

consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange.⁹ In particular, it is consistent with section 6(b)(4) of the Act,¹⁰ which requires that the rules of a national securities exchange provide for the equitable allocation of reasonable dues, fees, and other charges among its members and issuers and other parties using its facilities, and section 6(b)(5) of the Act,¹¹ which requires, among other things, that the rules of a national securities exchange be designed to promote just and equitable principles of 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, and not be designed to permit unfair discrimination between customers, issuers, brokers, or dealers.

The Commission also finds that the proposed rule change is consistent with the provisions of section 6(b)(8) of the Act,¹² which requires that the rules of an exchange not impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act. Finally, the Commission finds that the proposed rule change is consistent with Rule 603(a) of Regulation NMS,¹³ adopted under section 11A(c)(1) of the Act, which requires an exclusive processor that distributes information with respect to quotations for or transactions in an NMS stock to do so on terms that are fair and reasonable and that are not unreasonably discriminatory.¹⁴

The Commission approved the fee for NYSE Arca Realtime Reference Prices for a pilot period which runs until October 31, 2008.¹⁵ The Commission notes that the Exchange proposes to extend the pilot program for two months. The Exchange proposes no other changes to the existing pilot program.

On June 4, 2008, the Commission approved for public comment a draft approval order that sets forth a market-based approach for analyzing proposals by self-regulatory organizations to

impose fees for “non-core” market data products that would encompass the NYSE Arca Realtime Reference Prices.¹⁶ The Commission believes that the proposal is consistent with the Act for the reasons noted preliminarily in the Draft Approval Order. Pending review by the Commission of comments received on the Draft Approval Order, and final Commission action thereon, the Commission believes that approving NYSE Arca’s proposal to extend the pilot program that imposes a fee for NYSE Arca Realtime Reference Prices for two months would be beneficial to investors and in the public interest, in that it should result in increased broad public dissemination of real-time pricing information. The broader approach ultimately taken by the Commission with respect to non-core market data fees will necessarily guide Commission action regarding fees for the NYSE Arca Realtime Reference Prices beyond the pilot period.

The Commission finds good cause for approving the proposed rule change before the thirtieth day after the date of publication of notice of filing thereof in the **Federal Register**. Accelerating approval of this proposal should benefit investors by facilitating their access to widespread, free, real-time pricing information contained in the NYSE Arca Realtime Reference Prices. Therefore, the Commission finds good cause, consistent with Section 19(b)(2) of the Act,¹⁷ to approve the proposed rule change on an accelerated basis to extend the operation of the pilot until December 31, 2008, while the Commission analyzes comments on the Draft Approval Order.

V. Conclusion

It is therefore ordered, pursuant to section 19(b)(2) of the Act, that the proposed rule change (SR-NYSEArca-2008-122) is hereby approved on an accelerated basis until December 31, 2008.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹⁸

Florence E. Harmon,
Acting Secretary.

[FR Doc. E8-26627 Filed 11-10-08; 8:45 am]

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¹⁶ See Securities Exchange Act Release No. 57917 (June 4, 2008), 73 FR 32751 (June 10, 2008) (Notice of Proposed Order Approving Proposal by NYSE Arca, Inc. to Establish Fees for Certain Market Data and Request for Comment) (“Draft Approval Order”).

¹⁷ 15 U.S.C. 78s(b)(2).

¹⁸ 17 CFR 200.30-3(a)(12).

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

15th Meeting: RTCA Special Committee 206/EUROCAE WG 76 Plenary

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of RTCA Special Committee 206 meeting.

SUMMARY: The FAA is issuing this notice to advise the public of a meeting of RTCA Special Committee 206: Aeronautical Information Services Data Link.

DATES: The meeting will be held December 9–12, 2008 from 9 a.m. to 5 p.m.

ADDRESSES: The meeting will be held at (training facilities), Rua C, Edificio 7, Aeroporto de Lisboa, 1700-008 Sisboa, Portugal. Hosted by: NAV Portugal, <http://www.nav.pt>.

FOR FURTHER INFORMATION CONTACT: José Resendes, jose.resendes@nav.pt also Ana Paula Frangolho—32-2-729 4702.

SUPPLEMENTARY INFORMATION: Pursuant to section 10(a) (2) of the Federal Advisory Committee Act (Pub. L. 92-463, 5 U.S.C., Appendix 2), notice is hereby given for a Special Committee 206 meeting/EUROCAE WG 76. The agenda will include:

9 December

Opening Plenary (Chairman’s Remarks and Introductions, Review and Approve Meeting Agenda and Minutes, Discussion).

- Schedule for this week
- Action Item Review
- Schedule for next meetings Presentations.
- Flight Test Campaign of FLYSAFE—Laurence Mutuel
- Action Items—Gary Livack and Kevin Mattison
- Action Items—Christian Bousmanne
- Others to be determined SPR and INTEROP.

10 December

AIS Subgroup meeting.
Meteorology Subgroup meeting.

11 December

Subgroup 1 and Subgroup 2 meetings.

12 December

Subgroup 1 and Subgroup 2 meetings.
Closing Plenary Session (Other Business, Meeting Plans and Dates, Closing Remarks, Adjourn).

Attendance is open to the interested public but limited to space availability.

⁹ In approving this proposed rule change, the Commission has considered the proposed rule’s impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

¹⁰ 15 U.S.C. 78f(b)(4).

¹¹ 15 U.S.C. 78f(b)(5).

