

received by the NCADAC Designated Federal Official (DFO) by 12 p.m. on March 31, 2011, to provide sufficient time for distribution to the members prior to the meeting. Written comments received after 12 p.m. on March 31, 2011, will be distributed to the NCADAC, but may not be reviewed prior to the meeting date. Seats will be available to the public on a first-come, first-served basis.

#### Proposed Nominees to the NCADAC

Biographies of proposed nominees of the NCADAC are available at <http://globalchange.gov/what-we-do/assessment/proposedFACmembers>.

#### Non-Federal

Daniel Abbasi, Mission Point Capital Partners  
 Dr. E. Virginia Armbrust, University of Washington  
 Dr. Rosina Bierbaum, University of Michigan  
 Maria Blair, Rockefeller Foundation  
 James Buizer, Arizona State University  
 Dr. Lynne Carter, Louisiana State University  
 Dr. F. Stuart Chapin III, University of Alaska  
 Dr. Camille Coley, Florida Atlantic University  
 Jan Dell, P.E., CH2MHill  
 Plácido dos Santos, Arizona Department of Water Resources (ret)  
 Guido Franco, California Energy Commission  
 Mary Gade, Gade Environmental Group, LLC  
 Dr. Aris Georgakakos, Georgia Institute of Technology  
 Dr. David Hales, College of the Atlantic  
 Dr. Mark Howden, Australian Commonwealth Scientific and Industrial Research Organisation  
 Dr. Peter Kareiva, The Nature Conservancy  
 Dr. Kenneth Kunkel, North Carolina State University and NOAA  
 Cooperative Institute for Climate and Satellites  
 Dr. Rattan Lal, The Ohio State University  
 Dr. Arthur Lee, Chevron Corporation  
 Dr. Jo-Ann Leong, University of Hawai'i  
 Dr. Diana Liverman, University of Arizona and Oxford University  
 Dr. Edward Maibach, George Mason University  
 Dr. Jerry Melillo, Marine Biological Laboratory  
 Dr. Susanne Moser, Susanne Moser Research & Consulting, Stanford University, and University of California-Santa Cruz  
 Dr. Richard Moss, Joint Global Change Research Institute, Pacific Northwest National Laboratory and University of Maryland

Dr. Philip Mote, Oregon State University  
 Dr. Marie O'Neill, University of Michigan  
 Terese Richmond, Gordon Derr, LLP  
 Dr. Andrew Rosenberg, University of New Hampshire and Conservation International  
 Dr. Richard Schmalensee, Massachusetts Institute of Technology  
 Joel Smith, Stratus Consulting  
 Dr. Donald Wuebbles, University of Illinois  
 Dr. Gary Yohe, Wesleyan University  
*Federal Ex-Officio*

Dr. John Balbus, Department of Health and Human Services  
 William Breed, U.S. Agency for International Development  
 Dr. Gary Geernaert, Department of Energy  
 Dr. John Hall, Department of Defense  
 Alice Hill, Department of Homeland Security (pending charter revision)  
 Dr. Len Hirsch, Smithsonian Institution  
 Dr. Patricia Jacobberger-Jellison, National Aeronautics and Space Administration  
 Thomas Karl, Subcommittee on Global Change Research and National Oceanic and Atmospheric Administration  
 Cathleen Kelly, White House Council on Environmental Quality and Adaptation Task Force (pending charter revision)  
 Dr. Chester Koblinsky, National Oceanic and Atmospheric Administration  
 Linda Lawson, Department of Transportation  
 Dr. Robert O'Connor, National Science Foundation  
 Dr. Jonathan Pershing, Department of State  
 Dr. Michael Slimak, Environmental Protection Agency  
 Dr. Alan Thornhill, Department of the Interior  
 Dr. Margaret Walsh, U.S. Department of Agriculture  
 Dated: February 23, 2011.

**Gary Locke,**

*Secretary of Commerce.*

[FR Doc. 2011-4562 Filed 3-1-11; 8:45 am]

**BILLING CODE 3510-EA-P**

#### DEPARTMENT OF COMMERCE

#### United States Patent and Trademark Office

#### Submission for OMB Review; Comment Request

The United States Patent and Trademark Office (USPTO) will submit to the Office of Management and Budget (OMB) for clearance the following

proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* United States Patent and Trademark Office (USPTO).

