

Prevention, the NIH, and the Boston Public Health Commission. The NEIDL will also be subject to federal, state, and local pollution prevention, waste management, and environmental regulations. This level of oversight and regulation, in addition to NEIDL-specific laboratory standard operating procedures and researcher training should greatly minimize any chance of a pathogen being released into the environment.

### Monitoring and Enforcement Program for Mitigation Measures

Boston University has established policies and procedures to ensure that the NEIDL complies with all applicable Federal, state, and local regulations. In addition, trained biosafety staff at Boston University will perform periodic laboratory inspections to ensure safety standards are rigorously upheld. Laboratory inspections will also be performed by the Boston Public Health Commission. The CDC will also perform inspections for those laboratories performing research with Select Agents. Projects requiring the use of BSL-3 and BSL-4 containment must be reviewed and approved by the Boston University Institutional Biosafety Committee (IBC). The Boston University IBC includes at least two members from the public who are not affiliated with Boston University. The Boston Public Health Commission will also review and approve projects requiring BL3 or BL4 containment. Finally, as an NIH grantee, Boston University is required to comply with the grant terms and conditions. These terms and conditions require Boston University to file an annual progress report with NIH that describes the use of any highly pathogenic agents or Select Agents in the past year.

### Conclusion

The Final Supplementary Risk Assessment examined a variety of possible scenarios, including those that posed the maximum realistic risk that might result in laboratory workers or the general public having primary or secondary infections resulting from release of pathogens that might be studied in the NEIDL. While there can be no such thing as “no risk,” the results of this analysis show that the risk of infections resulting from accidents or malevolent acts at the NEIDL are generally very low to only remotely possible. This is largely due to the safeguards built into the facility, the low amounts of pathogens that will be present, and the culture of biosafety and training that will be integrated into everyday practice at the NEIDL and as well as due to oversight of the NEIDL by

regulatory authorities, like the Boston Public Health Commission and the Centers for Disease Control and Prevention. The greatest risk posed by research in the NEIDL is to individuals conducting research in the building, not to the general public. The analysis did not show any statistically significant increase in risk to medically vulnerable populations when analyzed as a group or individually, as compared to what those risks would be at alternate sites. Based on these factors, NIH is reaffirming its prior Record of Decision, dated January 26, 2006, and concludes that high and maximum containment research could be conducted safely at the NEIDL based upon the current safeguards and engineering controls in place at the facility.

Dated: December 18, 2012.

**Daniel G. Wheeland,**

*Director, Office of Research Facilities Development and Operations, National Institutes of Health.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

**[FWS-HQ-IA-2012-N304;  
FXIA16710900000P5-123-FF09A30000]**

### Endangered Species; Receipt of Applications for Permit

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of receipt of applications for permit.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, invite the public to comment on the following applications to conduct certain activities with endangered species. With some exceptions, the Endangered Species Act (ESA) prohibit activities with listed species unless Federal authorization is acquired that allows such activities.

**DATES:** We must receive comments or requests for documents on or before February 1, 2013.

**ADDRESSES:** Brenda Tapia, Division of Management Authority, U.S. Fish and Wildlife Service, 4401 North Fairfax Drive, Room 212, Arlington, VA 22203; fax (703) 358-2280; or email [DMAFR@fws.gov](mailto:DMAFR@fws.gov).

**FOR FURTHER INFORMATION CONTACT:** Brenda Tapia, (703) 358-2104 (telephone); (703) 358-2280 (fax); [DMAFR@fws.gov](mailto:DMAFR@fws.gov) (email).

**SUPPLEMENTARY INFORMATION:**

## I. Public Comment Procedures

### A. How do I request copies of applications or comment on submitted applications?

Send your request for copies of applications or comments and materials concerning any of the applications to the contact listed under **ADDRESSES**. Please include the **Federal Register** notice publication date, the PRT-number, and the name of the applicant in your request or submission. We will not consider requests or comments sent to an email or address not listed under **ADDRESSES**. If you provide an email address in your request for copies of applications, we will attempt to respond to your request electronically.

Please make your requests or comments as specific as possible. Please confine your comments to issues for which we seek comments in this notice, and explain the basis for your comments. Include sufficient information with your comments to allow us to authenticate any scientific or commercial data you include.

The comments and recommendations that will be most useful and likely to influence agency decisions are: (1) Those supported by quantitative information or studies; and (2) Those that include citations to, and analyses of, the applicable laws and regulations. We will not consider or include in our administrative record comments we receive after the close of the comment period (see **DATES**) or comments delivered to an address other than those listed above (see **ADDRESSES**).

