

(1) The PSOs will not be part of the Navy's formal reporting chain of command during their data collection efforts. Exceptions can be made if a marine mammal is observed by the PSO within the SSTC specific mitigation zones the Navy has formally proposed to the NMFS. The PSO shall inform any Navy operator of the sighting so that appropriate action may be taken by the Navy trainees.

(i) ELCAS Visual Monitoring: The Navy shall place monitoring personnel to note any observations during the entire pile driving sequence, including "soft start" period, for later analysis. Information regarding species observed during pile driving and removal events (including soft start period) shall include:

- (1) location of sighting;
- (2) species;
- (3) number of individuals;
- (4) number of calves present;
- (5) duration of sighting;
- (6) behavior of marine animals sighted;
- (7) direction of travel;
- (8) environmental information associated with sighting event including Beaufort sea state, wave height, swell direction, wind direction, wind speed, glare, percentage of glare, percentage of cloud cover; and

(9) when in relation to Navy training did the sighting occur (before, during or after pile driving or removal).

(i) ELCAS Acoustic Monitoring: The Navy shall conduct underwater acoustic propagation monitoring during the first available ELCAS deployment at the SSTC. These acoustic monitoring results shall be used to either confirm or refine the Navy's zones of safety and influence for pile driving and removal listed in 4(b)(1).

#### 1. Reporting Measures

(i) The Navy shall report results obtained annually from the Southern California Range Complex Monitoring Plan for areas pertinent to the SSTC, if applicable.

(ii) The Navy shall submit a report to the Office of Protected Resources, NMFS, no later than 90 days after the expiration of the IHA. The report shall, at a minimum, include the following marine mammal sighting information:

- (1) location of sighting;
- (2) species;
- (3) number of individuals;
- (4) number of calves present;
- (5) duration of sighting;
- (6) behavior of marine animals sighted;
- (7) direction of travel;
- (8) environmental information associated with sighting event including

Beaufort sea state, wave height, swell direction, wind direction, wind speed, glare, percentage of glare, percentage of cloud cover; and

(9) when in relation to Navy training did the sighting occur [before, during or after the detonation(s)].

(i) In addition, the Navy shall provide the information for all of its underwater detonation events and ELCAS events under the IHA. The information shall include: (1) Total number of each type of underwater detonation events conducted at the SSTC, and (2) total number of piles driven and extracted during the ELCAS exercise.

(ii) The Navy shall submit to NMFS a draft report as described above and shall respond to NMFS comments within 3 months of receipt. The report will be considered final after the Navy has addressed NMFS' comments, or 3 months after the submittal of the draft if NMFS does not comment by then.

1. This Authorization may be modified, suspended or withdrawn if the holder fails to abide by the conditions prescribed herein, or if the authorized taking is having more than a negligible impact on the species or stock of affected marine mammals.

Dated: April 18, 2013.

**Helen M. Golde,**

*Acting Director, Office of Protected Resources, National Marine Fisheries Service.*

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**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### 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:* Patent Cooperation Treaty.

*Form Number(s):* PCT/RO/101, PCT/RO/134, PCT/IB/372, PCT/IPEA/401, PTO-1382, PTO-1390, PTO/SB/61/PCT, PTO/SB/64/PCT.

*Agency Approval Number:* 0651-0021.

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

*Burden:* 348,686 hours annually.

*Number of Respondents:* 353,669 responses per year.

*Avg. Hours per Response:* The USPTO estimates that it will take the public

approximately 15 minutes (0.25 hours) to 8 hours to gather the necessary information, prepare the appropriate form or documents, and submit the information to the USPTO.

*Needs and Uses:* The purpose of the Patent Cooperation Treaty (PCT) is to provide a standardized filing format and procedure that allows an applicant to seek protection for an invention in several countries by filing one international application in one location, in one language, and paying one initial set of fees. The information in this collection is used by the public to submit a patent application under the PCT and by the USPTO to fulfill its obligation to process, search, and examine the application as directed by the treaty.

*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 "0651-0021 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 May 24, 2013 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: April 19, 2013.

**Susan K. Fawcett,**

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

[FR Doc. 2013-09649 Filed 4-23-13; 8:45 am]

**BILLING CODE 3510-16-P**