

securities exchange.<sup>13</sup> In particular, the Commission believes that the proposal, as amended, is consistent with Section 6(b)(5) of the Act,<sup>14</sup> which requires that the rules of an exchange be designed to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest.

The Commission believes that the proposal to relax the quoting requirements applicable to SQTs, RSQTs, DSQTs, and DRSQTs in LEAPS should reduce the number of options quotations required to be submitted on the Exchange and, therefore, should help to mitigate the Exchange's quote message traffic and capacity. In addition, the Commission notes that this proposal is consistent with the approach in current Phlx Rule 1012, Commentary .03, which states that strike price interval, bid/ask differential and continuity rules will not apply to such long term option series until the time to expiration is less than nine months.<sup>15</sup>

#### IV. Conclusion

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>16</sup> that the proposed rule change (SR-Phlx-2006-52), as amended, is hereby approved on a six month pilot basis beginning on the date of this approval order.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>17</sup>

**Nancy M. Morris,**  
*Secretary.*

[FR Doc. E6-18142 Filed 10-27-06; 8:45 am]

**BILLING CODE 8011-01-P**

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#### SMALL BUSINESS ADMINISTRATION

##### **Emergence Capital Partners SBIC, L.P., License No. 09/79-0454; Notice Seeking Exemption Under Section 312 of the Small Business Investment Act, Conflicts of Interest**

Notice is hereby given that Emergence Capital Partners SBIC, L.P., 160 Bovet Road, Suite 300, San Mateo, CA 94402, a Federal Licensee under the Small

<sup>13</sup> In approving this proposed rule change, as amended, the Commission notes that it has considered the proposed rule's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

<sup>14</sup> 15 U.S.C. 78f(b)(5).

<sup>15</sup> See Securities Exchange Act Release No. 29103 (April 18, 1991), 56 FR 19132 (April 25, 1991) (order approving SR-Phlx-91-18).

<sup>16</sup> 15 U.S.C. 78s(b)(2).

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

<sup>18</sup> 17 CFR 200.30-3(a)(12).

Business Investment Act of 1958, as amended ("the Act"), in connection with the financing of a small concern, has sought an exemption under Section 312 of the Act and Section 107.730, Financings which Constitute Conflicts of Interest of the Small Business Administration ("SBA") Rules and Regulations (13 CFR 107.730). Emergence Capital Partners SBIC, L.P. proposes to provide equity/debt security financing to Genius, Inc., One Waters Park Drive, Suite 200, San Mateo, CA 94403. The financing is contemplated for working capital and general corporate purposes.

The financing is brought within the purview of § 107.730(a)(1) of the Regulations because Emergence Capital Partners, L.P. and Emergence Capital Associates, L.P., all Associates of Emergence Capital Partners SBIC, L.P., own more than ten percent of Genius, Inc., and therefore Genius, Inc. is considered an Associate of Emergence Capital Partners SBIC, L.P. as detailed in § 107.50 of the Regulations.

Notice is hereby given that any interested person may submit written comments on the transaction to the Associate Administrator for Investment, U.S. Small Business Administration, 409 Third Street, S.W., Washington, DC 20416.

Dated: October 6, 2006.

**Jaime Guzmán-Fournier,**  
*Associate Administrator for Investment.*

[FR Doc. 06-8964 Filed 10-27-06; 8:45 am]

**BILLING CODE 8025-01-M**

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#### SMALL BUSINESS ADMINISTRATION

[License No. 09/79-0454]

##### **Emergence Capital Partners SBIC, L.P.; Notice Seeking Exemption Under Section 312 of the Small Business Investment Act, Conflicts of Interest**

Notice is hereby given that Emergence Capital Partners SBIC, L.P., 160 Bovet Road, Suite 300, San Mateo, CA 94402, a Federal Licensee under the Small Business Investment Act of 1958, as amended ("the Act"), in connection with the financing of a small concern, has sought an exemption under Section 312 of the Act and Section 107.730, Financings which Constitute Conflicts of Interest of the Small Business Administration ("SBA") Rules and Regulations (13 CFR 107.730). Emergence Capital Partners SBIC, L.P. proposes to provide equity/debt security financing to Goodmail Systems, Inc., 2465 Latham Street, Mountain View, CA

94040. The financing is contemplated for working capital and general corporate purposes.

The financing is brought within the purview of § 107.730(a)(1) of the Regulations because Emergence Capital Partners, L.P. and Emergence Capital Associates, L.P., all Associates of Emergence Capital Partners SBIC, L.P., own more than ten percent of Goodmail Systems, Inc., and therefore Goodmail Systems, Inc. is considered an Associate of Emergence Capital Partners SBIC, L.P. as detailed in § 107.50 of the Regulations.

Notice is hereby given that any interested person may submit written comments on the transaction to the Associate Administrator for Investment, U.S. Small Business Administration, 409 Third Street, SW., Washington, DC 20416.

Dated: October 6, 2006.

**Jaime Guzmán-Fournier,**  
*Associate Administrator for Investment.*  
[FR Doc. 06-8966 Filed 10-27-06; 8:45 am]  
**BILLING CODE 8025-01-M**

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#### SMALL BUSINESS ADMINISTRATION

[Disaster Declaration # 10648 and # 10649]

##### **Alaska Disaster # AK-00006**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice.

**SUMMARY:** This is a notice of an Administrative declaration of a disaster for the State of Alaska dated 10/19/2006.

*Incident:* Severe Flooding, Landslides & Mudslides.

*Incident Period:* 8/15/2006 through 8/25/2006.

