

**PART 42—TRIAL PRACTICE BEFORE THE PATENT TRIAL AND APPEAL BOARD**

■ 1. The authority citation for 37 CFR part 42 is revised to read as follows:

**Authority:** 35 U.S.C. 2(b)(2), 6, 21, 23, 41, 135, 311, 312, 316, 321–326, and the Leahy-Smith America Invents Act, Pub. L. 112–29, sections 6(c), 6(f), and 18, 125 Stat. 284, 304, 311, and 329 (2011), as amended by Pub. L. 112–274 (2013).

■ 2. Section 42.102 is amended by revising paragraph (a) to read as follows:

**§ 42.102 Time for filing.**

(a) A petition for *inter partes* review of a patent must be filed after the later of the following dates, where applicable:

(1) If the patent is a patent described in section 3(n)(1) of the Leahy-Smith America Invents Act, the date that is nine months after the date of the grant of the patent;

(2) If the patent is a patent that is not described in section 3(n)(1) of the Leahy-Smith America Invents Act, the date of the grant of the patent; or

(3) If a post-grant review is instituted as set forth in subpart C of this part, the date of the termination of such post-grant review.

\* \* \* \* \*

Dated: March 20, 2013.

**Teresa Stanek Rea,**

*Acting Under Secretary of Commerce for Intellectual Property and Acting Director of the United States Patent and Trademark Office.*

[FR Doc. 2013–06768 Filed 3–22–13; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**49 CFR Parts 172, 173, 176, 178**

[Docket No. PHMSA–2011–0142 (HM–219)]

**RIN 2137–AE79**

**Hazardous Materials: Miscellaneous Petitions for Rulemaking (RRR)**

*Correction*

In rule document 2013–04197, appearing on pages 14702–14716 in the issue of Thursday, March 7, 2013, make the following correction:

**§ 172.101 [Corrected]**

■ On page 14713, the Table titled “§ 172.101 HAZARDOUS MATERIALS TABLE” is corrected to read as set forth below:

**§ 172.101 HAZARDOUS MATERIALS TABLE**

Symbols	Hazardous materials descriptions and proper shipping names	Hazard class or division	Identification No.	PG	Label Codes	Special Provisions (§ 172.102)	(8) Packaging (§ 173.***)			(9) Quantity limitations		(10) Vessel stowage	
							Exceptions	Non-bulk	Bulk	Passenger aircraft/rail	Cargo aircraft only	Location	Other
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8A)	(8B)	(8C)	(9A)	(9B)	(10A)	(10B)
	[REVISE]												
	Powder, smokeless.	1.4C	UN0509	II	1.4C	.....	None	62	None	Forbidden	Forbidden	06	.....
G .....	Self-reactive liquid type B.	4.1	UN3221	II	4.1	53	151	224	None	Forbidden	Forbidden	D	52, 53
G .....	Self-reactive liquid type C.	4.1	UN3223	II	4.1	.....	151	224	None	5 L	10 L	D	52, 53
G .....	Self-reactive liquid type D.	4.1	UN3225	II	4.1	.....	151	224	None	5 L	10 L	D	52, 53
G .....	Self-reactive liquid type E.	4.1	UN3227	II	4.1	.....	151	224	None	10 L	25 L	D	52, 53
G .....	Self-reactive liquid type F.	4.1	UN3229	II	4.1	.....	151	224	None	10 L	25 L	D	52, 53
G .....	Self-reactive solid type B.	4.1	UN3222	II	4.1	53	151	224	None	Forbidden	Forbidden	D	52, 53
G .....	Self-reactive solid type C.	4.1	UN3224	II	4.1	.....	151	224	None	5 kg	10 kg	D	52, 53
G .....	Self-reactive solid type D.	4.1	UN3226	II	4.1	.....	151	224	None	5 kg	10 kg	D	52, 53

