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Requests for technical information about DG-1248 may be directed to the NRC contact, Robert G. Carpenter at (301) 251-7483 or e-mail [Robert.Carpenter@nrc.gov](mailto:Robert.Carpenter@nrc.gov).

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Dated at Rockville, Maryland, this 20th day of May 2010.

For the Nuclear Regulatory Commission.

**Andrea D. Valentin,**

*Chief, Regulatory Guide Development Branch,  
Division of Engineering, Office of Nuclear  
Regulatory Research.*

[FR Doc. 2010-12762 Filed 5-26-10; 8:45 am]

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## NUCLEAR WASTE TECHNICAL REVIEW BOARD

### Notice of Meeting

*Board meeting:* June 29, 2010—Idaho Falls, Idaho; the U.S. Nuclear Waste Technical Review Board will meet to discuss U.S. Department of Energy plans for managing spent nuclear fuel and high-level radioactive waste.

Pursuant to its authority under section 5051 of Public Law 100-203, Nuclear Waste Policy Amendments Act of 1987, the U.S. Nuclear Waste Technical Review Board will meet in Idaho Falls, Idaho, on Tuesday, June 29, 2010, to review U.S. Department of Energy (DOE) plans for managing spent nuclear fuel (SNF) and high-level radioactive waste (HLW). Among the

topics that will be discussed are the amounts and characteristics of waste stored at the Idaho National Laboratory, agreements in place between the State of Idaho and the federal government related to the packaging and movement of the waste, how the recent decision to terminate the Yucca Mountain repository program will affect waste management plans, and plans underway at DOE to transition its responsibilities under the Nuclear Waste Policy Act (NWPA) from the Office of Civilian Radioactive Waste Management to the Office of Nuclear Energy. Also on the agenda are discussions of innovative reactor technologies that could affect amounts or types of SNF or HLW requiring disposal and presentations on studies of advanced fuel cycles. The Nuclear Waste Policy Amendments Act of 1987 requires the Board to conduct an independent review of the technical and scientific validity of DOE activities related to nuclear waste management, including transporting, packaging, and disposing of SNF and HLW.

The Board meeting will be held at the Hilton Garden Inn, 700 Lindsay Boulevard, Idaho Falls, ID 83402; (tel.) 208-522-9500, (fax) 208-522-9501. A block of rooms has been reserved for meeting attendees. When making a reservation, please ask for the "NWTRB" rate. Reservations should be made by June 21, 2010, to ensure receiving the meeting rate.

A detailed meeting agenda will be available on the Board's Web site <http://www.nwtrb.gov> approximately one week before the meeting. The agenda also may be obtained by telephone request at that time. The meeting will be open to the public, and opportunities for public comment will be provided.

The meeting will begin at 8:30 a.m. on Tuesday morning. Time has been set aside at the end of the day for public comments. Those wanting to speak are encouraged to sign the "Public Comment Register" at the check-in table. A time limit may have to be set on individual remarks, but written comments of any length may be submitted for the record.

Transcripts of the meeting will be available on the Board's Web site, by e-mail, on computer disk, and in paper format on library-loan from Davonya Barnes of the Board's staff no later than July 19, 2010.

The Board was established as an independent federal agency to provide objective expert advice to Congress and the Secretary of Energy on technical issues and to review the technical validity of DOE activities related to implementing the NWPA. Board members are experts in their fields and

are appointed to the Board by the President from a list of candidates submitted by the National Academy of Sciences. The Board is required to report to Congress and the Secretary no fewer than two times each year. All Board reports, correspondence, congressional testimony, and meeting transcripts and related materials are posted on the Board's Web site.

For information on the meeting agenda, contact Carl Di Bella, for information on lodging or logistics, contact Linda Coultry; 2300 Clarendon Boulevard, Suite 1300; Arlington, VA 22201-3367; (tel) 703-235-4473; (fax) 703-235-4495.

Dated: May 19, 2010.

**Nigel Mote,**

*Executive Director, U.S. Nuclear Waste Technical Review Board.*

[FR Doc. 2010-12519 Filed 5-26-10; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[File No. 500-1]

### In the Matter of Act Clean Technologies, Inc.; Order of Suspension of Trading

May 25, 2010.

It appears to the Securities and Exchange Commission ("Commission") that there is a lack of current and accurate information concerning the securities of ACT Clean Technologies, Inc. ("ACT") because of questions regarding the accuracy of assertions by ACT concerning, among other things: (1) British Petroleum's purported expression of interest in using a so-called oil fluidizer technology purportedly licensed to ACT's wholly-owned subsidiary, American Petroleum Solutions, Inc., for use in cleanup operations in the Gulf of Mexico, and its purported request that field tests be conducted on the oil fluidizer technology; and (2) the purported results of field tests finding that the oil fluidizers are effective for use in clean up efforts in the Gulf of Mexico.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company.

Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the above-listed company is suspended for the period from 9:30 a.m. EDT, May 25, 2010 through 11:59 p.m. EDT, on June 8, 2010.

By the Commission.

**Elizabeth M. Murphy,**

Secretary.

[FR Doc. 2010-12876 Filed 5-25-10; 11:15 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-62141; File No. SR-CBOE-2010-036]

### Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Order Granting Accelerated Approval of Proposed Rule Change To Permit \$1 Strikes for Options on Trust Issued Receipts

May 20, 2010.

