

**Open Session**

1. Staff Briefing on Economic and Trade Conditions.
2. FMC Docket No. 11–22, *Non-Vessel-Operating Common Carrier Negotiated Rate Arrangements; Tariff Filing Exemption—NOTICE OF INQUIRY*—Staff Briefing and Status Report, and Commission Discussion regarding NVOCC Negotiated Rate Arrangements (NRAs) and NVOCC Service Arrangements (NSAs) (46 CFR part 531).
3. Staff Briefing on Administrative Conference of the United States, Recommendation No. 2011–6, *International Regulatory Cooperation*.

**Closed Session**

1. September 2, 2011 Commission Order Amending Special Reporting Requirements for the Transpacific Stabilization Agreement and the Westbound Transpacific Stabilization Agreement.

**CONTACT PERSON FOR MORE INFORMATION:** Karen V. Gregory, Secretary, (202) 523–5725.

**Rachel E. Dickon,**  
*Assistant Secretary.*

[FR Doc. 2012–9098 Filed 4–11–12; 4:15 pm]

**BILLING CODE 6730–01–P**

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION****Sunshine Act Meeting Notice**

**TIME AND DATE:** 1 p.m., Tuesday, April 17, 2012.

**PLACE:** The Richard V. Backley Hearing Room, 9th Floor, 601 New Jersey Avenue NW., Washington, DC

**STATUS:** Closed.

**MATTERS TO BE CONSIDERED:** The Commission will consider and act upon the following in closed session: *Long Branch Energy v. Secretary of Labor*,

Docket Nos. WEVA 2009–1492–R, *et al.* (Issues include whether the judge erred in granting motions to dismiss late-filed petitions for assessment of civil penalties.)

Any person attending this meeting who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs. Subject to 29 CFR 2706.150(a)(3) and 2706.160(d).

**CONTACT PERSON FOR MORE INFO:** Jean Ellen (202) 434–9950/(202) 708–9300 for TDD Relay/1–800–877–8339 for toll free.

Dated: April 9, 2012.

**Emogene Johnson,**  
*Administrative Assistant.*

[FR Doc. 2012–9025 Filed 4–11–12; 11:15 am]

**BILLING CODE 6735–01–P**

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION**

**[BAC 6735–01]**

**Sunshine Act Meeting Notice**

April 9, 2012.

**TIME AND DATE:** 1 p.m., Tuesday, April 17, 2012.

**PLACE:** The Richard V. Backley Hearing Room, 9th Floor, 601 New Jersey Avenue NW., Washington, DC

**STATUS:** Closed.

**MATTERS TO BE CONSIDERED:** The Commission will consider and act upon the following in closed session: *Secretary of Labor v. Webster County Coal, LLC*, Docket Nos. KENT 2009–422, *et al.* (Issues include whether the judge erred in denying motions to dismiss late-filed petitions for assessment of civil penalties.)

Any person attending this meeting who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those

needs. Subject to 29 CFR 2706.150(a)(3) and 2706.160(d).

**CONTACT PERSON FOR MORE INFO:** Jean Ellen (202) 434–9950/(202) 708–9300 for TDD Relay/1–800–877–8339 for toll free.

**Emogene Johnson,**  
*Administrative Assistant.*

[FR Doc. 2012–9026 Filed 4–11–12; 11:15 am]

**BILLING CODE P**

**FEDERAL TRADE COMMISSION****Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules**

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination—on the dates indicated—of the waiting period provided by law and the premerger notification rules. The listing for each transaction includes the transaction number and the parties to the transaction. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period.

**EARLY TERMINATIONS GRANTED  
MARCH 1, 2012 THRU MARCH 31, 2012**

**03/01/2012**

20120495 .....	G	Deutsche Telekom AG; AT&T Inc.; Deutsche Telekom AG.
20120525 .....	G	Nisshin Seifun Group Inc.; MMT Holdings Corporation; Nisshin Seifun Group Inc.
20120528 .....	G	H.I.G. Capital Partners IV, L.P. Compass Group PLC; H.I.G. Capital Partners IV, L.P.
20120535 .....	G	J.P. Morgan Chase & Co.; Sun Capital Partners IV, LP; J.P. Morgan Chase & Co.