*Effective Date:* 10/19/2006.

*Physical Loan Application Deadline Date:* 12/18/2006.

*Economic Injury (EIDL) Loan Application Deadline Date:* 7/19/2007.

**ADDRESSES:** Submit completed loan applications to:

U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the Administrator's disaster declaration, applications for disaster loans may be filed at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

**Primary Counties:** Matanuska-Susitna Borough.  
**Contiguous Counties:**  
*Alaska:*  
 Chugach Reaa (10), Copper River Reaa (11), Delta/Greely Reaa (03), Denali Borough, Iditarod Area Reaa (21), Kenai Peninsula Borough, Municipality Of Anchorage.

The Interest Rates are:

	Percent
Homeowners with Credit Available Elsewhere .....	6.250
Homeowners without Credit Available Elsewhere .....	3.125
Businesses with Credit Available Elsewhere .....	7.934
Businesses & Small Agricultural Cooperatives without Credit Available Elsewhere .....	4.000
Other (Including Non-Profit Organizations) with Credit Available Elsewhere .....	5.000
Businesses And Non-Profit Organizations without Credit Available Elsewhere .....	4.000

The number assigned to this disaster for physical damage is 10648 6 and for economic injury is 10649 0.

The State which received an EIDL Declaration # is Alaska.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008).

Dated: October 19, 2006.

**Steven C. Preston,**  
*Administrator.*

[FR Doc. E6-18194 Filed 10-27-06; 8:45 am]

**BILLING CODE 8025-01-P**

**SMALL BUSINESS ADMINISTRATION**

[Disaster Declaration # 10646 and # 10647]

**Illinois Disaster # IL-00004**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice.

**SUMMARY:** This is a notice of an Administrative declaration of a disaster for the State of Illinois dated 10/18/2006.

*Incident:* Tornadoes, Severe Storms and Flooding.

*Incident Period:* 7/19/2006 through 7/21/2006.

*Effective Date:* 10/18/2006.

*Physical Loan Application Deadline Date:* 12/18/2006.

*Economic Injury (Eidl) Loan Application Deadline Date:* 7/18/2007.

**ADDRESSES:** Submit completed loan applications to : U.S. Small Business

Administration, Processing And Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the Administrator's disaster declaration, applications for disaster loans may be filed at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

**Primary Counties:** Jefferson, St. Clair.  
**Contiguous Counties:**  
*Illinois:* Clinton, Franklin, Hamilton, Madison, Marion, Monroe, Perry, Randolph, Washington, Wayne.  
*Missouri:* St. Louis, St. Louis City.

The Interest Rates are:

	Percent
Homeowners with Credit Available Elsewhere .....	5.875
Homeowners without Credit Available Elsewhere .....	2.937
Businesses with Credit Available Elsewhere .....	7.763
Businesses & Small Agricultural Cooperatives without Credit Available Elsewhere .....	4.000
Other (Including Non-Profit Organizations) with Credit Available Elsewhere .....	5.000
Businesses and Non-Profit Organizations without Credit Available Elsewhere .....	4.000

The number assigned to this disaster for physical damage is 10646 C and for economic injury is 10647 0.

The States which received an EIDL Declaration # are Illinois, Missouri.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008).

Dated: October 18, 2006.

**Steven C. Preston,**  
*Administrator.*

[FR Doc. E6-18182 Filed 10-27-06; 8:45 am]

**BILLING CODE 8025-01-P**

**DEPARTMENT OF TRANSPORTATION**

**Office of the Secretary**

[Docket No. OST-2006-26169]

**Notice of Rights and Protections Available Under the Federal Antidiscrimination and Whistleblower Protection Laws**

**AGENCY:** Office of the Secretary, DOT.

**ACTION:** No FEAR Act Notice.

**SUMMARY:** The U.S. Department of Transportation (DOT) is publishing its Notice under Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (Pub. L. 107-174), as required by the Act and 5 CFR part 724. This Notice describes the obligation of DOT and other Federal agencies to notify all employees, former employees, and applicants for Federal employment of the rights and protections available to them under the Federal Antidiscrimination Laws and Whistleblower Protection Laws.

**FOR FURTHER INFORMATION CONTACT:** Caffin Gordon, Chief, Compliance Operations Division, S-34, Departmental Office of Civil Rights, Office of the Secretary, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590, (202) 366-9370 or (TTY) 202-366-0663.

**SUPPLEMENTARY INFORMATION:**

**Electronic Access**

You may retrieve this document online through the Document Management System (DMS) at: <http://dmses.dot.gov>. The DMS is available 24 hours each day, 365 days each year. Electronic retrieval help and guidelines are available under the help section of the Web site. An electronic copy of this document may be downloaded by using a computer, modem and suitable communications software from the Government Printing Office's Electronic Bulletin Board home page at: <http://www.nara.gov/fedreg> and the Government Printing Office's Web page at: <http://www.access.gpo.gov/nara>.

**No FEAR Act Notice**

On May 15, 2002, Congress enacted the "Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002," Public Law 107-174, which is now known as the No FEAR Act. One purpose of the Act is to "require that Federal agencies be accountable for violations of antidiscrimination and whistleblower protection laws." In support of this purpose, Congress found that "agencies cannot be run effectively if those agencies practice or tolerate discrimination." The Act also requires this agency to provide this notice to Federal employees, former Federal employees and applicants for Federal employment to inform you of the rights and protections available to you under Federal antidiscrimination, whistleblower protection and retaliation laws.

**Antidiscrimination Laws**

A Federal agency cannot discriminate against an employee or applicant with