

(e) This amendment becomes effective on April 20, 2010.

Issued in Fort Worth, Texas, on February 18, 2010.

Mark R. Schilling,

*Acting Manager, Rotorcraft Directorate,
Aircraft Certification Service.*

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DEPARTMENT OF HOMELAND SECURITY

U.S. Customs and Border Protection

U.S. Immigration and Customs Enforcement

DEPARTMENT OF THE TREASURY

19 CFR Chapters I and IV

[CBP Dec. 10-03]

Name Change of Two DHS Components

AGENCY: U.S. Customs and Border Protection, DHS; U.S. Immigration and Customs Enforcement, DHS; Department of the Treasury.

ACTION: Final rule.

SUMMARY: On March 31, 2007, the name of the Bureau of Customs and Border Protection changed to U.S. Customs and Border Protection (CBP) and the name of the Bureau of Immigration and Customs Enforcement changed to U.S. Immigration and Customs Enforcement (ICE). This final rule revises two chapter headings in title 19 of the Code of Federal Regulations to reflect the name changes for those two Department of Homeland Security (DHS) components.

DATES: *Effective Date:* March 16, 2010.

FOR FURTHER INFORMATION CONTACT: For CBP: Harold Singer, Director, Regulations and Disclosure Law Division, Office of International Trade, U.S. Customs and Border Protection, (202) 325-0101. For ICE: Jason J. Johnsen, Writer/Editor, Office of Policy, U.S. Immigration and Customs Enforcement, (202) 732-4245.

SUPPLEMENTARY INFORMATION:

Background

On November 25, 2002, the President signed the Homeland Security Act of 2002, 6 U.S.C. 101 *et seq.*, Public Law 107-296, (the "HSA"), establishing the Department of Homeland Security (DHS). Pursuant to section 403(1) of the HSA (6 U.S.C. 203(1)), the U.S. Customs Service was transferred from the Department of the Treasury to DHS effective March 1, 2003. In addition, the

Customs Service was renamed as the "Bureau of Customs and Border Protection" pursuant to section 1502 of the HSA. Section 442 of the HSA (6 U.S.C. 252) established the "Bureau of Border Security." Under section 1502 of the HSA, the Bureau of Border Security was renamed as the "Bureau of Immigration and Customs Enforcement," effective March 1, 2003. The President's "Reorganization Plan Modification for the Department of Homeland Security," dated January 30, 2003, memorializes these name changes.

On January 18, 2007, DHS notified Congress that it was changing the name of the Bureau of Customs and Border Protection to "U.S. Customs and Border Protection (CBP)" and the name of the Bureau of Immigration and Customs Enforcement to "U.S. Immigration and Customs Enforcement (ICE)." Pursuant to section 872(a)(2) of the HSA (6 U.S.C. 452(a)(2)), notice of the name change was provided to Congress no later than 60 days before the change could become effective. On April 23, 2007, a notice was published in the **Federal Register** to inform the public that DHS had changed the names of the two components effective March 31, 2007. 72 FR 10131.

This document revises the headings of chapters I and IV of title 19 of the Code of Federal Regulations (19 CFR) to reflect the agency name changes as set forth in the **Federal Register** notice of April 23, 2007.

Inapplicability of Prior Public Notice and Delayed Effective Date Requirements

This regulation involves matters relating to agency management and involves a technical change regarding the name of the two DHS components. For this reason, pursuant to 5 U.S.C. 553(a)(2), prior notice and comment is not required. Because this is not a substantive rule, publication and service of the rule thirty days before its effective date, pursuant to 5 U.S.C. 553(d), is likewise not required.

The Regulatory Flexibility Act and Executive Order 12866

Because no notice of proposed rulemaking is required, the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) do not apply. Further, this amendment does not meet the criteria for a "significant regulatory action" for purposes of Executive Order 12866.

Amendments to the Regulations

■ For the reasons set forth above in the preamble, under the authority of 6 U.S.C. 452, and the April 23, 2007, DHS **Federal Register** notice announcing the

name change for CBP and ICE, the headings of chapters I and IV of title 19 of the Code of Federal Regulations are amended as set forth below:

■ 1. Revise the chapter I heading to title 19 to read as follows.

Chapter I—U.S. Customs and Border Protection, Department of Homeland Security; Department of the Treasury

■ 2. Revise the chapter IV heading to title 19 to read as follows.

