

For the Commission, by the Division of Investment Management, under delegated authority.

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. 2010-1 Filed 1-6-10; 8:45 am]

BILLING CODE 8011-01-P

## SECURITIES AND EXCHANGE COMMISSION

### Sunshine Act Meeting Notice

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Public Law 94-409, that the Securities and Exchange Commission will hold an Open Meeting on January 11, 2010 at 9:30 a.m., in the Auditorium, Room L-002, to hear oral argument in an appeal by Diane M. Keefe ("Keefe"), a former employee of Pax World Management Corp. ("Pax Management"), a registered investment adviser, from the decision of an administrative law judge. The law judge found that Keefe, a portfolio manager of the Pax World High Yield Fund ("Fund"), an investment company registered with the Commission and advised by Pax Management, willfully violated Section 34(b) of the Investment Company Act of 1940. The law judge suspended Keefe for twelve months from association with an investment adviser, broker, or dealer.

Among the issues likely to be argued are whether Keefe willfully violated Investment Company Act Section 34(b) and, if so, whether and to what extent sanctions should be imposed on her.

Commissioner Paredes, as duty officer, determined that no earlier notice thereof was possible.

At times, changes in Commission priorities require alterations in the scheduling of meeting items.

For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary at (202) 551-5400.

Dated: January 5, 2010.

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. 2010-117 Filed 1-5-10; 4:15 pm]

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## DEPARTMENT OF STATE

[Public Notice 6861]

### Culturally Significant Objects Imported for Exhibition Determinations: "Habsburg Treasures"

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, Delegation of Authority No. 236 of October 19, 1999, as amended, and Delegation of Authority No. 257 of April 15, 2003 [68 FR 19875], I hereby determine that the objects to be included in the exhibition "Habsburg Treasures," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to a loan agreement with the foreign owner or custodian. I also determine that the exhibition or display of the exhibit objects at the Norton Museum of Art, West Palm Beach, Florida, from on or about January 16, 2010, until on or about April 11, 2010; the Columbia Museum of Art, Columbia, South Carolina, from on or about May 21, 2010, until on or about September 19, 2010; the John and Mable Ringling Museum of Art, Sarasota, Florida, from on or about October 7, 2010, until on or about December 30, 2010, and at possible additional exhibitions or venues yet to be determined, is in the national interest. I have ordered that Public Notice of these Determinations be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, including a list of the exhibit objects, contact Paul W. Manning, Attorney-Adviser, Office of the Legal Adviser, U.S. Department of State (telephone: 202-632-6469). The mailing address is U.S. Department of State, SA-5, L/DP, Fifth Floor (Suite 5H03), Washington, DC 20522-0505.

Dated: January 4, 2010.

**Maura M. Pally,**

*Deputy Assistant Secretary for Professional and Cultural Exchanges, Bureau of Educational and Cultural Affairs, Department of State.*

[FR Doc. 2010-113 Filed 1-6-10; 8:45 am]

BILLING CODE 4710-05-P

## DEPARTMENT OF STATE

[Public Notice 6860]

### Termination of Ineligible Status and Statutory Debarment Pursuant to Section 38(g)(4) of the Arms Export Control Act and Section 127.7 of the International Traffic in Arms Regulations for Earlene Christenson (a.k.a. Earlene Larson Christenson; Earlene Larson)

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Department of State has terminated the ineligible status and statutory debarment of Earlene Christenson (a.k.a. Earlene Larson Christenson; Earlene Larson), pursuant to section 38(g)(4) of the Arms Export Control Act (AECA) (22 U.S.C. 2778(g)(4)) and section 127.7 of the International Traffic in Arms Regulations (ITAR).

**DATES:** *Effective Date:* January 7, 2010.

**FOR FURTHER INFORMATION CONTACT:** Daniel J. Buzby, Acting Director, Office of Defense Trade Controls Compliance, Directorate of Defense Trade Controls, Bureau of Political-Military Affairs, Department of State (202) 663-2812.

**SUPPLEMENTARY INFORMATION:** Section 38(g)(4) of the AECA and section 127.7 of the ITAR prohibit the issuance of export licenses or other approvals to a person if that person, or any party to the export, has been convicted of violating the AECA and certain other U.S. criminal statutes enumerated at section 38(g)(1) of the AECA and section 120.27 of the ITAR. Such individuals are considered ineligible in accordance with section 120.1 of the ITAR. Also, a person convicted of violating the AECA is subject to statutory debarment under section 127.7 of the ITAR.

In September 2003, Earlene Christenson was statutorily debarred pursuant to section 127.7 of the ITAR. Ms. Christenson was thus prohibited from participating directly or indirectly in exports of defense articles and defense services. Notice of debarment was published in the **Federal Register** (68 FR 52436, September 3, 2003).

In accordance with section 38(g)(4) of the AECA and section 127.7 of the ITAR, the statutory debarment may be terminated after consultation with other appropriate U.S. agencies, after a thorough review of the circumstances surrounding the conviction, and a finding that appropriate steps have been taken to mitigate any law enforcement concerns. Ms. Christenson, even after reinstatement, will not be eligible to participate directly or indirectly in any activities regulated under the ITAR

without prior approval from the Department of State. The Department of State has reviewed the circumstances and consulted with other appropriate U.S. agencies, and has determined that efforts necessary to prevent future ITAR violations have been taken. Therefore, in accordance with section 38(g)(4) of the AECA and section 127.7 of the ITAR, the statutory debarment is rescinded, effective January 7, 2010.

Dated: July 27, 2009.

