

standard risk disclosure statements concerning the risk of trading commodity interests; and (2) to retain all promotional material and the source of authority for information contained therein. The purpose of these rules is to ensure that customers are advised of the risks of trading commodity interests and to avoid fraud and misrepresentation. The rules also contain procedures for contract market designation and product review and approval. These rules are promulgated pursuant to the Commission's rulemaking authority contained in sections 2, 3, 4, 4c, 4d, 4f, 5, and 8(a)(5) of the Act, 7 U.S.C. 2, 5, 6, 6c, 6d, 6f, 7, and 12(a)(5).

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for the CFTC's regulations were published on December 30, 1981. See 46 FR 63035 (Dec. 30, 1981). The **Federal Register** notice with a 60-day comment period soliciting comments on this collection of information was published on November 12, 2008 (73 FR 66846).

*Burden statement:* The respondent burden for this collection is estimated to average .10 hours per response.

*Respondents/Affected Entities:* 413.

*Estimated number of responses:* 20,376.

*Estimated total annual burden on respondents:* 7,885 hours.

*Frequency of collection:* On occasion.

Send comments regarding the burden estimated or any other aspect of the information collection, including suggestions for reducing the burden, to the addresses listed below. Please refer to OMB Control No. 3038-0007 in any correspondence.

William Penner, Division of Clearing and Intermediary Oversight, Commodity Futures Trading Commission, 1155 21st Street, NW., Washington, DC 20581, and

Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for CFTC, 725 17th Street, Washington, DC 20503.

Dated: January 12, 2009.

**David A. Stawick,**

*Secretary of the Commission.*

[FR Doc. E9-1146 Filed 1-16-09; 8:45 am]

**BILLING CODE 6351-01-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Intent To Grant Partially Exclusive Patent License; DRS Technologies, Inc.

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The Department of the Navy hereby gives notice of its intent to grant to DRS Technologies, Inc., a revocable, nonassignable, partially exclusive license in the United States to practice the Government-Owned invention(s) described in U.S. Patent Application 11/832,065 entitled "Wireless Self-Contained Relay Device", file date Aug. 1, 2007; and U.S. Patent Application 11/832,103 entitled "Relay Device Deployer System" file date Aug. 1, 2007.

**DATES:** Anyone wishing to object to the grant of this license must file written objections along with supporting evidence, if any, not later than February 5, 2009.

**ADDRESSES:** Written objections are to be filed with the Office of Research and Technology Applications, Space and Naval Warfare Systems Center, San Diego, Code 72120, 53560 Hull St., San Diego, CA 92152-5001.

**FOR FURTHER INFORMATION CONTACT:** Stephen H. Lieberman, PhD, Office of Research and Technology Applications, Space and Naval Warfare Systems Center, San Diego, Code 72120, 53560 Hull St., San Diego, CA 92152-5001, telephone: 619-553-2778, e-Mail: [stephen.lieberman@navy.mil](mailto:stephen.lieberman@navy.mil).

**Authority:** 35 U.S.C. 207, 37 CFR Part 404.

Dated: January 13, 2009.

**A.M. Vallandingham**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E9-1034 Filed 1-16-09; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Intent to Grant Partially Exclusive Patent License; Gem City Engineering Company

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The Department of the Navy hereby gives notice of its intent to grant to Gem City Engineering Company, a revocable, nonassignable, partially exclusive license in the United States to practice the Government-Owned

invention(s) described in U.S. Patent Application 11/832,065 entitled "Wireless Self-Contained Relay Device", file date Aug 1, 2007; and U.S. Patent Application 11/832,103 entitled "Relay Device Deployer System" file date Aug 1, 2007.

**DATES:** Anyone wishing to object to the grant of this license must file written objections along with supporting evidence, if any, not later than February 5, 2009.

**ADDRESSES:** Written objections are to be filed with the Office of Research and Technology Applications, Space and Naval Warfare Systems Center, San Diego, Code 72120, 53560 Hull St, San Diego, CA 92152-5001.