Chapter IV—U.S. Immigration and Customs Enforcement; Department of Homeland Security

Dated: March 10, 2010.

Janet Napolitano,

Secretary, Department of Homeland Security.

Timothy E. Skud,

Deputy Assistant Secretary, Tax, Tariff, and Trade Policy, Department of the Treasury.

[FR Doc. 2010-5639 Filed 3-15-10; 8:45 am]

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POSTAL REGULATORY COMMISSION

39 CFR Part 3020

[Docket Nos. MC2010-18, CP2010-21 and CP2010-22; Order No. 414]

New Postal Product

AGENCY: Postal Regulatory Commission.

ACTION: Final rule.

SUMMARY: The Commission is adding International Business Reply Service Competitive Contract 2 to the Competitive Product List. This action is consistent with a postal reform law. Republication of the Market Dominant and Competitive Product Lists is also consistent with new statutory provisions.

DATES: Effective March 16, 2010 and is applicable beginning February 26, 2010.

FOR FURTHER INFORMATION CONTACT: Stephen L. Sharfman, General Counsel, 202-789-6820 or stephen.sharfman@prc.gov.

SUPPLEMENTARY INFORMATION: *Regulatory History*, 74 FR 49823 (September 29, 2009).

Table of Contents

- I. Introduction
- II. Background
- III. Comments
- IV. Commission Analysis
- V. Ordering Paragraphs

I. Introduction

The Postal Service seeks to add a new product identified as International Business Reply Service Competitive Contract 2 to the Competitive Product

List. For the reasons discussed below, the Commission approves the Request.

II. Background

On February 9, 2010, the Postal Service filed a notice announcing that it has entered into two additional International Business Reply Service (IBRS) contracts.¹ Additionally, the Postal Service filed a formal request pursuant to 39 U.S.C. 3642 and 39 CFR 3020.30 *et seq.* to add International Business Reply Service Competitive Contract 2 to the Competitive Product List.² The Postal Service asserts that the new International Business Reply Service Competitive Contract 2 product is a competitive product “not of general applicability” within the meaning of 39 U.S.C. 3632(b)(3). *Id.* The Request has been assigned Docket No. MC2010–18.

The Postal Service contemporaneously filed two contracts related to the proposed new product pursuant to 39 U.S.C. 3632(b)(3) and 39 CFR 3015.5. The contracts have been assigned Docket Nos. CP2010–21 and CP2010–22, respectively.

The Postal Service uses IBRS contracts for customers that sell lightweight articles to foreign consumers and desires to offer their customers a way to return the articles to the United States for recycling, refurbishment, repair, or value-added processing. *Id.* at 3.

The Postal Service filed the instant contracts pursuant to 39 CFR 3015.5. In addition, the Postal Service contends that the contracts are in accordance with Order No. 290.³ The term of each contract is one year from the date the Postal Service notifies the customer that all necessary regulatory approvals have been received. The Postal Service states the instant contracts are to replace the expiring contracts in Docket Nos. CP2009–20 and CP2009–22.⁴ *Id.* at 3–4.

¹ Notice of the United States Postal Service of Filing Two Functionally Equivalent IBRS Competitive Contracts and Request to Establish Successor Instruments as Baseline International Business Reply Service Competitive Contract 2, February 9, 2010 (Request).

² *Id.* at 2. The Postal Service states that it is not currently proposing to remove IBRS Contract 1 from the Competitive Product List because the agreement in Docket No. CP2009–17 remains in place. *Id.*, n. 5.

³ See Docket No. CP2009–50, Order Granting Clarification and Adding Global Expedited Package Services 2 to the Competitive Product List, August 28, 2009 (Order No. 290).

⁴ Docket Nos. MC2009–14 and CP2009–20, Request of the United States Postal Service to Add International Business Reply Service Contracts to the Competitive Products List, and Notice of Filing (Under Seal) Contract and Enabling Governors’ Decision, December 24, 2008.

