

Diffraction and X-Ray Reflectometry analysis.

The goals of this consortium include the development of standardized terminology and modeling methods, which will facilitate parameter comparisons between different instrument software and improve customer confidence in X-ray characterization techniques. The approach will compare results from industrial X-ray modeling and refinement approaches with NIST X-ray metrology-based approaches to establish consistency in parameter determination and in uncertainty analysis. The long-term goal of this collaboration will be NIST recommendations for X-ray data measurement and analysis methods. Recommended measurement and analysis methods in conjunction with future Standard Reference Materials will establish SI traceability between X-ray measurement and structural model parameters.

NIST staff members along with at least one technical representative from each participating member company will conduct X-ray software data refinements. Membership in the Consortium is open to the X-ray instrument vendor community, particularly equipment manufacturers with commercially available X-ray analysis software applicable to the comparative study. The term of the consortium is intended to be 5 years.

DATES: The meeting will take place on Thursday, August 10, 2006 from 5:30 p.m. to 6:30 p.m. Interested parties should contact NIST at the address, telephone number or FAX number shown below to confirm their interest in attending this meeting.

ADDRESSES: The meeting will take place at the Denver Marriott Tech Center Hotel, 4900 S. Syracuse Street, Denver, CO 80237, Room: Evergreen Ballroom.

FOR FURTHER INFORMATION CONTACT: Donald Windover or James P. Cline, Ceramics Division, National Institute of Standards and Technology (NIST), 100 Bureau Drive, MS 8520, Gaithersburg, MD 20899. Telephone: (301) 975-6102 or (301) 975-5793, FAX: 301 975-5334; e-mail: donald.windover@nist.gov or james.cline@nist.gov.

SUPPLEMENTARY INFORMATION: Any program undertaken will be within the scope and confines of The Federal Technology Transfer Act of 1986 (Pub. L. 99-502, 15 U.S.C. 3710a), which provides Federal laboratories including NIST, with the authority to enter into cooperative research agreements with qualified parties. Under this law, NIST may contribute personnel, equipment, and facilities but no funds to the

cooperative research program. This is not a grant program.

Dated: June 19, 2006.

Hratch G. Semerjian,

Deputy Director.

[FR Doc. E6-10099 Filed 6-26-06; 8:45 am]

BILLING CODE 3510-13-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 061406C]

Endangered Species; File No. 1557

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; issuance of permit.

SUMMARY: Notice is hereby given that Molly Lutcavage, Department of Zoology, 177 A Spaulding Hall, University of New Hampshire, Durham, NH 03824-2617, has been issued a permit to take leatherback (*Dermochelys coriacea*) for purposes of scientific research.

ADDRESSES: The permit and related documents are available for review upon written request or by appointment in the following office(s):

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)427-2521; and Northeast Region, NMFS, One Blackburn Drive, Gloucester, MA 01930-2298; phone (978)281-9200; fax (978)281-9371.

FOR FURTHER INFORMATION CONTACT: Patrick Opay or Kate Swails, (301)713-2289.

SUPPLEMENTARY INFORMATION: On January 6, 2006, notice was published in the **Federal Register** (71 FR 916) that a request for a scientific research permit to take leatherback sea turtles had been submitted by the above-named individual. The requested permit has been issued under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

The primary purpose of the proposed research is to investigate leatherback sea turtle regional behavior and movements in near-shore waters off the northeastern United States and to identify their dispersal in relation to oceanographic conditions and fishing activities. The

research will also help establish baseline health assessments, genetic identities, sex ratios, and stable isotope composition of leatherback sea turtle tissues and prey. Researchers will conduct research on up to 12 leatherback sea turtles annually. Researchers will use animals that have been disentangled from fishing gear by the stranding network or they will capture the animals using a breakaway hoopnet. Turtles will be measured, weighed, photographed and video taped, flipper and passive integrated transponder (PIT) tagged, blood sampled, cloacal swabbed, nasal swabbed, skin sampled, tagged with electronic instruments (e.g., satellite transmitters), and released. The research permit is issued for 5 years.

Issuance of this permit, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of any endangered or threatened species, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: June 21, 2006.

