

recommendations of GALL AMP XI.M29, "Aboveground Metallic Tanks," (f) corrosion under insulation, (g) external volumetric examination of internal piping surfaces of underground piping, (h) specific guidance for use of the pressurization option for inspecting elastomers in GALL AMP XI.M38, and (i) key miscellaneous changes to the GALL Report

III. Proposed Action

By this action, the NRC is requesting public comments on draft LR-ISG-2012-02. This LR-ISG proposes certain revisions to NRC guidance on implementation of the requirements in 10 CFR Part 54. The NRC staff will make a final determination regarding issuance of the LR-ISG after it considers any public comments received in response to this request.

Dated at Rockville, Maryland, this 4th day of April, 2013.

For the Nuclear Regulatory Commission.

John W. Lubinski,

Director, Division of License Renewal, Office of Nuclear Reactor Regulation.

[FR Doc. 2013-08699 Filed 4-11-13; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

Sunshine Act Meeting

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Public Law 94-409, that the Securities and Exchange Commission will hold a fixed income roundtable discussion on Tuesday, April 16, 2013, in the Multipurpose, Room L-006. The meeting will begin at 8:30 a.m. and will be open to the public, with seating on a first-come, first-served basis. Doors will open at 8:00 a.m. Visitors will be subject to security checks. The roundtable will be webcast on the Commission's Web site at www.sec.gov and will be archived for later viewing.

On April 2, 2013, the Commission published notice of the roundtable discussion (Release No. 34-69275), indicating that the event is open to the public and inviting the public to submit written comments to the Commission. This Sunshine Act notice is being issued because a majority of the Commission may attend the roundtable discussion.

The agenda for roundtable includes opening remarks followed by four panel discussions. The participants in the first panel will discuss the characteristics of the municipal securities market today,

and how that market has evolved in recent years. The participants in the second panel will focus on the characteristics of the corporate bond and asset-backed securities markets today, how those markets have evolved in recent years, and how they compare to the municipal securities market. The participants in the third panel will discuss whether there are any steps that might be taken to improve the transparency, liquidity, efficiency, or other aspects of the structure of the municipal securities market. The participants in the fourth panel will discuss whether there are any steps that might be taken to improve the transparency, liquidity, efficiency, or other aspects of the structure of the corporate bond and asset-backed securities markets.

For further information, please contact the Office of the Secretary at (202) 551-5400.

Dated: April 9, 2013.

Elizabeth M. Murphy,

Secretary.

[FR Doc. 2013-08746 Filed 4-10-13; 11:15 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-69338; File No. SR-CBOE-2013-019]

Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Order Approving a Proposed Rule Change Relating to Market-Maker Continuous Quoting Obligations

April 8, 2013.

I. Introduction

On February 4, 2013, Chicago Board Options Exchange, Incorporated ("CBOE" or "Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹ and Rule 19b-4 thereunder,² a proposed rule change to amend CBOE's rules relating to Market-Maker³ continuous quoting obligations. The proposed rule change was published for comment in the **Federal Register** on February 22, 2013.⁴ The Commission did not receive any

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ CBOE Rule 8.1 defines "Market-Maker" as "an individual Trading Permit Holder ["TPH"] or a TPH organization that is registered with the Exchange for the purpose of making transactions as dealer-specialist on the Exchange."

⁴ See Securities Exchange Act Release No. 68944 (February 15, 2013), 78 FR 12377 ("Notice").

comment letters regarding the proposal. This order approves the proposed rule change.

II. Description of the Proposal

The Exchange proposes to amend its rules to exclude intra-day add-on series ("Intra-day Adds") from Market-Makers' continuous quoting obligations on the day during which such series are added for trading.⁵ In addition, the Exchange proposes to permit Preferred Market-Makers ("PMMs"),⁶ Lead Market-Makers ("LMMs"),⁷ DPMs,⁸ and Electronic DPMs ("e-DPMs")⁹ (Market-Makers, PMMs, LMMs, DPMs, and e-DPMs are collectively referred to as "Market-Makers" unless the context provides otherwise) to receive participation entitlements in all Intra-day Adds on the day during which such series are added for trading provided that the Market-Maker meets all other requirements to receive a participation entitlement set forth in the applicable rules.¹⁰

III. Discussion and Commission's Findings

After careful review, the Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange.¹¹ In particular, the Commission finds that the proposed rule change is consistent with Section 6(b)(5) of the Act,¹² which requires, among other things, that the rules of a national securities exchange be designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of

⁵ See *id.* at 12377. According to the Exchange, Intra-day Adds are series that are added to the Exchange system after the opening of the Exchange, rather than prior to the beginning of trading. See *id.*

⁶ CBOE Rule 8.13 defines "Preferred Market Maker" as a Market-Maker designated by a TPH to receive that TPH's orders in a specific class.

⁷ CBOE Rule 8.15A defines "Lead Market-Maker" as a Market-Maker in good standing appointed by the Exchange in an option class for which a Designated Primary Market-Maker ("DPM") has not been appointed.

⁸ CBOE Rule 8.80 defines "Designated Primary Market-Maker" as a "TPH organization that is approved by the Exchange to function in allocated securities as a Market-Maker (as defined in Rule 8.1) and is subject to the obligations under Rule 8.85."

⁹ CBOE Rule 8.92 defines "Electronic DPM" as "a TPH organization that is approved by the Exchange to remotely function in allocated option classes as a DPM and to fulfill certain obligations required of DPMs except for Floor Broker and Order Book Official obligations."

