

appraisal system that has not been certified.

The minimum rate of basic pay for the senior-level (SL) and scientific and professional (ST) rate range was increased by 1.5 percent (\$119,554 in 2010), which is the amount of the across-the-board GS increase. The applicable maximum rate of the SL/ST rate range is level II of the Executive Schedule (\$179,700 in 2010) for SL or ST employees covered by a certified SL/ST performance appraisal system and level III of the Executive Schedule (\$165,300 in 2010) for SL or ST employees covered by an SL/ST performance appraisal system that has not been certified. Agencies with certified performance appraisal systems in 2010 for SES members and employees in SL and ST positions also must apply a higher aggregate limitation on pay—up to the Vice President's salary (\$230,700 in 2010).

By law, SES members and employees in SL and ST positions are not authorized to receive locality payments.

**Note:** An exception applies to SES, SL, and ST employees stationed in a nonforeign area on January 2, 2010, which is explained in an OPM memorandum, CPM 2009–27. (See <http://www.opm.gov/oca/compmemo/index.asp>.)

The Executive order adjusted the rates of basic pay for administrative law judges (ALJs) by 1.5 percent, rounded to the nearest \$100. The maximum rate of basic pay for ALJs is set by law at the rate for level IV of the Executive Schedule, which is now \$155,500. The rate of basic pay for AL–2 is \$151,800. The rates of basic pay for AL–3/A through 3/F range from \$103,900 to \$143,700. (See 5 U.S.C. 5372.)

The rates of basic pay for members of Contract Appeals Boards are calculated as a percentage of the rate for level IV of the Executive Schedule. (See 5 U.S.C. 5372a.) Therefore, these rates of basic pay were increased by approximately 1.5 percent.

On October 23, 2009, the President's Pay Agent extended the 2010 locality-based comparability payments to certain categories of non-GS employees. The Governmentwide categories include ALJs and Contract Appeals Board members. The maximum locality rate of pay for these employees is the rate for level III of the Executive Schedule (\$165,300 in 2010).

On December 23, 2009, OPM issued a memorandum (CPM 2009–23) on the January 2010 pay adjustments. (See <http://www.opm.gov/oca/compmemo/index.asp>.) The memorandum transmitted Executive Order 13525 and provided the 2010 salary tables, locality

pay areas and percentages, and information on general pay administration matters and other related information. The “2010 Salary Tables” posted on OPM's Web site at: <http://www.opm.gov/oca/10tables/index.asp> are the official rates of pay for affected employees and are hereby incorporated as part of this notice.

U.S. Office of Personnel Management.

**John Berry,**  
Director.

[FR Doc. 2010–1714 Filed 1–27–10; 8:45 am]

**BILLING CODE 6325–39–P**

## POSTAL REGULATORY COMMISSION

[Docket No. CP2010–20; Order No. 397]

### New Postal Product

**AGENCY:** Postal Regulatory Commission.  
**ACTION:** Notice.

**SUMMARY:** The Commission is noticing a recently-filed Postal Service request to add GEPS 2 (CP2009–50) to the Competitive Product List. The Postal Service has also filed a related contract. This notice addresses procedural steps associated with these filings.

**DATES:** Comments are due: February 1, 2010.

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>. Commenters who cannot submit their views electronically should contact the person identified in “FOR FURTHER INFORMATION CONTACT” by telephone for advice on alternatives to electronic filing.

**FOR FURTHER INFORMATION CONTACT:** Stephen L. Sharfman, General Counsel, 202–789–6820 or [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

#### SUPPLEMENTARY INFORMATION:

- I. Introduction
- II. Notice of Filing
- III. Ordering Paragraphs

#### I. Introduction

On January 21, 2010, the Postal Service filed a notice announcing that it has entered into an additional Global Expedited Package Services 2 (GEPS 2) contract.<sup>1</sup>

GEPS 2 provides volume-based incentives for mailers that send large volumes of Express Mail International (EMI) and/or Priority Mail International

(PMI). The Postal Service believes the instant contract is functionally equivalent to the previously submitted GEPS 2 contracts and is supported by the Governors' Decision filed in Docket No. CP2008–4.<sup>2</sup> *Id.* at 1.

