

Issued in Washington, DC, on August 30, 2012.

Lirio Liu,

Acting Director, Office of Rulemaking.

#### Petition for Exemption

*Docket No.:* FAA–2012–0606.

*Petitioner:* L–3 Communications Integrated System, L.P.

*Sections of 14 CFR Affected:*

§§ 25.791(d) and 25.853(g).

*Description of Relief Sought:* The petitioner requests relief from the requirements that lavatories must have “No-Smoking” placards located on or adjacent to each side of the lavatory door and ashtrays outside lavatory doors on the Boeing model 747–8 airplanes designated for use as VVIP/Government/Head of State.

[FR Doc. 2012–21835 Filed 9–4–12; 8:45 am]

**BILLING CODE 4910–13–P**

### DEPARTMENT OF TRANSPORTATION

#### Federal Aviation Administration

[Summary Notice No. PE–2012–34]

#### Petition for Exemption; Summary of Petition Received

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of petition for exemption received.

**SUMMARY:** This notice contains a summary of a petition seeking relief from specified requirements of 14 CFR. The purpose of this notice is to improve the public’s awareness of, and participation in, this aspect of FAA’s regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

**DATES:** Comments on this petition must identify the petition docket number and must be received on or before September 25, 2012.

**ADDRESSES:** You may send comments identified by Docket Number FAA–2012–0302 using any of the following methods:

- *Government-wide rulemaking web site:* Go to <http://www.regulations.gov> and follow the instructions for sending your comments electronically.
- *Mail:* Send comments to the Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue SE., West Building Ground Floor, Room W12–140, Washington, DC 20590.
- *Fax:* Fax comments to the Docket Management Facility at 202–493–2251.

- *Hand Delivery:* Bring comments to the Docket Management Facility in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Privacy:* We will post all comments we receive, without change, to <http://www.regulations.gov>, including any personal information you provide. Using the search function of our docket web site, anyone can find and read the comments received into any of our dockets, including the name of the individual sending the comment (or signing the comment for an association, business, labor union, etc.). You may review DOT’s complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477–78).

*Docket:* To read background documents or comments received, go to <http://www.regulations.gov> at any time or to the Docket Management Facility in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Mark Forseth, ANM–113, (425) 227–2796, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98057–3356, or Frances Shaver, (202) 267–4059, Office of Rulemaking (ARM–200), Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC, on August 30, 2012.

Lirio Liu,

Acting Director, Office of Rulemaking.

#### Petition for Exemption

*Docket No.:* FAA–2012–0302

*Petitioner:* Embraer S.A.

*Section of 14 CFR Affected:* § 25.809(a)

*Description of Relief Sought:* The petitioner requests partial relief from requirements relating to the outside-viewing means on Type III overwing exits on the Embraer Model EMB–550 airplanes.

[FR Doc. 2012–21833 Filed 9–4–12; 8:45 am]

**BILLING CODE 4910–13–P**

### DEPARTMENT OF TRANSPORTATION

#### Federal Aviation Administration

#### Intent To Rule on Request To Release Airport Property at the El Paso International Airport, El Paso, TX

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of request to release airport property.

**SUMMARY:** The FAA proposes to rule and invite public comment on the release of land at the El Paso International Airport.

**DATES:** Comments must be received on or before October 5, 2012.

**ADDRESSES:** Comments on this application may be mailed or delivered to the FAA at the following address: Mr. Mike Nicely, Manager, Federal Aviation Administration, Southwest Region, Airports Division, Texas Airports Development Office, ASW–650, Fort Worth, Texas 76137–0650.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to the FAA at the following: Ms. Monica Lombrana, Director of Aviation, El Paso International Airport, 6701 Convair Rd., El Paso, Texas 79925–1091.

**FOR FURTHER INFORMATION CONTACT:** Mr. Guillermo Y. Villalobos, Program Manager, Federal Aviation Administration, Texas Airports Development Office, ASW–650, 2601 Meacham Boulevard, Fort Worth, Texas 76137, Telephone: (817) 222–5657, Email: [Guillermo.Villalobos@faa.gov](mailto:Guillermo.Villalobos@faa.gov), Fax: (817) 222–5989.

The request to release property may be reviewed in person at this same location.

**SUPPLEMENTARY INFORMATION:** The FAA invites public comment on the request to release property at El Paso International Airport under the provisions of Title 49, U.S.C. Section 47107(h).

The following is a brief overview of the request:

The El Paso International Airport request the release of 3.881 acres of airport property. The release of property will allow for continued use of the property as a pool and park. The sale is estimated to provide \$155,000.00.

Any person may inspect the request in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT**.

In addition, any person may, upon request, inspect the application, notice and other documents relevant to the application in person at: The El Paso International Airport, Telephone: (915) 780–4793.

Issued in Fort Worth, Texas on August 21, 2012.

**Kelvin L. Solco,**  
Airports Division.

[FR Doc. 2012-21146 Filed 9-4-12; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Study on the Use of Cell Phones On Board Aircraft

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of availability and request for comments.

