

6-mile radius of the Point in Space
Coordinates (Lat. 40°40'20" N., Long.
80°05'10" W.) serving the UPMC Passavant-
Cranberry Heliport.

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Issued in College Park, Georgia, on January
30, 2008.

Barry A. Knight,

*Acting Manager, System Support Group,
Eastern Service Center.*

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 73

[Docket No. FAA–2008–0050; Airspace
Docket No. 07–ASO–28]

RIN 2120–AA66

Amendment of Using Agencies for Restricted Areas R–5303A, B, C; R– 5304A, B, C; and R–5306A, C, D, E; NC

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action amends the using
agencies for restricted areas R–5303A, B,
and C, Camp Lejeune, NC; R–5304A, B,
and C, Camp Lejeune, NC; and R–
5306A, C, D, and E, Cherry Point, NC,
to reflect current organizational
assignments and geographic
responsibilities. This is an
administrative change that does not
alter the boundaries, designated
altitudes, time of designation, or
activities conducted within the
restricted areas.

DATES: *Effective Date:* 0901 UTC, April
10, 2008.

FOR FURTHER INFORMATION CONTACT: Paul
Gallant, Airspace and Rules Group,
Office of System Operations Airspace
and AIM, Federal Aviation
Administration, 800 Independence
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SUPPLEMENTARY INFORMATION:

Background

At the request of the U.S. Marine
Corps, the FAA is amending 14 CFR
part 73 to update the designated using
agencies for restricted areas R–5303A, B,
and C; R–5304A, B, and C; and R–
5306A, C, D, and E in North Carolina.
This action is the result of
organizational realignments by the
Marine Corps.

Section 73.53 of Title 14 CFR part 73
was republished in FAA Order 7400.8N,
effective February 16, 2007.

The Rule

This action amends the names of the
using agencies for the above restricted
areas to replace the title “Commanding
General” with “Commanding Officer,”
and reflect the current division of
airspace responsibilities between
Marine Corps Air Station Cherry Point,
NC, and Marine Corps Base Camp
Lejeune, NC. This is an administrative
change to reflect current organizational
titles and geographic responsibilities.
The change does not alter the
boundaries, designated altitudes, time of
designation, or activities conducted
within the restricted areas. Therefore,
notice and public procedures under 5
U.S.C. 553(b) are unnecessary.

The FAA has determined that this
regulation only involves an established
body of technical regulations for which
frequent and routine amendments are
necessary to keep them operationally
current. Therefore, this regulation: (1) Is
not a “significant regulatory action”
under Executive Order 12866; (2) is not
a “significant rule” under Department of
Transportation (DOT) Regulatory
Policies and Procedures (44 FR 11034;
February 26, 1979); and (3) does not
warrant preparation of a regulatory
evaluation as the anticipated impact is
so minimal. Since this is a routine
matter that will only affect air traffic
procedures and air navigation, it is
certified that this rule, when
promulgated, will not have a significant
economic impact on a substantial
number of small entities under the
criteria of the Regulatory Flexibility Act.

The FAA’s authority to issue rules
regarding aviation safety is found in
Title 49 of the United States Code.
Subtitle I, Section 106 describes the
authority of the FAA Administrator.
Subtitle VII, Aviation Programs,
describes in more detail the scope of the
agency’s authority.

This rulemaking is promulgated
under the authority described in
Subtitle VII, Part A, Subpart I, Section
40103. Under that section, the FAA is
charged with prescribing regulations to
assign the use of the airspace necessary
to ensure the safety of aircraft and the
efficient use of airspace. This regulation
is within the scope of that authority as
it amends restricted areas in North
Carolina.

Environmental Review

The FAA has determined that this
action qualifies for categorical exclusion
under the National Environmental
Policy Act in accordance with 311d.,
FAA Order 1050.1E, “Environmental
Impacts: Policies and Procedures.” This
airspace action is not expected to cause

any potentially significant
environmental impacts, and no
extraordinary circumstances exist that
warrant preparation of an
environmental assessment.

List of Subjects in 14 CFR Part 73

Airspace, Prohibited areas, Restricted
areas.

Adoption of the Amendment

■ In consideration of the foregoing, the
Federal Aviation Administration
amends 14 CFR part 73 as follows:

PART 73—SPECIAL USE AIRSPACE

■ 1. The authority citation for part 73
continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113,
40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–
1963 Comp., p. 389.

§ 73.53 [Amended]

■ 2. § 73.53 is amended as follows:

* * * * *

R–5303A, R–5303B and R–5303C Camp Lejeune, NC [Amended]

Under Using agency, by removing the
words “USMC, Commanding General, U.S.
Marine Corps Air Station, Cherry Point, NC”
and inserting the words “USMC,
Commanding Officer, U.S. Marine Corps Base
Camp Lejeune, NC.”

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R–5304A, R–5304B and R–5304C Camp Lejeune, NC [Amended]

Under Using agency, by removing the
words “USMC, Commanding General, U.S.
Marine Corps Air Station, Cherry Point, NC”
and inserting the words “USMC,
Commanding Officer, U.S. Marine Corps Base
Camp Lejeune, NC.”

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R–5306A and R–5306C Cherry Point, NC [Amended]

Under Using agency, by removing the
words “Commanding General, U.S. Marine
Corps Air Station, Cherry Point, NC” and
inserting the words “USMC, Commanding
Officer, U.S. Marine Corps Air Station Cherry
Point, NC.”

R–5306D and R–5306E Cherry Point, NC [Amended]

Under Using agency, by removing the
words “Commanding General, U.S. Marine
Corps Air Station, Cherry Point, NC” and
inserting the words “USMC, Commanding
Officer, U.S. Marine Corps Base Camp
Lejeune, NC.”

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Issued in Washington, DC, on February 6,
2008.

Ellen Crum,

Acting Manager, Airspace and Rules Group.
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