P. Michael Payne,

Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. E6-10113 Filed 6-26-06; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF COMMERCE

Patent and Trademark Office

Admittance To Practice and Roster of Registered Patent Attorneys and Agents Admitted To Practice Before the United States Patent and Trademark Office (USPTO)

ACTION: Proposed collection; comment request.

SUMMARY: The United States Patent and Trademark Office (USPTO), as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the continuing information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before August 28, 2006.

ADDRESSES: You may submit comments by any of the following methods:

E-mail: Susan.Brown@uspto.gov.

Include "0651-0012 comment" in the subject line of the message.

Fax: 571-273-0112, marked to the attention of Susan Brown.

Mail: Susan K. Brown, Records Officer, Office of the Chief Information Officer, Architecture, Engineering and Technical Services, Data Architecture and Services Division, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

Federal e-Rulemaking Portal:
<http://www.regulations.gov>

FOR FURTHER INFORMATION CONTACT:

Requests for additional information should be directed to the attention of Christine Nucker, U.S. Patent and Trademark Office, Mail Stop OED, P.O. Box 1450, Alexandria, VA 22313-1450; by telephone at 571-272-6071; or by e-mail at http://www.oed@uspto.gov.

SUPPLEMENTARY INFORMATION:

I. Abstract

This collection of information is required by 35 U.S.C. 2(b)(2)(D), which permits the United States Patent and Trademark Office (USPTO) to establish regulations governing the recognition and conduct of agents, attorneys or other persons representing applicants or other parties before the USPTO. This statute also permits the USPTO to require information from applicants that shows that they are of good moral character and reputation and have the necessary qualifications to assist applicants with the patent process and to represent them before the USPTO.

The USPTO administers the statute through 37 CFR 1.21, 10.14 and 11.5 to 11.11. These rules address the requirements to apply for the examination for registration and to

demonstrate eligibility to be a registered attorney or agent before the USPTO, including the fee requirements. The Office of Enrollment and Discipline (OED) collects information to determine the qualifications of individuals entitled to represent applicants before the USPTO in the preparation and prosecution of applications for a patent. The OED also collects information to administer and maintain the roster of attorneys and agents registered to practice before the USPTO. Information concerning registered attorneys and agents is published by the OED in a public roster that can be accessed through the USPTO Web site.

The information in this collection is used by the USPTO to review applications for the examination for registration and to determine whether an applicant may be added to, or an existing practitioner may remain on, the Register of Patent Attorneys and Agents.

There are five forms associated with this information collection. Fourteen new requirements and three new forms are being introduced into this collection. The three new forms are Annual Practitioner Registration Fee (Form PTO-2126), Sponsor Application for USPTO CLE Course Approval (PTO-2149), and Certification of Attendance at USPTO Approved CLE Training (PTO-2150).

II. Method of Collection

By mail to the USPTO when the individual desires to participate in the information collection.

III. Data

OMB Number: 0651-0012.

Form Number(s): PTO-158, PTO-158A, PTO/275, PTO-107A and PTO-1209. New forms being introduced into the collection are PTO-2126, PTO-2149 and PTO-2150.

Type of Review: Revision of a currently approved collection.

Affected Public: Individuals or households; business or other for-profit; the Federal Government; and state, local or tribal governments.

Estimated Number of Respondents: 72,122 responses per year.

Estimated Time per Response: The USPTO estimates that it will take the public approximately 5 minutes to 40 hours, depending upon the complexity of the situation, to gather, prepare, and submit the various documents in this information collection.

Estimated Total Annual Respondent Burden Hours: 89,475 hours per year.