**SUMMARY:** The FAA Modernization and Reform Act of 2012 (Pub. L. 112-95) directed the Administrator of the FAA to conduct a study on the impact of the use of cell phones for voice communications in an aircraft during a flight in scheduled air transportation. A draft report on this study is currently available for review and public comment at [http://www.faa.gov/aircraft/draft\\_docs/](http://www.faa.gov/aircraft/draft_docs/).

**DATES:** Written comments must be received on or before November 5, 2012.

**ADDRESSES:** Send comments identified as Cell Phone Study Comments using any of the following methods:

- *E-Mail:* Send comments to [CELLPHONEcomment@faa.gov](mailto:CELLPHONEcomment@faa.gov).
- *Mail:* Send comments to Avionics Maintenance Branch, AFS-360, Flight Standards Service, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591.
- *Fax:* Fax comments to (202) 385-6474.

**FOR FURTHER INFORMATION CONTACT:** For questions concerning this action, contact David B. Walen, Chief Scientific and Technical Advisor for Aircraft Electromagnetic Compatibility, Aviation Safety, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, Washington 98057; telephone (425) 917-6586; facsimile (425) 917-6590; email [dave.walen@faa.gov](mailto:dave.walen@faa.gov).

#### Background

The FAA Modernization and Reform Act of 2012<sup>1</sup> directed the Federal Aviation Administration (FAA) to conduct a study on the impact of the use of cell phones for voice communications in scheduled passenger air transportation and provide a 60-day opportunity for public comment. The Act also requires the FAA to report to

Congress on the results of the study by Nov 10, 2012. Air carriers do not allow the use of cell phones on their airplanes in flight in US airspace, because Federal Communications Commission regulations prohibit the use of certain classes of cell phones while airborne.<sup>2</sup> FAA guidance<sup>3</sup> supports this airborne restriction because of the potential for cell phone interference to aircraft systems and equipment.

The FAA Modernization and Reform Act of 2012 section 410 directed the FAA to conduct a study on the impact of the use of cell phones for voice communications in scheduled passenger air transportation. The study included—

(1) A review of foreign government and air carrier policies on the use of cell phones during flight;

(2) A review of the extent to which passengers use cell phones for voice communications during flight; and

(3) A summary of any impacts of cell phone use during flight on safety, the quality of the flight experience of passengers, and flight attendants.

FAA requested information on these subjects from the national aviation authorities that have approved the installation of on-board cell phone base stations, and allowed the use of cell phones in flight on aircraft equipped with these base stations. The responses from these national aviation authorities were documented in the FAA report to address the requirements of FAA Modernization and Reform Act section 410.

In accordance with the Congressional direction, a report on this study is available for review and public comment at [http://www.faa.gov/aircraft/draft\\_docs/](http://www.faa.gov/aircraft/draft_docs/).

#### Considerations for Comment

The FAA Modernization and Reform Act section 410 does not direct FAA or FCC to change the existing policies and regulations that govern the use of cell phones in flight. However, this study provides factual information on the experience of airlines and the national aviation authorities that allow the use of cell phones in flight. Any future rulemaking related to airborne cell phone use will consider this study.

The FAA is interested in obtaining comments on the report that documents the study on the use of cell phones on passenger aircraft. We are soliciting comments in the following general areas:

- Information from aircraft operators that may not have been provided in the

responses from the national aviation authorities;

- Flight attendant and pilot experience with cell phone use on aircraft equipped with on-board cell phone base stations;
- Passenger experience on aircraft equipped with on-board cell phone base stations.

#### Request for Comments

The FAA invites interested persons to submit written comments, data, or views. The agency also invites comments relating to the economic, environmental, energy, or federalism impacts that might result from changes in our current policy. The most helpful comments reference a specific area of concern, explain the reason for any recommended change, and include supporting data. Commenters should submit their comment(s) only once, in either written or electronic form, to ensure there is no duplication.

The FAA will consider all comments it receives on or before the closing date for comments. The FAA will consider comments filed after the comment period has closed if it is possible to do so without incurring expense or delay. The FAA will summarize the comments received in a final revision of the cell phone study.

Proprietary or Confidential Business Information: Proprietary or confidential business information must be sent or delivered directly to the person identified in the **FOR FURTHER INFORMATION CONTACT** section of this document, and marked as proprietary or confidential. If submitting information on a disk or CD ROM, mark the outside of the disk or CD ROM, and identify electronically within the disk or CD ROM the specific information that is proprietary or confidential.

Under 14 CFR 11.35(b), the FAA is aware of proprietary information filed with a comment and does not make it publically available. It is held in a separate file to which the public does not have access. If the FAA receives a request to examine or copy this information, it treats it as any other request under the Freedom of Information Act (5 U.S.C. 552). The FAA processes such a request under Department of Transportation procedures found in 49 CFR part 7.

Issued in Washington, DC on August 30, 2012.

**Susan J. M. Cabler,**

*Asst. Manager, Aircraft Engineering Division, Aircraft Certification Service.*

[FR Doc. 2012-21826 Filed 9-4-12; 8:45 am]

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<sup>2</sup> 47 CFR 22.925.

<sup>3</sup> FAA Advisory Circular 91.21-1B, *Use of Portable Electronic Devices Aboard Aircraft*, August 25, 2006.

<sup>1</sup> FAA Modernization and Reform Act of 2012, H.R. 658.