

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**
**National Institutes of Health**
**Prospective Grant of Exclusive License: Start-Up Commercial License for the Development of Fenoterol and Fenoterol Analogues for the Treatment of Brain, Liver, and Pancreatic Cancers and Congestive Heart Failure**

**AGENCY:** National Institutes of Health, HHS.

**ACTION:** Notice.

**SUMMARY:** This is notice, in accordance with 35 U.S.C. 209(c)(1) and 37 CFR Part 404.7(a)(1)(i), that the National Institutes of Health, Department of Health and Human Services, is contemplating the grant to Mitchell Woods Pharmaceuticals, LLC, of an exclusive commercialization license to practice the inventions embodied in the following U.S. Patent Applications (and all continuing applications and foreign counterparts): Serial No. 61/651,961, filed May 25, 2012, entitled, "Methods of Regulating Cannabinoid Receptor Activity-related Disorders and Diseases" [HHS Reference E-139-2012/0-US-1]; Serial No. 61/789,629, filed March 15, 2013, entitled, "Methods of Regulating Cannabinoid Receptor Activity-related Disorders and Diseases" [HHS Reference E-139-2012/1-US-1]; Serial No. 61/312,642, filed March 10, 2010, entitled, "The Use of Fenoterol and Fenoterol Analogues in the Treatment of Glioblastomas and Astrocytomas" [HHS Reference E-013-2010/0-US-01]; Serial No. 60/837,161, filed August 10, 2006, entitled, "Preparation of *R,R*-Fenoterol and *R,R*-Fenoterol Analogues and Their Use in Congestive Heart Failure" [HHS Reference E-205-2006/0-US-1]; and Serial No. 60/927,825, filed May 3, 2007, entitled "Preparation of *R,R*-Fenoterol and *R,R*-Fenoterol Analogues and Their Use in Congestive Heart Failure" [HHS Reference E-205-2006/1-US-1]. The patent rights in these inventions have been assigned or exclusively licensed to the Government of the United States of America.

The prospective exclusive commercialization license territory may be worldwide, and the scope may be limited to the following two fields of use:

*Licensed Field of Use I:* An exclusive license to the Patent Rights for research, development, manufacture, distribution, sale, and use in humans for the treatment of brain cancer, liver cancer, or pancreatic cancer within the Licensed Territory of (*R,R'*)-4'-methoxy-1-naphthylfenoterol (MNF), (*R,S'*)-4'-methoxy-1-naphthylfenoterol, (*R,R'*)-ethylMNF, (*R,R'*)-naphthylfenoterol, (*R,S'*)

naphthylfenoterol, (*R,R'*)-ethyl-naphthylfenoterol, and (*R,R'*)-4'-amino-1-naphthylfenoterol, (*R,R'*)-4'-hydroxy-1-naphthylfenoterol, (*R,R'*)-4-methoxy-ethylfenoterol, (*R,R'*)-methoxyfenoterol, (*R,R'*)-ethylfenoterol, (*R,R'*)-fenoterol; and their respective stereoisomers.

*Licensed Field of Use II:* An exclusive license to the Patent Rights for research, development, and manufacture of Licensed Products incorporating the Licensed Patent Rights; and distribution, sale, and use of such Licensed Products in humans for the treatment of congestive heart failure within the Licensed Territory.

**DATES:** Only written comments or applications for a license (or both) which are received by the NIH Office of Technology Transfer on or before July 5, 2013 will be considered.

**ADDRESSES:** Requests for copies of the patent application, inquiries, comments, and other materials relating to the contemplated exclusive evaluation option license should be directed to: Patrick McCue, Ph.D., Licensing and Patenting Manager, Office of Technology Transfer, National Institutes of Health, 6011 Executive Boulevard, Suite 325, Rockville, MD 20852-3804; Telephone: (301) 435-5560; Facsimile: (301) 402-0220; Email: [mccuepat@mail.nih.gov](mailto:mccuepat@mail.nih.gov).

