

survey, and submit it to the USPTO. The USPTO believes that it will take the same amount of time to complete the surveys whether they are completed on paper and mailed to the USPTO or completed and submitted electronically.

*Estimated Total Annual Respondent Burden Hours:* 140 hours per year.

*Estimated Total Annual Respondent Cost Burden:* \$17,080 per year. The USPTO estimates that 31% of the respondents completing these surveys will be lawyers, about 9% will be legal assistants, and 60% will have diverse occupations. Using the professional hourly rate of \$325 for intellectual

property lawyers, a legal assistant specializing in intellectual property rate of \$100, and a rate of \$20 for the majority of the respondents, the USPTO believes that the average hourly rate for completing these surveys will be approximately \$122 (\$101 + \$9 + \$12). The professional rate used for the intellectual property lawyers is based on the median rate for attorneys in private firms as published in the 2009 report of the Committee on Economics of Legal Practice of the American Intellectual Property Law Association. This report summarized the results of a survey with data on hourly billing rates. The

estimated hourly rate used for the legal assistants specializing in intellectual property is based on the rates for the 2008 National Utilization and Compensation Survey, published in March 2008 by the National Association of Legal Assistants (NALA). Due to the many different occupations that can possibly be held by the majority of respondents, the USPTO is estimating \$20 per hour as the hourly rate for those respondents. Therefore, the USPTO estimates that the salary costs for the respondents completing these surveys will be \$17,080.

Item	Estimated time for response (minutes)	Estimated annual responses	Estimated annual burden hours
Large Domestic Corporations .....	30	27	14
Large Domestic Corporations (electronic surveys) .....	30	53	27
Small and Medium-Size Businesses .....	30	18	9
Small and Medium-Size Businesses (electronic surveys) .....	30	37	19
Universities and Non-Profit Research Organizations .....	30	5	3
Universities and Non-Profit Research Organizations (electronic surveys) .....	30	10	5
Independent Inventors .....	15	83	21
Independent Inventors (electronic surveys) .....	15	167	42
Total .....		400	140

*Estimated Total Annual Non-Hour Respondent Cost Burden:* \$0 per year. There are no capital start-up, maintenance, or recordkeeping costs associated with this collection. Respondents do not submit filing or other fees with the surveys. The USPTO provides postage-paid, pre-addressed return envelopes for the completed mail surveys so there are no postage costs associated with this information collection.

**IV. Request for Comments**

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, e.g., the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized or included in the request for OMB approval of this information collection;

they will also become a matter of public record.

**Susan K. Fawcett,**  
*Records Officer, USPTO, Office of the Chief Information Officer.*  
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**DEPARTMENT OF COMMERCE**

**Foreign-Trade Zones Board**

[Docket 41-2010]

**Foreign-Trade Zone 46-Cincinnati, Ohio; Application for Reorganization/Expansion Under Alternative Site Framework**

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the Greater Cincinnati Foreign-Trade Zone, Inc., grantee of FTZ 46, requesting authority to reorganize and expand the zone under the alternative site framework (ASF) adopted by the Board (74 FR 1170, 1/12/09; correction 74 FR 3987, 1/22/09). The ASF is an option for grantees for the establishment or reorganization of general-purpose zones and can permit significantly greater flexibility in the designation of new "usage-driven" FTZ sites for operators/users located within a grantee's "service area" in the context of the Board's standard 2,000-acre

activation limit for a general-purpose zone project. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on May 21, 2010.

FTZ 46 was approved by the Board on January 12, 1979 (Board Order 141, 44 F.R. 4003, January 19, 1979). On December 19, 1994 the zone was relocated and expanded (Board Order 720, 59 F.R. 66891, December 28, 1994). The zone was further expanded on December 15, 1997 (Board Order 943, 62 FR 67044, December 23, 1997), December 15, 1999 (Board Order 1070, 64 F.R. 72643, December 28, 1999) and December 29, 2000 (Board Order 1135, 66 F.R. 3985, January 17, 2001).

The general-purpose zone includes the following sites: *Site 1* (35 acres)—Avon Products, Inc., 175 Progress Place, Springdale (Hamilton County); *Site 2* (122 acres)—Cincinnati Machine, 4701 Marburg Avenue, Cincinnati (Hamilton County); *Site 3* (833 acres)—Clermont County Industrial Park, 4165 Half Acre Road, Batavia (Clermont County); *Site 4* (490 acres)—Brown County Industrial Park, 418 W. Main Street, Mt. Orab (Brown County); and, *Site 5* (160 acres)—Harrison Commerce Park, Southwest Parkway, Harrison (Hamilton County).

The grantee's proposed service area under the ASF would be Hamilton, Butler, Warren, Brown and Clermont Counties, as described in the application. If approved, the grantee would be able to serve sites throughout the service area based on companies' needs for FTZ designation. The proposed service area is within and adjacent to the Cincinnati Customs and Border Protection port of entry.