§ 172.101 HAZARDOUS MATERIALS TABLE—Continued

Symbols	Hazardous materials descriptions and proper shipping names	Hazard class or division	Identification No.	PG	Label Codes	Special Provisions (§ 172.102)	(8) Packaging (§ 173.***)			(9) Quantity limitations		(10) Vessel stowage	
							Exceptions	Non-bulk	Bulk	Passenger aircraft/rail	Cargo aircraft only	Location	Other
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8A)	(8B)	(8C)	(9A)	(9B)	(10A)	(10B)
G	* Self-reactive solid type E.	4.1	UN3226	II	4.1	*	151	224	None	5 kg	10 kg	D	52, 53
G	* Self-reactive solid type F.	4.1	UN3230	II	4.1	*	151	224	None	10 kg	25 kg	D	52, 53
	* [REMOVE]					*							
	* Gasohol gasoline mixed with ethyl alcohol, with not more than 10% alcohol.	3	NA1203	II	3	144, 177	150	202	242	5 L	60 L	E	.....
	*	*	*	*	*	*	*	*	*	*	*	*	*

[FR Doc. C1–2013–04197 Filed 3–22–13; 8:45 am]  
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**DEPARTMENT OF TRANSPORTATION**

**Federal Motor Carrier Safety Administration**

**49 CFR Parts 383 and 384**

[Docket No. FMCSA–2007–27659]

RIN 2126–AB59

**Commercial Driver’s License Testing and Commercial Learner’s Permit Standards**

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.

**ACTION:** Final rule.

**SUMMARY:** FMCSA amends its May 9, 2011, final rule in response to certain petitions for reconsideration. The 2011 final rule amended the commercial driver’s license (CDL) knowledge and skills testing standards and established new minimum Federal standards for States to issue the commercial learner’s permit (CLP). The Agency received 34 petitions for reconsideration that covered a wide range of issues. FMCSA granted or denied each of these petitions, by orders available in the docket referenced at the beginning of this notice. Today’s final rule addresses the petitions that were granted.

**DATES:** This final rule is effective on April 24, 2013.

**FOR FURTHER INFORMATION CONTACT:**

Robert Redmond, Office of Safety Programs, Commercial Driver’s License Division, telephone (202) 366–5014 or email *robert.redmond@dot.gov*. Office hours are from 8:00 a.m. to 4:30 p.m. If you have questions on the docket, call Ms. Barbara Hairston, Docket Operations, telephone 202–366–3024.

**SUPPLEMENTARY INFORMATION:**

**I. Legal Basis**

This rule is based on the same authority as FMCSA’s final rule on “Commercial Driver’s License Testing and Commercial Learner’s Permit Standards” published on May 9, 2011 [76 FR 26854]; for a complete discussion of that authority, see the Legal Basis section of the 2011 rule [76 FR at 26855].

Briefly, this rule implements or revises certain provisions of the Commercial Motor Vehicle Safety Act of 1986 (CMVSA), as amended [49 U.S.C. chapter 313]; the Motor Carrier Safety Act of 1984 (MCSA), as amended [49 U.S.C. 31136]; and the Motor Carrier Act of 1935 (MCA) [49 U.S.C. 31502(b)]. The rule also carries out certain provisions of the Transportation Equity Act for the 21st Century (TEA–21) [Pub. L. 105–178, 112 Stat. 107, June 9, 1998]; the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA–LU) [Pub. L. 109–59, 119 Stat. 1144, Aug. 10, 2005]; and the Security and Accountability For Every Port Act of 2006 (SAFE Port Act) [Pub.

L. 109–347, 120 Stat. 1884, Oct. 13, 2006].

The CMVSA established the commercial driver’s license (CDL) and drug and alcohol testing programs. The MCSA directed FMCSA to ensure that its safety regulations meet certain general objectives. That statute also underlies most of FMCSA’s safety regulations including, as supplemental authority, those related to the CDL program. The MCSA inaugurated Federal regulation of motor carrier safety and provided broad authority over for-hire and private motor carriers.

Sec. 4019 of TEA–21 required the Department of Transportation (DOT) to determine whether the CDL testing system accurately measures the knowledge and skills needed to operate a commercial motor vehicle (CMV) and, if not, to correct the system. Sec. 4122 of SAFETEA–LU required FMCSA to prescribe regulations on minimum uniform standards for the issuance of commercial learner’s permits (CLPs), as it had already done for CDLs. Sec. 703 of the SAFE Port Act required the Secretary of Transportation to carry out recommendations issued by the DOT’s Office of Inspector General (OIG) in 2002, 2004, and 2006 concerning performance-oriented requirements for English language proficiency, verification of the legal status of commercial drivers, and fraud-reduction in the CDL program. The 2011 final rule implemented all of these mandates.