

for the safety of IFR aircraft executing a procedure turn (PT) maneuver as part of the IAP at Laramie Regional Airport. Additional airspace is also necessary to accommodate aircraft executing a new holding pattern published at Laramie Regional Airport, Laramie, WY. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class E airspace designations are published in paragraph 6005 of FAA Order 7400.9P, dated September 1, 2006, and effective September 15, 2006, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in that Order.

### The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) part 71 by revising Class E airspace at Laramie, WY. Additional airspace is also necessary to accommodate aircraft executing a new holding pattern published at Laramie Regional Airport, Laramie, WY. Additionally, this action reflects a change in the airport name from General Brees Field to Laramie Regional Airport.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep operationally current. Therefore, this regulation: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

### Adoption of the Amendment

■ In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

### PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E. O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

#### § 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9P, Airspace Designations and Reporting Points, dated September 1, 2006, and effective September 15, 2006, is amended as follows:

*Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.*

\* \* \* \* \*

#### ANM WY E5 Laramie, WY [Revised]

Laramie Regional Airport, WY

(Lat. 41°18'43" N., long. 105°40'30" W.)

Laramie VORTAC

(Lat. 41°20'16" N., long. 105°43'15" W.)

Medicine Bow VOR/DME

(Lat. 41°50'44" N., long. 106°00'15" W.)

That airspace extending upward from 700 feet above the surface within a 7.9-mile radius of Laramie Regional Airport, and within 4.8 miles south and 8.3 miles north of the Laramie VORTAC 301 radial extending from the 7.9-mile radius to 16.1 miles northwest of the VORTAC, and within 4.3 miles each side of the Laramie VORTAC 126 radial extending from the 7.9-mile radius to 18.3 miles southeast of the VORTAC; that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at the Medicine Bow VOR/DME southwest to lat. 41°30'00" N., long. 106°27'00" W., thence southeast to lat. 41°00'00" N., long. 105°30'00" W., thence east along lat. 41°00'00" N., to long. 105°15'00" W., thence north to 41°30'00" N., long. 105°15'00" W., thence to point of beginning.

\* \* \* \* \*

Issued in Seattle, Washington, on May 11, 2007.

**Clark Desing,**

*Manager, System Support, Western Service Area.*

[FR Doc. E7–10256 Filed 5–29–07; 8:45 am]

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### DEPARTMENT OF HOMELAND SECURITY

#### Coast Guard

#### 33 CFR Part 117

[CGD05–07–056]

RIN 1625–AA–09

#### Drawbridge Operation Regulations; Intracoastal Waterway (ICW); Manasquan River, Brielle, NJ

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, Fifth Coast Guard District, has approved a temporary deviation from the regulations governing the operation of the Route 35 Bridge, at ICW mile 1.1, across Manasquan River at Brielle, New Jersey. This deviation allows the drawbridge to remain closed-to-navigation from 9:30 p.m. to 11:59 p.m. on July 4, 2007, to facilitate traffic control during the annual fireworks display.

**DATES:** This deviation is effective from 9:30 p.m. to 11:59 p.m. on July 4, 2007.

**ADDRESSES:** Materials referred to in this document are available for inspection or copying at Commander (dpb), Fifth Coast Guard District, Federal Building, 1st Floor, 431 Crawford Street, Portsmouth, VA 23704–5004 between 8 a.m. and 4 p.m., Monday through Friday, except Federal holidays. The telephone number is (757) 398–6222. Commander (dpb), Fifth Coast Guard District maintains the public docket for this temporary deviation.

#### FOR FURTHER INFORMATION CONTACT:

Waverly W. Gregory, Jr., Bridge Administrator, Fifth Coast Guard District, at (757) 398–6222.

**SUPPLEMENTARY INFORMATION:** The Route 35 Bridge, a lift drawbridge, has a vertical clearance in the closed position to vessels of 30 feet, above mean high water.

The Point Pleasant Beach Police Department, on behalf of the bridge owner, the New Jersey Department of Transportation, has requested a temporary deviation from the current operating regulation set out in 33 CFR 117.733(b) to close the drawbridge to navigation for the sole purpose of motor vehicle traffic control before, during and after the fireworks display that is scheduled for Wednesday, July 4, 2007.

To facilitate traffic control during the 4th of July fireworks display, the Route 35 Bridge will be maintained in the closed-to-navigation position from 9:30 p.m. to 11:59 p.m. on July 4, 2007.

This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: May 18, 2007.

**Waverly W. Gregory, Jr.**

Chief, Bridge Administration Branch, Fifth Coast Guard District.

[FR Doc. E7-10276 Filed 5-29-07; 8:45 am]

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**LIBRARY OF CONGRESS**

**Copyright Royalty Board**

**37 CFR Part 380**

[Docket No. 2005-1 CRB DTRA]

**Digital Performance Right in Sound Recordings and Ephemeral Recordings**

**AGENCY:** Copyright Royalty Board, Library of Congress.

**ACTION:** Final rule; technical amendment.

**SUMMARY:** The Copyright Royalty Judges, on behalf of the Copyright Royalty Board of the Library of Congress, are making a technical amendment in the regulation regarding the royalty fees for the public performance of sound recordings and for ephemeral recordings under two statutory licenses to clarify the appropriate Aggregate Tuning Hour usage rate calculation option for the transition period of 2006 and 2007 for non-music programming.

