

specified activity on marine mammals and their habitat, and taking into consideration the implementation of the mitigation and monitoring measures, NMFS preliminarily finds that SIO's planned research activities, will result in the incidental take of small numbers of marine mammals, by Level B harassment only, and that the total taking from the marine seismic survey will have a negligible impact on the affected species or stocks of marine mammals; and that impacts to affected species or stocks of marine mammals have been mitigated to the lowest level practicable.

#### Impact on Availability of Affected Species or Stock for Taking for Subsistence Uses

Section 101(a)(5)(D) also requires NMFS to determine that the authorization will not have an unmitigable adverse effect on the availability of marine mammal species or stocks for subsistence use. There are no relevant subsistence uses of marine mammals in the study area (offshore waters of the south-eastern Pacific Ocean off of Chile) that implicate MMPA section 101(a)(5)(D).

#### Endangered Species Act

Of the species of marine mammals that may occur in the proposed survey area, several are listed as endangered under the ESA, including the humpback, sei, fin, blue, and sperm whale. Under section 7 of the ESA, NSF has initiated formal consultation with the NMFS, Office of Protected Resources, Endangered Species Act Interagency Cooperation Division, on this proposed seismic survey. NMFS's Office of Protected Resources, Permits and Conservation Division, has initiated formal consultation under section 7 of the ESA with NMFS's Office of Protected Resources, Endangered Species Act Interagency Cooperation Division, to obtain a Biological Opinion evaluating the effects of issuing the IHA on threatened and endangered marine mammals and, if appropriate, authorizing incidental take. NMFS will conclude formal section 7 consultation prior to making a determination on whether or not to issue the IHA. If the IHA is issued, NSF and SIO, in addition to the mitigation and monitoring requirements included in the IHA, will be required to comply with the Terms and Conditions of the Incidental Take Statement corresponding to NMFS's Biological Opinion issued to both NSF and NMFS's Office of Protected Resources.

#### National Environmental Policy Act (NEPA)

With its complete application, NSF and SIO provided NMFS a draft "National Environmental Policy Act Analysis Pursuant to Executive Order 12114 of a Marine Geophysical Survey by the R/V *Melville* in the South-Eastern Pacific Ocean, May 2012" and NMFS will prepare an Environmental Assessment (EA) titled "Issuance of an Incidental Harassment Authorization to the Scripps Institution of Oceanography to Take Marine Mammals by Harassment Incidental to a Marine Geophysical Survey in the South-Eastern Pacific Ocean, May, 2012." This EA will incorporate the NSF's NEPA analysis by reference pursuant to 40 CFR 1502.21 and NOAA Administrative Order (NAO) 216-6 § 5.09(d). NMFS's EA will rely on the environmental information disclosed and referenced in this notice and NMFS will evaluate public comments provided in responses to this notice when preparing its EA. Prior to making a final decision on the SIO's IHA application, NMFS will make a decision of whether or not to issue a Finding of No Significant Impact (FONSI).

#### Proposed Authorization

NMFS proposes to issue an IHA to SIO for conducting a marine geophysical survey in the south-eastern Pacific Ocean, provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated. The duration of the IHA would not exceed one year from the date of its issuance.

#### Information Sought

NMFS requests interested persons to submit comments and information concerning this proposed project and NMFS's preliminary determination of issuing an IHA (see **ADDRESSES**). Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: March 7, 2012.

#### Helen M. Golde,

Deputy Director, Office of Protected Resources, National Marine Fisheries Service.  
[FR Doc. 2012-6054 Filed 3-12-12; 8:45 am]

**BILLING CODE 3510-22-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:* Recording Assignments.

*Form Number(s):* PTO-1594 and PTO-1595.

*Agency Approval Number:* 0651-0027.

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

*Burden:* 234,414 hours annually.

*Number of Respondents:* 468,826 responses per year.

*Avg. Hours per Response:* The USPTO estimates that it will take the public approximately 30 minutes (0.5 hours) to prepare and submit a patent or trademark assignment recordation request.

*Needs and Uses:* Under 35 U.S.C. 261 and 262 and 15 U.S.C. 1057 and 1060, the USPTO records patent and trademark assignment documents that show the transfer of ownership of applications, patents, and trademark registrations from one entity to another. The USPTO provides cover sheets to ensure all the necessary assignment data is submitted for accurate recording. In order to file a request to record an assignment, the respondent must submit an appropriate cover sheet along with copies of the assignment documents to be recorded and payment of the appropriate fee. The recorded documents are available for public inspection, except for those documents that are sealed under secrecy orders or related to unpublished patent applications.

