

inspection. The notice of claim (NOC) was closed with a signed settlement agreement and prompt payment of assessments. STIL does not have any open enforcement cases. The motor carrier currently has a driver out-of-service rate of 0% and a vehicle out-of-service rate of 9.0%. Both rates fall well below the current national averages of 5.5% and 20.7%, respectively.

STIL is currently a hazardous materials carrier (registration #060210600018SU) registered with the Pipeline and Hazardous Materials Safety Agency (PHMSA) and reports the transportation of 7 types of hazardous materials on its MCS-150 filing for its OP-2 (commercial zone) authority. The motor carrier uses a specific fleet of vehicles and a specific dispatch location for its commercial zone operations. The fleet of vehicles and the dispatch location for these operations differ entirely from the vehicles and dispatch location for the upcoming OP-1MX authority operations. STIL will be subject to the terms and conditions of the pilot program, and during the PASA process FMCSA confirmed that STIL will not transport placardable hazardous materials under the upcoming OP-1MX authority the pilot program.

To obtain additional information about the current operating characteristics of the company and to further explore the reasons for the carrier's high BASICs scores, FMCSA completed a compliance review on February 15, 2013. The results identified five violations: (1) Sec. 382.301(a), using a driver before the motor carrier has received a negative pre-employment controlled substance test result; (2) Sec. 390.15(b), failing to maintain, for a period of 3 years after an accident occurs, an accident register; (3) Sec. 391.11(b)(6), failing to require driver to furnish list of motor vehicle traffic violations each 12 months; (4) Sec. 395.8(a), failing to require driver to make a record of duty status; and (5) Sec. 396.9(d)(3), failing to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business). No acute violations were discovered, and the violations of critical regulations did not rise to the level of critical violation. The carrier received a "Satisfactory" safety rating upon conclusion of the compliance review. The Agency provided the carrier with recommendations for correcting the violations, and corrective actions will be verified when the Agency conducts another compliance review on the company within 18 months, as required under the Pilot Program.

A copy of the compliance review report is available on the Agency's Web site for the Pilot Program with the PASA document. The Agency noted some differences between information provided by the motor carrier during the PASA and the compliance review, such as vehicle and driver counts, mileage, and gross revenues. The motor carrier explained that they ceased some operations, reducing the vehicles, drivers, and mileage. The differences on revenue figures were the company's total revenue versus the revenue of the cross border operations.

#### Request for Comments

In accordance with the Act, FMCSA requests public comment from all interested persons on the PASA information presented in this notice. All comments received before the close of business on the comment closing date indicated at the beginning of this notice will be considered and will be available for examination in the docket at the location listed under the **ADDRESSES** section of this notice. Comments received after the comment closing date will be filed in the public docket and will be considered to the extent practicable. In addition to late comments, the FMCSA will also continue to file, in the public docket, relevant information that becomes available after the comment closing date. Interested persons should continue to examine the public docket for new material.

FMCSA notes that under its regulations, preliminary grants of authority, pending the carrier's showing of compliance with insurance and process agent requirements and the resolution of any protests, are publically noticed through publication in the FMCSA Register. Any protests of such grants must be filed within 10 days of publication of notice in the FMCSA Register.

Issued on: April 19, 2013.

**Anne S. Ferro,**  
Administrator.

[FR Doc. 2013-10305 Filed 4-30-13; 8:45 am]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket No. MARAD-2013 0048]

#### Requested Administrative Waiver of the Coastwise Trade Laws: Vessel ALCHEMY; Invitation for Public Comments

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Notice.

**SUMMARY:** As authorized by 46 U.S.C. 12121, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below.

**DATES:** Submit comments on or before May 31, 2013.

**ADDRESSES:** Comments should refer to docket number MARAD-2013-0048. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590. You may also send comments electronically via the Internet at <http://www.regulations.gov>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Linda Williams, U.S. Department of Transportation, Maritime Administration, 1200 New Jersey Avenue SE., Room W23-453, Washington, DC 20590. Telephone 202-366-0903, Email [Linda.Williams@dot.gov](mailto:Linda.Williams@dot.gov).

**SUPPLEMENTARY INFORMATION:** As described by the applicant the intended service of the vessel ALCHEMY is:

*Intended Commercial Use of Vessel:* "Uninspected six-pack sailing charters and instruction".

*Geographic Region:* "California, Washington, Oregon".

The complete application is given in DOT docket MARAD-2013-0048 at <http://www.regulations.gov>. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines, in accordance with 46 U.S.C. 12121 and MARAD's regulations at 46 CFR part 388, that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels in that business, a waiver will not be granted. Comments should refer to the docket number of this notice and the vessel name in order

for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR Part 388.

#### Privacy Act

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477–78).

By Order of the Maritime Administrator.

Dated: April 25, 2013.

**Julie P. Agarwal,**

*Secretary, Maritime Administration.*

[FR Doc. 2013–10170 Filed 4–30–13; 8:45 am]

BILLING CODE 4910–81–P

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket No. MARAD–2013–0049]

#### Requested Administrative Waiver of the Coastwise Trade Laws: Vessel BLUE DOLPHIN; Invitation for Public Comments

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Notice.

**SUMMARY:** As authorized by 46 U.S.C. 12121, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below.

**DATES:** Submit comments on or before May 31, 2013.

**ADDRESSES:** Comments should refer to docket number MARAD–2013–0049. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590. You may also send comments electronically via the Internet at <http://www.regulations.gov>. All comments will become part of this docket and will be available for inspection and copying at the above

address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://www.regulations.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Linda Williams, U.S. Department of Transportation, Maritime Administration, 1200 New Jersey Avenue SE., Room W23–453, Washington, DC 20590. Telephone 202–366–0903, Email [Linda.Williams@dot.gov](mailto:Linda.Williams@dot.gov).

**SUPPLEMENTARY INFORMATION:** As described by the applicant the intended service of the vessel BLUE DOLPHIN is:

*Intended Commercial Use Of Vessel:* “Skipped daysailing in Puget Sound and San Juan Islands, Washington State. Maximum 14 days duration. Skipped daysails and skipped multi-day charters along California coast, primarily between San Diego and Ventura including The Channel Islands.”

*Geographic Region:* Washington, California.

The complete application is given in DOT docket MARAD–2013–0049 at <http://www.regulations.gov>. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines, in accordance with 46 U.S.C. 12121 and MARAD's regulations at 46 CFR part 388, that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels in that business, a waiver will not be granted. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR Part 388.

#### Privacy Act

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477–78).

By Order of the Maritime Administrator.

Dated: April 25, 2013.

**Julie P. Agarwal,**

*Secretary, Maritime Administration.*

[FR Doc. 2013–10181 Filed 4–30–13; 8:45 am]

BILLING CODE 4910–81–P

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket No. MARAD–2013 0050]

#### Requested Administrative Waiver of the Coastwise Trade Laws: Vessel HOWLIN AT THE MOON; Invitation for Public Comments

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Notice.

**SUMMARY:** As authorized by 46 U.S.C. 12121, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below.

**DATES:** Submit comments on or before May 31, 2013.

**ADDRESSES:** Comments should refer to docket number MARAD–2013–0050. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590. You may also send comments electronically via the Internet at <http://www.regulations.gov>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://www.regulations.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Linda Williams, U.S. Department of Transportation, Maritime Administration, 1200 New Jersey Avenue SE., Room W23–453, Washington, DC 20590. Telephone 202–366–0903, Email [Linda.Williams@dot.gov](mailto:Linda.Williams@dot.gov).

**SUPPLEMENTARY INFORMATION:** As described by the applicant the intended service of the vessel HOWLIN AT THE MOON is: