

Commission released a Report and Order, FCC 11-161, in the Universal Service Fund and Intercarrier Compensation Transformation Order (USF/ICC) proceeding; and a Bureau Order, DA 12-147, in the same proceeding, on February 3, 2012, which adopted rules to govern the Connect America Fund Mobility Fund. On May 14, 2012, the Commission released the Third Order on Reconsideration of the USF/ICC Report and Order, FCC 12-52, which revised certain Mobility Fund Phase I rules. In adopting the rules, the Commission provided for one-time support to immediately accelerate deployment of networks for mobile broadband services in unserved areas. Thus, the information being collected is being used to meet the objectives of the Universal Service Fund program. The Commission will also use this information to ensure that each winning bidder is meeting its obligations for receiving Mobility Fund Phase I support.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary, Office of the Secretary, Office of Managing Director.*

[FR Doc. 2012-27794 Filed 11-15-12; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

### Information Collection Being Reviewed by the Federal Communications Commission Under Delegated Authority

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice; request for comments.

**SUMMARY:** As part of its continuing effort to reduce paperwork burden and as required by the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501–3520), the Federal Communications Commission invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s). Comments are requested concerning: whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of

information technology; and ways to further reduce the information burden for small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid OMB control number.

**DATES:** Written Paperwork Reduction Act (PRA) comments should be submitted on or before January 15, 2013. If you anticipate that you will be submitting PRA comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the FCC contact listed below as soon as possible.

**ADDRESSES:** Submit your PRA comments to Nicholas A. Fraser, Office of Management and Budget, via fax at 202-395-5167 or via Internet at *Nicholas.A.Fraser@omb.eop.gov* and to Judith B. Herman, Federal Communications Commission, via the Internet at *Judith-b.herman@fcc.gov*. To submit your PRA comments by email send them to: *PRA@fcc.gov*.

**FOR FURTHER INFORMATION CONTACT:** Judith B. Herman, Office of Managing Director, (202) 418-0214.

#### SUPPLEMENTARY INFORMATION:

*OMB Control Number:* 3060-0307.

*Title:* Parts 1, 22 and 90 of the Commission's Rules to Facilitate Development of SMR Systems in the 800 MHz Frequency Band.

*Form Number:* N/A.

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

**Respondents:** Business or other for-profit entities, not-for-profit institutions and state, local or tribal government.

*Number of Respondents:* 272 respondents; 272 responses.

*Estimated Time per Response:* .5 hours to 3.5 hours.

*Frequency of Response:* On occasion reporting requirements and third party disclosure requirement.

*Obligation to Respond:* Required to obtain or retain benefits. Statutory authority for this information collection is contained in 47 U.S.C. sections 154(i), 309(j) and 332 of the Communications Act of 1934, as amended.

*Total Annual Burden:* 173 hours.

*Total Annual Cost:* \$78,000.

*Privacy Impact Assessment:* N/A.

*Nature and Extent of Confidentiality:* There is no need for confidentiality.

*Needs and Uses:* The Commission is submitting this expiring information collection to the Office of Management

and Budget (OMB) for approval of an extension request (no change in the public reporting and/or third party disclosure requirements). There is no change in the Commission's previous burden and cost estimates.

This collection will promote Congress' goal of regulatory parity for all Commercial Mobile Radio Services (CMRS) and encourage the participation of a wide variety of applicants, including small businesses, in the SMR industry. In addition, this collection will establish rules for the SMR services in order to streamline the licensing process and provide a flexible operating environment for licensees, foster competition, and promote the delivery of service to all areas of the country, including rural areas.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary, Office of the Secretary, Office of Managing Director.*

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## FEDERAL COMMUNICATIONS COMMISSION

### Information Collection(s) Being Reviewed by the Federal Communications Commission, Comments Requested

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice; request for comments.

**SUMMARY:** As part of its continuing effort to reduce paperwork burden and as required by the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501–3520), the Federal Communications Commission invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s). Comments are requested concerning: whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology; and further ways to reduce the information burden for small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it

displays a currently valid OMB Control Number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid Control Number.

**DATES:** Written Paperwork Reduction Act (PRA) comments should be submitted on or before January 15, 2013. If you anticipate that you will be submitting PRA comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the FCC contact listed below as soon as possible.

**ADDRESSES:** Submit your PRA comments to Leslie F. Smith, Federal Communications Commission (FCC), via the Internet at [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov). To submit your PRA comments by email, send them to [PRA@fcc.gov](mailto:PRA@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** Leslie F. Smith, Office of Managing Director, (202) 418-0217. For additional information, contact Leslie F. Smith at (202) 418-0217, or via the Internet at [PRA@fcc.gov](mailto:PRA@fcc.gov), contact.

