

between approximate position 40°42'01" N, 074°00'39" W (east of The Battery) to 40°41'36" N, 074°00'52" W (point north of Governors Island) and north of a line drawn from the point north of Governors Island to the southwest corner of Pier 7 North, Brooklyn; and south of a line drawn between 40°42'14.8" N, 074°00'20.3" W (Wall Street, Manhattan), and the northwest corner of Pier 2 North, Brooklyn (NAD 1983).

(2) *Randalls and Wards Islands*: All waters of the East River between the Hell Gate Rail Road Bridge (mile 8.2), and a line drawn from a point at approximate position 40° 47'27.12" N, 073° 54'35.14" W (Lawrence Point, Queens) to a point at approximate position 40° 47'52.55" N, 073° 54'35.25" W (Port Morris Stacks), and all waters of the Bronx Kill southeast of the Bronx Kill Rail Road Bridge (mile 0.6) (NAD 1983).

(3) *Marine Air Terminal, La Guardia Airport*: All waters of Bowery Bay, Queens, New York, south of a line drawn from the western end of La Guardia Airport at approximate position 40°46'47" N 073°53'05" W to the Rikers Island Bridge at approximate position 40°46'51" N 073°53'21" W and east of a line drawn between the point at the Rikers Island Bridge to a point on the shore in Queens, New York, at approximate position 40°46'36" N 073°53'31" W (NAD 1983).

(4) *United Nations*. All waters of the East River bound by the following points: 40°44'37" N, 073°58'16.5" W (the base of East 35th Street, Manhattan), then east to 40°44'34.5" N, 073°58'10.5" W (about 175 yards offshore of Manhattan), then northeasterly to 40°45'29" N, 073°57'26.5" W (about 125 yards offshore of Manhattan at the Queensboro Bridge), then northwesterly to 40°45'31" N, 073°57'30.5" W (Manhattan shoreline at the Queensboro Bridge), then southerly to the starting point at 40°44'37" N, 073°58'16.5" W (NAD 1983).

(5) *United Nations West Channel Closure*. All waters of the East River north of a line drawn from approximate position 40°44'37" N, 073°58'16.5" W (the base of East 35th Street, Manhattan), to approximate position 40°44'31.04" N, 073°58'03.10" W (approximately 400 yards east of the Manhattan shoreline), all waters west of a line drawn from approximate position 40°44'31.04" N, 073°58'03.10" W (approximately 400 yards east of the Manhattan shoreline), to the southern tip of Roosevelt Island at approximate position 40°44'57.96" N, 073°57'41.57" W, then along the western shoreline of Roosevelt Island to the Queensboro

Bridge, and all waters south of the Queensboro Bridge (NAD 1983).

(6) *United Nations Full River Closure*. All waters of the East River north of a line drawn from approximate position 40°44'37" N, 073°58'16.5" W (the base of East 35th Street, Manhattan), to approximate position 40°44'23" N, 073°57'44.5" W (Hunters Point, Long Island City), and south of the Queensboro Bridge (NAD 1983).

(b) *Definitions*.

As used in this section—

*Designated representative* means any Coast Guard commissioned, warrant, or petty officer who has been designated by the COTP to act on the COTP's behalf. The designated representative may be on a Coast Guard vessel, or onboard a federal, state, or local agency vessel that is authorized to act in support of the Coast Guard.

*Dignitary* means the President or Vice President of the United States, or visiting heads of foreign states or governments.

(c) *Regulations*.

(1) In accordance with the general regulations in 33 CFR part 165, no person or vessel may enter or move within a security zone created by this section while it is activated unless granted permission to do so by the COTP New York or the designated representative.

(2) The security zone described in paragraph (a)(4) of this section is in effect at all times.

(d) *Notification of Enforcement*. Coast Guard Sector New York will provide actual notice to mariners for the purpose of enforcement. The COTP will also provide notice to the maritime public regarding the activation of these security zones by appropriate means, which may include but are not limited to a Local Notice to Mariners or marine information broadcasts, and at <http://homeport.uscg.mil/newyork>.

(e) *Contact Information*. Vessel operators desiring to enter or operate within the security zone shall telephone the COTP at 718-354-4356 or the designated representative via VHF channel 16 to request permission to do so.