**FOR FURTHER INFORMATION CONTACT:** Stephen H. Lieberman, PhD, Office of Research and Technology Applications, Space and Naval Warfare Systems Center, San Diego, Code 72120, 53560 Hull St, San Diego, CA 92152-5001, telephone: 619-553-2778, E-Mail: [stephen.lieberman@navy.mil](mailto:stephen.lieberman@navy.mil).

**Authority:** 35 U.S.C. 207, 37 CFR Part 404.

Dated: January 13, 2009.

**A.M. Vallandingham,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E9-1039 Filed 1-16-09; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Record of Decision for Homeporting of Additional Surface Ships at Naval Station Mayport, FL

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The Department of the Navy (DON), after carefully weighing the strategic, operational, and environmental consequences of the proposed action, announces its decision to homeport one nuclear-powered aircraft carrier (CVN) at Naval Station (NAVSTA) Mayport. Today's decision does not relocate a specific CVN to NAVSTA Mayport. It does initiate a multi-year process for developing operational, maintenance, and support facilities at NAVSTA Mayport to support homeporting of one CVN.

This multi-year process includes implementing projects for dredging and dredged material disposal, construction of CVN nuclear propulsion plant maintenance facilities, wharf improvements, transportation improvements, and construction of a

parking structure to replace existing parking that would be displaced by development of the CVN nuclear propulsion plant maintenance facilities. The projects necessary to create the capacity to support CVN homeporting could be completed as early as 2014. No CVN homeport change will occur before operational, maintenance, and support facility projects are completed.

Selection of the CVN to be homeported at NAVSTA Mayport would not occur until approximately one year prior to the ship's transfer to NAVSTA Mayport. Selection of a specific CVN for homeporting at NAVSTA Mayport will be based upon then current operational needs, strategic considerations, and maintenance cycles.

The DON environmental analysis included extensive studies regarding impacts associated with dredging, facility construction, and homeport operations. The environmental analysis undertaken by the DON included lengthy and detailed consultations with regulatory agencies, such as the U.S. Fish and Wildlife Service (USFWS) and the National Marine Fisheries Service (NMFS), regarding impacts to endangered and threatened species, and the U.S. Army Corps of Engineers (USACE) and the Environmental Protection Agency (EPA) regarding dredging operations and the in-water disposal of dredged materials. Public awareness and participation were integral components of the Environmental Impact Statement (EIS) process.

**SUPPLEMENTARY INFORMATION:** The Record of Decision (ROD) has been distributed to all those individuals who requested a copy of the Final EIS and agencies and organizations that received a copy of the Final EIS. The complete text of the Navy's ROD is available for public viewing on the project Web site at <http://www.mayporthomeportingeis.com>, along with copies of the FEIS and supporting documents. Single copies of the ROD will be made available upon request by contacting Naval Facilities Engineering Command, Southeast, Attn: Mr. Royce Kemp, Building 903, Naval Air Station, Jacksonville, FL 32212-0030 Phone: 904-542-6899.

Dated: January 14, 2009.

**A.M. Vallandingham,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E9-1099 Filed 1-16-09; 8:45 am]

**BILLING CODE 3810-FF-P**

**DEPARTMENT OF DEFENSE**

**Department of the Navy**

**Notice of Intent To Prepare a Supplemental Environmental Impact Statement/Supplemental Overseas Environmental Impact Statement for Employment of Surveillance Towed Array Sensor System Low Frequency Active (SURTASS LFA) Sonar.**

**AGENCY:** Department of the Navy, DoD.  
**ACTION:** Notice.

**SUMMARY:** Pursuant to the National Environmental Policy Act (NEPA) and Executive Order 12114, the Navy is announcing its intent to prepare a Supplemental Environmental Impact Statement (SEIS)/Supplemental Overseas Environmental Impact Statement (SOEIS) for the employment of SURTASS LFA sonar.