*Title:* Native American Tribal Insignia Database.

*Form Number(s):* None.

*Agency Approval Number:* 0651-0048.

*Type of Request:* Revision of a currently approved collection.

*Burden:* 5 hours annually.

*Number of Respondents:* 8 responses per year.

*Avg. Hours Per Response:* The USPTO estimates that a recognized Native American tribe will require an average of 30 minutes (0.5 hours) to complete a request to record an official insignia, including time to prepare the appropriate documents and submit the completed request to the USPTO.

*Needs and Uses:* The Trademark Law Treaty Implementation Act of 1998 (Pub. L. 105-330, § 302, 112 Stat. 3071) required the USPTO to study issues surrounding the protection of the official insignia of federally and state-recognized Native American tribes under trademark law. At the direction of Congress, the USPTO created a database containing the official insignia of recognized Native American tribes.

The insignia database serves as a reference for examining attorneys when determining the registrability of a mark that may falsely suggest a connection to the official insignia of a Native American tribe. The entry of an official insignia into the database does not confer any rights to the tribe that submitted the insignia, and entry is not the legal equivalent of registering the insignia as a trademark under 15 U.S.C. 1051 *et seq.*

This information collection is used by the USPTO to enter an official insignia submitted by a federally or state-recognized Native American tribe into the database. There are no forms associated with this collection.

*Affected Public:* Tribal governments.

*Frequency:* On occasion.

*Respondent's Obligation:* Required to obtain or retain benefits.

*OMB Desk Officer:* Nicholas A. Fraser, e-mail:

*Nicholas.A.Fraser@omb.eop.gov.*

Once submitted, the request will be publicly available in electronic format through the Information Collection Review page at <http://www.reginfo.gov>.

Paper copies can be obtained by:

• *E-mail:*

*InformationCollection@uspto.gov.*

Include "0651-0048 copy request" in the subject line of the message.

• *Mail:* Susan K. Fawcett, Records Officer, Office of the Chief Information

Officer, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

Written comments and recommendations for the proposed information collection should be sent on or before April 1, 2011 to Nicholas A. Fraser, OMB Desk Officer, via e-mail to [Nicholas\\_A\\_Fraser@omb.eop.gov](mailto:Nicholas_A_Fraser@omb.eop.gov), or by fax to 202-395-5167, marked to the attention of Nicholas A. Fraser.

Dated: February, 24, 2011.

**Susan K. Fawcett,**

*Records Officer, USPTO, Office of the Chief Information Officer.*

[FR Doc. 2011-4559 Filed 3-1-11; 8:45 am]

**BILLING CODE 3510-16-P**

## DEPARTMENT OF COMMERCE

### Patent and Trademark Office

#### Proposed Information Collection Requirements Under OMB Review; Certain Patent Petitions Requiring a Fee

**ACTION:** Notice; comment request.

**SUMMARY:** The United States Patent and Trademark Office (USPTO), as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the revision of a currently approved collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

**DATES:** Written comments must be submitted on or before May 2, 2011.

**ADDRESSES:** You may submit comments by any of the following methods:

- *E-mail:*

[InformationCollection@uspto.gov](mailto:InformationCollection@uspto.gov).

Include "0651-0059 Patent Petitions Requiring a Fee under 37 CFR 1.17(f)-(h) comment" in the subject line of the message.

- *Mail:* Susan K. Fawcett, Records Officer, Office of the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

- *Federal e-Rulemaking Portal:* <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information should be directed to the attention of Raul Tamayo, Legal Advisor, Office of Patent Legal Administration, U.S. Patent and Trademark Office (USPTO), P.O. Box 1450, Alexandria, VA 22313-1450; by telephone 571-272-7728; or by e-

mail at [raul.tamayo@uspto.gov](mailto:raul.tamayo@uspto.gov) with "Paperwork" in the subject line.