¹² 15 U.S.C. 78f(b)(8).

¹³ 17 CFR 242.603(a).

¹⁴ NYSE Arca is an exclusive processor of its last sale data under Section 3(a)(22)(B) of the Act, 15 U.S.C. 78c(a)(22)(B), which defines an exclusive processor as, among other things, an exchange that distributes data on an exclusive basis on its own behalf.

¹⁵ See *supra* note 3.

With the approval of the chairmen, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on November 5, 2008.

Francisco Estrada C.,

RTCA Advisory Committee.

[FR Doc. E8-26845 Filed 11-10-08; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

[FTA Docket No. FTA-2008-0050]

Agency Information Collection Activity Under OMB Review

AGENCY: Federal Transit Administration, DOT.

ACTION: Notice of request for comments.

SUMMARY: The Federal Transit Administration invites public comment about our intention to request the Office of Management and Budget's (OMB) approval to renew the following information collection: 49 U.S.C. section 5316—Job Access and Reverse Commute Program.

The information to be collected for this program is used to determine eligibility for funding and to monitor the grantees' progress in implementing and completing project activities. The information submitted ensures FTA's compliance with applicable federal laws and OMB Circular A-102. The **Federal Register** Notice with a 60-day comment period soliciting comments was published on September 12, 2008.

DATES: Comments must be submitted before December 12, 2008. A comment to OMB is most effective if OMB receives it within 30 days of publication.

FOR FURTHER INFORMATION CONTACT: Sylvia L. Marion, Office of Administration, Office of Management Planning, (202) 366-6680.

SUPPLEMENTARY INFORMATION:

Title: 49 U.S.C. section 5316—Job Access and Reverse Commute Program.

Abstract: 49 U.S.C. section 5316, the Job Access and Reverse Commute (JARC) Program, authorizes the Secretary of Transportation to make grants to states for areas with a population of less than 200,000 and designated recipients in urbanized areas of 200,000 persons or greater to

transport welfare recipients and other low-income individuals to and from jobs and activities related to employment. Grant recipients are required to make information available to the public and to publish a program of projects which identifies the subrecipients and projects for which the State or designated recipient is applying for financial assistance. FTA uses the information to determine eligibility for funding and to monitor the grantees' progress in implementing and completing project activities. FTA collects performance information annually from designated recipients in rural areas, small urbanized areas, other direct recipients for small urbanized areas, and designated recipients in urbanized areas of 200,000 persons or greater. FTA collects milestone and financial status reports from designated recipients in large urbanized areas on a quarterly basis. The information submitted ensures FTA's compliance with applicable federal laws and OMB Circular A-102.

Estimated Total Annual Burden: 122,374 hours.

ADDRESSES: All written comments must refer to the docket number that appears at the top of this document and be submitted to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503, *Attention:* FTA Desk Officer.

Comments Are Invited on: Whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; ways to enhance the quality, utility, and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Issued On: October 30, 2008.

Ann M. Linnertz,

Associate Administrator for Administration.

[FR Doc. E8-26412 Filed 11-10-08; 8:45 am]

BILLING CODE 4910-57-P

DEPARTMENT OF THE TREASURY

Government Securities: Call for Large Position Reports

AGENCY: Office of the Assistant Secretary for Financial Markets, Treasury.

ACTION: Notice.

SUMMARY: The Department of the Treasury ("Department" or "Treasury") called for the submission of Large Position Reports by those entities whose reportable positions in either the 2% Treasury Notes of September 2010 or the 3½% Treasury Notes of September 2013 equaled or exceeded \$2 billion as of close of business November 6, 2008.

DATES: Large Position Reports must be received before noon Eastern Time on November 14, 2008.

ADDRESSES: The reports must be submitted to the Federal Reserve Bank of New York, Government Securities Dealer Statistical Unit, 4th Floor, 33 Liberty Street, New York, New York 10045; or faxed to 212-720-5030.

FOR FURTHER INFORMATION CONTACT: Lori Santamora, Executive Director; Lee Grandy, Associate Director; or Kevin Hawkins, Government Securities Specialist; Bureau of the Public Debt, Department of the Treasury, at 202-504-3632.

SUPPLEMENTARY INFORMATION: In a press release issued on November 7, 2008, and in this **Federal Register** notice, the Treasury called for Large Position Reports from entities whose reportable positions in the following two securities equaled or exceeded \$2 billion as of the close of business Thursday, November 6, 2008:

- (1) The 2% Treasury Notes of September 2010, or
- (2) The 3½% Treasury Notes of September 2013.

Entities whose reportable positions in either of these notes equaled or exceeded the \$2 billion threshold must submit a report for that security to the Federal Reserve Bank of New York. Entities with positions in these notes below \$2 billion are not required to file reports. Large Position Reports must be received by the Government Securities Dealer Statistical Unit of the Federal Reserve Bank of New York before noon Eastern Time on Friday, November 14, 2008, and must include the required positions and administrative information. The reports may be faxed to (212) 720-5030 or delivered to the Bank at 33 Liberty Street, 4th floor.

The 2% Treasury Notes of September 2010, Series AC-2010, have a CUSIP number of 912828 JL 5, a STRIPS principal component CUSIP number of 912820 RH 2, and a maturity date of September 30, 2010.

The 3½% Treasury Notes of September 2013, Series Q-2013, have a CUSIP number of 912828 JM 3, a STRIPS principal component CUSIP number of 912820 RJ 8, and a maturity date of September 30, 2013.