**SUPPLEMENTARY INFORMATION:** This invention concerns the use of fenoterol analogues in treatments for tumors expressing a cannabinoid receptor, and in treatments for congestive heart failure.

The prospective exclusive commercialization license is being considered under the small business initiative launched on 1 October 2011, and will comply with the terms and conditions of 35 U.S.C. 209 and 37 CFR 404.7. The prospective exclusive commercialization license may be granted unless the NIH receives written evidence and argument that establishes that the grant of the license would not be consistent with the requirements of 35 U.S.C. 209 and 37 CFR part 404.7 within fifteen (15) days from the date of this published notice.

Complete applications for a license in the field of use filed in response to this notice will be treated as objections to the grant of the contemplated exclusive commercialization license. Comments and objections submitted to this notice will not be made available for public inspection and, to the extent permitted by law, will not be released under the *Freedom of Information Act*, 5 U.S.C. 552.

Dated; June 14, 2013.

**Richard U. Rodriguez,**

*Director, Division of Technology Development & Transfer, Office of Technology Transfer, National Institutes of Health.*

[FR Doc. 2013-14645 Filed 6-19-13; 8:45 am]

**BILLING CODE 4140-01-P**

**DEPARTMENT OF THE INTERIOR**
**Bureau of Land Management**

**[LLMT921000-13-L13200000-EL0000-P; NDM 105349]**

**Notice of Invitation; Coal Exploration License Application NDM 105349, ND**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice.

**SUMMARY:** Members of the public are invited to participate with BNI Coal Ltd. on a pro rata cost sharing basis in a program for the exploration of coal deposits owned by the United States of America in lands located in Oliver County, North Dakota, encompassing 480 acres.

**DATES:** Any party seeking to participate in this exploration program must send written notice to both the Bureau of Land Management (BLM) and BNI Coal Ltd. as provided in the **ADDRESSES** section below no later than July 22, 2013 or 10 calendar days after the last publication of this Notice in the *Bismarck Tribune* newspaper, whichever is later. This Notice will be published once a week for 2 consecutive weeks in the *Bismarck Tribune*, Bismarck, North Dakota. Such written notice must refer to serial number NDM 105349.

**ADDRESSES:** The proposed exploration license and plan are available for review from 9 a.m. to 4 p.m., Monday through Friday, in the public room at the BLM Montana State Office, 5001 Southgate Drive, Billings, Montana.

A written notice to participate in the exploration license should be sent to the State Director, BLM Montana State Office, 5001 Southgate Drive, Billings, MT 59101-4669 and BNI Coal, 2360 35th Ave. SW., Center, ND 58530.

**FOR FURTHER INFORMATION CONTACT:** Anne Allen by telephone at 406-896-5082 or by email at [amallen@blm.gov](mailto:amallen@blm.gov); or Kym Dowdle by telephone at 406-896-5046 or by email at [kdowdle@blm.gov](mailto:kdowdle@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24

hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** The exploration activities will be performed pursuant to the Mineral Leasing Act of 1920, as amended, 30 U.S.C. 201(b), and to the regulations at 43 CFR part 3410. The purpose of the exploration program is to gain additional geologic knowledge of the coal underlying the exploration area for the purpose of assessing the coal resources. The exploration program is fully described and will be conducted pursuant to an exploration license and plan approved by the BLM. The exploration plan may be modified to accommodate the legitimate exploration needs of persons seeking to participate.

The lands to be explored for coal deposits in exploration license NDM 105349 are described as follows:

**Fifth Principal Meridian, North Dakota**

T. 142 N., R. 84 W., Sec. 20, NE¼ and W½.

The area described contains 480 acres.

The Federal coal within the lands described for exploration license NDM 105349 is currently unleased for development of Federal coal reserves.