(f) *Vessel Operators and Persons Authorized within a Security Zone*. Vessel operators and persons given permission to enter or operate in the security zone must comply with all directions given to them by the COTP or the designated representative. Upon being hailed by a U.S. Coast Guard or New York City police vessel by siren, radio, flashing lights, or other means, the operator of a vessel shall proceed as directed. Those vessels may be required

to anchor or moor up to a waterfront facility.

\* \* \* \* \*

Dated: July 23, 2012.

G. Loebel,

Captain, U.S. Coast Guard, Captain of the Port New York.

[FR Doc. 2012-22293 Filed 9-10-12; 8:45 am]

BILLING CODE 9110-04-P

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 167

[USCG-2011-0351]

### Port Access Route Study: The Atlantic Coast from Maine to Florida

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of availability; interim report.

**SUMMARY:** The U. S. Coast Guard is making available an interim report issued by the Atlantic Coast Port Access Route Study (ACPARS) workgroup. The interim report provides status of the workgroup efforts and the remaining requirements to complete the study. The Coast Guard welcomes comments on the interim report or submission of additional information for consideration by the workgroup.

**DATES:** Comments and related material must reach the Docket Management Facility on or before October 11, 2012.

**ADDRESSES:** You may submit comments identified by docket number USCG-2011-0351 using any one of the following methods:

(1) *Federal eRulemaking Portal:* <http://www.regulations.gov>.

(2) *Fax:* 202-493-2251.

(3) *Mail:* Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590-0001.

(4) *Hand delivery:* Same as mail address above, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202-366-9329. To avoid duplication, please use only one of these four methods. See the "Public Participation and Request for Comments" portion of the **SUPPLEMENTARY INFORMATION** section below for instructions on submitting comments.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice of study contact Emile Benard, ACPARS Project Manager, telephone 757-398-

6221, email [Emile.R.Benard@uscg.mil](mailto:Emile.R.Benard@uscg.mil) or submit questions to [ACPARS@uscg.mil](mailto:ACPARS@uscg.mil). If you have questions on viewing or submitting material to the docket, call Ms. Renee K. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

#### SUPPLEMENTARY INFORMATION:

### I. Public Participation and Request for Comments

We encourage you to participate in this study by submitting comments and related materials. All comments received will be posted, without change, to <http://www.regulations.gov> and will include any personal information you have provided.

#### A. Submitting Comments

If you submit comments, please include the docket number for this rulemaking (USCG-2011-0351), indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. You may submit your comments and material online, or by fax, mail or hand delivery, but please use only one of these means. We recommend that you include your name and a mailing address, an email address, or a telephone number in the body of your document so that we can contact you if we have questions regarding your submission.

To submit your comment online, go to <http://www.regulations.gov>, click on the "submit a comment" box, which will then become highlighted in blue. In the "Document Type" drop down menu select "Notice" and enter "USCG-2011-0351" in the "Keyword" box. Click "Search" then click on the balloon shape in the "Actions" column and type your comments. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit them by mail and would like to know that they reached the Facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period.

#### B. Viewing the Comments and Documents

To view the comments and documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, click on the "read comments" box, which will then become highlighted in blue. In the "Keyword" box enter "USCG-2011-0351" and click "Search." Click the "Open Docket Folder" in the "Actions"

column. If you do not have access to the internet, you may view the docket online by visiting the Docket Management Facility in Room W12-140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. We have an agreement with the Department of Transportation to use the Docket Management Facility.

#### C. Privacy Act

Anyone can search the electronic form of comments received into any of our dockets by the name of the individual submitting the comment (or by the individual signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review a Privacy Act, system of records notice regarding our public dockets in the January 17, 2008, issue of the **Federal Register** (73 FR 3316).

### II. Background and Purpose

The Coast Guard announced in the **Federal Register** (76 FR 27288, May 11, 2011) that it was conducting a Port Access Route Study (PARS) to evaluate the continued applicability of, and the need for modifications to, current vessel routing measures or the creation of new routing measures off the Atlantic Coast from Maine to Florida. The impetus for the study was the Department of Interior's launch of the "Smart from the Start" renewable energy initiative that began with planning for wind development off the Atlantic Coast. The original comment period closed on August 9, 2011. A second comment period was announced to gather additional information and closed January 31, 2012. The initial announcement contains definitions and useful background information concerning the PARS. The public is encouraged to review the initial announcement.

