

the Lahar structure at a range of stream flows.

*Permit 18181*

The California Department of Fish and Wildlife (CDFW), Region II, is requesting a 5-year research and enhancement permit in order to determine the number of salmon entering the Colusa Basin Drainage Canal (CBDC) and identify points of entry into the CBDC system. In the spring of 2013, a large number of adult Chinook salmon were found trapped behind a water diversion of the CBDC system in the Sacramento National Wildlife Refuge (NWR) near Willows, California. CDFW personnel verified that a mix of Central Valley spring-run Chinook salmon and Sacramento River winter-run Chinook salmon were present. In total, 312 Chinook salmon were rescued from the stranding site. Many more were reported present in the area, however due to their location in the system and accessibility issues, it was not possible to rescue a number of them. With extremely low numbers of winter-run Chinook salmon returning to the Sacramento River in recent years, entrainment in the canals is likely having a substantial negative effect on the recovery.

A temporary trap will be installed within the CBDC upstream of points identified as potential entry points. The trapping site will be located approximately 14 miles upstream from the town of Knights Landing, California and will consist of a resistance board weir guiding fish into a fyke trap. The traps will be sampled continuously; 24 hours per day, 7 days per week. Once captured, all fish will be externally tagged with a floy tag identifying its capture. When feasible, biological data will be collected for all Chinook salmon captured and relocated (fork length, sex, physical condition, ad-clip status, and tissue samples for genetic analysis). When large numbers of Chinook salmon are encountered, biological data will be collected on a systematic subsample of fish.

To answer the question of where adult salmon enter the Colusa Basin and, once in, where they wind up in the labyrinth of canals and waterways and to gather information on movement timing and cues, CDFW propose using state of the art Pop-up Satellite Transmitting Tags (PSAT) to record and upload fine scale movements of adult salmon. Up to 40 adult Chinook salmon will be outfitted with a pop-up satellite tag and harness. Up to 40 acoustic tags may also be available for this project from other ongoing studies. Detailed information will be gathered pertaining to trapping

conditions; number, size and species of fish captured; type of tag and tag number received by individuals; and fish transport/release conditions.

**Modification Request Received**

*Permit 14808-M1*

Permit 14808 was issued to CDFW's Region II on September 26, 2012 for take of adult and juvenile California Central Valley steelhead; smolt and juvenile Sacramento River winter-run Chinook salmon and Central Valley spring-run Chinook salmon; and juvenile SDPS green sturgeon associated with research activities on the Sacramento River, in Yolo County, California.

For the 2012–2013 sampling season, exceptionally high flows, coupled with excessive debris in the Sacramento River contributed to higher catches than were anticipated under Permit 14808. Given last year's high catch numbers combined with preliminary data suggesting that Sacramento River winter-run Chinook salmon escapement estimates are higher than previous years, CDFW is requesting to modify Permit 14808 to accommodate the higher levels of juvenile winter-run Chinook salmon emigration expected to occur.

Sampling will occur through the use of paired 8-foot rotary screw traps (RSTs) at one site along the upper Sacramento River. The site, river mile (RM) 88.5, located near the town of Knights Landing will be sampled beginning in October and continue through June of the following year. Traps will be fished continuously and checked once every 24 hours unless conditions such as high flows or excessive debris warrants more frequent sampling.

Captured salmonids will be sedated, handled (including measurements), allowed to recover in fresh aerated water and released back into the Sacramento River downstream of the trapping location. The exception will be up to 20 adipose fin-clipped (hatchery) Chinook salmon that will be sacrificed per day for coded wire tag extraction and analysis. Additionally, a subsample of non ESA-listed fall-run Chinook salmon will be marked (Bismark Brown Y stain) and released upstream of the trapping location for trap efficiency testing. Any green sturgeon encountered during sampling will be recorded and immediately released downstream of the trapping location.

Dated: September 19, 2013.

**Angela Somma,**

*Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2013–23213 Filed 9–24–13; 8:45 am]

**BILLING CODE 3510–22–P**

**DEPARTMENT OF COMMERCE**

**United States 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:* Secrecy and License to Export.

*Form Number(s):* None.

*Agency Approval Number:* 0651–0034.

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

*Burden:* 1,431 hours annually.

*Number of Respondents:* 2,294 responses per year.

*Avg. Hours per Response:* The USPTO estimates that it will take the public between 30 minutes (0.5 hours) to 4 hours to gather the necessary information, prepare the appropriate petition, and submit the petition to the USPTO, depending on the complexity of the situation.

*Needs and Uses:* This information is required by 35 U.S.C. 181–188 and administered by the USPTO through 37 CFR 5.1–5.22 and 1.17. This collection includes the information needed by the USPTO to review the various types of petitions regarding secrecy orders and to issue or revoke foreign filing licenses. Responses to this information collection is necessary to obtain a permit to disclose, modify or rescind a secrecy order; to obtain general or group permits; to obtain foreign filing licenses, including retroactive foreign filing licenses; or to change the scope of a license.

*Affected Public:* Businesses or other for-profits or 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](mailto:Nicholas_A_Fraser@omb.eop.gov).

Once submitted, the request will be publicly available in electronic format

through the Information Collection Review paper page at [www.reginfo.gov](http://www.reginfo.gov).

Paper copies can be obtained by:

- *Email: InformationCollection@uspto.gov*. Include "0651-0022 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 October 25, 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: September 20, 2013.

