

of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by November 26, 2012. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. Parties with

objections to this direct final rule are encouraged to file a comment in response to the parallel notice of proposed rulemaking for this action published in the proposed rules section of today's **Federal Register**, rather than file an immediate petition for judicial review of this direct final rule, so that EPA can withdraw this direct final rule and address the comment in the proposed rulemaking. This action may not be challenged later in proceedings to enforce its requirements. See section 307(b)(2).

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Ozone, Intergovernmental relations, Incorporation by reference, Nitrogen dioxides, Reporting and recordkeeping requirements, and Volatile organic compounds.

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: September 11, 2012.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*

40 CFR part 52 is amended as follows:

**PART 52—[AMENDED]**

■ 1. The authority citation for part 52 continues to read as follows:

**Authority:** 42 U.S.C. 7401 *et seq.*

**Subpart II—North Carolina**

■ 2. Section 52.1770(e) is amended by adding a new entry at the end of the table for the "MVEB Update for the Redesignation and Maintenance Plan for the Rocky Mount, NC Area for the 1997 8-hour Ozone Standard" to read as follows:

**§ 52.1770 Identification of plan.**

\* \* \* \* \*  
(e) \* \* \*

**EPA APPROVED NORTH CAROLINA NON-REGULATORY PROVISIONS**

Provision	State effective date	EPA approval date	Federal Register citation
* * * * *			
MVEB Update for the Redesignation and Maintenance Plan for the Rocky Mount, NC Area for the 1997 8-hour Ozone Standard.	February 7, 2011	November 26, 2012	[Insert citation of publication].

[FR Doc. 2012-23716 Filed 9-26-12; 8:45 am]  
BILLING CODE 6560-50-P

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 300**

[EPA-HQ-SFUND-1983-0002; FRL-9735-3]

**National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** On August 20, 2012 EPA published a Notice of Intent to Delete and a direct final Notice of Deletion for the Hooker (Hyde Park) Superfund Site from the National Priorities List. The EPA is withdrawing the Final Notice of Deletion due to adverse comments that were received during the public comment period. After consideration of the comments received, if appropriate, EPA will publish a Notice of Deletion in the **Federal Register** based on the parallel Notice of Intent to Delete and place a copy of the final deletion package, including a Responsiveness

Summary, if prepared, in the Site repositories.

**DATES:** *Effective Date:* This withdrawal of the direct final action published August 20, 2012 (77 FR 50038) is effective as of September 27, 2012.

**ADDRESSES:**

*Information Repositories:* Comprehensive information on the Site, as well as the comments that we received during the comment period, are available in docket EPA-HQ-SFUND-1983-0002, accessed through the <http://www.regulations.gov> Web site. Although listed in the docket index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in <http://www.regulations.gov> or in hard copy at: U.S. Environmental Protection Agency, Region 2, Superfund Records Center, 290 Broadway, 18th Floor, New York, NY 10007-1866, Phone: 212-637-4308, Hours: Monday to Friday from 9 a.m. to 5 p.m. and U.S. EPA Western NY Public Information Office, 86 Exchange Place, Buffalo, NY 14204-2026, Telephone:

(716) 551-4410, Hours: Monday to Friday from 8:30 a.m.-4 p.m.

**FOR FURTHER INFORMATION CONTACT:** Gloria M. Sosa, Remedial Project Manager, U.S. Environmental Protection Agency, Region 2, 290 Broadway, 20th Floor, New York, NY 10007-1866, telephone: 212-637-4283, email: [sosa.gloria@epa.gov](mailto:sosa.gloria@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**List of Subjects in 40 CFR Part 300**

Environmental protection, Air pollution control, Chemicals, Hazardous Waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water Supply.

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923; 3 CFR, 1987 Comp., p. 193.

Dated: September 21, 2012.

**Judith A. Enck,**

*Regional Administrator, Region 2.*

■ Accordingly, the amendment to Table 1 of Appendix B to CFR Part 300 to remove the entry "Hooker (Hyde Park)",

“Niagara Falls”, “NY” is withdrawn as of September 27, 2012.

[FR Doc. 2012-23819 Filed 9-26-12; 8:45 am]

BILLING CODE 6560-50-P

**HEALTH AND HUMAN SERVICES DEPARTMENT**

**Administration for Children and Families**

**45 CFR Part 301**

**State Plan Approval and Grant Procedures**

*CFR Correction*

In Title 45 of the Code of Federal Regulations, Parts 200 to 499, revised as of October 1, 2011, on page 221, in § 301.1 definitions for “Agent of a Child” and “Attorney of a Child” are added to read as follows:

**§ 301.1 General definitions.**

\* \* \* \* \*

*Agent of a Child* means a caretaker relative having custody of or responsibility for the child.