**SUPPLEMENTARY INFORMATION:**

*OMB Control Number:* 3060-0392.  
*Title:* 47 CFR Part 1 Subpart J—Pole Attachment Complaint Procedures.

*Form Number:* N/A.

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

*Respondents:* Businesses or other for-profit, and State, local or tribal governments.

*Number of Respondents and Responses:* 1,772 respondents; 1,772 responses.

*Estimated Time per Response:* 0.5 to 100 hours.

*Frequency of Response:* On occasion reporting requirement; Third party disclosure;

*Obligation to Respond:* Required to obtain or retain benefits. Statutory authority for this information collection is contained in 47 U.S.C. 224.

*Total Annual Burden:* 2,629 hours.  
*Total Annual Cost:* \$450,000.

*Privacy Act Impact Assessment:* No privacy impacts.

*Nature and Extent of Confidentiality:* There is no need for confidentiality. However, respondents may request materials or information submitted to the Commission be withheld from public inspection under 47 CFR 0.459 of FCC rules.

*Needs and Uses:* The rules and regulations contained in 47 CFR Part 1 Subpart J provide complaint and enforcement procedures to ensure that telecommunications carriers and cable system operators have nondiscriminatory access to utility

poles, ducts, conduits, and rights-of-way on rates, terms and conditions that are just and reasonable. The FCC will use the information collected under these rules to hear and resolve petitions for stay and complaints as mandated by Section 224 of the Communications Act of 1934, as amended. The information that is also filed is used to determine the merits of the petitions and complaints. Additionally, state certifications are used to make public notice of the states' authority to regulate rates, terms and conditions for pole attachments, and to determine the scope of the FCC's jurisdiction.

On April 7, 2011, the FCC released a *Report and Order and Order on Reconsideration*, Implementation of Section 224 of the Act; A National Broadband Plan for our Future, WC Docket No. 07-245 and GN Docket No. 09-51, FCC 11-50. This rulemaking added 47 CFR 1.1424.

Section 1.1424 states that the procedures for handling pole attachment complaints filed by incumbent local exchange carriers are the same as the procedures for handling other pole attachment complaints. Section 1.1424 further requires incumbent local exchange carriers that claim they are similarly-situated to other attachers to bear the burden of demonstrating their similarity.

The Commission has also revised Section 1.1403(b) which requires that requests for access to a utility's poles, ducts, conduits or rights-of-way by a telecommunications carrier or cable operator be in writing. If access is not granted within 45 days of the request for access, the utility must explain the denial or grant of access conditioned on the performance of make-ready by the 45th day.

The other applicable rule sections remain unchanged:

Section 1.1403(c) requires a utility to provide a cable television system operator or telecommunications carrier no less than 60 days written notice prior to removal of facilities, termination of any services to those facilities, increase in pole attachment rates, or modification of facilities.

Section 1.1403(d) allows a cable television system operator or telecommunications carrier to file a "Petition for Temporary Stay" of the action contained in a notice received pursuant to Section 1.1403(c) within 15 days of receipt of such notice. The "Petition for Temporary Stay" must contain, in concise terms, the relief sought, the reasons for such relief, including a showing of irreparable harm and likely cessation of cable television service or telecommunications service, a

copy of the notice, and a certificate of service. The named respondent may file an answer within 7 days of the date the Petition was filed.

Section 1.1403(e) requires cable operators to notify pole owners upon offering telecommunications services.

Section 1.1404 specifies the information that must be included in a pole attachment complaint.

Section 1.1406(b) requires a complainant to file additional information supporting its complaint, if requested by the Commission.

Section 1.1407 requires the respondent to file a response within 30 days from the date the complaint was filed. The complainant then has 20 days from the date the response was filed to file a reply. The response and reply shall be served on all parties listed in the certificate of service.

Section 1.1414 requires states that regulate the rates, terms and conditions for pole attachments to file a certification with the FCC.

Section 1.1417 requires a utility to apportion the cost of providing unusable space on a pole so that such apportionment equals two-thirds of the costs of providing unusable space that would be allocated to such entity under an equal apportionment of such costs among all attaching entities. Section 1.1417 sets forth the procedures to be followed in establishing a maximum just and reasonable pole attachment rate.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary, Office of the Secretary, Office of Managing Director.*

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## FEDERAL MARITIME COMMISSION

### Ocean Transportation Intermediary License Revocations

The Commission gives notice that the following Ocean Transportation Intermediary licenses have been revoked pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. 40101) effective on the date shown.

*License No.:* 3667NF.

*Name:* Atlant (USA), Inc.

*Address:* 250 West Artesia Blvd., Compton, CA 90220.

*Date Revoked:* October 6, 2012.

*Reason:* Failed to maintain valid bonds.

*License No.:* 004242F.

*Name:* Salinas International Freight Co. dba Globe Express Services.

*Address:* 535 Regal Row, Dallas, TX 75247.