**03/02/2012**

20120398 .....	G	Akamai Technologies, Inc.; Cotendo, Inc.; Akamai Technologies, Inc.
20120526 .....	G	Mr. Aloke Lohia and Mrs. Suchitra Lohia; J. Thomas Hurvis; Mr. Aloke Lohia and Mrs. Suchitra Lohia.
20120532 .....	G	Nautic Partners VI, L.P.; Superior Vision Holdings, Inc.; Nautic Partners VI, L.P.
20120537 .....	G	DSW Group Holdings, LLC; The Standard Companies, Inc.; DSW Group Holdings, LLC.
20120539 .....	G	AltaGas Ltd.; LG Continental LLC; AltaGas Ltd.
20120541 .....	G	General Atlantic Partners 90, L.P.; Bazaarvoice, Inc.; General Atlantic Partners 90, L.P.

EARLY TERMINATIONS GRANTED—Continued  
MARCH 1, 2012 THRU MARCH 31, 2012

20120544 .....	G	Wells Fargo & Company; My Alarm Center, LLC; Wells Fargo & Company.
20120547 .....	G	Aegis Group plc; Geoffrey Cubitt; Aegis Group plc.
20120556 .....	G	Algonquin Power & Utilities Corp.; National Grid plc; Algonquin Power & Utilities Corp.
20120558 .....	G	Spartan Parent Holdings Inc.; MDCPVI TU Holdings, LLC; Spartan Parent Holdings Inc.
20120563 .....	G	Exterran Partners, L.P.; Exterran Holdings, Inc.; Exterran Partners, L.P.
20120564 .....	G	TPG Partners VI-AIV, L.P.; GlobeOp Financial Services S.A.; TPG Partners VI-AIV, L.P.
<b>03/05/2012</b>		
20110692 .....	S	Western Digital Corporation; Hitachi Ltd.; Western Digital Corporation.
20120548 .....	G	Aegis Group plc; Jeffrey Maling; Aegis Group plc.
<b>03/06/2012</b>		
20120517 .....	G	Walgreen Co.; BioScrip, Inc.; Walgreen Co.
20120520 .....	G	BB&T Corporation; C. G. JCF, L.P.; BB&T Corporation.
20120559 .....	G	Mount Kellett Capital Partners (Cayman), L.P.; The Great Atlantic & Pacific Tea Company; Mount Kellett Capital Partners (Cayman), L.P.
20120571 .....	G	PPL Corporation; The AES Corporation; PPL Corporation.
<b>03/09/2012</b>		
20120540 .....	G	Elon Musk; SolarCity Corporation; Elon Musk.
20120572 .....	G	Grupo Elektra, S.A.B. de C.V.; Advance America, Cash Advance Centers, Inc.; Grupo Elektra, S.A.B. de C.V.
20120578 .....	G	Linn Energy, LLC; BP p.l.c.; Linn Energy, LLC.
20120580 .....	G	SandRidge Energy, Inc.; Riverstone/Carlyle Global Energy and Power Fund IV (FT), L.P.; SandRidge Energy, Inc.
20120588 .....	G	George A. Steiner Trust; Palace Laundry, Inc.; George A. Steiner Trust.
<b>03/12/2012</b>		
20120565 .....	G	Energy Capital Partners II-A, LP; The AES Corporation Energy Capital Partners II-A, LP.
20120585 .....	G	Brazos Equity Fund 11, L.P.; Road Infrastructure Investment Holdings, Inc.; Brazos Equity Fund II, L.P.
20120589 .....	G	Advanced Micro Devices, Inc.; SeaMicro, Inc.; Advanced Micro Devices, Inc.