The Postal Service notes that the current contracts expire on February 28, 2010.⁵

In support of its Request, the Postal Service filed the following attachments: Attachment 1—a statement of supporting justification as required by 39 CFR 3020.32; Attachments 2–A and 2–B—redacted copies of the contracts; Attachments 3–A and 3–B—redacted copies of the certified statements required by 39 CFR 3015.5(c)(2); Attachment 4—Governors’ Decision No. 08–24 which establishes prices and classifications for the IBRS Contracts product; and includes Mail Classification Schedule language for IBRS contracts, formulas for pricing along with an analysis, certification of the Governors vote, and certification of compliance with 39 U.S.C. 3633(a); and Attachment 5—an application for non-public treatment of materials to maintain the contracts and supporting documents under seal.

Substantively, the Request seeks to add International Business Reply Service Competitive Contract 2 to the Competitive Product List. *Id.* at 1.

The Postal Service asserts that the two contracts have generally similar cost and market characteristics as previous IBRS contracts. However, because it requests that the instant contracts be deemed the new baseline contracts for the International Business Reply Service Competitive Contract 2 product, the Postal Service considers the appropriate analysis to be the comparison of the new contracts’ cost attributes and market characteristics with one another. *Id.* at 4. The Postal Service indicates that the instant contracts differ from one another basically only in the customer identity. *Id.* The Postal Service represents that prices and classifications “not of general applicability” for IBRS contracts were established by Governors’ Decision No. 08–24 filed in Docket Nos. MC2009–14 and CP2009–20. *Id.* at 1, n.1. It also identifies the instant contracts as fitting within the Mail Classification Schedule language for IBRS contracts as included as an attachment to Governors’ Decision No. 08–24. *Id.* at 1.

The Request advances reasons why International Business Reply Service Competitive Contract 2 should be added to the Competitive Product List and fits within the Mail Classification Schedule language for IBRS contracts. *Id.* at 5. The Postal Service also explains that a redacted version of the supporting financial documentation is included with this filing as a separate Excel file. *Id.* at 3.

⁵ The Postal Service indicates an intent to begin the new contracts on March 1, 2010. *Id.* at 4.

The Postal Service asserts that the instant contracts are in compliance with 39 U.S.C. 3633, are functionally equivalent to one another, fit within the IBRS Mail Classification Schedule language, will serve as the new baseline contracts for the proposed product, and should be grouped together under a single product. *Id.* at 5–6. It requests that the instant contracts be included within the International Business Reply Service Competitive Contract 2 product. *Id.*

In Order No. 407, the Commission gave notice of the docket, appointed a Public Representative, and provided the public with an opportunity to comment.⁶

III. Comments

Comments were filed by the Public Representative.⁷ No filings were submitted by other interested parties. The Public Representative states that each element of 39 U.S.C. 3633(a) appears to be met by the proposed International Business Reply Service Competitive Contract 2 product. *Id.* at 2. He observes that the contracts’ pricing terms comport with Governors’ Decision No. 08–24. *Id.* The Public Representative relates that the addition of the proposed product to the Competitive Product List is consistent with the statutory requirements of 39 U.S.C. 3632, 3633, and 3642. *Id.* at 2–3.

He also states that the Postal Service has provided sufficient justification for confidentiality of the matters filed under seal. *Id.* at 3. The Public Representative notes that the IBRS product improves the efficiency of the mail, provides convenience to the mailers, and serves the public interest. *Id.* at 3–5. He concludes that the contracts comport with all applicable elements of title 39 because it appears they will generate sufficient revenue to cover attributable costs, should not cause market dominant products to subsidize competitive products, and will contribute to the recovery of the Postal Service’s total institutional costs. *Id.* at 6.

IV. Commission Analysis

The Postal Service’s filing presents several issues for the Commission to consider: (1) the addition of a new

⁶ Notice and Order Concerning Filing of International Business Reply Service Competitive Contract 2 Negotiated Service Agreement, February 12, 2010 (Order No. 407).

⁷ Public Representative Comments in Response to United States Postal Service Notice Concerning Filing of Additional International Business Reply Service Contract 2 Negotiated Service Agreements, February 22, 2010 (Public Representative Comments).

product to the Mail Classification Schedule in accordance with 39 U.S.C. 3642; (2) whether the contracts satisfy 39 U.S.C. 3633; and (3) the treatment of these contracts as the baseline agreements for any future International Business Reply Service Competitive Contract 2 contracts. In reaching its conclusions, the Commission has reviewed the Request, the contracts, the financial analyses provided under seal, and the Public Representative's comments.

