

CFRWs and has no relation to security issues. Therefore, the common defense and security is not impacted by this exemption.

Special Circumstances

Special circumstances, in accordance with 10 CFR 50.12(a)(2)(iii) is present whenever "compliance would result in undue hardship or other costs that are significantly in excess of those contemplated when the regulation as adopted, or that are significantly in excess of those incurred by others similarly situated." The underlying purpose of 10 CFR 50.10 is to define clearly the licensing requirements for a LWA. The applicant has demonstrated and the NRC staff has confirmed that the influence of the CFRWs on interactions with the SSCs will have a negligible nexus to safety. The applicant also cites undue hardship or other costs as a special circumstance that would warrant granting this exemption. The applicant has provided two potentially viable alternate construction plans to avoid delay in their schedule: (1) Redesign the CFRWs to make it more practical to remove prior to fuel load and (2) increase the size of the excavation and locate the crane in the excavation. STPNOC states that both options will increase the construction cost by \$22 million and \$260 million respectively. Therefore, since the underlying purpose of 10 CFR 50.10 is still being achieved concerning the safety of the SSCs during construction activities and the applicant has demonstrated an undue hardship, the special circumstance required by 10 CFR 50.12(a)(2)(iii) for the granting of an exemption from 10 CFR 50.10 exists.

The applicant has also provided information on this proposed action pursuant to 10 CFR 50.12(b) which states any person may request an exemption permitting the conduct of activities prior to the issuance of the construction permit prohibited by 10 CFR 50.10. The balancing factors for granting such an exemption are evaluated in the environmental assessment (EA) that is attached to this package. The ADAMS Accession number for this associated EA is ML101580541.

4.0 Conclusion

Accordingly, the Commission has determined that, pursuant to 10 CFR 50.12(a) and 10 CFR 50.12(b), the exemption is authorized by law, will not present an undue risk to the public health and safety, and is consistent with the common defense and security. Also, special circumstances are present. Therefore, the Commission hereby

grants South Texas Project Nuclear Operating Company an exemption from the requirements in 10 CFR 50.10 for the installation of the CFRWs for Units 3 and 4.

Pursuant to 10 CFR 51.32, the Commission has determined that the granting of this exemption will not have a significant effect on the quality of the human environment (75 FR 67784).

This exemption is effective upon issuance.

Dated at Rockville, Maryland on November 5, 2010.

For the Commission.

David B. Matthews,

*Director, Division of New Reactor Licensing,
Office of New Reactors.*

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OFFICE OF PERSONNEL MANAGEMENT

Privacy Act of 1974: New System of Records

AGENCY: U.S. Office of Personnel Management (OPM).

ACTION: Notice to extend comment period for a new system of records.

SUMMARY: OPM is extending the comment period for a new system of records, OPM/Central-15, Health Claims Data Warehouse, until December 15, 2010. The initial notice for this system was published on October 5, 2010, and provided a comment period deadline of November 15, 2010. Based on the comments we have received since we published the initial notice, OPM is considering revisions to the systems notice to, among other things, provide greater specificity regarding the authorities for maintaining the system, clarify its intent to significantly limit the circumstances under which personally identifiable records may be released, and provide a more detailed explanation of how the records in this system will be protected and secured. If OPM publishes a revised systems notice, the public will have the opportunity to comment on the revised notice before OPM begins operating the system. In the meantime, OPM is extending the opportunity for interested persons, organizations, and agencies to review and provide comments pursuant to the October 5, 2010 system notice.

DATES: The comment period is extended until December 15, 2010.

ADDRESSES: Send written comments to the Office of Personnel Management, Attn: Gary A. Lukowski, Ph.D., Manager, Data Analysis, U. S. Office of

Personnel Management, 1900 E Street, NW., Room 7439, Washington, DC 20415 or to gary.lukowski@opm.gov.

FOR FURTHER INFORMATION CONTACT: Gary A. Lukowski, Ph.D., Manager, Data Analysis, at 202-606-1449.

U.S. Office of Personnel Management.

John Berry,

Director.

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POSTAL REGULATORY COMMISSION

**[Docket Nos. MC2010-28 and CP2011-28
Through 32; Order No. 582]**

New Postal Product

AGENCY: Postal Regulatory Commission.

ACTION: Notice.

SUMMARY: The Commission is noticing a recently-filed Postal Service request to add five additional Global Expedited Package Services 3 (GEPS 3) contracts to the competitive product list. This document describes the Postal Service's filing, including its interest in and rationale for including the contracts within the existing GEPS 3 product, and addresses several related procedural matters. These include an opportunity for public comment.

DATES: *Comment deadline:* November 16, 2010.

ADDRESSES: Submit comments electronically using the Commission's Filing Online system at <http://www.prc.gov>. Those who cannot submit comments electronically should call the person identified in the **FOR FURTHER INFORMATION CONTACT** section for advice on alternatives.

FOR FURTHER INFORMATION CONTACT: Stephen L. Sharfman, General Counsel, at 202-789-6824 or stephen.sharfman@prc.gov.