**DATES:** Written comments regarding the scope of this environmental document must be submitted within 45 days of January 21, 2009.

**ADDRESSES:** Written comments on the scope of the SURTASS LFA Sonar SEIS/SOEIS should be addressed to: Chief of Naval Operations, Code N872A, c/o SURTASS LFA Sonar SEIS/SOEIS Program Manager, 4100 Fairfax Drive, Suite 730, Arlington, Virginia 22203; or e-mail: [eisteam@mindspring.com](mailto:eisteam@mindspring.com).

**FOR FURTHER INFORMATION CONTACT:** Chief of Naval Operations, Code N872A, c/o SURTASS LFA Sonar SEIS/SOEIS Program Manager, 4100 Fairfax Drive, Suite 730, Arlington, Virginia 22203; or e-mail: [eisteam@mindspring.com](mailto:eisteam@mindspring.com).

**SUPPLEMENTARY INFORMATION:** The Final Overseas Environmental Impact Statement and Environmental Impact Statement (OEIS/EIS) for the Surveillance Towed Array Sensor System Low Frequency Active (SURTASS LFA) Sonar was completed in January 2001 and supplemented in April 2007 by the SURTASS LFA Sonar Supplemental EIS (SEIS). The Assistant Secretary of the Navy (Installations and Environment) (ASN(I&E)) reviewed the SURTASS LFA Sonar SEIS and, based upon review of the comparative analysis of the potential for environmental and socioeconomic effects from the five alternatives presented in the Final SEIS, announced the decision to employ up to four SURTASS LFA sonar systems with certain geographical restrictions and other mitigation designed to reduce adverse effects on the marine environment. This decision implemented the preferred alternative, Alternative 2, identified in the Final SEIS.

ASN (I&E) found that the analysis in the SEIS had taken the requisite "hard look" at the environmental consequences of the decision to employ the SURTASS LFA sonar and issued the Record of Decision (ROD) on August 15, 2007.

However, in recognition of continued concerns raised in litigation over employment of the SURTASS LFA sonar system, to support issuance of a new Final Rule under the Marine Mammal Protection Act (MMPA) for the taking of marine mammals incidental to employment of SURTASS LFA sonar systems, and to continue the Navy's commitment to responsible stewardship of the marine environment, the Deputy Assistant Secretary of the Navy (Environment) (DASN(E)) has determined that the purposes of NEPA would be furthered by the preparation of an additional supplemental analysis related to employment of the system. This analysis will focus on potential offshore (i.e., greater than 12 nautical miles (nm) (22 kilometers (km)) from any coastline) biologically important areas (OBIA) in regions of the world where the Navy intends to use the SURTASS LFA sonar systems for routine training, testing, and military operations. The new SEIS/SOEIS will also include further analysis of whether, in some locations, using a larger coastal standoff distance, where the continental shelf extends farther than the current 12 nm standoff distance, is practicable for SURTASS LFA sonar. Further analysis of the potential for cumulative impacts involving other active sonar sources will also be addressed in the new SEIS/SOEIS. Once completed, information developed from these analyses will be used to assist the Navy in determining how to employ SURTASS LFA sonar, including the selection of operating areas that the Navy requires for routine training, testing, and military operations in requests for MMPA Letters of Authorization (LOAs) submitted to the National Marine Fisheries Service (NMFS). NMFS will be a cooperating agency under NEPA regulation (40 CFR 1501.6) for the development of the SEIS/SOEIS. The SEIS/SOEIS will comply with both NEPA and Executive Order 12114.

The Navy and NMFS are soliciting scoping comments on the above topics. With respect to any potential offshore biologically important areas in regions of the world where SURTASS LFA sonar may operate, for purposes of this NEPA analysis these areas are defined in the SURTASS LFA Final OEIS/EIS as areas outside of 12 nm (22 km) from any coastline, including islands, where marine animals of concern (those