Product classification. The Postal Service notes that the Commission has had the opportunity to review the IBRS competitive contracts product in Order No. 178 and found that those contracts were properly classified as competitive. In support of its proposal, the Postal Service includes the Statement of Supporting Justification (Statement) required by 39 CFR 3020.32 originally filed in Docket No. MC2009-14 concerning International Business Reply Service Contracts 1. Among other things, the Statement provides support for classifying IBRS as a competitive product. Use of the prior Statement is acceptable to support the conclusion that International Business Reply Service Contract 2 is appropriately classified as competitive, in particular, because the instant contracts are the successors to those in Docket Nos. CP2009-20 and CP2009-22. *Id.* at 5.

Cost considerations. The Postal Service contends that the instant contracts and supporting documents filed in these dockets establish compliance with the statutory provisions applicable to rates for competitive products (39 U.S.C. 3633). *Id.* at 3. It asserts that Governors' Decision No. 08-24 supports these contracts and establishes a pricing formula and classification that ensures each contract meets the criteria of 39 U.S.C. 3633 and the regulations promulgated thereunder. *Id.*, Attachment 4, Attachment D.

Based on the data submitted, the Commission finds that these contracts should cover their attributable costs (39 U.S.C. 3633(a)(2)), should not lead to the subsidization of competitive products by market dominant products (39 U.S.C. 3633(a)(1)), and should have a positive effect on competitive products' contribution to institutional costs (39 U.S.C. 3633(a)(3)). Thus, an initial review of the proposed contracts indicates that they comport with the provisions applicable to rates for competitive products.

Baseline agreement. The Postal Service seeks to add a new product, International Business Reply Service Competitive Contract 2, to the

Competitive Product List. It contends that the instant contracts are functionally equivalent to previously filed IBRS contracts. At the same time, it asks that the instant contracts be considered the new baseline for future International Business Reply Service Competitive Contract 2 contracts. *Id.* at 2. The Postal Service notes that the instant contracts are the direct successors to the contracts that the Commission found to be eligible for inclusion in the International Business Reply Service Competitive Contracts 1 product. *Id.* Because International Business Reply Service Competitive Contract 2 is being added as a new product, the Commission finds it unnecessary to address the issue of functional equivalency with previous contracts. Instead, the Commission will review the instant contracts to determine if they are functionally equivalent with one another.

The Commission reviewed each contract and finds that, with the exception of customer-specific information, they are essentially identical and, therefore, are functionally equivalent. Accordingly, the Commission finds that International Business Reply Service Competitive Contract 2 is properly added to the Competitive Product List as a new product.

The instant contracts, similar to the previous IBRS competitive contracts, contain price contingency clauses which allow the Postal Service flexibility to change rates without entering a new agreement. The Commission initially reviewed a similar provision when it was filed in response to the Commission's request in Docket No. CP2009-20.⁸ In Order No. 178, the Commission addressed the implications of the contingency clause in the contract in Docket No. CP2010-20, and determined that those conclusions apply to other contracts (including the instant contracts) with similar provisions.⁹

Following the current practice, the Postal Service shall identify all significant differences between any new

⁸ See Docket Nos. MC2009-14 and CP2009-20, Response of the United States Postal Service to Order No. 164, and Notice of Filing Redacted Contract and Other Requested Materials, January 12, 2009.

⁹ The Commission explained that the Postal Service must file the changed rates under 39 CFR 3015.5 and give a minimum of 15 days' notice. However, unless the changed rates raise new issues, the Commission found that it would not anticipate a need to act further. See Docket Nos. MC2009-14 and CP2009-20, Order Concerning International Business Reply Service Contract 1 Negotiated Service Agreement, February 5, 2009, at 9 (Order No. 178).

IBRS contract and the International Business Reply Service Competitive Contract 2 product. Such differences would include terms and conditions that impose new obligations or new requirements on any party to the contract. The docket referenced in the caption should be Docket No. MC2010-18. In conformity with the current practice, a redacted copy of Governors' Decision No. 08-24 should be included in the new filing along with an electronic link to it.

Other considerations. The Postal Service shall inform the Commission of the effective dates of the contract and promptly notify the Commission if the contract terminates earlier than scheduled.

In conclusion, the Commission adds International Business Reply Service Competitive Contract 2 to the Competitive Product List and finds the negotiated service agreements submitted in Docket Nos. CP2010-21 and CP2010-22 are appropriately included within the International Business Reply Service Competitive Contract 2 product.