20120593 .....	G	Arkansas Electric Cooperative Corporation; GDF Suez S.A.; Arkansas Electric Cooperative Corporation.
20120596 .....	G	First Reserve Fund XI, L.P.; Antero Resources LLC; First Reserve Fund XI, L.P.
<b>03/15/2012</b>		
20120587 .....	G	SEACOR Holdings Inc.; Superior Energy Services, Inc.; SEACOR Holdings Inc.
20120590 .....	G	Warburg Pincus Private Equity X, L.P.; Wicks Communications & Media Partners III, L.P.; Warburg Pincus Private Equity X, L.P.
<b>03/16/2012</b>		
20120591 .....	G	Park-Ohio Holdings Corp.; Sun Capital Partners IV, L.P.; Park-Ohio Holdings Corp.
20120598 .....	G	Park-Ohio Holdings Corp.; Sun Capital Partners V, L.P.; Park-Ohio Holdings Corp.
20120600 .....	G	SS&C Technologies Holdings, Inc.; Thomson Reuters Corporation; SS&C Technologies Holdings, Inc.
20120603 .....	G	Kellogg Company; The Procter & Gamble Company; Kellogg Company.
20120608 .....	G	DCP Midstream Partners, LP; ConocoPhillips; DCP Midstream Partners, LP.
20120609 .....	G	DCP Midstream Partners, LP; Spectra Energy Corp.; DCP Midstream Partners, LP.
20120611 .....	G	Arlon Food and Agriculture Partners LP; Edward Billington and Son, Limited; Arlon Food and Agriculture Partners LP.
20120612 .....	G	Kelso Investment Associates VIII, L.P.; Quad-C Partners VII, L.P.; Kelso Investment Associates VIII, L.P.
20120613 .....	G	Arlon Food and Agriculture Partners LP; Imperial Sugar Company; Arlon Food and Agriculture Partners LP.
<b>03/21/2012</b>		
20120538 .....	G	Snow Phipps Group MV, L.P.; Paresh Ghelani; Snow Phipps Group MV, L.P.
20120576 .....	G	URS Corporation; Flint Energy Services Ltd.; URS Corporation.
20120617 .....	G	The Andersons, Inc.; Arnaizing Energy Holding Company, LLC; The Andersons, Inc.
20120618 .....	G	Heckmann Corporation; Goldman Sachs Group, Inc.; Heckmann Corporation.
20120621 .....	G	EPE Acquisition, LLC; El Paso Corporation; EPE Acquisition, LLC.
<b>03/22/2012</b>		
20120602 .....	G	TA XI L.P.; CyOptics, Inc.; TA XI L.P.
20120610 .....	G	TowerBrook Investors III, L.P.; HDS Investment Holding, Inc.; TowerBrook Investors III, L.P.
20120623 .....	G	Levine Leichtman Capital Partners IV, L.P.; Gridiron Capital Fund, L.P.; Levine Leichtman Capital Partners IV, L.P.
<b>03/23/2012</b>		
20120494 .....	G	CCMP Capital Investors II, L.P.; Willis Stein & Partners III, L.P.; CCMP Capital Investors II, L.P.
20120583 .....	G	eBay Inc.; WHI Solutions, Inc.; eBay Inc.
20120614 .....	G	Berkshire Hathaway Inc.; Sager Electrical Supply Company, Inc.; Berkshire Hathaway Inc.
20120626 .....	G	The Bank of Nova Scotia; Poydras Capital, LLC; The Bank of Nova Scotia.