The data gathered during the Atlantic Coast Port Access Route Study (ACPARS) may result in establishment of one or more new vessel routing measures, modification of existing routing measures, or disestablishment of existing routing measures off the Atlantic Coast from Maine to Florida. The goal of the ACPARS is to maintain or enhance navigational safety by examining existing shipping routes and waterway uses, and, to the extent practicable, reconcile the paramount right of navigation within designated port access routes with other reasonable waterway uses such as the leasing of outer continental shelf blocks for the construction and operation of offshore

renewable energy facilities. The recommendations of the study may lead to future rulemaking action or appropriate international agreements.

The Coast Guard established the Atlantic Coast Port Access Route Study Workgroup to carry out the study and also coordinate efforts to support Coast Guard participation as a Cooperating Agency in the Bureau of Ocean Energy Management's efforts to identify priority areas for wind development.

The progress of the WG to date, as well as what remains to be accomplished have been compiled in an interim report dated July 13, 2012. The ACPARS Interim Report is being made available to the public through this **Federal Register** notice. The report will be available on the **Federal Register** docket and also on the ACPARS Web site at [www.uscg.mil/lantarea/acpars](http://www.uscg.mil/lantarea/acpars).

### III. ACPARS Interim Report—Executive Summary

The Atlantic Coast Port Access Route Study Workgroup (WG) was chartered on 11 May 2011, and was given three objectives to complete within the limits of available resources: (1) Determine whether the Coast Guard should initiate actions to modify or create safety fairways, Traffic Separation Schemes (TSSs) or other routing measures; (2) Provide data, tools and/or methodology to assist in future determinations of waterways suitability for proposed projects; and (3) Develop, in the near term, Automated Identification System (AIS) products and provide other support as necessary to assist Districts with all emerging coastal and offshore energy projects. The WG has conducted public and stakeholder outreach including two public comment periods advertised in the **Federal Register**. The WG has faced challenges in the lack of Coast Guard (CG) capability to fully analyze AIS data and in identifying funding to perform modeling and analysis. This resulted in an inability to predict changes in traffic patterns or determine the resultant change in navigational safety risk given different siting scenarios of offshore renewable energy installations. However, the WG has developed a methodology for initially classifying lease blocks as: not suitable (Red), may be suitable with more study (Yellow) or suitable (Green), based on proximity to shipping routes. This methodology has been used by the CG to provide input to the Bureau of Ocean Energy Management (BOEM) regarding the potential impact to navigation of areas being proposed for wind energy development. The WG has determined, given the lack of complete AIS data and rudimentary analysis to

date, that recommending even preliminary routing measures is not appropriate at this time. The WG has concluded that modeling and analysis, as described in the Phase 3 of the ACPARS interim report, is critical to determine if routing measures are appropriate and to evaluate the change in navigational safety risk resulting from different siting and routing scenarios. The CG is working with BOEM to develop a project to perform the Phase 3 modeling and analysis. This project is scheduled to begin in late summer 2012. The Coast Guard is also contracting the services of a Geographic Information System (GIS) analyst to support efforts to better characterize vessel traffic and further explore creating initial proposals for routing measures independent of the Phase 3 modeling and analysis.

This notice is issued under authority of 33 U.S.C. 1223(c) and 5 U.S.C. 552.

Dated: August 31, 2012.

**Robert C. Parker,**

*Vice Admiral, U.S. Coast Guard, Commander, Atlantic Area.*

[FR Doc. 2012-22295 Filed 9-10-12; 8:45 am]

**BILLING CODE 9110-04-P**

## LIBRARY OF CONGRESS

### Copyright Office

#### 37 CFR Part 201

[Docket No. 2012-5]

#### Verification of Statements of Account Submitted by Cable Operators and Satellite Carriers

**AGENCY:** Copyright Office, Library of Congress.

**ACTION:** Notice of proposed rulemaking: Extension of reply comment period.

**SUMMARY:** The Copyright Office is extending the deadline for filing reply comments in response to its Notice of Proposed Rulemaking concerning the verification of Statements of Account and royalty payments that are deposited with the Office by cable operators and satellite carriers. Initial comments are available for review on the Copyright Office Web site.

**DATES:** Reply comments on the proposed regulation must be received in the Office of the General Counsel of the Copyright Office no later than 5 p.m. Eastern Daylight Time (EDT) on October 3, 2012.

**ADDRESSES:** The Copyright Office strongly prefers that comments be submitted electronically. A comment submission page is posted on the Copyright Office Web site at <http://www.copyright.gov/docs/soaaudit>.