V. Ordering Paragraphs

It is ordered:

1. International Business Reply Service Competitive Contract 2 (MC2010-18), CP2010-21 and CP2010-22) is added to the Competitive Product List as a new product under Negotiated Service Agreements, Inbound International.

2. The Postal Service shall notify the Commission of the effective dates of the contract and update the Commission if the termination date changes as discussed in this order.

3. The Postal Service shall file any modifications of price based on cost increases or contingency price provisions in these contracts with the Commission as discussed in the body of this order.

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

List of Subjects in 39 CFR Part 3020

Administrative practice and procedure; Postal Service.

By the Commission.

Shoshana M. Grove,
Secretary.

■ For the reasons discussed in the preamble, the Postal Regulatory Commission amends chapter III of title 39 of the Code of Federal Regulations as follows:

PART 3020—PRODUCT LISTS

■ 1. The authority citation for part 3020 continues to read as follows:

Authority: Authority: 39 U.S.C. 503; 3622; 3631; 3642; 3682.

■ 2. Revise Appendix A to Subpart A of Part 3020—Mail Classification Schedule to read as follows:

Appendix A to Subpart A of Part 3020—Mail Classification Schedule

Part A—Market Dominant Products

1000 Market Dominant Product List

First-Class Mail

Single-Piece Letters/Postcards

Bulk Letters/Postcards

Flats

Parcels

Outbound Single-Piece First-Class Mail

International

Inbound Single-Piece First-Class Mail

International

Standard Mail (Regular and Nonprofit)

High Density and Saturation Letters

High Density and Saturation Flats/Parcels

Carrier Route

Letters

Flats

Not Flat-Machinables (NFM)/Parcels

Periodicals

Within County Periodicals

Outside County Periodicals

Package Services

Single-Piece Parcel Post

Inbound Surface Parcel Post (at UPU rates)

Bound Printed Matter Flats

Bound Printed Matter Parcels

Media Mail/Library Mail

Special Services

Ancillary Services

International Ancillary Services

Address Management Services

Caller Service

Change-of-Address Credit Card Authentication

Confirm

Customized Postage

International Reply Coupon Service

International Business Reply Mail Service

Money Orders

Post Office Box Service

Negotiated Service Agreements

HSBC North America Holdings Inc. Negotiated Service Agreement

Bookspan Negotiated Service Agreement

Bank of America Corporation Negotiated Service Agreement

The Bradford Group Negotiated Service Agreement

Inbound International

Canada Post—United States Postal Service Contractual Bilateral Agreement for Inbound Market Dominant Services (MC2010-12 and R2010-2)

Market Dominant Product Descriptions

First-Class Mail

Single-Piece Letters/Postcards

Bulk Letters/Postcards

Flats

Parcels

Outbound Single-Piece First-Class Mail

International

Inbound Single-Piece First-Class Mail International

Standard Mail (Regular and Nonprofit)

High Density and Saturation Letters

High Density and Saturation Flats/Parcels

Carrier Route

Letters

Flats

Not Flat-Machinables (NFM)/Parcels

Periodicals

Within County Periodicals

Outside County Periodicals

Package Services

Single-Piece Parcel Post

Inbound Surface Parcel Post (at UPU rates)

Bound Printed Matter Flats

Bound Printed Matter Parcels

Media Mail/Library Mail

Special Services

Ancillary Services

Address Correction Service

Applications and Mailing Permits

Business Reply Mail

Bulk Parcel Return Service

Certified Mail

Certificate of Mailing

Collect on Delivery

Delivery Confirmation

Insurance

Merchandise Return Service

Parcel Airlift (PAL)

Registered Mail

Return Receipt

Return Receipt for Merchandise

Restricted Delivery

Shipper-Paid Forward

Signature Confirmation

Special Handling

Stamped Envelopes

Stamped Cards

Premium Stamped Stationery

Premium Stamped Cards

International Ancillary Services

International Certificate of Mailing

International Registered Mail

International Return Receipt

International Restricted Delivery

Address List Services

Caller Service

Change-of-Address Credit Card Authentication

Confirm

International Reply Coupon Service

International Business Reply Mail Service

Money Orders

Post Office Box Service

Negotiated Service Agreements

HSBC North America Holdings Inc. Negotiated Service Agreement

Bookspan Negotiated Service Agreement

Bank of America Corporation Negotiated Service Agreement

The Bradford Group Negotiated Service Agreement

Part B—Competitive Products

2000 Competitive Product List

Express Mail

Express Mail

Outbound International Expedited Services

Inbound International Expedited Services

Inbound International Expedited Services 1 (CP2008-7)

