

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and Closed.

*Week of December 8, 2008*

Tuesday, December 9, 2008

9:25 a.m. Affirmation Session (Public Meeting) (Tentative)

a. Final Rule—Power Reactor Security Requirements (RIN 3150-AG63) (Tentative)

b. Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3), re Appeal of Order Striking WestCAN's Request for Hearing (July 31, 2008) (Tentative)

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

9:30 a.m. Briefing on Equal Employment Opportunity (EEO) and Small Business Programs (Public Meeting) (Contact: Sandy Talley, 301-415-8059).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

Thursday, December 11, 2008

9:30 a.m. Briefing on Uranium Recovery—Part 1 (Public Meeting).

1:30 p.m. Briefing on Uranium Recovery—Part 2 (Public Meeting) (Contact for both parts: Dominick Orlando, 301-415-6749).

Both parts of this meeting will be webcast live at the Web address—<http://www.nrc.gov>.

Friday, December 12, 2008

9:30 a.m. Discussion of Management Issues (Closed—Ex. 2).

*Week of December 15, 2008—Tentative*

Monday, December 15, 2008

1 p.m. Discussion of Management Issues (Closed—Ex. 2).

Wednesday, December 17, 2008

2 p.m. Briefing on Threat Environment Assessment (Closed—Ex. 1).

*Week of December 22, 2008—Tentative*

There are no meetings scheduled for the week of December 22, 2008.

*Week of December 29, 2008—Tentative*

There are no meetings scheduled for the week of December 29, 2008.

*Week of January 5, 2009—Tentative*

There are no meetings scheduled for the week of January 5, 2009.

*Week of January 12, 2009—Tentative*

There are no meetings scheduled for the week of January 12, 2009.

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\* The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings, call (recording)—(301) 415-1292. Contact person for more information:

Michelle Schroll, (301) 415-1662.

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The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/about-nrc/policy-making/schedule.html>

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The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify the NRC's Disability Program Coordinator, Rohn Brown, at 301-492-2279, TDD: 301-415-2100, or by e-mail at [rohn.brown@nrc.gov](mailto:rohn.brown@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

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This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to [darlene.wright@nrc.gov](mailto:darlene.wright@nrc.gov).

Dated: December 4, 2008.

**Rochelle C. Baval,**

*Office of the Secretary.*

[FR Doc. E8-29183 Filed 12-5-08; 11:15 am]

BILLING CODE 7590-01-P

## OFFICE OF PERSONNEL MANAGEMENT

### Excepted Service

**AGENCY:** U.S. Office of Personnel Management (OPM).

**ACTION:** Notice.

**SUMMARY:** This gives notice of OPM decisions granting authority to make appointments under Schedules A, B, and C in the excepted service as required by 5 CFR 6.6 and 213.103.

**FOR FURTHER INFORMATION CONTACT:** M. Lamary, Group Manager, Executive Resources Services Group, Center for Human Resources, Division for Human Capital Leadership and Merit System Accountability, 202-606-2246.

**SUPPLEMENTARY INFORMATION:** Appearing in the listing below are the individual authorities established under Schedules A, B, and C between October 1, 2008, and October 31, 2008. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of September 30 is published each year.

### Schedule A

No Schedule A appointments were approved for October 2008.

### Schedule B

No Schedule B appointments were approved for October 2008.

### Schedule C

The following Schedule C appointments were approved during October 2008.

#### *Section 213.3303 Executive Office of the President*

Office of Management and Budget

BOGS80013 Deputy General Counsel to the General Counsel and Senior Policy Advisor. Effective October 03, 2008.

#### *Section 213.3304 Department of State*

DSGS69756 Foreign Affairs Officer. Effective October 10, 2008.

DSGS69757 Protocol Assistant to the Foreign Affairs Officer (Visits). Effective October 16, 2008.

#### *Section 213.3311 Department of Homeland Security*

DMGS00764 Director of Private Sector Initiatives to the Director of External Affairs and Communications. Effective October 08, 2008.

DMGS00738 Deputy Director of Advance and Travel to the Director of Scheduling and Advance. Effective October 10, 2008.

DMGS00690 Advance Representative to the Director of Scheduling and Advance. Effective October 31, 2008.

#### *Section 213.3315 Department of Labor*

DLGS60171 Advance Representative to the Director of Planning, Scheduling, and Advance. Effective October 16, 2008.

DLGS60269 Director, Office of Faith Based Community Initiatives to the Deputy Secretary of Labor. Effective October 16, 2008.

#### *Section 213.3316 Department of Health and Human Services*

DHGS60131 Confidential Assistant to the Special Assistant to the Assistant Secretary for Health. Effective October 03, 2008.

DHGS60399 Special Assistant to the Assistant Secretary for Children and Families. Effective October 03, 2008.

*Section 213.3317 Department of Education*

DBGS00672 Confidential Assistant to the White House Liaison. Effective October 10, 2008.

*Section 213.3323 Federal Communications Commission*

FCGS80008 Special Assistant to the Chairman. Effective October 15, 2008.