Estimated Total Annual Respondent Cost Burden: 20,707,900. The cost to respondents for taking the registration examination is estimated to be at the rate of 39 per hour, for a cost burden of 955,500. The USPTO estimates that the remaining items in this collection will be prepared by associate attorneys in private firms. Using the professional hourly rate of 304 per hour for associate attorneys in private firms, the USPTO estimates 19,752,400 per year in respondent cost burden associated with the remaining items in this information collection.

| Item | Estimated time for response | Estimated annual responses | Estimated annual burden hours |
|---|-----------------------------|----------------------------|-------------------------------|
| Application for Registration to Practice Before the United States Patent and Trademark Office (includes both the computerized exam and the USPTO-administered exam): Form PTO-158. | 30 minutes .. | 3,500 | 1,750 |
| Application for Registration to Practice Before the United States Patent and Trademark Office (former examiners; examination waived): Form PTO-158. | 30 minutes .. | 100 | 50 |
| Application for Registration to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.6(c) by a Foreign Resident (applicant does not take the exam): Form PTO-158A. | 30 minutes .. | 100 | 50 |
| Registration Examination to Become a Registered Practitioner | 7 hours | 3,500 | 24,500 |
| Undertaking under 37 CFR 11.10(b): PTO/275 | 20 minutes .. | 520 | 172 |
| Data Sheet—Register of Patent Attorneys and Agents (individuals passing the registration exam): PTO-107A. | 10 minutes .. | 1,995 | 339 |
| Data Sheet—Register of Patent Attorneys and Agents (Foreign applicants): PTO-107A | 10 minutes .. | 100 | 17 |
| Data Sheet—Register of Patent Attorneys and Agents (former examiners seeking registration): PTO-107A. | 10 minutes .. | 100 | 17 |
| Oath or Affirmation: PTO-1209 | 5 minutes | 2,195 | 176 |
| Reinstatement to the Register: PTO-107A | 10 minutes .. | 60 | 10 |
| Written Request for Reconsideration and Further Review of Disapproval Notice of Application | 90 minutes .. | 5 | 8 |
| Petitions to the Director of the Office of Enrollment and Discipline | 45 minutes .. | 2 | 2 |
| Petition for Reinstatement after Disciplinary Removal | 40 hours | 4 | 160 |
| Annual Practitioner Registration Fee: Form PTO-2126 | 10 minutes .. | 24,920 | 4,236 |
| Annual Fee, Limited Recognition: Form PTO-2126 | 10 minutes .. | 200 | 34 |
| Voluntary Inactive Status: Form PTO-2126 | 10 minutes .. | 2,000 | 340 |
| Request for Restoration to Active Status from Voluntary Inactive Status: Form PTO-2126 | 10 minutes .. | 700 | 119 |
| Balance Due on Restoration to Active Status from Voluntary Inactive Status: Form PTO-2126 | 10 minutes .. | 700 | 119 |
| Delinquency Fee: Form PTO-2126 | 10 minutes .. | 2,100 | 357 |

| Item | Estimated time for response | Estimated annual responses | Estimated annual burden hours |
|--|-----------------------------|----------------------------|-------------------------------|
| Reinstatement Fee: (fee required to be paid after the due date of the required annual fee): Form PTO-2126. | 10 minutes .. | 420 | 71 |
| Sponsor Application for USPTO Continuing Legal Education (CLE): Form PTO-2149 | 1 hour | 350 | 350 |
| Certification of Attendance at USPTO-approved CLE Training: Form PTO-2150 | 1 hour | 350 | 350 |
| Practitioner Request for Paper Version of CLE | 5 minutes | 100 | 8 |
| On-line Version of the Seminar CLE | 2 hours | 28,000 | 56,000 |
| Paper Version of the CLE | 2 hours | 100 | 200 |
| Practitioner's supporting documentation for a motion to hold in abeyance a disciplinary proceeding because of a current disability or addiction. | 40 hours | 1 | 40 |
| Total | | 72,122 | 89,475 |

Estimated Total Annual (non-hour) Respondent Cost Burden: 3,940,412.
There are no capital start-up or maintenance costs associated with this information collection. There are, however, non-hour costs due to record keeping requirements, filing fees, and postage costs.

There are record keeping costs as a result of the Oath which includes a

notary public requirement. The average fee for having a document notarized is 2. The USPTO estimates that it will receive 2,195 responses to this information collection per year as a result of this notary requirement, for a total cost of 4,390 per year.