The applicant is requesting authority to reorganize its existing zone project as follows: remove Sites 1 and 2 due to changed circumstances and designate Sites 3, 4 and 5 as "magnet" sites. The ASF allows for the possible exemption of one magnet site from the "sunset" time limits that generally apply to sites under the ASF, and the applicant proposes that Site 4 be so exempted. The applicant is also requesting approval of a "usage-driven" site in Butler County: Proposed Site 6 (41 acres)—Liz Claiborne, Inc., 8471 Jaquemin Drive, West Chester. Since the ASF only pertains to establishing or reorganizing a general-purpose zone, the application would have no impact on FTZ 46's authorized subzones.

In accordance with the Board's regulations, Claudia Hausler of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is August 2, 2010. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to August 16, 2010.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230-0002, and in the "Reading Room" section of the Board's Web site, which is accessible via <http://www.trade.gov/ftz>. For further information, contact Claudia Hausler at [Claudia.Hausler@trade.gov](mailto:Claudia.Hausler@trade.gov) or (202) 482-1379.

Dated: May 21, 2010.

**Andrew McGilvray,**  
Executive Secretary.

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Availability of Seats for the Monitor National Marine Sanctuary Advisory Council

**AGENCY:** Office of National Marine Sanctuaries, National Ocean Service (NOS), National Oceanic and Atmospheric Administration, Department of Commerce (DOC).

**ACTION:** Notice and request for applications.

**SUMMARY:** The ONMS is seeking applicants for the following new seats on the Monitor National Marine Sanctuary advisory council (council): Recreational/Commercial Fishing seat, Recreational Dive seat, and an Economic Development seat.

Applicants are also being sought to fill existing seats for the following vacant seats: Heritage Tourism seat, Citizen-at-Large seat, Recreational Diving seat, Education seat, Archaeological Research seat, Maritime Museum seat, Youth seat, and Conservation seat.

Applicants are chosen based upon their particular expertise and experience in relation to the seat for which they are applying; community and professional affiliations; philosophy regarding the protection and management of marine resources; and possibly the length of residence in the area affected by the sanctuary. Applicants who are chosen as members should expect to serve 2-year terms, pursuant to the council's Charter.

**DATES:** Applications are due by July 15, 2010.

**ADDRESSES:** Application kits may be obtained from Shannon Rides, 100 Museum Drive, Newport News, VA 23606. Completed applications should be sent to the same address.

**FOR FURTHER INFORMATION CONTACT:** Shannon Ricles, 100 Museum Drive, Newport News, VA 23606, 757-591-7328, [Shannon.ricanes@noaa.gov](mailto:Shannon.ricanes@noaa.gov).

**SUPPLEMENTARY INFORMATION:** Established in 1975 as the Nation's first marine sanctuary, the Monitor National Marine Sanctuary is managed by NOAA's Office of National Marine Sanctuaries. It is one of 13 sanctuaries and protects the wreck of the famed Civil War ironclad, USS Monitor, best known for its battle with the Confederate ironclad, CSS Virginia in Hampton Roads, Va., on March 9, 1862.

The advisory council consists of 18 members and five alternates: 12 non-

governmental voting members, one non-governmental non-voting youth member, and five governmental voting members. The council seats represent a variety of regional interests and stakeholders, including: Citizen-at-Large, Conservation, Economic Development, Education, Heritage Tourism, Maritime Archaeological Research, Maritime Museums, The Mariners' Museum, Recreational/Commercial Fishing, Recreational Diving, the US Navy, Virginia and North Carolina Department of Historic Resources, the National Park Service, the US Coast Guard, and Youth. It is the combined expertise and experience of these individuals that creates an advisory council that is a valuable and effective resource for the sanctuary manager.

The council's objectives are to provide the sanctuary manager with advice on: (1) Protecting natural and cultural resources, and identifying and evaluating emergent or critical issues involving sanctuary use or resources; (2) identifying and realizing the sanctuary's research objectives; (3) identifying and realizing educational opportunities to increase public knowledge and stewardship of the sanctuary environment; and 4) developing an informed constituency to increase awareness and understanding of the purpose and value of the sanctuary and the National Marine Sanctuary System.

The council may serve as a forum for consultation and deliberation among its members and as a source of advice to the sanctuary manager regarding the management of the Monitor National Marine Sanctuary. The sanctuary advisory council holds open meetings to ensure continued public input on management issues and to increase public awareness and knowledge of the sanctuary environment. Public participation at these meetings is welcomed and encouraged.

**Authority:** 16 U.S.C. 1431, *et seq.*

(Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: April 23, 2010.

**Daniel J. Basta,**

Director, Office of National Marine Sanctuaries, National Ocean Service, National Oceanic and Atmospheric Administration.

[FR Doc. 2010-13019 Filed 6-1-10; 8:45 am]

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