*Affected Public:* Individuals or households; businesses or other for-profits; and not-for-profit institutions.

*Frequency:* On occasion.

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

*OMB Desk Officer:* Nicholas A. Fraser, email:

*Nicholas\_A\_Fraser@omb.eop.gov.*

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

Paper copies can be obtained by:

- *Email:*

*InformationCollection@uspto.gov.*

Include "0651-0027 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 12, 2012 to Nicholas A. Fraser, OMB Desk Officer, via email 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: March 8, 2012.

**Susan K. Fawcett,**

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

[FR Doc. 2012-5989 Filed 3-12-12; 8:45 am]

**BILLING CODE 3510-16-P**

## DEPARTMENT OF COMMERCE

### United States Patent and Trademark Office

#### Patents for Humanity Program (Formerly Humanitarian Program)

**ACTION:** Proposed collection; 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 this 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 14, 2012.

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

- *Email:*

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

Include "0651-0066 Patents for Humanity Program comment" 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.

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

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information should be directed to: Edward Elliott, Expert Advisor, Office of Policy and External Affairs, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450; by

telephone at 571-272-9300; or by email to [Edward.Elliott@uspto.gov](mailto:Edward.Elliott@uspto.gov).

Additional information about this collection is also available at <http://www.reginfo.gov> under "Information Collection Review."

#### SUPPLEMENTARY INFORMATION

##### I. Abstract

The United States Patent and Trademark Office (USPTO) is conducting a voluntary pilot program to incentivize the distribution of patented technologies or products to address humanitarian needs. This pilot program is open to any patent owners or patent licensees, including inventors who have not assigned their ownership rights to others, assignees, and exclusive or non-exclusive licensees. The USPTO plans to collect information from applicants that describe what actions they have taken with their patented technology to address humanitarian needs among an impoverished population, or how they have furthered research by others on technologies for humanitarian purposes. Applications will be considered in four categories: Medical Technology, Food and Nutrition, Clean Technology, and Information Technology. It is expected that inventions from any field of technology will be eligible for the program, as long as they are applied to one of the four categories.

This pilot program is a follow-up to the responses received from the agency's "Request for Comments on Incentivizing Humanitarian Technologies and Licensing Through the Intellectual Property System" published September 20, 2010. On February 8, 2012, the USPTO published a notice in the **Federal Register** announcing the pilot program and outlining the procedures for participation in it. The USPTO plans to review the results from this pilot program to determine whether it should be extended.

In order to participate in this program, applicants must submit an application describing how their actions satisfy the competition criteria to address humanitarian issues. These applications may be up to five pages long and can be supplemented with additional supporting materials. The USPTO has developed two application forms that applicants can use to apply for participation in the Patents for Humanity Pilot Program—one application covers the humanitarian uses of technologies or products and the other application covers humanitarian research. There is also a form where applicants provide their contact information which the USPTO uses to notify applicants that they have been

selected for an award. The applications must be submitted electronically through the <http://patentsforhumanity.challenge.gov> Web site. Submitted applications will be available on the public Web site after being screened for inappropriate material.

The applications will be reviewed by independent judges. A selection committee composed of representatives from other federal agencies and laboratories will make recommendations for the awards based on the judges' reviews. Those applicants who are selected for an award will receive a certificate redeemable to accelerate select matters before the USPTO and public recognition for their efforts, including an awards ceremony at the USPTO. The certificates can be redeemed to accelerate one of the following matters: An *ex parte* reexamination proceeding, including one appeal to the Board of Patent Appeals and Interferences (BPAI) from that proceeding; a patent application, including one appeal to the BPAI from that application; or an appeal to the BPAI of a claim twice rejected in a patent application or reissue application or finally rejected in an *ex parte* reexamination, without accelerating the underlying matter which generated the appeal. The certificates cannot be transferred to other parties.

The USPTO obtained an emergency clearance from OMB for this collection, which was approved on January 25, 2012. This approval expires on July 31, 2012.

##### II. Method of Collection

Electronically through the <http://patentsforhumanity.challenge.gov> Web site.

##### III. Data

*OMB Number:* 0651-0066.

*Form Number(s):* N/A.

*Type of Review:* Revision of an existing collection.

*Affected Public:* Businesses or other for-profits, non-profit institutions, and individuals.

*Estimated Number of Respondents:* 1,010 responses per year, with an estimated 33% (333) submitted by small entities.

*Estimated Time per Response:* The USPTO estimates that it will take the public approximately four hours to complete the humanitarian program application and one hour to complete the petition to extend the redemption period, depending on the nature of the information. These estimated times include gathering the necessary information, preparing the application