Inbound International Expedited Services 2 (MC2009-10 and CP2009-12)

Inbound International Expedited Services 3 (MC2010-13 and CP2010-12)

Priority Mail

Priority Mail

Outbound Priority Mail International

Inbound Air Parcel Post (at non-UPU rates)

Royal Mail Group Inbound Air Parcel Post Agreement

Inbound Air Parcel Post (at UPU rates)

Parcel Select

Parcel Return Service

International

International Priority Airlift (IPA)

International Surface Airlift (ISAL)

International Direct Sacks—M—Bags

Global Customized Shipping Services

Inbound Surface Parcel Post (at non-UPU rates)

Canada Post—United States Postal

Service Contractual Bilateral

Agreement for Inbound Competitive

Services (MC2010-14 and

CP2010-13—Inbound Surface

Parcel post at Non-UPU Rates

and Xpresspost-USA)

International Money Transfer Service—Outbound

International Money Transfer Service—Inbound

International Ancillary Services

Special Services

Address Enhancement Service

Greeting Cards and Stationery

Premium Forwarding Service

Shipping and Mailing Services

Negotiated Service Agreements

Domestic

Express Mail Contract 1 (MC2008-5)

Express Mail Contract 2 (MC2009-3 and CP2009-4)

Express Mail Contract 3 (MC2009-15 and CP2009-21)

Express Mail Contract 4 (MC2009-34 and CP2009-45)

Express Mail Contract 5 (MC2010-5 and CP2010-5)

Express Mail Contract 6 (MC2010-6 and CP2010-6)

Express Mail Contract 7 (MC2010-7 and CP2010-7)

Express Mail Contract 8 (MC2010-16 and CP2010-16)

Express Mail & Priority Mail Contract 1 (MC2009-6 and CP2009-7)

Express Mail & Priority Mail Contract 2 (MC2009-12 and CP2009-14)

Express Mail & Priority Mail Contract 3 (MC2009-13 and CP2009-17)

Express Mail & Priority Mail Contract 4 (MC2009-17 and CP2009-24)

Express Mail & Priority Mail Contract 5 (MC2009-18 and CP2009-25)

