

relevant meetings and conference calls with the government.

(5) Extent to which applicants meet program policy evaluation criteria. It may be desirable to select centers for awards based upon the applicants' total mix of areas of concentration so as to round out portfolio objectives. (10 points)

(6) Appropriateness of the budget for carrying out the planned staffing and activities. (10 points) Reviewers will consider whether (1) the budget ensures an efficient and effective allocation of funds to achieve the objectives of this solicitation, and (2) the applicant has additional funding from other sources, in particular, the host institution. Applications that show funding from other sources that supplement funds from this cooperative agreement will be given higher marks than those without financial support. Awardees are required to contribute a minimum of 5 percent cost share of total project costs.

Panel Recommendations. Once each application is scored and ranked, the panel will then review the top applicants and recommend centers that together best address the range of responsibilities described in Part I.

VI. Award Administration Information

A. Notification

Grants.gov will issue application receipt acknowledgments.

B. Award Notices

Applicants who have been selected will receive an official electronic notice of award signed by an SSA Grants Management Officer around September 15, 2009. Those who were not selected will be notified by official letter.

C. Administration and National Policy Requirements

Grantees will have access to confidential beneficiary information and will be subject to our background checks and fingerprinting in accordance with our personnel, security and suitability requirements. In addition, grantees are required to adhere to our policy regarding the protection of Personally Identifiable Information (PII). When making awards, we will distribute the necessary packages including forms and consents for completion, for both PII and Suitability Determination.

D. Reporting

Every three months during the award period, the grantee will produce a quarterly report of progress. The grantee's quarterly progress reports should provide a concise summary of the progress being made toward completion of activities in the annual

work plan. The grantee should pay particular attention in the reports to achieving any milestones set forth in the work plan, delays in achieving milestones, and the affect of delays on the final product. Details regarding the format of quarterly progress reports will be provided in the FLRC Terms and Conditions at the time of award. In addition to the regular reporting, the grantee will provide ad hoc and timely "hotline" reports on any significant issues that arise with respect to management and implementation of the work.

In addition, the grantee will submit quarterly and annual financial status reports to us. We will provide detailed instructions for submitting financial reports and the required forms with each year's award.

VII. Agency Contacts

For matters related to the application and submission process for this cooperative agreement, contact Audrey Adams, (410) 965-9469; Mary Biddle, (410) 965-9503; Ann Dwyer, (410) 965-9534; Phyllis Y. Smith, (410) 965-9518. The mailing address is SSA, Office of Acquisition and Grants, Grants Management Team, 7111 Security Blvd., 1st Floor, Rear Entrance, Baltimore, MD 21244. The fax number is (410) 966-9310.

For program content information, send questions to the FLRC mailbox at flrc@ssa.gov. Questions and answers will be continuously posted to the Office of Retirement Policy Web site.

VIII. Other

This announcement is for the initial competition of the FLRC.

Along with the official notice of award each year, we will issue a set of Terms and Conditions that define closely the responsibilities of the center and of us towards meeting the goals of the cooperative agreement.

An Annual Priority Research Memo will also be issued each year before the start of the continuation cycle to guide the centers in preparing their continuation applications.

We are committed to accessibility of our products to persons with disabilities. Each center's Web site should meet accessibility standards identified in Section 508 of the Rehabilitation Act. The annual conference also should be accessible to persons with disabilities.

For additional information on how we sponsor grants and other details go to

the Grants Home page at <http://www.ssa.gov/oag>.

Michael J. Astrue,

Commissioner of Social Security.

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OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Docket No. WTO/DS381]

WTO Dispute Settlement Proceeding Regarding United States—Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products

AGENCY: Office of the United States Trade Representative.

ACTION: Notice; request for comments.

SUMMARY: The Office of the United States Trade Representative ("USTR") is providing notice that on March 9, 2009, Mexico requested the establishment of a panel under the *Marrakesh Agreement Establishing the World Trade Organization* ("WTO Agreement") concerning U.S. limitations on the use of a dolphin-safe label for tuna and tuna products. That request may be found at <http://www.wto.org> contained in a document designated as WT/DS381/4. USTR invites written comments from the public concerning the issues raised in this dispute.

DATES: Although USTR will accept any comments received during the course of the dispute, comments should be submitted on or before May 30, 2009 to be assured of timely consideration by USTR.

ADDRESSES: Comments should be submitted electronically to <http://www.regulations.gov>, docket number USTR-2008-0038. If you are unable to provide submissions by <http://www.regulations.gov>, please contact Sandy McKinzy at (202) 295-9483 to arrange for an alternative method of transmission. If (as explained below) the comment contains confidential information, then the comment should be submitted only by fax to Sandy McKinzy at (202) 395-3640.

FOR FURTHER INFORMATION CONTACT: Amy Karpel, Associate General Counsel, Office of the United States Trade Representative, 600 17th Street, NW., Washington, DC, (202) 395-3150.

SUPPLEMENTARY INFORMATION: Section 127(b) of the Uruguay Round Agreements Act (URAA) (19 U.S.C. 3537(b)(1)) requires that notice and opportunity for comment be provided after the United States submits or receives a request for the establishment

of a WTO dispute settlement panel. Consistent with this obligation, USTR is providing notice that the establishment of a dispute settlement panel has been requested pursuant to the WTO *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU"). If such a panel is established pursuant to the DSU, such panel, which would hold its meetings in Geneva, Switzerland, would be expected to issue a report on its findings and recommendations within nine months after it is established.

