

DEPARTMENT OF DEFENSE**Department of the Army****Notice of Availability of the Record of Decision for Army Growth and Force Structure Realignment****AGENCY:** Department of the Army, DoD.**ACTION:** Notice of Availability (NOA).

SUMMARY: The Department of the Army announces the availability of the Record of Decision (ROD) for Army Growth and Force Structure Realignment. This ROD announces the Army's decisions for growing and realigning U.S. Army forces within the Continental United States (CONUS). Pursuant to the National Environmental Policy Act (NEPA), the Department of the Army prepared a Programmatic Environmental Impact Statement (PEIS) that evaluated the potential environmental and socio-economic effects associated with alternatives for Army growth and realignment. In the Final PEIS, which was published on 26 OCT, 2007, the Army identified Alternative Three as the preferred alternative. The Record of Decision explains that the Army will proceed with its preferred alternative, Alternative Three. This alternative best supports Army Modular Transformation; implements Global Defense Posture Realignment (GDPR) decisions; adds the necessary Combat Support and Combat Service Support Soldiers to the Active and Reserve components of the Army; and grows the Army by six Active component Brigade Combat Teams (BCTs) and fifteen Active and Reserve component support brigades. Each of the BCTs will be Infantry BCTs. In addition, the PEIS analysis was used to relocate a Maneuver Enhancement Brigade (MEB) headquarters and two Heavy Brigade Combat Teams (HBCTs). The HBCTs will be activated in Germany and retained until FY12 and FY13 before returning to the United States. A return of these BCTs to the United States is not a part of previous decisions to implement Base Realignment and Closure (BRAC) 2005. This decision and analysis within this PEIS do not include BRAC 2005 stationing actions, which are considered part of the baseline condition for analysis. This decision will result in a total growth in Army forces by approximately 74,200 Soldiers, and will realign forces to improve readiness and responsiveness to meet future challenges.

ADDRESSES: Comments or questions regarding the ROD can be sent to the Public Affairs Office, U.S. Army Environmental Command, Building

E4460, Attention: IMAE-PA 5179 Hoadley Road, Aberdeen Proving Ground, MD 21010-5401.

FOR FURTHER INFORMATION CONTACT: Public Affairs Office at (410) 436-2556; facsimile at (410) 436-1693 (during normal business hours Monday through Friday).

SUPPLEMENTARY INFORMATION: In January 2007, President Bush asked Congress for authority to increase the overall strength of the Army by 74,200 Soldiers over the next five years. This growth will mitigate shortages in units, Soldiers, and time to train that would otherwise inhibit the Army from meeting readiness goals and supporting strategic requirements. In September 2007, the Secretary of Defense approved the Army's proposal to accelerate growth for the Active component and Army National Guard. The Army must grow, adjust its force structure, and station its units and Soldiers to meet the strategic requirements of the contemporary global security environment.

The Final PEIS examined major Army installations within CONUS and their ability to support new unit stationing actions in connection with growth and realignment. The Final PEIS provided the Army Senior Leadership with an assessment of environmental and socio-economic impacts that would be associated with these actions in addition to the feedback and concerns of the public. This information was considered as part of the decision-making process for selecting the final stationing locations for new units.

Stationing decisions included in the ROD for Army Growth and Force Structure Realignment include: retaining one IBCT at Ft Carson, CO as the 43rd BCT in Fiscal Year (FY) 08; activating the 44th BCT at Ft Bliss, TX in FY09; converting one Heavy Brigade Combat Team (HBCT) to an IBCT at Ft Stewart, GA in FY10; and growing three IBCTs in FY11, one each at Ft Stewart, GA, Ft Carson, CO, and Ft Bliss, TX. Two BCTs stationed in Germany will relocate back to CONUS in FY12 and 13, respectively. These units are selected for stationing at Ft Bliss, TX and White Sands Missile Range, NM. The Army will also activate eight Active component support brigades and restation two others. These actions will occur at the following locations: In FY08, an Air Defense Artillery Brigade headquarters activates at Ft Hood, TX; in FY09, a Maneuver Enhancement Brigade (MEB) activates at Ft Leonard Wood, MO; in FY10 a Fires Brigade activates at Ft Bliss, TX; in FY11, an Expeditionary Sustainment Command Headquarters activates at Ft Lewis, WA,

and a Sustainment Brigade activates at Ft Hood, TX; in FY13, a (BfSB) activates at Ft Polk, LA and a MEB will be restationed to Fort Drum, NY.

