

0025) and may be submitted by any of the following methods:

Web site: <http://www.regulations.gov>. Follow the online instructions for submitting comments.

Fax: 202-493-2251.

Mail: Docket Operations Facility, U.S. Department of Transportation, 1200 New Jersey Avenue, SE., W12-140, Washington, DC 20590.

Hand Delivery: 1200 New Jersey Avenue, SE., Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

Communications received within 45 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.–5 p.m.) at the above facility. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://www.regulations.gov>.

Anyone is able to search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477–78).

Issued in Washington, DC on February 4, 2008.

Grady C. Cothen, Jr.,

Deputy Associate Administrator for Safety Standards and Program Development.

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DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Petition for Waiver of Compliance

In accordance with part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) received a request for a waiver of compliance with certain requirements of its safety standards. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favor of relief.

BNSF Railway Company

[Docket Number FRA-2007-28812]

BNSF Railway Company (BNSF) seeks a waiver of compliance with certain requirements of 49 CFR part 232—*Brake System Safety Standards for Freight and Other Non-Passenger Trains and Equipment; End-of Train Devices*, and 49 CFR part 215—*Railroad Freight Car Safety Standards*. Specifically, BNSF seeks relief to permit trains received at the U.S./Mexico border at Eagle Pass, Texas (Eagle Pass), from the Ferrocarriles de Mexico, to move from the interchange point without performing the regulatory tests and inspections specified in CFR part 215 and § 232.205(a)(1) at that location. BNSF proposes moving the trains from the border at Milepost (MP) 34 on the Union Pacific Railroad Company's Eagle Pass subdivision, to the Ryan's Ruin Horan Siding at MP 20, a distance of 14 miles where required FRA inspections will be performed. BNSF claims that granting the waiver would expedite train movements and avoid blockages of crossings in Eagle Pass.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number FRA-2007-28812) and may be submitted by any of the following methods:

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above facility. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://www.regulations.gov>.

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Issued in Washington, DC, on February 4, 2008.

Grady C. Cothen, Jr.,

Deputy Associate Administrator for Safety Standards and Program Development.

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DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

FTA Supplemental Fiscal Year 2008 Apportionments and Allocations and Program Information (Bus and Bus Facilities Program and Alternative Analysis Program Earmarks Designated in the Committee Reports Accompanying the Consolidated Appropriations Act, 2008, Extended and Reprogrammed Earmarks and Corrections to Appendix A)

AGENCY: Federal Transit Administration (FTA), DOT.

ACTION: Notice.

SUMMARY: Division K of the "Consolidated Appropriations Act, 2008" (Pub. L. 110-161), signed into law by President Bush on December 26, 2007, made funds available for all of the surface transportation programs of the Department of Transportation (DOT) for the Fiscal Year (FY) ending September 30, 2008. This notice provides information on the FY 2008 earmarks in the Bus and Bus Facilities program and the Alternatives Analysis program that were in the committee reports that accompanied the Consolidated Appropriations Act, 2008 and corrects Appendix A of the January 28, 2008, **Federal Register** notice. The notice also publishes prior year Bus and Bus Facilities and New Starts earmarks that were extended or reprogrammed in the committee reports.

FOR FURTHER INFORMATION CONTACT: For general information about this notice contact Henrika Buchanan-Smith, Office