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Dated at Rockville, Maryland, this 6th day of March 2009.

For the Nuclear Regulatory Commission.

**Eric J. Leeds,**

*Director, Office of Nuclear Reactor Regulation.*

[FR Doc. E9-5614 Filed 3-13-09; 8:45 am]

**BILLING CODE 7590-01-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Determinations Under the African Growth and Opportunity Act; Correction

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice; correction.

**SUMMARY:** The United States Trade Representative (USTR) published a document in the **Federal Register** of August 4, 2006, concerning a determination under the African Growth and Opportunity Act (AGOA) in respect of Burkina Faso. The document did not expressly include a modification to list Burkina Faso in note 2(d) to Subchapter XIX of chapter 98 of the Harmonized Tariff Schedule of the United States (HTSUS).

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Baltzan, Office of the General Counsel, Office of the United States Trade Representative, (202) 395-3582.

### Correction

In the **Federal Register** Notice of August 4, 2006, the USTR determined that Burkina Faso had met certain customs requirements under the AGOA. President Bush had by Proclamation 7853 previously designated Burkina Faso as a lesser developed beneficiary country for purposes of what was then Section 112(b)(3)(B) of the AGOA. U.S. Note 2(d) to Subchapter XIX of chapter 98 of the HTSUS provides that countries qualifying for designation as a lesser developed beneficiary country shall be enumerated therein. The **Federal Register** notice reflecting the USTR's

determination in respect of Burkina Faso did not expressly modify that Note to include Burkina Faso. Accordingly, Note 2(d) to subchapter XIX of chapter 98 of the HTSUS is modified by inserting "Burkina Faso" in alphabetical sequence in the list of countries.

**Peter F. Allgeier,**

*Acting United States Trade Representative.*

[FR Doc. E9-5595 Filed 3-13-09; 8:45 am]

**BILLING CODE 3190-W9-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Generalized System of Preferences (GSP): Notice Regarding the Review of Country Practice Petitions for the 2008 Annual Review

**AGENCY:** Office of the United States Trade Representative.

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

**SUMMARY:** The Office of the United States Trade Representative (USTR) accepted petitions in the context of earlier GSP Annual Reviews, which are continuing to be evaluated in the 2008 GSP Annual Review, to modify the GSP status of certain GSP beneficiary developing countries because of country practices. This notice sets forth the schedule for comment and public hearings on these petitions, for requesting participation in the hearings, and for submitting pre-hearing and post-hearing briefs and comments. This notice also announces the continued evaluation for acceptance of certain country practice petitions submitted in the 2008 Annual Review. The list of country practice petitions currently under review as well as those petitions submitted in the 2008 GSP Annual Review, is available at: [http://www.ustr.gov/Trade\\_Development/Preference\\_Programs/GSP/GSP\\_2008\\_Annual\\_Review/Section\\_Index.html](http://www.ustr.gov/Trade_Development/Preference_Programs/GSP/GSP_2008_Annual_Review/Section_Index.html).

### FOR FURTHER INFORMATION CONTACT:

Tameka Cooper, GSP Program, Office of the United States Trade Representative, 1724 F Street, NW., Room F-214, Washington, DC 20508. The telephone number is (202) 395-6971, the fax number is (202) 395-2961, and the e-mail address is [Tameka\\_Cooper@ustr.eop.gov](mailto:Tameka_Cooper@ustr.eop.gov).

**DATES:** The GSP regulations (15 CFR Part 2007) provide the schedule of dates for conducting an annual review unless otherwise specified in a **Federal Register** notice. The current schedule for accepted country practice petitions follows.

*April 2, 2009:* Pre-hearing briefs and comments, requests to appear at the GSP Subcommittee Public Hearing, and hearing statements must be submitted by 5 p.m. EDT.

*April 24, 2009:* GSP Subcommittee Public Hearing on all country practice petitions accepted for the 2008 GSP Annual Review in Rooms 1 and 2, 1724 F Street, NW., Washington, DC 20508 beginning at 9 a.m. EDT.

*May 8, 2009:* Post-hearing briefs and comments must be submitted by 5 p.m. EDT.