### B. May I review comments submitted by others?

Comments, including names and street addresses of respondents, will be available for public review at the street address listed under **ADDRESSES**. The public may review documents and other information applicants have sent in support of the application unless our allowing viewing would violate the Privacy Act or Freedom of Information Act. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

## II. Background

To help us carry out our conservation responsibilities for affected species, and

in consideration of section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), along with Executive Order 13576, “Delivering an Efficient, Effective, and Accountable Government,” and the President’s Memorandum for the Heads of Executive Departments and Agencies of January 21, 2009—Transparency and Open Government (74 FR 4685; January 26, 2009), which call on all Federal agencies to promote openness and transparency in Government by disclosing information to the public, we invite public comment on these permit applications before final action is taken.

### III. Permit Applications

#### A. Endangered Species

Applicant: Dallas World Aquarium, Dallas, TX; PRT-73328A

The applicant requests a permit to import two captive-bred specimens of resplendent quetzal (*Pharomachrus mocinno*) from Mexico for the purpose of enhancement of the survival of the species.

Applicant: St. Catherine’s Island, Midway, GA; PRT-86728A

The applicant requests a permit to export biological samples derived from captive-bred specimens of Ring-tailed lemur (*Lemur catta*) to Canada for the purpose of enhancement of the survival of the species.

Applicant: Cinco Canyon Ranch, Fredericksburg, TX; PRT-89185A

The applicant requests a captive-bred wildlife registration under 50 CFR 17.21(g) for the scimitar-horned oryx (*Oryx dammah*) to enhance the species’ propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Cinco Canyon Ranch, Fredericksburg, TX; PRT-89184A

The applicant requests a permit authorizing interstate and foreign

commerce, export, and cull of excess scimitar-horned oryx (*Oryx dammah*) from the captive herd maintained at their facility, for the purpose of enhancement of the survival of the species. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Chahinkapa Park Zoo, Wahpeton, ND; PRT-81771A

The applicant requests a permit to import one captive-bred female Snow leopard (*Uncia uncia*) from Canada for the purpose of enhancement of the survival of the species.

Applicant: Greenville Zoo, Greenville SC; PRT-86831A

The applicant requests a permit to export two female captive-bred ring-tailed lemurs (*Lemur catta*) to Bermuda for the purpose of enhancement of the survival of the species. This notification covers activities to be conducted by the applicant over a 5-year period.

#### Multiple Applicants

The following applicants each request a permit to import the sport-hunted trophy of one male bontebok (*Damaliscus pygargus pygargus*) culled from a captive herd maintained under the management program of the Republic of South Africa, for the purpose of enhancement of the survival of the species.

Applicant: Leland Hodges, Fort Worth, TX; PRT-92039A

Applicant: Robert Marwick, Johns Island, SC; PRT-86855A

Applicant: Robert Salmon, Downey CA; PRT-80554A

Applicant: Steven Hanlon, Memphis, TN; PRT-92768A

#### Brenda Tapia,

Program Analyst/Data Administrator, Branch of Permits, Division of Management Authority.

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS–HQ–IA–2012–N303;  
FXIA1671090000P5–123–FF09A30000]

### Endangered Species; Marine Mammals; Issuance of Permits

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of issuance of permits.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), have issued the following permits to conduct certain activities with endangered species, marine mammals, or both. We issue these permits under the Endangered Species Act (ESA) and Marine Mammal Protection Act (MMPA).

**ADDRESSES:** Brenda Tapia, Division of Management Authority, U.S. Fish and Wildlife Service, 4401 North Fairfax Drive, Room 212, Arlington, VA 22203; fax (703) 358–2280; or email [DMAFR@fws.gov](mailto:DMAFR@fws.gov).

#### FOR FURTHER INFORMATION CONTACT:

Brenda Tapia, (703) 358–2104 (telephone); (703) 358–2280 (fax); [DMAFR@fws.gov](mailto:DMAFR@fws.gov) (email).

**SUPPLEMENTARY INFORMATION:** On the dates below, as authorized by the provisions of the ESA (16 U.S.C. 1531 *et seq.*), as amended, and/or the MMPA, as amended (16 U.S.C. 1361 *et seq.*), we issued requested permits subject to certain conditions set forth therein. For each permit for an endangered species, we found that (1) The application was filed in good faith, (2) The granted permit would not operate to the disadvantage of the endangered species, and (3) The granted permit would be consistent with the purposes and policy set forth in section 2 of the ESA.

Permit number	Applicant	Receipt of application Federal Register notice	Permit issuance date
<b>Endangered Species</b>			
75492A .....	John Farham .....	77 FR 34059; June 8, 2012 .....	August 27, 2012.
75399A .....	Eric Moore .....	77 FR 34059; June 8, 2012 .....	August 15, 2012.
073403, 114454, and 206853.	Ferdinand Fercos Hantig and Anton Fercos Hantig.	77 FR 64121; October 18, 2012 .....	December 13, 2012.
88048A .....	George Harms .....	77 FR 66476; November 5, 2012 .....	December 19, 2012.
89040A .....	Armand Brachman .....	77 FR 68809; November 16, 2012 .....	December 19, 2012.
89172A .....	Thomas Hoffmann .....	77 FR 68809; November 16, 2012 .....	December 19, 2012.