Major Issue Raised by Mexico

In its panel request, Mexico challenges three U.S. measures: (1) The Dolphin Protection Consumer Information Act (19 U.S.C. 1385); (2) certain dolphin-safe labeling regulations (50 CFR 216.91–92); and (3) the Ninth Circuit decision in *Earth Island v. Hogarth*, 494 F. 3d. 757 (9th Cir. 2007), and alleges that these measures have the effect of prohibiting Mexican tuna and tuna products from being labeled dolphin-safe. Specifically, Mexico alleges that its tuna and tuna products are accorded less favorable treatment than like products of national origin and like products originating in other countries and are not immediately and unconditionally accorded any advantage, favor, privilege, or immunity granted to like products in other countries. Mexico further alleges that the U.S. measures create unnecessary obstacles to trade, are not based on an existing international standard, and are maintained although their objectives can be addressed in a less trade restrictive manner. Mexico alleges that the U.S. measures appear to be inconsistent with the *General Agreement on Tariffs and Trade 1994*, Articles I:1 and III:4, and the *Agreement on Technical Barriers to Trade*, Articles 2.1, 2.2, 2.3 and 2.4.

Public Comment: Requirements for Submissions

Interested persons are invited to submit written comments concerning the issues raised in this dispute. Persons may submit public comments electronically to <http://www.regulations.gov> docket number USTR–2008–0038. If you are unable to provide submission by <http://www.regulations.gov>, please contact Sandy McKinzy at (202) 395–9483 to arrange for an alternative method of transmission.

To submit comments via <http://www.regulations.gov>, enter docket number USTR–2008–0038 on the home page and click "go". The site will provide a search-results page listing all

documents associated with this docket. Find a reference to this notice by selecting "Notice" under "Document Type" on the left side of the search-results page, and click on the link entitled "Send a Comment or Submission." (For further information on using the <http://www.regulations.gov> Web site, please consult the resources provided on the Web site by clicking on "How to Use This Site" on the left side of the home page.) The <http://www.regulations.gov> site provides the option of providing comments by filling in a "General Comments" field, or by attaching a document. It is expected that most comments will be provided in an attached document. If a document is attached, it is sufficient to type "See attached" in the "General Comments" field.

A person requesting that information contained in a comment submitted by that person be treated as confidential business information must certify that such information is business confidential and would not customarily be released to the public by the submitter. Confidential business information must be clearly designated as such and the submission must be marked "BUSINESS CONFIDENTIAL" at the top and bottom of the cover page and each succeeding page. Any comment containing business confidential information must be submitted only by fax to Sandy McKinzy at (202) 395–3640. A non-confidential summary of the confidential information must be submitted to <http://www.regulations.gov>. The non-confidential summary will be placed in the docket and open to public inspection.

Information or advice contained in a comment submitted, other than business confidential information, may be determined by USTR to be confidential in accordance with section 135(g)(2) of the Trade Act of 1974 (19 U.S.C. 2155(g)(2)). If the submitter believes that information or advice may qualify as such, the submitter—

- (1) Must clearly so designate the information or advice;
- (2) Must clearly mark the material as "SUBMITTED IN CONFIDENCE" at the top and bottom of the cover page and each succeeding page; and
- (3) Must provide a non-confidential summary of the information or advice. Any comment containing information submitted in confidence must be submitted only by fax to Sandy McKinzy at (202) 395–3640. A non-confidential summary of the confidential information must be submitted to [http://](http://www.regulations.gov)

www.regulations.gov. The non-confidential summary will be placed in the docket and open to public inspection.

USTR will maintain a docket on this dispute settlement proceeding, accessible to the public. The public file will include non-confidential comments received by USTR from the public with respect to the dispute; if a dispute settlement panel is convened or in the event of an appeal from such a panel, the U.S. submissions, any non-confidential submissions, or non-confidential summaries of submissions, received from other participants in the dispute; the report of the panel; and, if applicable, the report of the Appellate Body.

Comments will be placed in the docket and open to public inspection pursuant to 15 CFR 2006.13, except confidential business information exempt from public inspection in accordance with 15 CFR 2006.15 or information determined by USTR to be confidential in accordance with 19 U.S.C. 2155(g)(2). Comments may be viewed on the <http://www.regulations.gov> Web site by entering docket number USTR–2008–0038 in the search field on the home page.

Daniel Brinza,

Assistant United States Trade Representative for Monitoring and Enforcement.

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. AB–1033X]

Murray-Calloway Economic Development Corporation—Abandonment Exemption—in Marshall and Calloway Counties, KY

Murray-Calloway Economic Development Corporation (EDC) has filed a notice of exemption under 49 CFR Part 1152 Subpart F—*Exempt Abandonments* to abandon a 7.34-mile line of railroad between milepost 30, near Hardin, Marshall County, KY, and milepost 37.34, near Murray, Calloway County, KY. The line traverses United States Postal Service Zip Codes 42020, 42036, 42048, and 42071.¹

¹ EDC acquired the line from Hardin Southern Railroad in *Murray-Calloway Economic Development Corporation—Acquisition Exemption—Hardin Southern Railroad, Inc.*, STB Finance Docket No. 34742 (STB served Sept. 7, 2005). EDC has not operated service over the line and its remaining line is currently leased to another operator.