

due to State furloughs); e-mail: [haiyan\\_zhang@dot.ca.gov](mailto:haiyan_zhang@dot.ca.gov).

**SUPPLEMENTARY INFORMATION:** Effective July 1, 2007, the Federal Highway Administration (FHWA) assigned, and the California Department of Transportation (Caltrans) assumed, environmental responsibilities for this project pursuant to 23 U.S.C. 327. Notice is hereby given that the Caltrans has taken final agency actions subject to 23 U.S.C. 139(I)(1) by issuing licenses, permits, and approvals for the following highway project in the State of California: The Golden Gate Bridge Physical Suicide Deterrent System on US Route 101 at the San Francisco/Marin County line. The purpose of the project is to consider a physical suicide deterrent system on the Golden Gate Bridge (Bridge) that reduces the number of injuries and deaths associated with individuals jumping off the Bridge. The specific need for the project stems from the fact that the 4-foot height of the outside handrail does not sufficiently deter individuals, who are not using the sidewalk for its intended purposes, from climbing over the outside handrail. There is no other physical barrier beyond the outside handrail preventing an individual from jumping once the outside handrail is scaled.

The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Environmental Assessment (EA)/ Finding of No Significant Effect (FONSI) for the project, approved on January 19th, 2010. The EA/FONSI and other documents are available by contacting Caltrans at the addresses provided above. The EA/FONSI and other documents can also be viewed and downloaded from the project Web site at: <http://www.gbsuicidebarrier.org>.

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. National Environmental Policy Act of 1969 (NEPA) [42 U.S.C. 4321–4351];
2. Federal Aid Highway Act [23 U.S.C. 109 & 128];
3. Section 4(f) of the Department of Transportation Act of 1966 [23 CFR, 774];
4. Air Quality Conformity Determination [40 CFR 93.126];
5. Federal Endangered Species Act of 1973 [16 U.S.C. 1531–1544]; and
6. National Historic Preservation Act of 1966 [16 U.S.C. 470].

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372

regarding intergovernmental consultation on Federal programs and activities apply to this program.)

**Authority:** 23 U.S.C. 139(I)(1).

Issued on: February 10, 2010.

**William Forrester, Jr.,**  
*Director of Structures, Federal Highway Administration, Sacramento, California.*  
[FR Doc. 2010–3095 Filed 2–17–10; 8:45 am]

**BILLING CODE 4910-RY-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### RTCA Government/Industry Air Traffic Management Advisory Committee (ATMAC) Revised Agenda—Rescheduled Meeting

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

**ACTION:** Notice of RTCA Government/Industry Air Traffic Management Advisory Committee (ATMAC) revised agenda—rescheduled meeting.

**SUMMARY:** The FAA is issuing this notice to advise the public of a meeting of RTCA Government/Industry Air Traffic Management Advisory Committee (ATMAC) revised agenda—rescheduled meeting.

**DATES:** The meeting will be held March 3, 2010, from 10 a.m. to 1 p.m. This meeting is the rescheduled date for the ATMAC meeting originally scheduled for February 11, 2010 and cancelled due to inclement weather.

This meeting is being scheduled with less than 15 days calendar notice since it is a rescheduled meeting, due to the pressing need to continue the work on NextGen implementation, and the use of RTCA Web site and email communications to advise the public about the February 11, 2010 cancellation and March 3, 2010 rescheduling.

**ADDRESSES:** The meeting will be held at FAA Headquarters, 800 Independence Avenue, SW., FAA Auditorium (3rd Floor), Washington, DC 20591.

**FOR FURTHER INFORMATION CONTACT:** RTCA Secretariat, 1828 L Street, NW., Suite 805, Washington, DC 20036; telephone (202) 833–9339; fax (202) 833–9434; Web site <http://www.rtca.org>.  
*Metro:* L'Enfant Plaza Station (Use 7th & Maryland Exit).

**SUPPLEMENTARY INFORMATION:** Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463, 5 U.S.C., Appendix 2), notice is hereby given for the Air Traffic Management Advisory Committee (ATMAC) Revised Agenda—

Rescheduled Meeting meeting. The agenda will include:

- Opening Plenary (Welcome and Introductions).
- Trajectory Operations (TOPs) Work Group Status Report.
- ADS–B Work Group Update.
- Airspace Work Group Annual Report and Recommendations.
- FAA Response to RTCA NextGen Implementation Task Force Recommendations.
- NextGen Implementation Work Group (NGIWG) Report, Discussion, and Next Steps.
- Closing Plenary (Other Business, Adjourn).

**Note:** Please arrive in the FAA lobby by 9:30 a.m. to allow ample time for security and check in procedures.

Attendance is open to the interested public but limited to space availability. With the approval of the chairmen, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on February 12, 2010.

**Francisco Estrada C.,**  
*RTCA Advisory Committee.*

[FR Doc. 2010–3156 Filed 2–17–10; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35351]

#### Drake Switching Company, LLC—Operation Exemption—Drake Cement, LLC

Drake Switching Company, LLC (DSC), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to operate approximately 4.12 miles of rail lines, located near Drake, Yavapai County, AZ, as follows: (1) A railroad yard consisting of six tracks (Tracks A–F) totaling approximately 3.46 miles (the Yard); and (2) two tracks (Track G and H) that extend approximately 0.66-miles, between Track C in the Yard and the facilities to be owned and operated by Drake Cement, LLC.<sup>1</sup>

<sup>1</sup> Drake Cement, LLC filed a verified notice of exemption to acquire these track in STB Finance Docket No. 35350, *Drake Cement, LLC—Acquisition Exemption—Clarkdale Arizona Central Railroad, LLC*.