¹⁰ See Notice, *supra* note 4, 78 FR at 12377.

¹¹ In approving this proposal, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

¹² 15 U.S.C. 78f(b)(5).

trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest.

According to CBOE, several Market-Makers have communicated to the Exchange that their trading systems do not automatically produce continuous quotes in Intra-day Adds on the trading day during which those series are added and that the only way they could quote in these series on the trading day during which they were added would be to shut down and restart their systems.¹³ Further, the Exchange states that Market-Makers have indicated that the work that would be required to modify their systems to permit quoting in Intra-day Adds would be significant and costly.¹⁴ In addition, the Exchange indicates that Intra-day Adds represent only approximately 0.0046% of the average number of series listed on the Exchange each trading day, and that Market-Makers will still be obligated to provide continuous two-sided markets in a substantial number of series in their appointed classes.¹⁵

In addition, the Exchange intends to implement changes to continuous quoting obligations. The Exchange represents that given the pending heightened quoting obligations and the considerable costs that would otherwise be involved for Market-Makers to adjust their systems to quote Intra-day Adds on the trading day during which they are listed, several PMMs have informed the Exchange that they intend to withdraw from the PMM program, while other Market-Makers have requested that the Exchange suspend their pending applications to join the PMM program.

The Exchange believes that it would be impracticable, particularly given that a number of Market-Makers use their systems to quote on multiple markets and not solely on the Exchange, for Market-Makers to turn off their entire systems to accommodate quoting in Intra-day Adds on the day during which those series are added on the Exchange. In addition, the Exchange believes this would interfere with the continuity of its market and reduce liquidity, which would ultimately harm investors and contradicts the purpose of the Market-Maker continuous quoting obligations.

The Exchange does not believe that the proposed rule change would adversely affect the quality of the Exchange's markets or lead to a material decrease in liquidity. Rather, the Exchange believes that its current

market structure, with its high rate of participation by Market-Makers, permits the proposed rule change without fear of losing liquidity. The Exchange also believes that market-making activity and liquidity could materially decrease without the proposed rule change to exclude Intra-day Adds from Market-Maker continuous quoting obligations on the trading day during which they are added for trading.

The Exchange believes that this proposed relief will encourage Market-Makers to continue appointments and other TPHs to request Market-Maker appointments, and, as a result, expand liquidity in options classes listed on the Exchange to the benefit of the Exchange and its TPHs and public customers. The Exchange believes that its Market-Makers would be disadvantaged without this proposed relief, and other TPHs and public customers would also be disadvantaged if Market-Makers withdrew from appointments in options classes, resulting in reduced liquidity and volume in these classes.

In addition, the Exchange believes that the proposed rule change to clarify that Market-Makers may receive participation entitlements in Intraday Adds on the day during which such series are added for trading if it satisfies the other entitlement requirements as set forth in Exchange rules, even if the rules do not require the Market-Makers to continuously quote in those series, will incentivize Market-Makers to quote in series in which they are not required to quote, which may increase liquidity in their appointed classes.

The Exchange's proposal to exclude Intra-day Adds from Market-Makers' continuous electronic quoting obligations on the day during which such series are added for trading would not affect Market-Makers' other obligations. For example, Market-Makers will still be required to engage in activities that constitute a course of dealings reasonably calculated to contribute to the maintenance of a fair and orderly market,¹⁶ including (1) to compete with other Market-Makers to improve markets in all series of options classes comprising their appointments; (2) to make markets that, absent changed market conditions, will be honored in accordance with firm quote rules; and (3) to update market quotations in response to changed market conditions in their appointed options classes and to assure that any market quote it causes to be disseminated is accurate.¹⁷ In addition, the proposed rule change would not excuse a Market-Maker from

its obligation to submit a single quote or to maintain continuous quotes in one or more series of a class to which the Market-Maker is appointed when called upon by an Exchange official if, in the judgment of such official, it is necessary to do so in the interest of maintaining a fair and orderly market.¹⁸

The Commission notes that the Exchange believes that Market-Makers would be required to shut down and restart their systems, or make costly systems changes, in order to quote in Intra-day Adds. A requirement for Market-Makers to maintain continuous electronic quotes in Intra-day Adds, which represents a minor part of Market-Makers' overall obligations, may not justify the system resources, or the disruption to trading, the Exchange states would be necessary to accommodate quoting in Intra-day Adds. Accordingly, the Commission believes that the Exchange's proposal concerning Intra-day Adds would remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest.

IV. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,¹⁹ that the proposed rule change (SR-CBOE-2013-019) is approved.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.²⁰

Kevin M. O'Neill,

Deputy Secretary.

[FR Doc. 2013-08603 Filed 4-11-13; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-69343; File No. SR-BX-2013-026]

Self-Regulatory Organizations; NASDAQ OMX BX, Inc.; Order Granting Accelerated Approval of a Proposed Rule Change To Adopt Chapter V, Section 3 Subparagraph (d)(iv) Regarding Obvious Error or Catastrophic Error Review

April 8, 2013.

I. Introduction

On March 14, 2013, NASDAQ OMX BX, Inc. ("Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section

¹³ See Notice, *supra* note 4, 78 FR at 12378.

¹⁴ See *id.*

¹⁵ See *id.* at 12379.

¹⁶ See CBOE Rule 8.7(a).

¹⁷ See CBOE Rule 8.7(b).

¹⁸ See CBOE Rule 8.7(d)(iv).

¹⁹ 15 U.S.C. 78s(b)(2).

²⁰ 17 CFR 200.30-3(a)(12).