There are also filing fees associated with this collection. The application fees for registration to practice before

the USPTO vary depending on whether the applicant is a current applicant, a former examiner, or a foreign resident. The fee for administration of the computerized examination to become a registered patent practitioner also varies depending on how the examination is administered. The total annual non-hour cost burden associated with filing fees is 3,919,900.

| Item | Responses | Filing fee (\$) | Total non-hour cost burden (a) × (b) |
|--|-----------|-----------------|--------------------------------------|
| | (a) | (b) | (c) |
| Application for Registration to Practice Before the United States Patent and Trademark Office | 3,500 | \$40.00 | \$140,000.00 |
| Registration examination fee for administration of computerized examination to become a registered patent practitioner administered by the USPTO (USPTO-administered exam) | 25 | 450.00 | 11,250.00 |
| Registration examination fee for administration of computerized examination to become a registered patent practitioner administered by a commercial entity (Computer exam) | 3,475 | 200.00 | 695,000.00 |
| Application for Registration to Practice Before the United States Patent and Trademark Office, as applicable when used for registration fees only (former examiners; examination waived) | 100 | 40.00 | 4,000.00 |
| Application for Registration to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.6(c) by a Foreign Resident (examination waived) | 100 | 40.00 | 4,000.00 |
| Undertaking under 37 CFR 11.10(b) | 520 | 0 | 0.00 |
| Data Sheet—Register of Patent Attorneys and Agents (includes applicants that passed the examination, former examiners, and foreign applicants) | 2,195 | 100.00 | 219,500.00 |
| Oath or Affirmation | 2,195 | 0 | 0.00 |
| Reinstatement to the Register | 60 | 40.00 | 2,400.00 |
| Written Request for Reconsideration and further review of Disapproval Notice of Application | 5 | 130.00 | 650.00 |
| Petition to the Director of the Office of Enrollment and Discipline | 2 | 130.00 | 260.00 |
| Petition for Reinstatement after Disciplinary Removal | 4 | 1,600.00 | 6,400.00 |
| Annual Practitioner Registration Fee | 24,920 | 100.00 | 2,492,000.00 |
| Annual Fee, Limited Recognition | 200 | 100.00 | 20,000.00 |
| Voluntary Inactive Status | 2,000 | 25.00 | 50,000.00 |
| Request for Restoration to Active from Voluntary Inactive Status | 700 | 50.00 | 35,000.00 |
| Balance Due on Restoration to Active from Voluntary Inactive Status | 700 | 75.00 | 52,500.00 |
| Delinquency Fee (fee paid after the due date and for CLE) | 2,100 | 50.00 | 105,000.00 |
| Reinstatement Fee (required to be paid after the due date of the required annual fee or CLE) | 420 | 100.00 | 42,000.00 |
| Sponsor Application for USPTO CLE | 350 | 60.00 | 21,000.00 |
| Certification of Attendance at USPTO-approved CLE Training | 350 | 0 | 0.00 |
| Practitioner request for paper version of CLE program and furnished narrative | 100 | 75.00 | 7,500.00 |
| Online version of the Seminar CLE | 28,000 | 0 | 0.00 |
| Paper version of the CLE | 100 | 0 | 0.00 |
| Practitioner's supporting documentation for a motion to hold in abeyance a disciplinary proceeding because of a current disability or addiction | 1 | 11,440.00 | 11,440.00 |
| Total | 72,122 | | 3,919,900.00 |

The General Requirements Bulletin for Admission to the Examination for Registration to Practice in Patent Cases

before the USPTO states that all business with the USPTO should be transacted in writing. The actions of the

OED will be based exclusively on the written record in the USPTO (37 CFR 1.2). Personal attendance is

unnecessary. All documents may be submitted to the USPTO by first-class mail through the United States Postal Service. Mailed submissions should include a certificate of mailing for each

piece of correspondence enclosed, stating the date of deposit or transmission to the USPTO. The USPTO estimates that the average first-class postage cost for responses to this

collection will vary from 39 cents for one ounce to \$4.05, depending on the individual submission. The total annual non-hour cost burden associated with postage costs is \$16,122.