[www.copyright.gov/docs/soaaudit](http://www.copyright.gov/docs/soaaudit). The Web site interface requires submitters to complete a form specifying name and other required information, and to upload comments as an attachment. To meet accessibility standards, all comments must be uploaded in a single file in either the Adobe Portable Document File (PDF) format that contains searchable, accessible text (not an image); Microsoft Word; WordPerfect; Rich Text Format (RTF); or ASCII text file format (not a scanned document). The maximum file size is 6 megabytes (MB). The name of the submitter and organization should appear on both the form and the face of the comments. All comments will be posted publicly on the Copyright Office Web site exactly as they are received, along with names and organizations if provided. If electronic submission of comments is not feasible, please contact the Copyright Office at (202) 707-8380 for special instructions.

#### FOR FURTHER INFORMATION CONTACT:

Tanya Sandros, Deputy General Counsel, or Erik Bertin, Attorney Advisor, Copyright GC/I&R, P.O. Box 70400, Washington, DC 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

**SUPPLEMENTARY INFORMATION:** On June 14, 2012, the Copyright Office published a notice of proposed rulemaking and request for comments concerning a new regulation that will allow copyright owners to audit the Statements of Account and royalty fees that cable operators and satellite carriers deposit with the Copyright Office under Sections 111 and 119 of the Copyright Act. The Office received comments on the proposed regulation from groups representing copyright owners, cable operators, and satellite carriers, which have been posted on the Copyright Office Web site at <http://www.copyright.gov/docs/soaaudit/comments/index.html>. The notice of proposed rulemaking stated that reply comments would be due on September 12, 2012.

On August 24, 2012, the Office received a joint motion to extend the reply comment period by three weeks [[http://www.copyright.gov/docs/soaaudit/soa\\_audit.html](http://www.copyright.gov/docs/soaaudit/soa_audit.html)]. The motion was filed by the National Cable & Telecommunications Association ("NCTA"),<sup>1</sup> the Joint Sports Claimants,

<sup>1</sup> The NCTA is a trade association that represents cable operators. Many of the NCTA's members file Statements of Account with and pay royalties to the Copyright Office under the statutory license set forth in Section 111 of the Copyright Act, which allows them to retransmit television and radio programs that are embodied in local and distant broadcast transmissions.

and the Program Suppliers.<sup>2</sup> Specifically, the moving parties asked the Office to extend the deadline for reply comments until October 3, 2012 in order to determine whether there is any common ground among the NCTA, the Joint Sports Claimants, and the Program Suppliers concerning certain aspects of the proposed regulation. If so, the moving parties stated that they may be able to narrow the issues that they discuss in their reply comments, which in turn, may narrow the issues that need to be resolved in this rulemaking. The NCTA, the Joint Sports Claimants, and the Program Suppliers stated that they have been in contact with each other, but due to prior commitments, they will not be able to engage in meaningful negotiations until shortly before the current deadline.

In the interest of giving the NCTA, the Joint Sports Claimants, the Program Suppliers, and any other interested parties an opportunity to discuss the proposed regulation amongst themselves and to determine if the parties are able to narrow the issues that the Office needs to consider, the Office has decided to extend the deadline for filing reply comments by a period of three weeks, making reply comments due by October 3, 2012.

Dated: September 6, 2012.

**Tanya Sandros,**

*Deputy General Counsel.*

[FR Doc. 2012-22320 Filed 9-10-12; 8:45 am]

**BILLING CODE 1410-30-P**

## LIBRARY OF CONGRESS

### Copyright Office

#### 37 CFR Part 201 and 210

[Docket No. 2012-7]

#### Mechanical and Digital Phonorecord Delivery Compulsory License

**AGENCY:** Copyright Office, Library of Congress.

**ACTION:** Notice of proposed rulemaking: Extension of comment and reply comment periods.

**SUMMARY:** The Copyright Office is extending the deadline for filing comments and reply comments

<sup>2</sup> Both the Joint Sports Claimants and the Program Suppliers represent copyright owners who are the beneficiaries of the royalties that are paid under the Section 111 and 119 statutory licenses. Generally speaking, the Joint Sports Claimants represent copyright owners that produce professional and college sports programming, while the Program Suppliers represent copyright owners that produce and/or syndicate movies, programs, and specials that are broadcast by television stations.