proceeding.

4. The Secretary shall arrange for publication of this order in the **Federal Register**.

By the Commission.

**Steven W. Williams,**

*Secretary.*

[FR Doc. E9-3595 Filed 2-19-09; 8:45 am]

**BILLING CODE 7710-FW-P**

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**SECURITIES AND EXCHANGE COMMISSION**
**Proposed Collection; Comment Request**

*Upon Written Request, Copies Available*

*From:* Securities and Exchange Commission, Office of Investor Education and Advocacy, Washington, DC 20549-0213.

Extension:

Rule 15g-3; OMB Control No. 3235-0392; SEC File No. 270-346.

Notice is hereby given that pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) that the Securities and Exchange Commission ("Commission") is soliciting comments on the existing collection of information provided for in the following rule: Rule 15g-3—Broker or dealer disclosure of quotations and other information relating to the penny stock market (17 CFR 240.15g-3) under the Securities Exchange Act of 1934 (15 U.S.C. 78a *et seq.*). The Commission plans to submit this existing collection of information to the Office of Management and Budget ("OMB") for extension and approval.

Rule 15g-3 requires that brokers and dealers disclose to customers current quotation prices or similar market information in connection with transactions in penny stocks. The purpose of the rule is to increase the level of disclosure to investors concerning penny stocks generally and specific penny stock transactions.

<sup>1</sup> See Notice of the United States Postal Service of Changes in Rates of General Applicability for Competitive Products Established in Governors' Decision No. 09-01, February 10, 2009 (Filing). The Filing is available on the Commission's Web site, <http://www.prc.gov>, under Daily Listings for February 10, 2009. Pursuant to 39 U.S.C. 3632(b)(2), the Postal Service is obligated to publish the Governors' Decision and record of proceedings in the **Federal Register** at least 30 days before the effective date of the new rates or classes.

<sup>2</sup> Page 3 of Attachment A to the Governors' Decision was filed publicly in redacted form. The unredacted version of page 3 was filed under seal in the nonpublic annex.