*The instant contract.* The Postal Service filed the instant contract pursuant to 39 CFR 3015.5. In addition, the Postal Service contends that the contract is in accordance with Order No. 290.<sup>3</sup> The term of the instant contract is 1 year from the date the Postal Service notifies the customer that all necessary regulatory approvals have been received.<sup>4</sup> Notice at 2–3.

In support of its Notice, the Postal Service filed four attachments as follows:

1. Attachment 1—an application for non-public treatment of materials to maintain the contract and supporting documents under seal;
2. Attachment 2—a redacted copy of Governors' Decision No. 08–7 which establishes prices and classifications for GEPS contracts, a description of applicable GEPS contracts, formulas for prices, an analysis and certification of the formulas and certification of the Governors' vote;
3. Attachment 3—a redacted copy of the contract, applicable annexes, and a provision to modify the mailer's tender requirements; and
4. Attachment 4—a certified statement required by 39 CFR 3015.5(c)(2).

*Functional equivalency.* The Postal Service asserts that the instant contract is functionally equivalent to the contract in Docket No. CP2009–50 and prior GEPS 2 contracts. *Id.* at 3–4. It also contends that the instant contract meets the requirements of Governors' Decision No. 08–7 for rates for GEPS contracts. *Id.* at 3. The Postal Service indicates that the instant contract differs from the contract in Docket No. CP2009–50 in two ways, namely, (a) customer specific information, *e.g.*, the customer's name, address, representative, signatory and provisions clarifying tender locations, minimum revenue and/or volume commitment; and (b) revisions intended to be included in all subsequent

<sup>2</sup> See Docket No. CP2008–4, Notice of United States Postal Service of Governors' Decision Establishing Prices and Classifications for Global Expedited Package Services Contracts, May 20, 2008.

<sup>3</sup> See Docket No. CP2009–50, Order Granting Clarification and Adding Global Expedited Package Services 2 to the Competitive Product List, August 28, 2009 (Order No. 290).

<sup>4</sup> The Postal Service states its intent is to begin this contract on February 8, 2010, at the expiration of the customer's current contract. The contract's terms provide that the Postal Service will give notice to the mailer of the effective date within 30 days of regulatory approval.

<sup>1</sup> Notice of United States Postal Service Filing of Functionally Equivalent Global Expedited Package Services 2 Negotiated Service Agreement and Application for Non-Public Treatment of Materials Filed Under Seal, January 21, 2010 (Notice).

agreements. *Id.* at 3–4. The latter revisions address, for example, the treatment of confidential information, reference updates and the availability of pickup service. The Postal Service also notes other minor changes which modify or delete certain provisions. *Id.*

The Postal Service contends that the instant contract satisfies the pricing formula and classification system established in Governors' Decision No. 08–7. *Id.* at 2–3. It asserts that the instant contract and all GEPS 2 contracts have similar cost and market characteristics and is functionally equivalent in all relevant aspects. *Id.* at 3. The Postal Service concludes that this contract is in compliance with 39 U.S.C. 3633, and requests that this contract be included within the GEPS 2 product. *Id.* at 6.

## II. Notice of Filing

The Commission establishes Docket No. CP2010–20 for consideration of matters related to the contract identified in the Postal Service's Notice.

Interested persons may submit comments on whether the Postal Service's contract is consistent with the policies of 39 U.S.C. 3632, 3633, or 3642 and 39 CFR part 3015. Comments are due no later than February 1, 2010. The public portions of these filings can be accessed via the Commission's Web site (<http://www.prc.gov>).

The Commission appoints Paul L. Harrington to serve as Public Representative in this proceeding.

## III. Ordering Paragraphs

*It is ordered:*

1. The Commission establishes Docket No. CP2010–20 for consideration of the issues raised in this docket.

2. Comments by interested persons in these proceedings are due no later than February 1, 2010.

3. Pursuant to 39 U.S.C. 505, Paul L. Harrington is appointed to serve as officer of the Commission (Public Representative) to represent the interests of the general public in this proceeding.