SUPPLEMENTARY INFORMATION:

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I. Introduction

On November 5, 2010, the Postal Service filed a notice announcing that it has entered into five additional Global Expedited package Services 3 (GEPS 3) contracts.¹ The Postal Service believes

¹ Notice of United States Postal Service of Filing Five Functionally Equivalent Global Expedited Package Services 3 Negotiated Service Agreements and Application For Non-Public Treatment of Materials Filed Under Seal, November 5, 2010 (Notice).

the instant contracts are functionally equivalent to previously submitted GEPS contracts, and are supported by Governors' Decision No. 08-7, attached to the Notice and originally filed in Docket No. CP2008-4. *Id.* at 1, Attachment 3. The Notice explains that Order No. 86, which established GEPS 1 as a product, also authorized functionally equivalent agreements to be included within the product, provided that they meet the requirements of 39 U.S.C. 3633. *Id.* at 2. In Order No. 290, the Commission approved the GEPS 2 product.² In Order No. 503, the Commission approved the GEPS 3 product. Additionally, the Postal Service requested to have the contract in Docket No. CP2010-71 serve as the baseline contract for future functional equivalence analyses of the GEPS 3 product.

The instant contracts. The Postal Service filed the instant contracts pursuant to 39 CFR 3015.5. In addition, the Postal Service contends that each contract is in accordance with Order No. 86. The term of each contract is one year from the date the Postal Service notifies the customer that all necessary regulatory approvals have been received. Notice at 3.

In support of its Notice, the Postal Service filed four attachments as follows:

- Attachments 1A through 1E—redacted copies of the five contracts and applicable annexes;
- Attachments 2A through 2E—certified statements required by 39 CFR 3015.5(c)(2) for each contract;
- Attachment 3—a redacted copy of Governors' Decision No. 08-7 which establishes prices and classifications for GEPS contracts, a description of applicable GEPS contracts, formulas for prices, an analysis of the formulas, and certification of the Governors' vote; and
- Attachment 4—an application for non-public treatment of materials to maintain redacted portions of the contracts and supporting documents under seal.

The Notice advances reasons why the instant GEPS 3 contracts fit within the Mail Classification Schedule language for the GEPS 3 product. The Postal Service identifies customer-specific information and general contract terms that distinguish the instant contracts from the baseline GEPS 3 agreement. *Id.* at 4-5. It states that the differences, which include price variations based on updated costing information and

volume commitments, do not alter the contracts' functional equivalency. *Id.* at 3-4. The Postal Service asserts that "[b]ecause the agreements incorporate the same cost attributes and methodology, the relevant characteristics of these five GEPS contracts are similar, if not the same, as the relevant characteristics of previously filed contracts." *Id.* at 4.

The Postal Service concludes that its filings demonstrate that each of the new GEPS 3 contracts complies with the requirements of 39 U.S.C. 3633 and is functionally equivalent to the baseline GEPS 3 contract. Therefore, it requests that the instant contracts be included within the GEPS 3 product. *Id.* at 5.

II. Notice of Filing

The Commission establishes Docket Nos. CP2011-28 through CP2011-32 for consideration of matters related to the contracts identified in the Postal Service's Notice.

These dockets are addressed on a consolidated basis for purposes of this order. Filings with respect to a particular contract should be filed in that docket.

Interested persons may submit comments on whether the Postal Service's contracts are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642. Comments are due no later than November 16, 2010. The public portions of these filings can be accessed via the Commission's Web site (<http://www.prc.gov>).

The Commission appoints Paul L. Harrington to serve as Public Representative in the captioned proceedings.

III. Ordering Paragraphs

It is ordered:

1. The Commission establishes Docket Nos. CP2011-28 through CP2011-32 for consideration of matters raised by the Postal Service's Notice.

2. Comments by interested persons in these proceedings are due no later than November 16, 2010.

3. Pursuant to 39 U.S.C. 505, Paul L. Harrington is appointed to serve as the officer of the Commission (Public Representative) to represent the interests of the general public in these dockets.

4. The Secretary shall arrange for publication of this order in the **Federal Register**.

By the Commission.

Shoshana M. Grove,
Secretary.

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RAILROAD RETIREMENT BOARD

Agency Forms Submitted for OMB Review, Request for Comments

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35), the Railroad Retirement Board (RRB) is forwarding an Information Collection Request (ICR) to the Office of Information and Regulatory Affairs (OIRA), Office of Management and Budget (OMB) to request approval of a new information collection, consisting of proposed RRB Form G-252, Self-Employment/Corporate Officer Work and Earnings Monitoring. Our ICR describes the information we seek to collect from the public. Completion is required to obtain or retain benefits. One response is required of each respondent. Review and approval by OIRA ensures that we impose appropriate paperwork burdens.

The RRB invites comments on the proposed collection of information to determine (1) the practical utility of the collection; (2) the accuracy of the estimated burden of the collection; (3) ways to enhance the quality, utility and clarity of the information that is the subject of collection; and (4) ways to minimize the burden of collections on respondents, including the use of automated collection techniques or other forms of information technology. Comments to RRB or OIRA must contain the OMB control number of the ICR. For proper consideration of your comments, it is best if RRB and OIRA receive them within 30 days of publication date.

Previous Requests for Comments: The RRB has already published the initial 60-day notice (75 FR 16876 on April 2, 2010) required by 44 U.S.C. 3506(c)(2). That request elicited no comments.

Information Collection Request (ICR)

Title: Self-Employment/Corporate Officer Work and Earnings Monitoring. *OMB Control Number:* 3220-XXXX. *Form(s) submitted:* G-252.

Type of request: New information collection.

Affected public: Individuals or households.

Abstract: To determine entitlement or continued entitlement to a disability annuity, the RRB will obtain information from disability annuitants who claim to be self-employed or a corporate officer or who the RRB determines to be self-employed or a corporate officer after a continuing disability review.

Changes Proposed: N.A.

The burden estimate for the ICR is as follows:

Estimated annual number of respondents: 100.

²Docket No. CP2009-50, Order Granting Clarification and Adding Global Expedited Package Services 2 to the Competitive Product List, August 28, 2009 (Order No. 290).