\* \* \* \* \*

*Attorney of a Child* means a licensed lawyer who has entered into an attorney-client relationship with either the child or the child’s resident parent to provide legal representation to the child or resident parent related to establishment of paternity, or the establishment, modification, or enforcement of child support. An attorney-client relationship imposes an ethical and fiduciary duty upon the attorney to represent the client’s best interests under applicable rules of professional responsibility.

\* \* \* \* \*

[FR Doc. 2012-23893 Filed 9-26-12; 8:45 am]

BILLING CODE 1505-01-D

**DEPARTMENT OF DEFENSE**

**Defense Acquisition Regulations System**

**48 CFR Part 205**

**Publicizing Contract Actions**

*CFR Correction*

**205.470 [Corrected]**

In Title 48 of the Code of Federal Regulations, Chapter 2 (Parts 201–299), revised as of October 1, 2011, on page 38, in section 205.470, the first sentence is corrected by removing

“\$1,000,000,000” and adding, in its place, “\$1,000,000”.

[FR Doc. 2012-23901 Filed 9-26-12; 8:45 am]

BILLING CODE 1505-01-D

**DEPARTMENT OF DEFENSE**

**Defense Acquisition Regulations System**

**48 CFR Part 209**

**Contractor Qualifications**

*CFR Correction*

In Title 48 of the Code of Federal Regulations, Chapter 2 (Parts 201–299), revised as of October 1, 2011, on page 55, in section 209.104–70, paragraph (a) is amended by revising the second sentence to read as follows:

**209.104–70 Solicitation provisions.**

(a) \* \* \* Any disclosure that the government of a terrorist country has a significant interest in an offeror or a subsidiary of an offeror shall be forwarded through agency channels to the address at 209.104–1(g)(i)(C).

\* \* \* \* \*

[FR Doc. 2012-23905 Filed 9-26-12; 8:45 am]

BILLING CODE 1505-01-D

**DEPARTMENT OF DEFENSE**

**Defense Acquisition Regulations System**

**48 CFR Part 212**

**Acquisition of Commercial Items**

*CFR Correction*

**212.504 [Corrected]**

In Title 48 of the Code of Federal Regulations, Chapter 2 (Parts 201–299), revised as of October 1, 2011, on page 73, in section 212.504, paragraph (a) is corrected by redesignating (iv) through the first paragraph (xvii) as (iii) through (xvi).

[FR Doc. 2012-23917 Filed 9-26-12; 8:45 am]

BILLING CODE 1505-01-D

**DEPARTMENT OF DEFENSE**

**Defense Acquisition Regulations System**

**48 CFR Part 227**

**Patents, Data, and Copyrights; CFR Correction**

In Title 48 of the Code of Federal Regulations, Chapter 2 (Parts 201–299),

revised as of October 1, 2011, on page 206, in section 227.7102–1, paragraph (c) is added to read as follows:

**227.7102–1 Policy.**

\* \* \* \* \*

(c) The Government’s rights in a vessel design, and in any useful article embodying a vessel design, must be consistent with the Government’s rights in technical data pertaining to the design (10 U.S.C. 7317; 17 U.S.C. 1301(a)(3)).

[FR Doc. 2012-23925 Filed 9-26-12; 8:45 am]

BILLING CODE 1505-01-D

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**48 CFR Parts 1812, 1828, and 1852**

**RIN 2700-AD55**

**Cross Waivers of Liability Clauses**

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Final rule.

**SUMMARY:** NASA has adopted, with minor changes, a final rule amending the NASA FAR Supplement (NFS) to consolidate and make changes to three existing cross-waiver of liability contract clauses, and to more closely align the clauses with current mission programs.

**DATES:** *Effective Date:* October 29, 2012.

**FOR FURTHER INFORMATION CONTACT:** Leigh Pomponio, NASA, Office of Procurement, Contract Management Division (Suite 2P77); (202) 358-0592; email: [leigh.pomponio@nasa.gov](mailto:leigh.pomponio@nasa.gov).

**SUPPLEMENTARY INFORMATION:**

**1. Background**

A proposed rule was published on May 5, 2011 (76 FR 25657) to consolidate NASA’s three existing cross-waiver of liability clauses into two clauses and to align the two clauses with Agency mission requirements, consistent with the cross-waiver of liability regulatory authority at 14 CFR part 1266. The regulatory authority at 14 CFR part 1266 was promulgated on February 26, 2008 (73 FR 10143–50). The February 2008 rule established NASA’s cross-waiver of liability authority in two categories of NASA agreements: (1) Agreements for ISS activities pursuant to the “Agreement Among the Government of Canada, Governments of Member States of the European Space Agency, the Government of Japan, the Government of the Russian Federation, and the Government of the United States of