The restationing of a MEB is tentatively being considered for Fort Richardson, AK in FY 2010. The Army is considering the stationing of an Engineer Brigade and a Military Police Brigade at Schofield Barracks, HI. These actions will ensure the proper balance of combat support units and command and control functions are available in the Pacific theater to support training and operational requirements. A final decision on these actions will not be made until a supplemental NEPA analysis is completed to analyze impacts of stationing actions in the Pacific theater.

A copy of the ROD and Final PEIS are available at <http://www.aec.army.mil>.

Addison D. Davis, IV,

Deputy Assistant Secretary of the Army (Environment, Safety and Occupational Health).

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DEPARTMENT OF DEFENSE**Department of the Navy****Notice of Closed Meeting of the Chief of Naval Operations (CNO) Executive Panel****AGENCY:** Department of the Navy, DoD.**ACTION:** Notice of Closed Meeting.

SUMMARY: The CNO Executive Panel will report on the findings and recommendations of the Defense of the Sea Bed Subcommittee to the Chief of Naval Operations. The meeting will consist of discussions of the threats and vulnerabilities of the changing undersea environment, to include the undersea networks of pipelines, cables and sensors.

DATES: The meeting will be held on January 30, 2008, from 9 a.m. to 11 p.m.

ADDRESSES: The meeting will be held in CNA Corporation Building, 4825 Mark Center Drive, Alexandria, VA 22311, SCIF.

FOR FURTHER INFORMATION CONTACT: Mr. Sidney MacArthur, CNO Executive Panel, 4825 Mark Center Drive, Alexandria, VA 22311, tel: 703-681-4907.

SUPPLEMENTARY INFORMATION: Pursuant to the provisions of the Federal Advisory Committee Act (5 U.S.C. App. 2), these matters constitute classified information that is specifically authorized by Executive order to be kept

secret in the interest of national defense and are, in fact, properly classified pursuant to such Executive order. Accordingly, the Secretary of the Navy has determined in writing that the public interest requires that all sessions of this meeting be closed to the public because they will be concerned with matters listed in section 552b(c)(1) of title 5, United States Code.

Individuals or interested groups interested may submit written statements for consideration by the Chief of Naval Operations Executive Panel at any time or in response to the agenda of a scheduled meeting. All requests must be submitted to the Designated Federal Officer at the address detailed below.

If the written statement is in response to the agenda mentioned in this meeting notice then the statement, if it is to be considered by the Panel for this meeting, must be received at least five days prior to the meeting in question.

The Designated Federal Officer will review all timely submissions with the Chief of Naval Operations Executive Panel Chairperson, and ensure they are provided to members of the Chief of Naval Operations Executive Panel before the meeting that is the subject of this notice.

To contact the Designated Federal Officer, write to Executive Director, CNO Executive Panel (N00K), 4825 Mark Center Drive, 2nd Floor, Alexandria, VA 22311-1846.

Dated: January 2, 2008.

T.M. Cruz,

Lieutenant, Office of the Judge Advocate General, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. E8-25 Filed 1-4-08; 8:45 am]

BILLING CODE 3810-FF-P

DEPARTMENT OF ENERGY

Office of Energy Efficiency and Renewable Energy

[Case No. CAC-019]

Energy Conservation Program for Commercial Equipment: Publication of the Petition for Waiver From Daikin AC (Americas), Inc. and Granting of the Application for Interim Waiver From the Department of Energy Commercial Package Air Conditioner and Heat Pump Test Procedure

AGENCY: Office of Energy Efficiency and Renewable Energy, Department of Energy.