**SUPPLEMENTARY INFORMATION:**

#### I. Abstract

The United States Patent and Trademark Office (USPTO) is required by 35 U.S.C. 131 *et seq.* to examine an application for patent and, when appropriate, issue a patent. Many actions taken by the USPTO during its examination of an application for patent or for reissue of a patent, or during its reexamination of a patent, are subject to review by an appeal to the Board of Patent Appeals and Interferences. For other USPTO actions, review is in the form of administrative review obtained via submission of a petition to the USPTO. USPTO petitions practice also provides an opportunity for a patent applicant or owner to supply additional information that may be required in order for the USPTO to further process an application or patent.

Currently, this collection covers certain petitions which, when submitted to the USPTO by a patent applicant or owner, are required to be accompanied by the fee set forth in 37 CFR 1.17(f). The USPTO has determined that it would be beneficial to group other petitions which require a fee under 37 CFR 1.17 together with the petitions currently in this collection. Specifically, the USPTO proposes to transfer out of 0651-0031 and into this collection petitions which are required to be accompanied by the fee set forth in either 37 CFR 1.17 (g) or (h), including, for example, petitions for requests for documents in a form other than that provided by 37 CFR 1.19, petitions to make special under the accelerated examination program, petitions for express abandonment to avoid publication under 37 CFR 1.138(c), and petitions for extension of time under 37 CFR 1.136(b). For a complete listing of the items covered by this collection, please see the table in Section III of this notice.

The petitions in this collection can be submitted electronically through EFS-Web, the USPTO's web-based electronic filing system, as well as on paper. The USPTO is taking this opportunity to account for the electronic submissions in this collection.

Currently this collection has one form. There are forms associated with the petitions for extension of time under 37 CFR 1.136(b) (PTO/SB/23), petitions to make special under the accelerated examination program (PTO/SB/28), petitions for express abandonment to avoid publication under 37 CFR 1.138(c) (PTO/SB/24A), and petitions to withdraw an application from issue

after payment of the issue fee under 37 CFR 1.313(c) (PTO/SB/140). Therefore, after approval, this collection will have five forms. Please note that there are some petitions to withdraw which cannot be submitted using PTO/SB/140. None of the other petitions in this collection has a form associated with it. The filing fee for petitions with no associated form may be remitted to the USPTO using PTO/SB/17p, which is titled "Petition Fee Under 37 CFR 1.17(f), (g), and (h) Transmittal."

#### II. Method of Collection

By mail, facsimile, or hand delivery to the USPTO when the applicant files the various petitions. These papers can also be filed as attachments through EFS-Web. The petitions to make special under the accelerated examination program can only be filed through EFS-Web.

#### III. Data

*OMB Number:* 0651-0059.

*Form Number(s):* PTO/SB/17P, PTO/SB/23, PTO/SB/24a, PTO/SB/28 (EFS-Web only), and PTO/SB/140.

*Type of Review:* Revision of a currently approved collection.

*Affected Public:* Business or other for profit; non-profit institutions.

*Estimated Number of Respondents:* 39,015 responses per year. Of this total, the USPTO expects that 35,154 responses will be submitted through EFS-Web.

*Estimated Time per Response:* The USPTO estimates that it will take approximately 5 minutes (0.08 hours) to 12 hours to complete the items in this collection, depending on the petition. This includes time to gather the necessary information, create the documents, and submit the completed request to the USPTO. The USPTO calculates that, on balance, it takes the same amount of time to gather the necessary information, prepare the petitions and the fee transmittal form, and submit them to the USPTO, whether the applicant submits the petition in paper form or electronically.

*Estimated Total Annual Respondent Burden Hours:* 41,907 hours.

*Estimated Total Annual Respondent Cost Burden:* \$13,616,730. The USPTO expects that attorneys will complete all of the items in this collection, with the exception of the petitions for requests for documents in a form other than that provided by 37 CFR 1.19 and petitions for express abandonment to avoid publication under 37 CFR 1.138(c). The USPTO expects that these petitions will be completed by para-professionals. Using the professional hourly rate of \$325 for attorneys in private firms, and