**Susan K. Fawcett,**

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

[FR Doc. 2013-23294 Filed 9-24-13; 8:45 am]

**BILLING CODE 3510-16-P**

## DEPARTMENT OF COMMERCE

### United States Patent and Trademark Office

[Docket No.: PTO-P-2013-0048]

#### Grant of Interim Extension of the Term of U.S. Patent No. 5,624,923; Lixivaptan

**AGENCY:** United States Patent and Trademark Office, Commerce.

**ACTION:** Notice of Interim Patent Term Extension.

**SUMMARY:** The United States Patent and Trademark Office has issued an order granting interim extension under 35 U.S.C. 156(d)(5) for a one-year interim extension of the term of U.S. Patent No. 5,624,923.

**FOR FURTHER INFORMATION CONTACT:** Mary C. Till by telephone at (571) 272-7755; by mail marked to her attention and addressed to the Commissioner for Patents, Mail Stop Hatch-Waxman PTE, P.O. Box 1450, Alexandria, VA 22313-1450; by fax marked to her attention at (571) 273-7755; or by email to [Mary.Till@uspto.gov](mailto:Mary.Till@uspto.gov).

**SUPPLEMENTARY INFORMATION:** Section 156 of Title 35, United States Code, generally provides that the term of a patent may be extended for a period of up to five years if the patent claims a product, or a method of making or using a product, that has been subject to certain defined regulatory review, and that the patent may be extended for interim periods of up to one year if the regulatory review is anticipated to

extend beyond the expiration date of the patent.

On July 11, 2013, Cardiokine Biopharma, LLC timely filed an application under 35 U.S.C. 156(d)(5) for an interim extension of the term of U.S. Patent No. 5,624,923. The patent claims the human drug product lixivaptan. The application indicates that a New Drug Application, 203,009, for the drug product lixivaptan was filed on December 29, 2011, and is currently undergoing regulatory review before the Food and Drug Administration for permission to market or use the product commercially.

Review of the application indicates that, except for permission to market or use the product commercially, the subject patent would be eligible for an extension of the patent term under 35 U.S.C. 156, and that the patent should be extended for one year as required by 35 U.S.C. 156(d)(5)(B). Because the regulatory review period has continued beyond the original expiration date of the patent, July 29, 2013, interim extension of the patent term under 35 U.S.C. 156(d)(5) is appropriate.

An interim extension under 35 U.S.C. 156(d)(5) of the term of U.S. Patent No. 5,624,923 is granted for a period of one year from the original expiration date of the patent.

Dated: September 20, 2013.

**Andrew Hirshfeld,**

*Deputy Commissioner for Patent Examination Policy, United States Patent and Trademark Office.*

[FR Doc. 2013-23325 Filed 9-24-13; 8:45 am]

**BILLING CODE 3510-16-P**

## DEPARTMENT OF COMMERCE

### United States Patent and Trademark Office

[Docket No.: PTO-P-2013-0047]

#### Grant of Interim Extension of the Term of U.S. Patent No. 5,454,779; ResQPump®/ResQPOD® ITD

**AGENCY:** United States Patent and Trademark Office, Commerce.

**ACTION:** Notice of Interim Patent Term Extension.

**SUMMARY:** The United States Patent and Trademark Office has issued a second order granting interim extension under 35 U.S.C. 156(d)(5) for a one-year interim extension of the term of U.S. Patent No. 5,454,779.

**FOR FURTHER INFORMATION CONTACT:** Mary C. Till by telephone at (571) 272-7755; by mail marked to her attention and addressed to the Commissioner for

Patents, Mail Stop Hatch-Waxman PTE, P.O. Box 1450, Alexandria, VA 22313-1450; by fax marked to her attention at (571) 273-7755; or by email to [Mary.Till@uspto.gov](mailto:Mary.Till@uspto.gov).

**SUPPLEMENTARY INFORMATION:** Section 156 of Title 35, United States Code, generally provides that the term of a patent may be extended for a period of up to five years if the patent claims a product, or a method of making or using a product, that has been subject to certain defined regulatory review, and that the patent may be extended for interim periods of up to one year if the regulatory review is anticipated to extend beyond the expiration date of the patent.

On August 21, 2013, the Regents of the University of California timely filed an application under 35 U.S.C. 156(d)(5) for a second interim extension of the term of U.S. Patent No. 5,454,779. The patent claims the medical device, ResQPump® in connection with the ResQPOD® ITD. The application indicates that a Premarket Approval Application, PMA No. P110024, for the medical device has been filed, and is currently undergoing regulatory review before the Food and Drug Administration for permission to market or use the product commercially.

Review of the application indicates that, except for permission to market or use the product commercially, the subject patent would be eligible for an extension of the patent term under 35 U.S.C. 156, and that the patent should be extended for one year as required by 35 U.S.C. 156(d)(5)(B). Because it is apparent that the regulatory review period will continue beyond the extended expiration date of the patent, October 3, 2013, interim extension of the patent term under 35 U.S.C. 156(d)(5) is appropriate.

An interim extension under 35 U.S.C. 156(d)(5) of the term of U.S. Patent No. 5,454,779 is granted for a period of one year from the extended expiration date of the patent.

Dated: September 20, 2013.

**Andrew Hirshfeld,**

*Deputy Commissioner for Patent Examination Policy, United States Patent and Trademark Office.*

[FR Doc. 2013-23327 Filed 9-24-13; 8:45 am]

**BILLING CODE 3510-16-P**

## COMMODITY FUTURES TRADING COMMISSION

### Sunshine Act Meeting

**TIME AND DATE:** 10:00 a.m., Friday, October 18, 2013