**SUPPLEMENTARY INFORMATION:** The GSP program provides for the duty-free importation of eligible articles when imported from designated beneficiary developing countries. The GSP program is authorized by Title V of the Trade Act of 1974 (19 U.S.C. 2461, *et seq.*), as amended (the 1974 Act), and is implemented in accordance with Executive Order 11888 of November 24, 1975, as modified by subsequent Executive Orders and Presidential Proclamations.

Pursuant to 15 CFR 2007.0(b), the GSP Subcommittee of the Trade Policy Staff Committee (TPSC) has recommended the acceptance and continuation of the review of, and the TPSC has accepted and continued the review of, several country practice petitions: Petitions regarding worker rights in Bangladesh, Niger, the Republic of the Philippines, and Uzbekistan; and petitions regarding protection of intellectual property in Lebanon, Russia, and Uzbekistan. For additional information, see the "List of 2008 Annual Review Country Practice Petitions under Further Review" posted on the USTR Web site and available at: <http://www.regulations.gov/>, docket number USTR-2009-0009. Acceptance of a petition for review does not indicate any opinion with respect to the disposition on the merits of the petition. Acceptance indicates only that the petition has been found eligible for review by the TPSC and that such review will take place.

A **Federal Register** notice dated January 21, 2009, 74 FR 3657, indicated that the decision whether to accept the country practice petitions with respect to worker rights in Iraq and Sri Lanka that were submitted for inclusion in the 2008 Annual Review, and a country practice petition submitted regarding the Republic of the Philippines, which has since been withdrawn, was expected to be announced no later than March 15, 2009. The decision whether to accept the country practice petitions for Iraq and Sri Lanka in the GSP 2008 Annual Review has been further deferred. Once a decision is made, it

will be published in a future **Federal Register** notice.

### Notice of Public Hearing

The GSP Subcommittee of the TPSC will hold a hearing on April 24, 2009, for country practice petitions accepted for the 2008 GSP Annual Review, beginning at 9 a.m. at the Office of the U.S. Trade Representative, Rooms 1 and 2, 1724 F Street, NW., Washington, DC 20508. The hearing will be open to the public, and a transcript of the hearing will be available for public inspection or for purchase from the reporting company. No electronic media coverage will be allowed.

### Submission of Requests To Testify at the Public Hearing and Hearing Statements

All interested parties wishing to testify at the hearing must submit, by 5 p.m. EDT, April 2, 2009, a (1) "Notice of Intent to Testify," that includes the witness' or witnesses' name, address, telephone number, fax number, e-mail address, pertinent Case Number and country name; and (2) "Hearing Statement" to <http://www.regulations.gov>, docket number USTR-2009-0009 (following the procedures indicated in "Requirements for Submissions"). Oral testimony before the GSP Subcommittee will be limited to one, ten-minute presentation in English. If those testifying intend to submit a longer "Hearing Statement" for the record, it must accompany the "Notice of Intent to Testify" to be submitted by 5 p.m. EDT on April 2, 2009.

### Opportunities for Public Comment and Inspection of Comments

In addition to holding a public hearing, the GSP Subcommittee of the TPSC invites briefs and comments in support of or in opposition to any country practice petition that has been accepted for the 2008 GSP Annual Review. Parties not wishing to appear at the public hearing but wishing to submit pre-hearing briefs or statements must do so by 5 p.m. EDT., April 2, 2009 to <http://www.regulations.gov>, docket number USTR-2009-0009. Post-hearing briefs or statements will be accepted if they conform with the "Requirements for Submissions" cited below and are submitted by 5 p.m. EDT., May 8, 2009. All submissions should comply with 15 CFR Part 2007, except as modified below.

### Requirements for Submissions

Submissions of pre-hearing and post-hearing briefs and comments, as well as "Notices of Intent to Testify" and

"Hearing Statements" provided in response to this notice, with the exception of business confidential submissions, must be submitted electronically using <http://www.regulations.gov>, docket number USTR-2009-0009. Hand-delivered submissions will not be accepted. Submissions must be submitted in English by the applicable deadlines set forth in this notice.