#### I. Introduction

On April 13, 2010, the Chicago Board Options Exchange, Incorporated (“CBOE” or “Exchange”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”)<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to permit \$1 strikes for options on Trust Issued Receipts. The proposed rule change was published for comment in the **Federal Register** on April 23, 2010.<sup>3</sup> The Commission received no comment letters on the proposal. This order approves the proposed rule change on an accelerated basis.

#### II. Description of the Proposal

CBOE has proposed to amend Rule 5.5, Series of Option Contracts Open for Trading, by adding new Interpretation and Policy .17 that would allow the Exchange to list options on the Trust Issued Receipts (“TIRs”), including Holding Company Depository Receipts (“HOLDRS”), as defined under Interpretation and Policy .07 to Rule 5.3, in \$1 or greater strike price intervals, where the strike price is \$200 or less and \$5 or greater where the strike price is greater than \$200 (TIRs and HOLDRS are hereafter collectively referred to as TIRs).<sup>4</sup> The proposed strike price intervals for options on TIRs are consistent with the strike price intervals

currently permitted for options on exchange-traded funds (“ETFs”).<sup>5</sup>

In support of its proposal, CBOE stated that it believes the marketplace and investors will be expecting options on TIRs to trade in a similar manner to options on ETFs because TIRs have characteristics similar to ETFs.<sup>6</sup> Accordingly, the Exchange asserts that the rationale for permitting \$1 strikes for ETF options equally applies to permitting \$1 strikes for options on TIRs and that investors will be better served if \$1 strike price intervals are available for options on TIRs (where the strike price is less than \$200).

CBOE further stated that it has analyzed its capacity and represents that it believes the Exchange and the Options Price Reporting Authority have the necessary systems capacity to handle the additional traffic associated with the listing and trading of \$1 strikes (where the strike price is less than \$200) for options on TIRs.

#### III. Discussion

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange.<sup>7</sup> Specifically, the Commission finds that the proposal is consistent with Section 6(b)(5) of the Act,<sup>8</sup> which requires, among other things, that the rules of a national securities exchange be designed to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest.

The Commission notes that the proposed strike price intervals for options on TIRs are consistent with the strike price intervals currently permitted for options on ETFs.<sup>9</sup> Accordingly, the proposal should provide consistency and predictability for investors who may view these products as serving similar investment functions in the marketplace to ETFs and may provide investors with greater

flexibility in achieving their investment objectives.

In addition, the Commission notes that CBOE has represented that it believes the Exchange and the Options Price Reporting Authority CBOE and the Options Price Reporting Authority have the necessary systems capacity to handle the additional traffic associated with the listing and trading of \$1 strikes for options on TIRs.

The Commission finds good cause, pursuant to Section 19(b)(2) of the Act,<sup>10</sup> for approving the proposal prior to the thirtieth day after the date of publication of the Notice in the **Federal Register**. The Commission notes that it recently approved similar changes to strike price intervals for options on Index-Linked Securities for the Exchange.<sup>11</sup> The Commission also notes that it has not received any comments regarding this proposal. The Commission believes that the proposed changes to strike price intervals for options on TIRs do not raise any novel regulatory issues and accelerating approval of this proposal should benefit investors by creating consistency and predictability for investors who may view these products as serving similar investment functions in the marketplace to ETFs and greater flexibility in achieving their investment objectives.

#### IV. Conclusion

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>12</sup> that the proposed rule change (SR-CBOE-2010-036) be, and hereby is, approved on an accelerated basis.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>13</sup>

**Florence E. Harmon,**

Deputy Secretary.

[FR Doc. 2010-12693 Filed 5-26-10; 8:45 am]

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<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> Securities Exchange Act Release No. 61935 (April 16, 2010), 75 FR 21373 (“Notice”).

<sup>4</sup> As more fully explained in the Notice, HOLDRS are a type of TIR. Currently, the strike price intervals for options on TIRs are as follows: (1) \$2.50 or greater where the strike price is \$25.00 or less; (2) \$5.00 or greater where the strike price is greater than \$25.00; and (3) \$10.00 or greater where the strike price is greater than \$200. See CBOE Rule 5.5.01(c)-(e).

<sup>5</sup> See Interpretation and Policy .08 to Rule 5.5.

<sup>6</sup> See also Securities Exchange Act Release No. 46507 (September 17, 2002), 67 FR 60266 (September 25, 2002) (permitting list of options on ETFs at \$1 strike price intervals) (SR-CBOE-2002-54).

<sup>7</sup> See Notice, *supra* note 3, for CBOE’s explanation of how TIRs are similar to ETFs.

<sup>8</sup> In approving this proposed rule change, the Commission has considered the proposed rule’s impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

<sup>9</sup> 15 U.S.C. 78ff(b)(5).

<sup>10</sup> See *supra* note 5.

<sup>11</sup> 15 U.S.C. 78s(b)(2).

<sup>12</sup> See Securities Exchange Act Release No. 61696 (March 12, 2010), 75 FR 13174 (March 18, 2010) (SR-CBOE-2010-005).

<sup>13</sup> 17 CFR 200.30-3(a)(12).