- Express Mail & Priority Mail Contract 6 (MC2009-31 and CP2009-42)
- Express Mail & Priority Mail Contract 7 (MC2009-32 and CP2009-43)
- Express Mail & Priority Mail Contract 8 (MC2009-33 and CP2009-44)
- Parcel Select & Parcel Return Service Contract 1 (MC2009-11 and CP2009-13)
- Parcel Select & Parcel Return Service Contract 2 (MC2009-40 and CP2009-61)
- Parcel Return Service Contract 1 (MC2009-1 and CP2009-2)
- Priority Mail Contract 1 (MC2008-8 and CP2008-26)
- Priority Mail Contract 2 (MC2009-2 and CP2009-3)
- Priority Mail Contract 3 (MC2009-4 and CP2009-5)
- Priority Mail Contract 4 (MC2009-5 and CP2009-6)
- Priority Mail Contract 5 (MC2009-21 and CP2009-26)
- Priority Mail Contract 6 (MC2009-25 and CP2009-30)
- Priority Mail Contract 7 (MC2009-25 and CP2009-31)
- Priority Mail Contract 8 (MC2009-25 and CP2009-32)
- Priority Mail Contract 9 (MC2009-25 and CP2009-33)
- Priority Mail Contract 10 (MC2009-25 and CP2009-34)
- Priority Mail Contract 11 (MC2009-27 and CP2009-37)
- Priority Mail Contract 12 (MC2009-28 and CP2009-38)
- Priority Mail Contract 13 (MC2009-29 and CP2009-39)
- Priority Mail Contract 14 (MC2009-30 and CP2009-40)
- Priority Mail Contract 15 (MC2009-35 and CP2009-54)
- Priority Mail Contract 16 (MC2009-36 and CP2009-55)
- Priority Mail Contract 17 (MC2009-37 and CP2009-56)
- Priority Mail Contract 18 (MC2009-42 and CP2009-63)
- Priority Mail Contract 19 (MC2010-1 and CP2010-1)
- Priority Mail Contract 20 (MC2010-2 and CP2010-2)
- Priority Mail Contract 21 (MC2010-3 and CP2010-3)
- Priority Mail Contract 22 (MC2010-4 and CP2010-4)
- Priority Mail Contract 23 (MC2010-9 and CP2010-9)
- Priority Mail Contract 24 (MC2010-15 and CP2010-15)
- Outbound International
- Direct Entry Parcels Contracts
- Direct Entry Parcels 1 (MC2009-26 and CP2009-36)
- Global Direct Contracts (MC2009-9, CP2009-10, and CP2009-11)
- Global Direct Contracts 1 (MC2010-17 and CP2010-18)
- Global Expedited Package Services (GEPS) Contracts
- GEPS 1 (CP2008-5, CP2008-11, CP2008-12, CP2008-13, CP2008-18, CP2008-19, CP2008-20, CP2008-21, CP2008-22, CP2008-23, and CP2008-24)
- Global Expedited Package Services 2 (CP2009-50)
- Global Plus Contracts
- Global Plus 1 (CP2008-8, CP2008-46 and CP2009-47)
- Global Plus 2 (MC2008-7, CP2008-48 and CP2008-49)
- Inbound International
- Inbound Direct Entry Contracts with Foreign Postal Administrations
- Inbound Direct Entry Contracts with Foreign Postal Administrations (MC2008-6, CP2008-14 and MC2008-15)
- Inbound Direct Entry Contracts with Foreign Postal Administrations 1 (MC2008-6 and CP2009-62)
- International Business Reply Service Competitive Contract 1 (MC2009-14 and CP2009-20)
- International Business Reply Service Competitive Contract 2 (MC2010-18, CP2010-21 and CP2010-22)
- Competitive Product Descriptions
- Express Mail
- Express Mail
- Outbound International Expedited Services
- Inbound International Expedited Services
- Priority
- Priority Mail
- Outbound Priority Mail International
- Inbound Air Parcel Post
- Parcel Select
- Parcel Return Service
- International
- International Priority Airlift (IPA)
- International Surface Airlift (ISAL)
- International Direct Sacks—M—Bags
- Global Customized Shipping Services
- International Money Transfer Service
- Inbound Surface Parcel Post (at non-UPU rates)
- International Ancillary Services
- International Certificate of Mailing
- International Registered Mail
- International Return Receipt
- International Restricted Delivery
- International Insurance
- Negotiated Service Agreements
- Domestic
- Outbound International
- Part C—Glossary of Terms and Conditions [Reserved]
- Part D—Country Price Lists for International Mail [Reserved]

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[EPA-R03-OAR-2009-0804; FRL-9127-2]

Approval and Promulgation of Air Quality Implementation Plans; Delaware; Amendment to Electric Generating Unit Multi-Pollutant Regulation**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule.

SUMMARY: EPA is approving a State Implementation Plan (SIP) revision submitted by the State of Delaware. The revision is an amendment to the Electric Generating Unit Multi-Pollutant Regulation of Delaware's Administrative Code, and it modifies the sulfur dioxide (SO₂) mass emissions limit associated with Conectiv Edge Moor Unit 5 beginning in calendar year 2009. This action is being taken under the Clean Air Act (CAA or the Act).

DATES: *Effective Date:* This final rule is effective on April 15, 2010.

ADDRESSES: EPA has established a docket for this action under Docket ID Number EPA-R03-OAR-2009-0804. All documents in the docket are listed in the <http://www.regulations.gov> Web site. Although listed in the electronic docket, some information is not publicly available, i.e., confidential business information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically through <http://www.regulations.gov> or in hard copy for public inspection during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the State submittal are available at the Delaware Department of Natural Resources and Environmental Control, 89 Kings Highway, P.O. Box 1401, Dover, Delaware 19901.

FOR FURTHER INFORMATION CONTACT: Irene Shandruk, (215) 814-2166, or by e-mail at shandruk.irene@epa.gov.

SUPPLEMENTARY INFORMATION:**I. Background**

On January 5, 2010 (75 FR 2), EPA published a notice of proposed rulemaking (NPR) for the State of Delaware. The NPR proposed approval of Delaware's SIP revision pertaining to