ACTION: Notice of petition for waiver, granting of application for interim waiver, and request for comments.

SUMMARY: This notice announces receipt of and publishes a Petition for Waiver from Daikin AC (Americas), Inc. (Daikin). The Petition for Waiver (hereafter "Daikin Petition") requests a waiver of the Department of Energy (DOE) test procedure applicable to commercial package air-cooled central air conditioners and heat pumps. The waiver request is specific to the Daikin variable speed and variable refrigerant volume (VRV-III) (commercial) multi-split heat pumps and heat recovery systems. Through this document, DOE is: (1) Soliciting comments, data, and information with respect to the Daikin Petition; and (2) announcing our determination to grant an Interim Waiver to Daikin from the applicable DOE test procedure for the subject commercial air-cooled, multi-split air conditioners and heat pumps.

DATES: DOE will accept comments, data, and information with respect to the Daikin Petition until, but no later than February 6, 2008.

ADDRESSES: You may submit comments, identified by case number "CAC-018," by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *E-mail:* Michael.Raymond@ee.doe.gov. Include either the case number [CAC-019], and/or "Daikin Petition" in the subject line of the message.

- *Mail:* Ms. Brenda Edwards-Jones, U.S. Department of Energy, Building Technologies Program, Mailstop EE-2J/1000 Independence Avenue, SW., Washington, DC 20585-0121. Telephone: (202) 586-2945. Please submit one signed original paper copy.

- *Hand Delivery/Courier:* Ms. Brenda Edwards-Jones, U.S. Department of Energy, Building Technologies Program, 950 L'Enfant Plaza, SW., Suite 600, Washington, DC 20024. Please submit one signed original paper copy.

Instructions: All submissions received must include the agency name and case number for this proceeding. Submit electronic comments in WordPerfect, Microsoft Word, Portable Document Format (PDF), or text (American Standard Code for Information Interchange (ASCII)) file format and avoid the use of special characters or any form of encryption. Wherever possible, include the electronic signature of the author. Absent an electronic signature, comments submitted electronically must be followed and authenticated by submitting the signed original paper document. DOE does not accept telefacsimiles (faxes).

Any person submitting written comments must also send a copy of such comments to the petitioner, pursuant to 10 CFR 431.401(d). The contact information for the petitioner is: Mr. Russell Tavolacci, Director of Product Marketing, Daikin AC (Americas), Inc., 1645 Wallace Drive, Suite 110, Carrollton, TX 75006. Telephone: (972) 245-1510. E-mail: Russell.Tavolacci@daikinac.com.

According to 10 CFR 1004.11, any person submitting information that he or she believes to be confidential and exempt by law from public disclosure should submit two copies: One copy of the document including all the information believed to be confidential, and one copy of the document with the information believed to be confidential deleted. DOE will make its own determination about the confidential status of the information and treat it according to its determination.

Docket: For access to the docket to review the background documents relevant to this matter, you may visit the U.S. Department of Energy, 950 L'Enfant Plaza, SW., (Resource Room of the Building Technologies Program), Washington, DC 20024; (202) 586-2945, between 9 a.m. and 4 p.m., Monday through Friday, except Federal holidays. Available documents include the following items: (1) This notice; (2) public comments received; (3) the Petition for Waiver and Application for Interim Waiver; and (4) prior DOE rulemakings regarding similar central air conditioning and heat pump equipment. Please call Ms. Brenda Edwards-Jones at the above telephone number for additional information regarding visiting the Resource Room.

FOR FURTHER INFORMATION CONTACT: Dr. Michael G. Raymond, U.S. Department of Energy, Building Technologies Program, Mail Stop EE-2J, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121. Telephone: (202) 586-9611. E-mail: Michael.Raymond@ee.doe.gov.

Ms. Francine Pinto or Mr. Eric Stas, U.S. Department of Energy, Office of the General Counsel, Mail Stop GC-72, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0103. Telephone: (202) 586-9507. E-mail: Francine.Pinto@hq.doe.gov or Eric.Stas@hq.doe.gov.

SUPPLEMENTARY INFORMATION:

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