

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>10</sup>

**Kevin M. O'Neill,**  
*Deputy Secretary.*

[FR Doc. 2012-24493 Filed 10-3-12; 8:45 am]

BILLING CODE 8011-01-P

## DEPARTMENT OF STATE

[Public Notice 8052]

### Convening of an Accountability Review Board To Examine the Circumstances Surrounding the Deaths of Personnel Assigned in Support of the U.S. Government Mission to Libya in Benghazi, Libya on September 11, 2012

**SUMMARY:** Pursuant to Section 301 of the Omnibus Diplomatic Security and Antiterrorism Act of 1986, as amended (22 U.S.C. 4831 *et seq.*), Secretary of State Hillary Rodham Clinton has determined that the recent deaths of Ambassador J. Christopher Stevens, Information Management Officer Sean Smith, and security personnel Glen Doherty and Tyrone Woods in Benghazi, Libya involved loss of life at or related to a U.S. mission abroad. Therefore, Secretary Clinton has convened an Accountability Review Board, as required by that statute, to examine the facts and circumstances of the attacks and to report findings and recommendations as it deems appropriate, in keeping with its mandate. The Secretary has appointed Thomas Pickering, a retired U.S. ambassador, as Chair of the Board. He will be assisted by Admiral Michael G. Mullen, Ms. Catherine Bertini, Mr. Richard J. Shinnick, and Mr. Hugh J. Turner III. They bring to their deliberations distinguished backgrounds in government service. If you are contacted for an interview by the Board, please give them your full and prompt cooperation.

The Board will submit its conclusions and recommendations to Secretary Clinton within 60 days of its first meeting, unless the Chair determines a need for additional time. Within the timeframe required by statute following receipt of the report, the Department will report to Congress on all recommendations made by the Board and any actions undertaken in response to those recommendations.

Anyone with information relevant to the Board's examination of these incidents should contact the Board promptly at (202) 647-6246 or send a fax to the Board at (202) 647-6640.

Dated: October 1, 2012.

**Patrick F. Kennedy,**  
*Under Secretary of State for Management,  
Department of State.*

[FR Doc. 2012-24504 Filed 10-3-12; 8:45 am]

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## DEPARTMENT OF STATE

[Public Notice 8049]

### In the Matter of the Designation of the Mujahadin-e Khalq, Also Known as MEK, Also Known as Mujahadin-e Khalq Organization, Also Known as MKO, Also Known as Muslim Iranian Students' Society, Also Known as National Council of Resistance, Also Known as NCR, Also Known as Organization of the People's Holy Warriors of Iran, Also Known as the National Liberation Army of Iran, Also Known as NLA, Also Known as People's Mujahadin Organization of Iran, Also Known as PMOI, Also Known as National Council of Resistance of Iran, Also Known as NCRI, Also Known as Sazeman-e Mujahadin-e Khalq-e Iran, as a Foreign Terrorist Organization Pursuant to Section 219 of the Immigration and Nationality Act, as Amended

In consultation with the Attorney General and the Secretary of the Treasury, I hereby revoke the designation of the Mujahadin-e Khalq, and its aliases, as a Foreign Terrorist Organization pursuant to Section 219 (a)(6)(A) of the Immigration and Nationality Act, as amended (8 U.S.C. 1189(a)(6)(A)). This action takes effect September 28, 2012.

This determination shall be published in the **Federal Register**.

Dated: September 21, 2012.

**Hillary Rodham Clinton,**  
*Secretary of State.*

[FR Doc. 2012-24505 Filed 10-3-12; 8:45 am]

BILLING CODE 4710-10-P

## DEPARTMENT OF STATE

[Public Notice 8050]

### In the Matter of the Designation of Mujahadin-e Khalq, Also Known as MEK, Also Known as Mujahadin-e Khalq Organization, Also Known as MKO, Also Known as Muslim Iranian Students' Society, Also Known as National Council of Resistance, Also Known as NCR, Also Known as Organization of the People's Holy Warriors of Iran, Also Known as the National Liberation Army of Iran, Also Known as NLA, Also Known as People's Mujahadin Organization of Iran, Also Known as PMOI, Also Known as National Council of Resistance of Iran, Also Known as NCRI, Also Known as Sazeman-e Mujahadin-e Khalq-e Iran, as a Specially Designated Global Terrorist Pursuant to Section 1(b) of Executive Order 13224, as Amended

Acting under the authority of Section 1(b) of Executive Order 13224 of September 23, 2001, as amended ("the Order"), I hereby revoke the designation of the entity known as the Mujahadin-e Khalq, and its aliases, as a Specially Designated Global Terrorist pursuant to Section 1(b) of the Order. This action takes effect September 28, 2012.

This notice shall be published in the **Federal Register**.

Dated: September 21, 2012.

**Hillary Rodham Clinton,**  
*Secretary of State.*

[FR Doc. 2012-24507 Filed 10-3-12; 8:45 am]

BILLING CODE 4710-10-P

## TENNESSEE VALLEY AUTHORITY

### Meeting of the Regional Resource Stewardship Council

**AGENCY:** Tennessee Valley Authority (TVA).

**ACTION:** Notice of meeting.

**SUMMARY:** The TVA Regional Resource Stewardship Council (RRSC) will hold a meeting on Monday, October 22, and Tuesday, October 23, 2012, to obtain views and advice on the topic of a proposed fee increase for permits issued by TVA pursuant to Section 26a of the TVA Act.

The RRSC was established to advise TVA on its natural resource stewardship activities. Notice of this meeting is given under the Federal Advisory Committee Act (FACA), 5 U.S.C. App. 2.