4. The Secretary shall arrange for publication of this order in the **Federal Register**.

By the Commission.

**Shoshana M. Grove,**  
*Secretary.*

[FR Doc. 2010–1752 Filed 1–27–10; 8:45 am]

**BILLING CODE 7710–FW–S**

## POSTAL SERVICE

### Board of Governors; Sunshine Act Meeting

**DATE AND TIME:** Tuesday, February 9, 2010, at 8:30 a.m.; 1:30 p.m. and 3:15 p.m.

**PLACE:** Washington, DC, at U.S. Postal Service Headquarters, 475 L'Enfant Plaza, SW., in the Benjamin Franklin Room.

**STATUS:** February 9 at 8:30 a.m.—Closed; 1:30 p.m.—Open; and 3:15 p.m.—Closed.

#### MATTERS TO BE CONSIDERED:

**Tuesday, February 9 at 8:30 a.m. (Closed)**

1. Strategic Issues.
2. Pricing.
3. Financial Matters.
4. Personnel Matters and Compensation Issues.
5. Governors' Executive Session—Discussion of prior agenda items and Board Governance.

**Tuesday, February 9 at 1:30 p.m. (Open)**

1. Minutes of the Previous Meetings, November 12–13, December 8, 2009; and January 12, 2010.
2. Remarks of the Chairman of the Board.
3. Remarks of the Postmaster General and CEO.
4. Amendments to Board Bylaws.
5. Appointment of Committee Members and Committee Reports.
6. Quarterly Report on Financial Performance.
7. Inspector General Report on USPS Share of CSRS Pension Responsibility.
8. Quarterly Report on Service Performance.
9. Tentative Agenda for the March 22–24, 2010, meeting in Washington, DC.

**Tuesday, February 9 at 3:15 p.m. (Closed)**

1. Continuation of closed session agenda.

**CONTACT PERSON FOR MORE INFORMATION:** Julie S. Moore, Secretary of the Board, U.S. Postal Service, 475 L'Enfant Plaza, SW., Washington, DC 20260–1000. Telephone (202) 268–4800.

**Julie S. Moore,**  
*Secretary.*

[FR Doc. 2010–1858 Filed 1–26–10; 4:15 pm]

**BILLING CODE 7710–12–P**

## RAILROAD RETIREMENT BOARD

### Proposed Data Collection(s) Available for Public Comment and Recommendations

**SUMMARY:** In accordance with the requirement of Section 3506 (c)(2)(A) of the Paperwork Reduction Act of 1995 which provides opportunity for public comment on new or revised data collections, the Railroad Retirement Board (RRB) will publish periodic summaries of proposed data collections.

*Comments are invited on:* (a) Whether the proposed information collections are necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the RRB's estimate of the burden for the collection of the information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden related to the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

#### 1. Title and Purpose of Information Collection

Application for Employee Annuity Under the Railroad Retirement Act; OMB 3220–0002. Section 2 of the Railroad Retirement Act (RRA) provides for payments of age and service, disability, and supplemental annuities to qualified employees. An annuity cannot be paid until the employee stops working for a railroad employer. In addition, the age and service employee must relinquish any rights held to such jobs. A disabled employee does not need to relinquish employee rights until attaining Full Retirement Age, or if earlier, their spouse files for a spouse annuity. Benefits become payable after the employee meets certain other requirements, which depend on the type of annuity payable. The requirements for obtaining the annuities are prescribed in 20 CFR 216, and 220.

The RRB currently uses the electronic *AA–1cert, Application Summary and Certification* process and the following forms to collect the information needed for determining entitlement to and the amount of, an employee retirement annuity: *Form AA–1, Application for Employee Annuity Under the Railroad Retirement Act, Form AA–1d, Application for Determination of Employee Disability*, and *Form G–204, Verification of Workers Compensation/Public Disability Benefit Information*.

The AA–1cert process obtains information from an applicant for either an age and service, or disability annuity