DSC certifies that the projected annual revenues as a result of the proposed transaction will not exceed those that would qualify it as a Class III carrier.

DSC states that it expects the transaction to be consummated no earlier than 30 days after the filing of the notice. The earliest this transaction can be consummated is March 4, 2010, the 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 effectiveness of the exemption. Stay petitions must be filed no later than February 25, 2010 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35351, 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 Thomas F. McFarland, Thomas F. McFarland, P.C., 208 South LaSalle Street, #1890, Chicago, IL 60604-1112.

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

Decided: February 12, 2010.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Andrea Pope-Matheson,**  
Clearance Clerk.

[FR Doc. 2010-3059 Filed 2-17-10; 8:45 am]

BILLING CODE 4915-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Docket No. FAA-2010-0109]

#### Petition for Waiver of the Terms of the Order Limiting Scheduled Operations at LaGuardia Airport

**ACTION:** Notice of a petition for waiver and solicitation of comments on grant of petition with conditions.

**SUMMARY:** Delta Air Lines and US Airways submitted a joint waiver request from the prohibition on purchasing operating authorizations ("slots" or "slot interests") at LaGuardia Airport (LGA). The carriers requested the waiver to allow them to consummate a transaction in which Delta would transfer 42 pairs of slot interests to US Airways at Ronald

Reagan Washington National Airport (DCA), international route authorities to São Paulo and Tokyo; and terminal space at the Marine Air Terminal at LGA. US Airways would transfer 125 pairs of slot interests to Delta at LGA, and would lease an additional 15 pairs of LGA slot interests with a purchase option, together with terminal space in LGA's Terminal C. We have evaluated the proposed transaction and tentatively determined that, while the proposed transaction has a number of benefits, a grant of the waiver in its entirety would result in a substantial increase in market concentration that would harm consumers. Accordingly, while we have tentatively decided to grant Delta Air Lines' and US Airways' joint waiver request in part, we have tentatively determined that the public interest would best be served by creating new and additional competition at the airports to counterbalance the potential harm to consumers. To achieve that goal, our proposed waiver would require the divestiture of 14 pairs of slot interests at DCA and 20 pairs of slot interests at LGA to new entrant and limited incumbent carriers.

**DATES:** Comments on the FAA's proposed grant of the petition for waiver with conditions must clearly identify the docket number and must be received on or before March 22, 2010.

**ADDRESSES:** You may send comments identified by Docket Number FAA-2010-0109 using any of the following methods:

- *Government-wide docketing system:* Go to <http://www.regulations.gov> and follow the instructions for sending your comments electronically.

- *Mail:* Send comments to the Docket Management Facility; US Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC 20590.

- *Fax:* Fax comments to the Docket Management Facility at (202) 493-2251.

- *Hand Delivery:* Bring comments to the Docket Management Facility in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Privacy Considerations:* We will post all comments we receive, without change, to <http://www.regulations.gov>, including any personal information you provide. Using the search function of our docket Web site, anyone can find and read the comments received into any of our dockets, including the name of the individual sending the comment (or signing the comment for an

association, business, labor union, etc). You may review the Department of Transportation's complete Privacy Act Statement in the **Federal Register** at 65 FR 19,477-78 (Apr. 11, 2000).

*Reviewing the Docket:* To read background documents or comments received in this matter, go to <http://www.regulations.gov> at any time or go to the Docket Management Facility in Room W12-140 on the ground floor of the West Building at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Rebecca MacPherson, Assistant Chief Counsel for Regulations, by telephone at (202) 267-3073 or by electronic mail at [Rebecca.macpherson@faa.gov](mailto:Rebecca.macpherson@faa.gov).

**SUPPLEMENTARY INFORMATION:** The FAA currently limits the number of scheduled and unscheduled operations during peak hours at LaGuardia Airport by virtue of an order that the FAA published in December 2006 and subsequently amended (Order).<sup>1</sup> The High Density Rule (HDR)<sup>2</sup> limits scheduled and unscheduled operations at Ronald Reagan Washington National Airport. Because of the operating limitations, slots at LaGuardia and at Reagan National Airports are a scarce resource.

Two air carriers, Delta and US Airways, have proposed an exchange of slot interests at these two airports.<sup>3</sup> This exchange, which could potentially impact as many as 182 round-trip operations<sup>4</sup> at the two airports, would qualify as a purchase under both the Order and the HDR.<sup>5</sup> The carriers consider the slot interest exchanges to be part of an integrated transaction because the sale of US Airways' slot interests to Delta at LGA is conditioned upon the purchase by US Airways of Delta's slot interests at DCA.

The Order currently does not allow for the purchase and sale of slot interests at LaGuardia. Instead, it contains a provision that limits carriers

<sup>1</sup> Operating Limitations at New York LaGuardia Airport, 71 FR 77,854 (Dec. 27, 2006); 72 FR 63,224 (Nov. 8, 2007) (transfer, minimum usage, and withdrawal amendments); 72 FR 48,428 (Aug. 19, 2008) (reducing the reservations available for unscheduled operations); 74 FR 845 (Jan. 8, 2009) (extending the expiration date through Oct. 24, 2009); 74 FR 2,646 (Jan. 15, 2009) (reducing the peak-hour cap on scheduled operations to 71); 74 FR 51,653 (Oct. 7, 2009) (extending the expiration date through Oct. 29, 2011).

<sup>2</sup> 14 CFR part 93, subparts K and S.

<sup>3</sup> The parties would also exchange terminal facilities at LaGuardia, and Delta would transfer two foreign route authorities to US Airways.

<sup>4</sup> 280 operating authorizations at LaGuardia and 84 slots at Reagan National.

<sup>5</sup> 14 CFR Section 93.221.