**Andrew J. Shapiro,**

*Assistant Secretary, Bureau of Political-Military Affairs, Department of State.*

[FR Doc. 2010-23 Filed 1-6-10; 8:45 am]

**BILLING CODE 4710-25-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-55 (Sub-No. 698X)]

#### **CSX Transportation, Inc.— Discontinuance of Service Exemption—in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN**

On December 18, 2009, CSX Transportation, Inc. (CSXT) filed with the Board a petition under 49 U.S.C. 10502 for exemption from the provisions of 49 U.S.C. 10903 to discontinue service over a 62.3-mile line of railroad on its Northern Region, Louisville Division, Hoosier Subdivision, between milepost 00Q 251.7, near Bedford, and milepost 00Q 314.0, near New Albany, in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN.<sup>1</sup> The line traverses United States Postal Service Zip Codes 47150, 47172, 47106, 47143, 47165, 47167, 47108, 47452, 47446, and 47421, and includes the stations of Orleans, Leipsic, Campbellsburg, Salem, Pekin, and Borden.

CSXT states that the line does not contain federally granted rights-of-way. Any documentation in CSXT's possession will be made available promptly to those requesting it.

The interest of railroad employees will be protected by the conditions set forth in *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979).

By issuing this notice, the Board is instituting an exemption proceeding pursuant to 49 U.S.C. 10502(b). A final decision will be issued by April 7, 2010.

<sup>1</sup> CSXT owns the line and acknowledges that it cannot abandon the line until its subsidiary, The Indiana Rail Road Company (INRD) discontinues service under the trackage rights it obtained in the *The Indiana Rail Road Company—Acquisition—Soo Line Railroad Company*, STB Finance Docket No. 34783 (STB served Apr. 11, 2006).

Any offer of financial assistance (OFA) for subsidy under 49 CFR 1152.27(b)(2) will be due no later than 10 days after service of a decision granting the petition for exemption. Each OFA must be accompanied by a \$1,500 filing fee. See 49 CFR 1002.2(f)(25).<sup>2</sup>

All filings in response to this notice must refer to STB Docket No. AB-55 (Sub-No. 698X) and must be sent to: (1) Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001; and (2) Louis E. Gitomer, 600 Baltimore Ave., Suite 301, Towson, MD 21204. Replies to the petition are due on or before January 27, 2010.

Persons seeking further information concerning discontinuance procedures may contact the Board's Office of Public Assistance, Governmental Affairs and Compliance at (202) 245-0238 or refer to the full abandonment and discontinuance regulations at 49 CFR part 1152. Questions concerning environmental issues may be directed to the Board's Section of Environmental Analysis (SEA) at (202) 245-0305. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.]

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

Decided: December 31, 2009.

By the Board, Joseph H. Dettmar, Acting Director, Office of Proceedings.

**Kulunie L. Cannon,**

*Clearance Clerk.*

[FR Doc. 2010-81 Filed 1-6-10; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### **Environmental Impact Statement: Sherburne and Stearns Counties, MN**

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

**ACTION:** Notice of intent to terminate Tier I EIS.

**SUMMARY:** The FHWA is issuing this notice to advise the public that the Tier I Environmental Impact Statement (EIS) process for a proposed east/west minor arterial connection between Trunk Highway (TH) 15 and TH 10, including a crossing of the Mississippi River, in an

area south of 10th Street South and north of Interstate 94 in the St. Cloud Metropolitan Area, Sherburne and Stearns Counties, Minnesota is terminated. The original Notice of Intent for this Tier I EIS process was published in the **Federal Register** on December 26, 2002.

#### **FOR FURTHER INFORMATION CONTACT:**

Cheryl Martin, Environmental and Civil Rights Specialist, Federal Highway Administration, Galtier Plaza, Suite 500, 380 Jackson Street, St. Paul, Minnesota 55101, Telephone (651) 291-6120; or Scott Mareck, Executive Director and Transportation Planning Manager, St. Cloud Area Planning Organization, 1040 County Road Four, St. Cloud, Minnesota 56303, Telephone (320) 252-7568.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the St. Cloud Area Planning Organization and Stearns and Sherburne Counties, has terminated the Tier I EIS process begun in 2002 to address the need for improved east/west minor arterial continuity, land use and trip generation growth, and forecasted 2025 congestion on existing bridges. The purpose of the Tier I EIS was to preserve right of way for the proposed highway improvement, including a crossing of the Mississippi River. The Scoping Decision Document for the project was approved by Stearns and Sherburne Counties on June 14, 2005 and April 21, 2005, respectively. An Amended Scoping Decision Document for the project was approved by Stearns and Sherburne Counties on September 8, 2006 and September 15, 2006, respectively. The conclusion of the Amended Scoping Decision Document was to separate the project into two independent projects by dividing the project at the intersection of Stearns County State Aid Highway (CSAH) 75. The first of these two projects (the 33rd Street Project), will extend from TH 15 easterly along existing 33rd Street South to its junction with CSAH 75. The second project (the Mississippi River Crossing Project) will extend from CSAH 75 easterly to TH 10 in Sherburne County. On October 3, 2006, the St. Cloud Area Planning Organization notified Federal, State and local agencies; interested parties; and the public that work on the 33rd Street Project would proceed as an Environmental Assessment and that the Tier I EIS for the Mississippi River Crossing Project would proceed at an undetermined future date. Therefore, the EIS for this project has been terminated.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations

<sup>2</sup> Because this is a discontinuance proceeding and not an abandonment, trail use/rail banking and public use conditions are not appropriate. Similarly, no environmental or historic documentation is required under 49 CFR 1105.6(c)(2) and 1105.8.