

**Public Participation:** Written data, views or comments for consideration by MACOSH on the various agenda items listed above should be submitted to Vanessa L. Welch at the address listed above. Submissions received by March 15, 2005, will be provided to committee members and will be included in the record of the meeting. Requests to make oral presentations to the Committee may be granted as time permits. Anyone wishing to make an oral presentation to the Committee on any of the agenda items listed above should notify Vanessa L. Welch by March 15, 2005. The request should state the amount of time desired, the capacity in which the person will appear, and a brief outline of the content of the presentation.

**Authority:** Jonathan L. Snare, Acting Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice under the authority granted by 6(b)(1) and 7(b) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655, 656, the Federal Advisory Committee Act (5 U.S.C. App. 2), and 29 CFR part 1912.

Signed at Washington, DC this 24th day of February, 2005.

**Jonathan L. Snare,**

*Acting Assistant Secretary of Labor.*

[FR Doc. 05-3994 Filed 3-1-05; 8:45 am]

**BILLING CODE 4510-26-M**

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (05-033)]

### Notice of Prospective Patent License

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Notice of prospective patent license.

**SUMMARY:** NASA hereby gives notice that Every Little Bit, Inc., 1638 South Main, Tulsa, OK 74119, has applied for a Exclusive license to practice the inventions described in NASA Case Number LAR-16324-1 for which a U. S. Patent has issued and LAR-16324-2 for which a Patent Application was filed, both entitled "Self-Activating System And Method For Alerting When An Object Or A Person Is Left Unattended" and assigned to the United States of America as represented by the Administrator of the National Aeronautics and Space Administration. Written objections to the prospective grant of a license should be sent to Langley Research Center.

**DATES:** Responses to this notice must be received by March 17, 2005.

**FOR FURTHER INFORMATION CONTACT:** Kurt G. Hammerle, Patent Attorney, Langley

Research Center, Mail Stop 141, Hampton, VA 23681-2199. Telephone 757-864-2470; Fax 757-864-9190.

Dated: February 17, 2005.

**Keith T. Sefton,**

*Deputy General Counsel, Administration and Management.*

[FR Doc. 05-4030 Filed 3-1-05; 8:45 am]

**BILLING CODE 7510-13-P**

## NATIONAL SCIENCE FOUNDATION

### Sunshine Act Meeting

**AGENCY HOLDING MEETING:** National Science Foundation National Science Board and its Subdivisions.

**DATE AND TIME:** March 1, 2005 11 a.m.-12 Noon.

**PLACE:** Room 545, Stafford II, The National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, <http://www.nsf.gov/nsb>.

**CONTACT FOR INFORMATION:** Michael P. Crosby, Executive Officer, NSB (703) 292-7000.

**STATUS:** This meeting will be open to the public.

#### MATTERS TO BE CONSIDERED:

Tuesday, March 1, 2005

- General discussion: Charge to the Task Force on Transformative Research
- Initial ideas to implement Charge

**Michael P. Crosby,**

*Executive Officer, NSB.*

[FR Doc. 05-4099 Filed 2-28-05; 12:07 pm]

**BILLING CODE 7555-01-M**

## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Proposed Collection: Comment Request

**AGENCY:** U. S. Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of pending NRC action to submit an information collection request to OMB and solicitation of public comment.

**SUMMARY:** The NRC is preparing a submittal to OMB for review of continued approval of information collections under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. *The Title of the Information Collection:* 10 CFR part 20—Standards for Protection Against Radiation.
2. *Current OMB Approval Number:* 3150-0014.

3. *How Often the Collection is Required:* Annually for most reports and at license termination for reports dealing with decommissioning.

4. *Who is Required or Asked to Report:* NRC licensees, including those requesting license termination.

5. *The Estimated Number of Annual Respondents:* 4,512.

6. *The Number of Hours Needed Annually to Complete the Requirement or Request:* 128,669 hours (4,909 hours for reporting [9.68 hours per response] plus 123,760 hours for recordkeeping [27.43 hours per recordkeeper]).

7. *Abstract:* 10 CFR part 20 establishes standards for protection against ionizing radiation resulting from activities conducted under licenses issued by the NRC. These standards require the establishment of radiation protection programs, maintenance of radiation records, recording of radiation received by workers, reporting of incidents which could cause exposure to radiation, submittal of an annual report to NRC of the results of individual monitoring, and submittal of license termination information. These mandatory requirements are needed to protect occupationally exposed individuals from undue risks of excessive exposure to ionizing radiation and to protect the health and safety of the public.

Submit, by May 2, 2005, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?
2. Is the burden estimate accurate?
3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

A copy of the draft supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions about the information collection requirements may be directed to the NRC Clearance Officer, Brenda Jo. Shelton, (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by telephone at 301-415-7233, or by

Internet electronic mail to  
**INFOCOLLECTS@NRC.GOV.**

Dated at Rockville, Maryland, this 23rd day of February 2005.

For the Nuclear Regulatory Commission.

**Brenda Jo. Shelton,**

*NRC Clearance Officer, Office of the Chief Information Officer.*

[FR Doc. 05-3979 Filed 3-1-05; 8:45 am]

**BILLING CODE 7590-01-P**

## **SECURITIES AND EXCHANGE COMMISSION**

[Rel. No. IA-2362/803-179]

### **Parkland Management Company, L.L.C.; Notice of Application**

February 24, 2005.

