DEPARTMENT OF TRANSPORTATION
Office of the Secretary
[Docket DOT–OST–2012–0108]
Application of Boutique Air, Inc. for Commuter Air Carrier Authority

AGENCY: Department of Transportation.

ACTION: Notice of Order to Show Cause (Order 2012–11–32).

SUMMARY: The Department of Transportation is directing all interested persons to show cause why it should not issue an order finding Boutique Air, Inc., fit, willing, and able, and awarding it commuter air carrier authority to conduct scheduled commuter service.

DATES: Persons wishing to file objections should do so no later than December 19, 2012.

ADDRESSES: Objections and answers to objections should be filed in Docket DOT–OST–2012–0108 and addressed to Docket Operations, (M–30, Room W12–140), U.S. Department of Transportation, 1200 New Jersey Avenue SE., Washington, DC 20590, and should be served upon the parties listed in Attachment A to the order.

FOR FURTHER INFORMATION CONTACT: Barbara Snoden, Air Carrier Fitness Division (X–56, Room W86–471), U.S. Department of Transportation, 1200 New Jersey Avenue SE., Washington, DC 20590. (202) 366–4834.


Robert Letteney,
Deputy Assistant Secretary, For Aviation and International Affairs.

DEPARTMENT OF TRANSPORTATION
Federal Aviation Administration

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.

DATE: Comments on this petition must identify the petition docket number and must be received on or before December 26, 2012.

ADDRESSES: You may send comments identified by Docket Number FAA–2012–0964 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 Floor, Room W12–140 of the West Building, Washington, DC 20590.


This notice is published pursuant to 14 CFR 11.85.

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

Lirio Liu,
Acting Director, Office of Rulemaking.

Petition for Exemption


Petitioner: Ameriflight, LLC. Section of 14 CFR Affected: 14 CFR 135.243(c)(2)

Description of Relief Sought: Ameriflight requests relief to allow its pilots to serve as pilot in command (PIC) of an aircraft in part 135 cargo operations under instrument flight rules (IFR) without meeting the minimum flight time requirements.

For further information contact: Lirio Liu (202) 267–7626, Office of Rulemaking, Federal Aviation Administration.

DEPARTMENT OF TRANSPORTATION
Federal Highway Administration

Buy America Waiver Notification

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice.

SUMMARY: This notice provides information regarding the FHWA’s finding that a Buy America waiver is appropriate for the use of non-domestic Amacan K800–400/358XG–S submersible pumps (4 each), and Amacan K800–401/506XG–S submersible pumps (2 each) for rehabilitation of two pump stations in the State of Michigan.
The MDOT contacted Miami Pump and Supply Company for specifications of the pump and provided specifications for the pumps. Miami Pump and Supply determined that they were unable to meet the pump specifications. Three other commenters indicated that the specifications for the pumps should be changed to accommodate American made pumps. However, MDOT is unable to utilize other types of pumps due to the unique circumstances involved with this project.

During the 15-day comment period, the FHWA conducted additional nationwide review to locate potential domestic manufacturers of Amacan K800—400/358XG–S submersible pumps (4 each), and Amacan K800—401/506XG–S submersible pumps (2 each) for rehabilitation of two pump stations in the State of Michigan. The National Institute of Standards and Technology—Manufacturing Extension Partnership also conducted supplier scouting on submersible pumps and reported that there were no domestic matching items for the pumps. Based on all the information available to the agency, the FHWA concludes that there are no domestic manufacturers of Amacan K800—400/358XG–S submersible pumps (4 each), and Amacan K800—401/506XG–S submersible pumps (2 each).

In accordance with the provisions of section 117 of the SAFETEA–LU Technical Corrections Act of 2008 (Pub. L. 110–244, 122 Stat. 1572), the FHWA is providing this notice as its finding that a waiver of Buy America requirements is appropriate. The FHWA invites public comment on this finding for an additional 15 days following the effective date of the finding. Comments may be submitted to the FHWA’s Web site via the link provided to Michigan waiver page noted above.

Authority: 23 U.S.C. 313; Pub. L. 110–161, 122 Stat. 1572, section 122 of the “Consolidated and Further Continuing Appropriations Act, 2012” (Pub. L. 112–55), the FHWA published a notice of intent to issue a waiver on its Web site for Amacan K800—400/358XG–S submersible pumps (4 each), and Amacan K800—401/506XG–S submersible pumps (2 each) (http://www.fhwa.dot.gov/construction/contracts/waivers.cfm?id=73) on May 16th. The FHWA received five comments in response to the publication. One commenter supports the waiver if there is no American made pump. Miami Pump and Supply Company requested that the Michigan DOT (MDOT) should contact them for specifications of the pump.

DEPARTMENT OF TRANSPORTATION
Federal Highway Administration
Buy America Waiver Notification
AGENCY: Federal Highway Administration (FHWA), DOT.
ACTION: Notice.
SUMMARY: This notice provides information regarding the FHWA’s finding that a Buy America waiver is appropriate for the use of non-domestic Main Submersible pumps (3 @ 3,000 gallons/minute), (1 Low Flow Submersible pump @ 1,000 gallons/minute), (1 Low Flow Sump Pump @ 20 gallons/minute) for rehabilitation of a pump station in the State of Illinois.
DATES: The effective date of the waiver is December 6, 2012.
FOR FURTHER INFORMATION CONTACT: For questions about this notice, please contact Mr. Gerald Yakovenko, FHWA Office of Program Administration, (202) 366–1562, or via email at gerald.yakovenko@dot.gov. For legal questions, please contact Mr. Michael Harkins, FHWA Office of the Chief Counsel, (202) 366–4928, or via email at michael.harkins@dot.gov. Office hours for the FHWA are from 8:00 a.m. to 4:30 p.m., e.t., Monday through Friday, except Federal holidays.
SUPPLEMENTARY INFORMATION:
Electronic Access
An electronic copy of this document may be downloaded from the Federal Register’s home page at: http://www.access.gpo.gov/nara.

Background
The FHWA’s Buy America policy in 23 CFR 635.410 requires a domestic manufacturing process for any steel or iron products (including protective coatings) that are permanently incorporated in a Federal-aid construction project. The regulation also provides for a waiver of the Buy America requirements when the application would be inconsistent with the public interest or when satisfactory quality domestic steel and iron products are not sufficiently available. This notice provides information regarding the FHWA’s finding that a Buy America waiver is appropriate to use non-domestic Main Submersible pumps (3 @ 3,000 gallons/minute), (1 Low Flow Submersible pump @ 1,000 gallons/minute), (1 Low Flow Sump Pump @ 20 gallons/minute) for rehabilitation of a pump station in the State of Illinois.