**Phillip C. Perlewitz,**  
Chief, Branch of Solid Minerals.

[FR Doc. 2013-14637 Filed 6-19-13; 8:45 am]

**BILLING CODE 4310-DN-P**

**DEPARTMENT OF THE INTERIOR**

**National Park Service**

[NPS-WASO-VRP-REGS-12057;  
PPWOVPAU0, PPMSPD1Y.M0000]

**Information Collection Request Sent to the Office of Management and Budget (OMB) for Approval; Special Park Use Applications**

**AGENCY:** National Park Service, Interior.

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

**SUMMARY:** We (National Park Service, NPS) have sent an Information Collection Request (ICR) to OMB for review and approval. We summarize the ICR below and describe the nature of the collection and the estimated burden and cost. This information collection is

scheduled to expire on June 30, 2013. We may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB Control Number. However, under OMB regulations, we may continue to conduct or sponsor this information collection while it is pending at OMB.

**DATES:** You must submit comments on or before July 22, 2013.

**ADDRESSES:** Send your comments and suggestions on this information collection to the Desk Officer for the Department of the Interior at OMB-OIRA at (202) 395-5806 (fax) or *OIRA\_Submission@omb.eop.gov* (email). Please provide a copy of your comments to the Information Collection Clearance Officer, National Park Service, 1201 I Street NW., MS 1237, Washington, DC 20005 (mail); or *madonna\_baucum@nps.gov* (email). Please reference OMB Control Number 1024-0026 in the subject line of your comments.

**FOR FURTHER INFORMATION CONTACT:** To request additional information about this ICR, contact Lee Dickinson, Special Park Uses National Manager, at *lee\_dickinson@nps.gov* (email) or 202-513-7092 (telephone). You may review the ICR online at <http://www.reginfo.gov>. Follow the instructions to review Department of the Interior collections under review by OMB.

**SUPPLEMENTARY INFORMATION:**

**I. Abstract**

Under 16 U.S.C. 1 (National Park Service Act Organic Act), we must preserve America's natural wonders unimpaired for future generations, while also making them available for the enjoyment of the visitor. Meeting this mandate requires that we balance preservation with use. Maintaining a good balance requires both information and limits. In accordance with regulations at 36 CFR parts 1-7, 13, 20, and 34, we issue permits for special park uses. Special park uses cover a wide range of activities including, but not limited to, special events, First Amendment activities, grazing and agricultural use, commercial filming,

still photography, construction, and vehicle access.

We currently use Forms 10-930 (Application for Special Use Permit), 10-931 (Application for Special Use Permit—Commercial Filming/Still Photography (short form)), and 10-932 (Application for Special Use Permit—Commercial Filming/Still Photography (long form)) to collect information for special use permits. In order to reduce paperwork burden on the public, we are proposing two additional forms, which will require less information than the existing forms:

- Form 10-930s (Application for Special Use Permit (short form)). The short form will reduce the burden on applicants for smaller, less complicated activities, such as small picnics, gatherings, weddings, etc.
- Form 10-933 (Application for Special Use Permit—Vehicle/Watercraft Use). This new form applies specifically to vehicle access, such as off-road, over sand, or commercial vehicle access. We will only request information specific to the activity, eliminating unneeded information.

The information we collect in the special use applications allows park managers to determine if the requested use is consistent with the laws and NPS regulations referenced above and with the public interest. The park manager must also determine that the requested activity will not cause unacceptable impacts to park resources and values.

**II. Data**

*OMB Control Number:* 1024-0026.

*Title:* Special Park Use Applications (portions of 36 CFR 1-7, 13, 20, and 34).

*Form Numbers:* 10-930, 10-930s, 10-931, 10-932, and 10-933.

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

*Description of Respondents:* Individuals or households; not-for-profit entities; businesses or other for-profit entities; and Federal, State, local and tribal governments.

*Respondent's Obligation:* Required to obtain or retain a benefit.

*Frequency of Collection:* On occasion.

Activity	Number of respondents	Number of responses	Completion time per response (in hours)	Estimated total annual burden hours
10-930 .....	9,500	9,500	.5	4,750
hour				
10-930s .....	5,200	5,200	.25	1,300
10-931 .....	2,655	2,655	.25	664
10-932 .....	760	760	.5	380