**AGENCY:** Securities and Exchange Commission ("SEC"); Notice of Application.

**ACTION:** Notice of Application for Exemption under the Investment Advisers Act of 1940 ("Advisers Act").

*Applicant:* Parkland Management Company, L.L.C. ("Applicant").

*Relevant Advisers Act Sections:*

Exemption requested under section 202(a)(11)(F) from section 202(a)(11).

*Summary of Application:* Applicant requests an order declaring it to be a person not within the intent of section 202(a)(11), which defines the term "investment adviser."

*Filing Dates:* The application was filed on December 4, 2003 and amended on June 28, 2004, September 8, 2004, and January 18, 2005.

*Hearing or Notification of Hearing:* An order granting the application will be issued unless the SEC orders a hearing. Interested persons may request a hearing by writing to the SEC's Secretary and serving Applicant with a copy of the request, personally or by mail. Hearing requests should be received by the SEC by 5:30 p.m. on March 21, 2005 and should be accompanied by proof of service on Applicant, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons may request notification of a hearing by writing to the SEC's Secretary.

**ADDRESSES:** Secretary, SEC, 450 Fifth Street, NW., Washington, DC 20549. Applicant, Parkland Management Company, L.L.C., c/o Leo Krulitz, 1001 Lakeside Avenue, Suite 900, Cleveland, Ohio 44114.

**FOR FURTHER INFORMATION CONTACT:** Daniel S. Kahl, Senior Counsel, or

Jamey Basham, Branch Chief, at (202) 942-0719 (Division of Investment Management, Office of Investment Adviser Regulation).

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained for a fee at the SEC's Public Reference Branch.

### **Applicant's Representations**

1. Applicant was organized as an Ohio corporation in 1987 by the H.R.H. Family Trust (the "Trust"), which owned all of Applicant's outstanding stock. The Trust beneficiaries were certain members of the Harry R. Horvitz and Lois U. Horvitz family. In 1998, Applicant was reorganized as a single member Ohio limited liability company, and in January 2003, ownership was transferred equally to the three children of Harry R. Horvitz and Lois U. Horvitz.

2. Applicant operates as the "family office" for Lois U. Horvitz and (i) the lineal descendants of Lois and her now-deceased husband Harry R. Horvitz, (ii) the spouses of those lineal descendants, (iii) the sister of one such spouse and (iv) the mother and two children of that sister (collectively the "Family"). In addition to the Family, Applicant's other clients consist of (i) trusts, partnerships, limited liability companies, corporations, and other entities that both (A) are wholly-owned or controlled by members of the Family and (B) were created either for the sole benefit of Family members or for the benefit of both Family members and charitable organizations and (ii) foundations created by members of the Family (collectively "Clients").

3. Applicant represents that the "family office" services it provides to Clients include: developing asset allocation strategies; serving as the general partner to three partnerships wholly owned by the Family, which hold investments in private equity funds and hedge funds managed by third parties; recommending investment advisers and monitoring and recommending termination of such advisers; managing cash; preparing financial and tax reports; developing tax planning strategies; implementing estate planning activities; bill paying; travel planning; household staff supervision and payroll administration; and administering grant and scholarship programs for foundations established by the Family.

4. Applicant represents that the fees it receives have not generated, and are not intended to generate, a profit for Applicant. Applicant represents that its fees are structured so that fees it

receives from Clients only cover its direct costs and overhead costs.

5. Applicant represents that it does not hold itself out to the public as an investment adviser. Applicant represents that it is not listed in any local telephone book as an investment adviser and is listed in the building directory merely by its name, which does not connote investment advisory activities. Applicant represents that it does not engage in any advertising, attend any investment management-related conferences as a vendor, or conduct any marketing activities whatsoever.

6. Applicant represents that it has no public retail or institutional clients, and has never solicited, and does not plan to solicit or accept clients from the retail or institutional investing public. Applicant further represents that its sole purpose is to serve as a "family office" for the Family, and at no time will it seek or accept investment advisory clients other than Clients.

### **Applicant's Legal Analysis**

1. Section 202(a)(11) of the Advisers Act defines the term "investment adviser" to mean any person who, for compensation, engages in the business of advising others, either directly or through publications or writings, as to the value of securities or as to the advisability of investing in, purchasing, or selling securities, or who, for compensation and as part of a regular business, issues or promulgates analyses or reports concerning securities . . . . Section 202(a)(11)(F) of the Advisers Act authorizes the SEC to exclude from the definition of "investment adviser" persons that are not within the intent of section 202(a)(11).

2. Section 203(a) of the Advisers Act requires investment advisers to register with the SEC. Section 203(b) of the Advisers Act provides exemptions from this registration requirement.

3. Applicant asserts that it does not qualify for any of the exemptions provided by section 203(b). Applicant also asserts that it is not prohibited from registering with the SEC under Section 203A(a) because it has assets under management of not less than \$25,000,000.

4. Applicant requests that the SEC declare it to be a person not within the intent of section 202(a)(11). Applicant states that there is no public interest in requiring it to be registered under the Advisers Act. Applicant states that it is a private organization that was formed to be the "family office" for the Family. Applicant represents that all of its clients are either members of the Family or are entities created by or for the