| Item | Responses | Postage cost (\$) | Total non-hour cost burden (a) × (b) |
|---|-----------|-------------------|--------------------------------------|
| | (a) | (b) | (c) |
| Application for Registration to Practice Before the United States Patent and Trademark Office (includes both the computerized exam and the USPTO-administered exam) | 3,500 | \$0.63 | \$2,205.00 |
| Application for Registration to Practice Before the United States Patent and Trademark Office (former examiners; examination waived) | 100 | 0.63 | 63.00 |
| Application for Registration to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.6(c) by a Foreign Resident (applicant does not take the exam) | 100 | 0.39 | 39.00 |
| Registration Examination to become a Registered Practitioner | 3,500 | 0 | 0.00 |
| Undertaking under 37 CFR 11.10(b) | 520 | 0 | 0.00 |
| Data Sheet—Register of Patent Attorneys and Agents (includes applicants that passed the examination, former examiners, and foreign applicants) | 2,195 | 0.39 | 856.00 |
| Oath or Affirmation | 2,195 | 0 | 0.00 |
| Reinstatement to the Register | 60 | 0.39 | 23.00 |
| Written Request for Reconsideration and further review of Disapproval Notice of Application | 5 | 0.63 | 3.00 |
| Petition to the Director of the Office of Enrollment and Discipline | 2 | 1.59 | 3.00 |
| Petition for Reinstatement after Disciplinary Removal | 4 | 0.87 | 3.00 |
| Annual Practitioner Registration Fee | 24,920 | 0.39 | 9,719.00 |
| Annual Fee, Limited Recognition | 200 | 0.39 | 78.00 |
| Voluntary Inactive Status | 2,000 | 0.39 | 780.00 |
| Request for Restoration to Active from Voluntary Inactive Status | 700 | 0.39 | 273.00 |
| Balance Due on Restoration to Active from Voluntary Inactive Status | 700 | 0.39 | 273.00 |
| Delinquency Fee (fee paid after the due date and for CLE) | 2,100 | 0.39 | 819.00 |
| Reinstatement Fee (required to be paid after the due date of the required annual fee or CLE) | 420 | 0.39 | 164.00 |
| Sponsor Application for USPTO CLE | 350 | 1.59 | 557.00 |
| Certification of Attendance at USPTO Approved CLE Training | 350 | 0.63 | 221.00 |
| Practitioner request for paper version of CLE program and furnished narrative | 100 | 0.39 | 39.00 |
| On-line version of the Seminar CLE | 28,000 | 0 | 0.00 |
| Paper version of the CLE | 100 | 0 | 0.00 |
| Practitioner's supporting documentation for a motion to hold in abeyance a disciplinary proceeding because of a current disability or addiction | 1 | 4.05 | 4.00 |
| Total | 72,122 | | 16,122.00 |

The USPTO estimates that the total (non-hour) respondent cost burden for this collection in the form of record keeping costs, filing fees, and postage costs is \$3,940,412.

IV. Request for Comments

Comments are invited on:

(a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility;

(b) The accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(d) Ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized or

included in the request for OMB approval of this information collection; they will also become a matter of public record.

Dated: June 20, 2006.

Susan K. Brown,

Records Officer, USPTO, Office of the Chief Information Officer, Architecture, Engineering and Technical Services, Data Architecture and Services Division.

[FR Doc. E6-10085 Filed 6-26-06; 8:45 am]

BILLING CODE 3510-16-P

THE COMMISSION OF FINE ARTS

Notice of Rescheduled Meeting

The next meeting of the Commission of Fine Arts, which was previously scheduled for July 20, 2006, is rescheduled for July 27, 2006 at 10 a.m. in the Commission's offices at the National Building Museum, Suite 312, Judiciary Square, 401 F Street, NW., Washington, DC 20001-2728. Items of discussion affecting the appearance of

Washington, DC, may include buildings, parks and memorials.

Draft agendas and additional information regarding the Commission are available on our Web site: <http://www.cfa.gov>. Inquires regarding the agenda and requests to submit written or oral statements should be addressed to Thomas Luebke, Secretary, Commission of Fine Arts, at the above address or call 202-504-2200. Individuals requiring sign language interpretation for the hearing impaired should contact the Secretary at least 10 days before the meeting date.

Dated in Washington, DC, June 20, 2006.

Thomas Luebke,

Secretary.

[FR Doc. 06-5700 Filed 6-26-06; 8:45 am]

BILLING CODE 6330-01-M