*Section 213.3325 United States Tax Court*

JCGS60081 Chambers Administrator to the Chief Judge. Effective October 01, 2008.

CGS60058 Chambers Administrator to the Chief Judge. Effective October 03, 2008.

*Section 213.3327 Department of Veterans Affairs*

DVGS60058 Special Assistant to the Assistant Secretary for Public and Intergovernmental Affairs. Effective October 31, 2008.

DVGS60107 Legislative Assistant to the Assistant Secretary for Congressional and Legislative Affairs. Effective October 31, 2008.

*Section 213.3331 Department of Energy*

DEGS00679 Assistant Press Secretary to the Director, Public Affairs. Effective October 10, 2008.

*Section 213.3332 Small Business Administration*

SBGS00576 Deputy Assistant Administrator for the Office of Communications and Public Liaison to the Assistant Administrator for Communications and Public Liaison. Effective October 16, 2008.

*Section 213.3337 General Services Administration*

GS GS00170 Special Assistant to the Chief of Staff. Effective October 10, 2008.

*Section 213.33 Merit System Protection Board*

MPGS60014 Counsel to the Chairman. Effective October 07, 2008.

*Section 213.338 National Endowment for the Humanities*

NHGS90082 Special Assistant to the Chairman and Director of Government and Community Relations to the Deputy Chairman. Effective October 10, 2008.

*Section 213.3384 Department of Housing and Urban Development*

UGS60190 Special Policy Advisor to the Assistant Secretary for Housing, Federal Housing Commissioner. Effective October 03, 2008.

*Section 213.3394 Department of Transportation*

DTGS60364 Special Assistant for Transportation Policy to the Assistant Secretary for Transportation Policy. Effective October 10, 2008.

DTGS60357 Special Assistant to the White House Liaison and Scheduling and Advance to the Director for Scheduling and Advance. Effective October 24, 2008.

DTGS60311 Special Assistant to the Chief of Staff. Effective October 31, 2008.

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954-1958 Comp., p. 218.

Office of Personnel Management.

**Howard Weizmann,**

*Deputy Director.*

[FR Doc. E8-29067 Filed 12-8-08; 8:45 am]

BILLING CODE 6325-39-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-59044; File No. SR-NSCC-2007-08]

### Self-Regulatory Organizations; National Securities Clearing Corporation; Order Approving Proposed Rule Change To Amend Membership Disqualification Criteria Rules

December 3, 2008.

#### I. Introduction

On April 30, 2007, the National Securities Clearing Corporation ("NSCC") filed with the Securities and Exchange Commission ("Commission") and on February 7, 2008, and on March 18, 2008, amended proposed rule change SR-NSCC-2007-08 pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act").<sup>1</sup> Notice of the proposal was published in the **Federal Register** on July 18, 2008.<sup>2</sup> The Commission received no comment letters. For the reasons discussed below, the Commission is approving the proposed rule change.

#### II. Description

The purpose of this filing is to amend the NSCC rules as they relate to

membership disqualification criteria in an effort to create more uniformity between the rules of NSCC and the rules of NSCC's affiliates, the Fixed Income Clearing Corporation ("FICC") and The Depository Trust Company ("DTC").

Currently, Addendum S of NSCC's rules sets forth its policy as to standards relating to competence for membership. Addendum S includes both objective and subjective factors that may be considered by NSCC in its evaluation of an applicant or of the continued membership of a member. Going forward, NSCC seeks to amend its rules to only include those disqualification criteria that can be objectively monitored by Risk Management staff. For example, NSCC proposes to delete from its rules specific references to criteria that may not be reported in a regulatory background check, such as an entity being subject to "heightened supervision" by a regulatory body. NSCC is proposing to include in its rules a general provision to permit consideration of events with respect to an applicant or member that may not be expressly mentioned but that may impact an applicant's or member's suitability as a member.

In addition, pursuant to NSCC's current disqualification criteria, NSCC can consider the criteria with respect to a person or entity that has "significant managerial responsibility" over the applicant or member. Because it is not easily ascertainable as to what entities or individuals have "significant managerial responsibility" over a particular entity, NSCC is proposing to amend these provisions in the rules so that they are consistent with its internal surveillance procedures. Going forward, NSCC will extend the reach of certain disqualification criteria to persons and entities acting as "controlling management," which will include those officers of the entity that are currently screened by Risk Management staff pursuant to internal procedures.

Specifically, NSCC's disqualification criteria will now include:

- (i) An applicant or member being subject to statutory disqualification as defined in Section 3(a)(39) of that Act.<sup>3</sup>
- (ii) An applicant, member, or its controlling management making a misstatement of material facts; committing fraudulent acts; or being

<sup>3</sup> While this provision currently exists in the rules, it will be moved within the rules and will be grouped with all other disqualification criteria. The NSCC rules will also provide that applicants and members must notify NSCC if any member of its controlling management is or becomes subject to a statutory disqualification, as defined in Section 3(a)(39) of the Act.

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> Securities Exchange Act Release No. 58123 (July 9, 2008), 73 FR 41390.