

requirements related to the implementation of Appendix A-1 of this standard.

*Affected Public:* Businesses, individuals, households, federal government and state, local, or tribal government.

*Estimated Total Annual Burden:* 22 hours (22 affected manufacturers x 1 hour).

**ADDRESSES:** Send comments, within 30 days, to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503, Attention NHTSA Desk Officer.

*Comments are invited on:* Whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

A comment to OMB is most effective if OMB receives it within 30 days of publication.

**Authority:** 44 U.S.C. 3506(c); delegation of authority at 49 CFR 1.50.

Issued on: May 1, 2009.

**Stephen R. Kratzke,**

*Associate Administrator for Rulemaking.*

[FR Doc. E9-10598 Filed 5-6-09; 8:45 am]

**BILLING CODE 4910-59-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35226]

#### **Buckingham Branch Railroad Company—Change in Operator Exemption—Rail Line in Nottoway, Lunenburg, Charlotte and Mecklenburg Counties, VA**

Buckingham Branch Railroad Company (BB), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to change operators from Virginia Southern Railroad Division, Northern Carolina & Virginia Railroad, Inc. (NCVA) to BB over 56.9 miles of rail line (the Keysville Line) owned by Norfolk Southern Railway Company (NSR). The line extends between milepost F84.8, near Burkeville, and milepost F65.8, near Keysville, and between milepost D0.0, near Keysville, and milepost D37.9, near

Clarksville, in Nottoway, Lunenburg, Charlotte and Mecklenburg Counties, VA.

NSR and BB have reached an agreement under which BB will lease and operate the Keysville Line. BB will accept transfer and/or assignment of NCVA's common carrier obligations.

BB certifies that its projected annual revenue as a result of this transaction will not result in the creation of a Class II or Class I rail carrier. However, because its projected annual revenues will exceed \$5 million, BB also certifies that it has complied with the notice requirements of 49 CFR 1150.42(e).

The transaction is expected to be consummated on or after May 23, 2009, 60 days after BB's certification of the notice requirements of section 1150.42(e).

If the 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 does not automatically stay the transaction. Petitions for stay must be filed no later than May 15, 2009 (at least 7 days before the exemption becomes effective).

Pursuant to the Consolidated Appropriations Act, 2008, Public Law No. 110-161, § 193, 121 Stat. 1844 (2007), nothing in this decision authorizes the following activities at any solid waste rail transfer facility: collecting, storing or transferring solid waste outside of its original shipping container; or separating or processing solid waste (including baling, crushing, compacting and shredding). The term "solid waste" is defined in section 1004 of the Solid Waste Disposal Act, 42 U.S.C. 6903.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35226, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Keith G. O'Brien, Baker and Miller PLLC, 2401 Pennsylvania Avenue, NW., Suite 300, Washington, DC 20037.

Board decisions and notices are available on our Web site at [www.stb.dot.gov](http://www.stb.dot.gov).

Decided: May 4, 2009.

By the Board,

**Rachel D. Campbell,**

*Director, Office of Proceedings*

**Kulunie L. Cannon,**

*Clearance Clerk.*

[FR Doc. E9-10550 Filed 5-6-09; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

April 29, 2009.

The Department of the Treasury will submit the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13 on or after the date of publication of this notice. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, Room 11000, and 1750 Pennsylvania Avenue, NW., Washington, DC 20220.

*Dates:* Written comments should be received on or before June 8, 2009 to be assured of consideration.

#### Internal Revenue Service (IRS)

*OMB Number:* 1545-0817.

*Type of Review:* Extension.

*Title:* EE-28-78 (Final) Inspection of Applications for Tax Exemption and Applications for Determination Letters for Pension and Other Plans.

*Description:* Internal Revenue Code section 6104 requires applications for tax exempt status, annual reports of private foundations, and certain portions of returns to be open for public inspection. Some information may be withheld from disclosure. IRS needs the information to comply with requests for public inspection of the above-named documents.

*Respondents:* Businesses or other for-profits.

*Estimated Total Burden Hours:* 8,538 hours.

*OMB Number:* 1545-0957.

*Type of Review:* Extension.

*Form:* 8508.

*Title:* Request for Waiver From Filing Information Returns; Electronically/Magnetically (Forms W-2, W-2G, 1042-S, 1098 Series, 1099 Series, 5498 Series, and 8027.

*Description:* Certain filers of information returns are required by law to file on magnetic media. In some instances, waivers from this requirement are necessary and justified. Form 8508 is submitted by the filer and provides information on which IRS will base its waiver determination.

*Respondents:* Businesses or other for-profits.

*Estimated Total Burden Hours:* 750 hours.

*OMB Number:* 1545-0205.