EARLY TERMINATIONS GRANTED—Continued  
MARCH 1, 2012 THRU MARCH 31, 2012

20120627 .....	G	Wendel SA; Loma International Corporation; Wendel SA.
20120628 .....	G	Mercer International Inc.; Fibrek Inc.; Mercer International Inc.
20120629 .....	G	Precision Castparts Corp.; RathGibson Holding Co. LLC; Precision Castparts Corp.
20120630 .....	G	Audax Private Equity Fund III, L.P.; Brazos Equity Fund III, L.P.; Audax Private Equity Fund III, L.P.
20120632 .....	G	Ocwen Financial Corporation; Morgan Stanley; Ocwen Financial Corporation.
20120636 .....	G	Wynnchurch Capital Partners III, L.P.; Mueller Water Products, Inc.; Wynnchurch Capital Partners III, L.P.
20120638 .....	G	Fertitta Investment LLC; Station Holdco LLC; Fertitta Investment LLC.
<b>03/26/2012</b>		
20120569 .....	G	Glory Limited; Carlyle Europe Partners III, L.P.; Glory Limited.
20120631 .....	G	Nuance Communications, Inc.; Transcend Services, Inc.; Nuance Communications, Inc.
<b>03/27/2012</b>		
20120586 .....	G	Franz Haniel & Cie. GmbH; G. Thomas Patton, III; Christopher N. Patton; Franz Haniel & Cie. GmbH.
20120649 .....	G	Howard Midstream Energy Partners, LLC; EnCap Energy Infrastructure Fund, L.P.; Howard Midstream Energy Partners, LLC.
<b>03/28/2012</b>		
20120620 .....	G	Golden Gate Capital Opportunity Fund, L.P.; Infor Enterprise Applications Ltd.; Golden Gate Capital Opportunity Fund, L.P.
<b>03/29/2012</b>		
20120648 .....	G	Mr. Mark Zuckerberg; Mr. Mark Zuckerberg; Mr. Mark Zuckerberg.
<b>03/30/2012</b>		
20111374 .....	G	Humana Inc.; Arcadian Management Services, Inc.; Humana Inc.
20120633 .....	G	OHI Parent, Inc.; Osmose Holdings, Inc.; OHI Parent, Inc.
20120637 .....	G	Wellspring Capital Partners V, L.P.; Industrial Growth Partners III, L.P.; L.P.
20120644 .....	G	MDCP VI-A Global Investments, LP; Pinafore Investment Cooperatief U.A.; MDCP VI-A Global Investments, LP.
20120653 .....	G	Riverside Capital Appreciation Fund V LP; The Riverstone Group, LLC; Fund V LP.
20120655 .....	G	Sumitomo Corporation; Midas, Inc.; Sumitomo Corporation.
20120657 .....	G	The Procter & Gamble Company; New Chapter, Inc.; The Procter & Gamble Company.

*For Further Information Contact:*

Renee Chapman, Contact  
Representative, or  
Theresa Kingsberry,  
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Office, Bureau Of Competition, Room  
H-303, Washington, DC 20580, (202)  
326-3100.

By Direction of the Commission.

**Donald S. Clark,**  
*Secretary.*

[FR Doc. 2012-8734 Filed 4-12-12; 8:45 am]

**BILLING CODE 6750-01-M**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

### Findings of Research Misconduct

**AGENCY:** Office of the Secretary, HHS.  
**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Office of Research Integrity (ORI) has taken final action in the following case:

*Peter J. Francis, M.D., Ph.D., Oregon Health Sciences University:* Based on the report of an investigation conducted by Oregon Health Sciences University (OHSU) and additional analysis conducted by ORI in its oversight review, ORI found that Dr. Peter J. Francis, Associate Professor, Casey Eye Institute, OHSU, engaged in research misconduct in research reported in two grant applications, R01 EY021214-01 and resubmitted as R01 EY021214-01A1, that he submitted to the National Eye Institute (NEI), National Institutes of Health (NIH).

Specifically, ORI finds that the Respondent fabricated results of a pilot experiment in which he claimed to have injected retinal pigment epithelial (RPE) cells obtained from Rhesus monkey embryonic stem cells (ECS) into a strain of rats (RCS) that develops retinal degeneration.

Respondent claimed that after the injection of ECS-derived RPE cells 21 days postnatal, the rats were tested at day 60 postnatal for optomotor acuity, and that the retinal histology of eyes receiving ECS-derived RPE cells, compared to mock-injected controls,

showed enhanced photoreceptor preservation and no adverse effects. Respondent admitted that this experiment had not been conducted either by the time the original grant application had been submitted or by the time the later R01 EY021214-01A1 application was submitted.

Dr. Francis has entered into a Voluntary Settlement Agreement (Agreement) and has voluntarily agreed for a period of two (2) years, beginning on March 29, 2012:

(1) To have his research supervised; Respondent agrees to ensure that prior to the submission of an application for U.S. Public Health Service (PHS) support for a research project on which the Respondent's participation is proposed and prior to Respondent's participation in any capacity on PHS-supported research, the institution employing him must submit a plan for supervision of Respondent's duties to ORI for approval; the plan for supervision must be designed to ensure the scientific integrity of Respondent's research contribution; Respondent agrees that he shall not participate in any PHS-supported research after sixty