

\* *Mail:* Susan K. Fawcett, Records Officer, Office of the Chief Information Officer, Administrative Management Group, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

Written comments and recommendations for the proposed information collection should be sent on or before October 19, 2009 to Nicholas A. Fraser, OMB Desk Officer, via e-mail at [Nicholas\\_A.Fraser@omb.eop.gov](mailto:Nicholas_A.Fraser@omb.eop.gov) or by fax to 202-395-5167, marked to the attention of Nicholas A. Fraser.

Dated: September 10, 2009.

**Susan K. Fawcett,**

*Records Officer, USPTO, Office of the Chief Information Officer, Administrative Management Group.*

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**BILLING CODE 3510-16-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XL85**

#### Record of Decision (ROD) for the Final Environmental Impact Statement/ Environmental Impact Report for Replacement of the National Oceanic and Atmospheric Administration's Southwest Fisheries Science Center Located in La Jolla, California

**AGENCY:** National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** National Environmental Policy Act (NEPA) Record of Decision.

**SUMMARY:** NOAA issues this notice to inform the public that an ROD has been approved for replacement of the Southwest Fisheries Science Center (SWFSC) at the Scripps Institution of Oceanography (SIO) within the University of California at San Diego (UCSD) campus in La Jolla, California. NOAA signed the ROD on August 20, 2009.

**ADDRESSES:** Request for copies of the ROD may be directed to Mr. Mark Eberling, NOAA Project Planning and Management Decision, Western Region, 7600 Sand Point Way, N.E., WC41, Bin 15700, Seattle, WA 98115-0070. Copies of the Final EIS/EIR are available for review at the UCSD library, at the existing SWFSC, and at La Jolla Public Library. Additionally, an electronic copy is available at [http://www.seco.noaa.gov/ENV/NEPA/Sites/LaJolla\\_NEPA.html](http://www.seco.noaa.gov/ENV/NEPA/Sites/LaJolla_NEPA.html).

**FOR FURTHER INFORMATION CONTACT:** Mr. Mark Eberling, NOAA Project Planning

and Management Decision, Western Region, 7600 Sand Point Way, N.E., WC41, Bin 15700, Seattle, WA 98115-0070. Tel. (206)526-6477, email: [mark.a.eberling@noaa.gov](mailto:mark.a.eberling@noaa.gov)

**SUPPLEMENTARY INFORMATION:** The National Marine Fisheries Services (NMFS) is responsible for the management, conservation, and protection of living marine resources within the U.S. Exclusive Economic Zone. The SWFSC in La Jolla, CA manages and conducts research involving Pacific fisheries and marine mammal research for the protection and management of these resources throughout Western Pacific and Antarctica. The existing SWFSC facility, built in 1964, is currently adjacent to a coastal bluff that is undergoing severe erosion and retreat.

NOAA will implement the proposed action analyzed in the Final Environmental Impact Statement/ Environmental Impact Report. NOAA will construct and operate a new SWFSC building at a 3.3 acre undeveloped property located across La Jolla Shores Drive from the existing facility. A minimum of two existing at-risk SWFSC structures will be removed and the property currently used by NOAA will be returned to UCSD. The new building will be constructed in conformance with Leadership in Energy and Environmental Design principles to minimize impacts to the environment. The ROD contains a number of measures to mitigate environmental effect of the planned action.

Dated: September 11, 2009.

**William F. Broglie,**

*Chief Administrative Officer, National Oceanic and Atmospheric Administration, Department of Commerce.*

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**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-AV15**

#### Public Meetings on Protective Regulations for Killer Whales in the Northwest Region Under the Endangered Species Act and Marine Mammal Protection Act

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Proposed rule; notification of additional public meeting.

**SUMMARY:** We, the National Marine Fisheries Service (NMFS) are issuing this notice to advise the public that NMFS is adding an additional public meeting regarding proposed regulations under the Endangered Species Act and Marine Mammal Protection Act to prohibit vessels from approaching killer whales within 200 yards and from parking in the path of whales for vessels in inland waters of Washington State. The proposed regulations would also prohibit vessels from entering a conservation area during a defined season. The proposed rule was published July 29, 2009, and includes information on two public meetings. We are issuing this notice to announce a third public meeting in Anacortes, WA that has been added in response to requests for additional public meetings to allow for greater public participation.

**DATES:** Three public meetings will be held as follows:

(1) September 24, 2009, 7-9 p.m., Pier One Main Warehouse, 100 Commercial Avenue, Anacortes, WA;

(2) September 30, 2009, 7-9 p.m., Seattle Aquarium, Pier 59, Seattle, WA; and

(3) October 5, 2009, 7-9 p.m., The Grange Hall, First Street, Friday Harbor, WA.

Written or electronic comments on the proposed rule and draft Environmental Assessment (EA) from all interested parties are encouraged and must be received no later than October 27, 2009. All comments and material received, including names and addresses, will become part of the administrative record and may be released to the public.

**ADDRESSES:** Comments on the proposed rule, draft EA and any of the supporting documents can be submitted by any of the following methods:

- Email: [orca.plan@noaa.gov](mailto:orca.plan@noaa.gov).
- Federal e-rulemaking Portal: <http://www.regulations.gov>.

- Mail: Assistant Regional Administrator, Protected Resources Division, Northwest Regional Office, National Marine Fisheries Service, 7600 Sand Point Way NE, Seattle, WA 98115.

The draft EA and other supporting documents are available on [Regulations.gov](http://Regulations.gov) and the NMFS Northwest Region Web site at <http://www.nwr.noaa.gov/>.

You may submit information and comments concerning this Proposed Rule, the draft EA, or any of the supporting documents by any one of several methods identified above. We will consider all comments and information received during the comment period in preparing a final