The meeting agenda includes the following:

1. Introductions.

<sup>10</sup> 17 CFR 200.30-3(a)(12).

2. Updates regarding TVA's Natural Resource Plan Annual Review, including information about land condition assessments, dispersed recreation web applications, and cultural resources.

3. Presentation(s) concerning TVA's proposed fee increase for Section 26a permits

4. Public Comments.

5. Council Discussion and Advice.

The RRSC will hear opinions and views of citizens by providing a public comment session. The public comment session will be held at 9:30 a.m., EDT, on Tuesday, October 23. Persons wishing to speak are requested to register at the door by 8:30 a.m. on Tuesday, October 23 and will be called on during the public comment period. Handout materials should be limited to one printed page. Written comments are also invited and may be mailed to the Regional Resource Stewardship Council, Tennessee Valley Authority, 400 West Summit Hill Drive, WT-11 B, Knoxville, Tennessee 37902.

**DATES:** The meeting will be held on Monday, October 22, from 1:15 p.m. to 4:45 p.m. and Tuesday, October 23, from 8:00 a.m. to noon, EDT.

**ADDRESSES:** The meeting will be held at the Tennessee Valley Authority, 400 West Summit Hill Drive, 37902 and will be open to the public. Anyone needing special access or accommodations should let the contact below know at least a week in advance.

**FOR FURTHER INFORMATION CONTACT:** Beth Keel, 400 West Summit Hill Drive, WT-11 B, Knoxville, Tennessee 37902, (865) 632-6113.

Dated: September 28, 2012.

**Joseph J. Hoagland,**

*Senior Vice President, Policy and Oversight, Tennessee Valley Authority.*

[FR Doc. 2012-24485 Filed 10-3-12; 8:45 am]

**BILLING CODE 8120-08-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[Docket No. FD 35676]

#### **BNSF Railway Company—Temporary Trackage Rights Exemption—Union Pacific Railroad Company**

Pursuant to a written trackage rights agreement dated August 10, 2012, Union Pacific Railroad Company (UP) has agreed to grant restricted temporary trackage rights to BNSF Railway Company (BNSF) over UP's lines between: (1) UP milepost 93.2, at Stockton, Cal., on UP's Oakland

Subdivision, and UP milepost 219.4, at Elsey, Cal., on UP's Canyon Subdivision, a distance of 126.2 miles; and (2) UP milepost 219.4, at Elsey, and UP milepost 280.7, at Keddie, Cal., on UP's Canyon Subdivision, a distance of 61.3 miles.

The transaction is scheduled to be consummated on October 18, 2012, the effective date of the exemption (30 days after the verified notice was filed).

The purpose of this transaction is to permit BNSF to move empty and loaded ballast trains to and from the ballast pit at Elsey, which is adjacent to the UP rail line. The parties' agreement provides that the trackage rights are temporary in nature and are scheduled to expire at midnight on December 31, 2012.

As a condition to this exemption, any employee affected by the trackage rights will be protected by the conditions imposed in *Norfolk & Western Railway—Trackage Rights—Burlington Northern, Inc.*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Railway—Lease & Operate—California Western Railroad*, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR 1180.2(d)(7).<sup>1</sup> If it contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Stay petitions must be filed by October 11, 2012 (at least seven days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35676, must be filed with the Surface Transportation Board, 395 E Street SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Karl Morell, Of Counsel, Ball Janik LLP, 655 Fifteenth Street NW., Suite 225, Washington, DC 20005.

Board decisions and notices are available on our Web site at "[www.stb.dot.gov](http://www.stb.dot.gov)."

Decided: October 1, 2012.

<sup>1</sup> BNSF states that the verified notice is not filed under the Board's class exemption for temporary trackage rights at 49 CFR 1180.2(d)(8) because the trackage rights are local rather than overhead. See *R.R. Consolidation Procedures*, 6 S.T.B. 910 (2003). Instead, BNSF has filed under the trackage rights class exemption at 1180.2(d)(7) and concurrently has filed, in *BNSF Railway Company—Temporary Trackage Rights Exemption—Union Pacific Railroad Company*, Docket No. FD 35676 (Sub-No. 1), a petition for partial revocation of this exemption to permit these proposed local trackage rights to expire at midnight on December 31, 2012, as provided in the parties' agreement. The Board will address that petition in a separate decision.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Jeffrey Herzig,**

*Clearance Clerk.*

[FR Doc. 2012-24519 Filed 10-3-12; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### **Proposed Collection; Comment Request for TD 9178**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, 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 proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning TD 9178, Testimony or Production of Records in a Court or Other Proceeding.

**DATES:** Written comments should be received on or before December 3, 2012 to be assured of consideration.

**ADDRESSES:** Direct all written comments to Yvette Lawrence, Internal Revenue Service, room 6129, 1111 Constitution Avenue NW., Washington, DC 20224.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the form and instructions should be directed to Elaine Christophe, (202) 622-3179, at Internal Revenue Service, room 6129, 1111 Constitution Avenue NW., Washington, DC 20224, or through the Internet at [Elaine.H.Christophe@irs.gov](mailto:Elaine.H.Christophe@irs.gov).

**SUPPLEMENTARY INFORMATION:** *Title:* Testimony or Production of Records in a Court or Other Proceeding.

*OMB Number:* 1545-1850.

*Form Number:* TD 9178.

*Abstract:* These final regulations replace the existing regulation that establishes the procedures to be followed by IRS officers and employees upon receipt of a request or demand for disclosure of IRS records or information. The purpose of the final regulations is to provide specific instructions and to clarify the circumstances under which more specific procedures take precedence. The final regulations extend the application of the regulation to former IRS officers and employees as