**EFFECTIVE DATE:** May 30, 2007.

**FOR FURTHER INFORMATION CONTACT:** Richard Strasser, Senior Attorney, or Gina Giuffreda, Attorney Advisor. Telephone: (202) 707-7658. Telefax: (202) 252-3423.

**SUPPLEMENTARY INFORMATION:** On May 1, 2007, the Copyright Royalty Judges (“Judges”) announced their final determination of the rates and terms for two statutory licenses, permitting certain digital performances of sound recordings and the making of ephemeral recordings, for the period beginning January 1, 2006, and ending on December 31, 2010. 72 FR 24084 (May 1, 2007). The Final Determination included a transition phase for 2006 and 2007 to use Aggregate Tuning Hours (“ATH”) to estimate usage as permitted under the prior fee regime in order to facilitate a smooth transition to the fee structure adopted in the Final Determination. 72 FR 24086. Such ATH usage rate calculation options are set forth in § 380.3(a).

On May 8, 2007, Radio Broadcasters<sup>1</sup> requested the Judges to clarify whether the appropriate ATH usage rate calculation option available for the transition period of 2006 and 2007 was inadvertently misstated because the incorrect starting point was identified for the “prior fees” row for non music-programming (i.e., \$0.0008 instead of \$0.000762). None of the other parties in the proceeding filed any pleading about the request. The Judges considered the Radio Broadcasters’ request under their authority in section 803(c)(4) of the Copyright Act, title 17 of the United States Code, which authorizes them to correct “any technical or clerical errors in the determination \* \* \* that would frustrate the proper implementation of the determination” and requires them to distribute to the participants of the proceeding such correction and to publish the correction in the **Federal Register**.

After full consideration of the Radio Broadcasters’ request, the Judges concluded that such clerical error indeed had been made. Consequently, in accordance with 17 U.S.C. 804(c)(4), the Judges issued an order to the participants in the proceeding acknowledging the clerical error and setting forth the corrected ATH usage rate calculation option available for non-music programming for the 2006–2007 transition period. See Order Regarding Broadcasters’ Request for Clarification of the Final Determination of Rates and Terms, Docket No. 2005–1 CRB DTRA (May 21, 2007).

Moreover, as further required by 17 U.S.C. 803(c)(4), the Judges today are amending §§ 380.3(a)(1)(ii) and (a)(2)(iii) to reflect, as set forth in the May 21 Order, the correct ATH usage rate calculation option available for non-music programming for the transition period 2006–2007, which is as follows:

NON-MUSIC PROGRAMMING	
Prior Fees .....	\$0.000762 per ATH.
2006 .....	\$0.0008 per ATH.
2007 .....	\$0.0011 per ATH.

This correction also applies to footnotes 33 and 55 in Sections IV.C.1.d.i. and IV.D.1., respectively, of the Final Determination.

Because this amendment is being made simply for the purpose of correcting a clerical error, the Judges find that there is good cause to make it effective immediately.

<sup>1</sup> Radio Broadcasters include Bonneville International Corp., Clear Channel Communications, Inc., Susquehanna Radio Corp., and The National Religious Broadcasters Music License Committee (“NRBMLC”).

**List of Subjects in 37 CFR Part 380**

Copyright, Sound recordings.

**Final Regulation**

■ For the reasons set forth in the preamble, 37 CFR part 380 is amended as follows:

**PART 380—RATES AND TERMS FOR CERTAIN ELIGIBLE NONSUBSCRIPTION TRANSMISSIONS, NEW SUBSCRIPTION SERVICES AND THE MAKING OF EPHEMERAL REPRODUCTIONS**

■ 1. The authority citation for part 380 continues to read as follows:

**Authority:** 17 U.S.C. 112(e), 114(f).

**§ 380.3 [Amended]**

■ 2. Section 380.3 is amended as follows:

- a. In paragraph (a)(1)(ii), by removing “\$0.0008” and adding “\$0.000762” in its place, by removing “\$0.0011” and adding “\$0.0008” in its place, and by removing “\$0.0014” and adding “\$0.0011” in its place; and
- b. In paragraph (a)(2)(iii), by removing “\$0.0008” and adding “\$0.000762” in its place, by removing “\$0.0011” and adding “\$0.0008” in its place, and by removing “\$0.0014” and adding “\$0.0011” in its place.

Dated: May 23, 2007.

**James Scott Sledge,**

Chief Copyright Royalty Judge.

[FR Doc. E7-10366 Filed 5-29-07; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[EPA-R09-OAR-2007-0236; FRL-8315-9]

**Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Direct final rule.

**SUMMARY:** EPA is taking direct final action to approve revisions to the San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD) portion of the California State Implementation Plan (SIP). These revisions concern Oxides of Nitrogen (NO<sub>x</sub>) emissions from Boilers, Steam Generators and Process Heaters (2.0 MMBtu/hr to 5.0 MMBtu/hr, and 0.075 MMBtu/hr to 2.0 MMBtu/hr); Dryers, Dehydrators, and Ovens; Natural Gas-Fired, Fan-Type