For additional information on using the <http://www.regulations.gov> Web site or for any technical assistance relating to a submission, please consult the resources provided on the Web site by clicking on "How to Use This Site" on the left side of the home page. Each submitter will receive a submission tracking number upon completion of the submissions procedure at <http://www.regulations.gov>. The tracking number will be the submitter's confirmation that the submission was received into <http://www.regulations.gov>. The confirmation should be kept for the submitter's records. USTR is not responsible for any delays in a submission due to technical difficulties, nor is it able to provide any technical assistance for the Web site.

To make a submission using <http://www.regulations.gov>, enter docket number USTR-200-0009 on the home page and click "go." The site will provide a search-results page listing all documents associated with this docket. Find a reference to this notice by selecting "Notice" under "Document Type" on the left side of the search-results page, and click on the link entitled "Send a Comment or Submission." The <http://www.regulations.gov> Web site offers the option of providing comments by filling in a "General Comments" field or by attaching a document. Given the detailed nature of the information sought by the GSP Subcommittee, it is expected that most comments and submissions will be provided in an attached document. If a document is attached, (1) type the seven-digit case number, as appropriate; (2) indicate whether the attachment is "Written Comments," "Notice of Intent to Testify," "Pre-hearing brief," or "Post-hearing brief," and (3) type in "See attached" in the "General Comments" field. The total submission must not exceed 30 single-spaced standard letter-size pages in 12-point type, including attachments. Any data attachments to the submission should be included in the same file as the submission itself, and not as separate files.

Submissions must include, on the first page (if an attachment) or at the beginning of the submission, the

following text (in bold and underlined): (1) 2008 GSP Annual Review; (2) the Case Number; (3) the country name; and (4) as appropriate, "Written Comments," "Notice of Intent to Testify," "Hearing Statement," "Pre-hearing brief," or "Post-hearing brief." The case number and country name are found on the "List of 2008 Annual Review Country Practice Petitions under Further Review" on the USTR Web site and at <http://www.regulations.gov>.

Submissions will be placed in the docket and open to public inspection pursuant to 15 CFR 2007.6. Submissions may be viewed on the <http://www.regulations.gov> Web site by entering the docket number USTR-2009-0009 in the search field at <http://www.regulations.gov>.

### Business Confidential Submissions

Persons wishing to submit business confidential information must submit that information by electronic mail to [FR0807@ustr.eop.gov](mailto:FR0807@ustr.eop.gov). Business confidential submissions will not be accepted at <http://www.regulations.gov>; however, public or non-confidential submissions that accompany business confidential submissions should be submitted at <http://www.regulations.gov>. For any document containing business confidential information submitted as a file attached to an e-mail transmission, the file name of the business confidential version should begin with the characters "BC." The "BC" should be followed by the name of the party (government, company, union, association, etc.) that is making the submission.

Persons wishing to submit a business confidential submission must also follow each of these steps: (1) Provide a written explanation of why the information should be protected in accordance with 15 CFR 2007.7(b), which must be submitted along with the business confidential version of the submission; (2) clearly mark the business confidential submission "BUSINESS CONFIDENTIAL" at the top and bottom of each page of the submission; (3) indicate using brackets what information in the document is confidential; and (4) submit a non-confidential version of the submission, marked "Public" at the top and bottom of each page, that also indicates, using asterisks, where business confidential information was redacted or deleted from the applicable sentences to <http://www.regulations.gov>. Business confidential submissions that are submitted without the required markings or are not accompanied by a properly marked non-confidential version, as set forth above, might not be

accepted or may be considered public documents. The non-confidential summary will be placed in the docket and open to public inspection.

Public versions of all documents relating to this review will be made available for public viewing at <http://www.regulations.gov> upon completion of processing and no later than approximately two weeks after the relevant due date.

**Marideth Sandler,**

*Executive Director, Generalized System of Preferences (GSP) Program, Office of the U.S. Trade Representative.*

[FR Doc. E9-5541 Filed 3-13-09; 8:45 am]

**BILLING CODE 3190-W9-P**

## OFFICE OF PERSONNEL MANAGEMENT

### Excepted Service

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

**ACTION:** Notice.

**SUMMARY:** This gives notice of OPM decisions granting authority to make appointments under Schedules A, B, and C in the excepted service as required by 5 CFR 6.6 and 213.103.

**FOR FURTHER INFORMATION CONTACT:** Glenda Haendschke, Acting Group Manager, Executive Resources Services Group, Center for Human Resources, Division for Human Capital Leadership and Merit System Accountability, 202-606-2246.

**SUPPLEMENTARY INFORMATION:** Appearing in the listing below are the individual authorities established under Schedules A, B, and C between December 1, 2008, and December 31, 2008. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of September 30 is published each year.

### Schedule A

No Schedule A appointments were approved for December 2008.

### Schedule B

No Schedule B appointments were approved for December 2008.

### Schedule C

The following Schedule C appointments were approved during December 2008.

*Executive Office of the President*

*Department of State*

DSGS69758 Foreign Affairs Officer to the Ambassador-At-Large (War

Crimes). Effective December 10, 2008.

*Department of the Interior*

DIGS01132 Special Assistant—Scheduling and Advance to the Director of Scheduling and Advance. Effective December 02, 2008.

*United States International Trade Commission*

TCGS60100 Staff Assistant (Legal) to a Commissioner. Effective December 09, 2008.

*Department of Transportation*

DTGS60462 Associate Director for Public Affairs to the Deputy Director for Public Affairs. Effective December 10, 2008.

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954-1958 Comp., p. 218.

U.S. Office of Personnel Management.

**Kathie Ann Whipple,**

*Acting Director.*

[FR Doc. E9-5585 Filed 3-13-09; 8:45 am]

**BILLING CODE 6325-39-P**

## SECURITIES AND EXCHANGE COMMISSION

**[Release No. 34-59539; File No. SR-CBOE-2009-015]**

### Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Notice of Filing and Immediate Effectiveness of Proposed Rule Change Relating to Two Pilot Programs

March 9, 2009.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the “Act”),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on February 27, 2009, the Chicago Board Options Exchange, Incorporated (the “Exchange” or “CBOE”) filed with the Securities and Exchange Commission (the “Commission”) the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Exchange filed the proposed rule change pursuant to Section 19(b)(3)(A) of the Act<sup>3</sup> and Rule 19b-4(f)(6) thereunder,<sup>4</sup> which renders it effective upon filing with the Commission. The Commission is publishing this notice to solicit

comments on the proposed rule change from interested persons.

### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend CBOE rules relating to two pilot programs. The text of the proposed rule change is available on the Exchange's Web site (<http://www.cboe.org/Legal>), at the Exchange's Office of the Secretary, and at the Commission.

### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

#### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

##### 1. Purpose

The purpose of this rule change is to delete reference to two existing pilot programs in CBOE's rules that CBOE no longer utilizes and which are scheduled to expire on March 14, 2009.

One pilot program allows a Market-Maker, Off-Floor DPM, Off-Floor LMM or an e-DPM to have an affiliated Market-Maker physically present in the trading crowds where it operates as a Market-Maker, Off-Floor DPM, Off-Floor LMM, or e-DPM, respectively. The second pilot program allows a CBOE member or member firm to have multiple aggregation units operating as separate Market-Makers within the same class, provided they satisfy certain criteria set forth in Rule 8.3(c)(vi).<sup>5</sup>

CBOE notes that these pilot programs were initially adopted, in part, due to CBOE's usage of an algorithm that allocates electronic trades, in whole or in part, in an equal percentage based on the number of market participants quoting at the best bid or offer—specifically CBOE's ultimate matching algorithm “UMA.” In January 2008,

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>4</sup> 17 CFR 240.19b-4(f)(6).

<sup>5</sup> These pilot programs previously were extended for one year until March 14, 2009. See Rel. No. 57519 (March 18, 2008), 73 FR 15805 (March 25, 2008) (immediate effectiveness of SR-CBOE-2008-29).