

Filing Online system at <http://www.prc.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Stephen L. Sharfman, General Counsel, 202-789-6820 and [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

**SUPPLEMENTARY INFORMATION:**

- I. Introduction
- II. Notice of Filing
- III. Ordering Paragraphs

**I. Introduction**

On September 15, 2009, the Postal Service filed a notice announcing that it has entered into an additional Global Expedited Package Services 2 (GEPS 2) contract.<sup>1</sup> GEPS 2 provides volume-based incentives for mailers that send large volumes of Express Mail International (EMI) and/or Priority Mail International (PMI). The Postal Service believes the instant contract is functionally equivalent to the previously submitted GEPS 2 contracts and is supported by the Governors' Decision filed in Docket No. CP2008-4. *Id.* at 1.<sup>2</sup>

*The instant contract.* The Postal Service filed the instant contract pursuant to 39 CFR 3015.5. In addition, the Postal Service contends that the contract is in accordance with Order No. 290.<sup>3</sup> The term of the instant contract is one year beginning October 1, 2009. Notice at 2.

*In support of its Notice, the Postal Service filed four attachments as follows:*

1. Attachment 1—an application for non-public treatment of materials to maintain the contract and supporting documents under seal;
2. Attachment 2—a redacted copy of Governors' Decision No. 08-7 which establishes prices and classifications for GEPS contracts, a description of applicable GEPS contracts, formulas for prices, an analysis and certification of the formulas and certification of the Governors' vote;
3. Attachment 3—a redacted copy of the contract, applicable annexes, and a

<sup>1</sup> Notice of United States Postal Service Filing of Functionally Equivalent Global Expedited Package Services 2 Negotiated Service Agreement and Application for Non-Public Treatment of Materials Filed Under Seal, September 15, 2009 (Notice).

<sup>2</sup> See Docket No. CP2008-4, Notice of United States Postal Service of Governors' Decision Establishing Prices and Classifications for Global Expedited Package Services Contracts, May 20, 2008.

<sup>3</sup> See Docket No. CP2009-50, Order Granting Clarification and Adding Global Expedited Package Services 2 to the Competitive Product List, August 28, 2009 (Order No. 290).

provision to modify the mailer's tender requirements;<sup>4</sup> and

4. Attachment 4—a certified statement required by 39 CFR 3015.5(c)(2).

*Functional equivalency.* The Postal Service asserts that the instant contract is functionally equivalent to the contract in Docket No. CP2009-50 and prior GEPS 2 contracts. *Id.* at 3-5. It also contends that the instant contract meets the requirements of Governors' Decision No. 08-7 for rates for GEPS contracts. *Id.* at 3. The Postal Service states that the basic difference between the contract in Docket No. CP2009-50 and the instant contract is customer-specific information including the customer's name, address, representative to receive notices and identity of the signatory. *Id.* at 3-4. The Postal Service contends that the instant contract satisfies the pricing formula and classification system established in Governors' Decision No. 08-7. *Id.* at 3. It contends that the instant contract and all GEPS 2 contracts have similar cost and market characteristics and is functionally equivalent in all relevant aspects. *Id.* at 5. The Postal Service concludes that this contract is in compliance with 39 U.S.C. 3633, and requests that this contract be included within the GEPS 2 product. *Id.*

*Other issues.* The Postal Service states that it has executed a clarifying modification to the contract provisions with the mailer regarding tender requirements and a representative sample of the modification is filed with the notice. *Id.* at 3. It also affirms that a signed copy is available to the Commission upon request. The Commission directs the Postal Service to file an executed copy of the modification provision in this docket by September 21, 2009.

**II. Notice of Filing**

The Commission establishes Docket No. CP2009-65 for consideration of matters related to the contract identified in the Postal Service's Notice.

Interested persons may submit comments on whether the Postal Service's contract is consistent with the policies of 39 U.S.C. 3632, 3633 or 3642. Comments are due no later than September 25, 2009. The public portions of these filings can be accessed via the Commission's Web site (<http://www.prc.gov>).

The Commission appoints Paul L. Harrington to serve as Public Representative in this proceeding.

**III. Ordering Paragraphs**

*It is ordered:*

<sup>4</sup> The Postal Service indicates that it has executed a modification provision clarifying the manner and location for the mailer's tender of qualifying mail.

1. The Commission establishes Docket No. CP2009-65 for consideration of the issues raised in this docket.

2. Comments by interested persons in these proceedings are due no later than September 25, 2009.

3. As set forth in this order, the Postal Service shall file an executed copy of the modification provision by September 21, 2009.

4. Pursuant to 39 U.S.C. 505, Paul L. Harrington is appointed to serve as officer of the Commission (Public Representative) to represent the interests of the general public in this proceeding.

5. The Secretary shall arrange for publication of this order in the **Federal Register**.

Issued: September 17, 2009.

By the Commission.

**Shoshana M. Grove,**

*Secretary.*

[FR Doc. E9-23446 Filed 9-25-09; 8:45 am]

**BILLING CODE 7710-FW-P**

**PRESIDIO TRUST**

**Notice of Trial Use Limits**

**SUMMARY:** By **Federal Register** notice of August 20, 2009 (73 FR 42028), the Presidio Trust ("Trust") announced its proposal to undertake trial temporary traffic-calming and reduction measures for a period up to 45 days in that portion of The Presidio of San Francisco ("Presidio") under the Trust's administrative jurisdiction ("Area B"), including temporary road closures of certain roads, in order to assess various means that may slow traffic through Area B and reduce cut-through traffic. The Trust also announced its termination of the temporary public use limits no later than 45 days after they commence. In its notice of the trial temporary traffic-calming and reduction measures the Trust solicited public comment through September 21, 2009.

Under 36 CFR 1001.5, the Board of Directors of the Presidio Trust ("Board") may close all or a portion of Area B to all public use or to a specific use or activity, given a determination that such action is necessary for the maintenance of public health and safety, the protection of environmental or scenic values, or the avoidance of conflict among visitor use activities. The Board has determined that the trial temporary traffic-calming and reduction measures, including temporary road closures of certain roads for a period up to 45 days commencing approximately September 29, 2009, will afford the Trust the opportunity to study and monitor the

effects (both positive and negative) of these actions. The Board has authorized these temporary public use limits in Resolution 09-19.

*Comments:* The Trust received approximately 100 individual comments as well as a petition signed by 128 residents of Area B. The comments generally fall into three categories: (1) Inconvenience—some commented that temporary road closures, specifically the closure of Presidio Boulevard, would create an inconvenience to motorists, both to those who live in the Presidio as well as to those who live outside the park; (2) safety and congestion—some worry that rerouting traffic to other streets might create safety problems, especially on West Pacific Avenue, the roadway adjacent to Julius Kahn Playground; and (3) timing and length of study.

*Responses to Comments:* In the 2002 Presidio Trust Management Plan, the Trust committed to mitigate traffic impacts as Area B occupancy increased and visitation grew. The Trust has implemented a number of strategies and an array of traffic-calming measures. In March 2009, the Trust took traffic counts at all Presidio gates which allowed the Trust to ascertain what percentage of the cars entering the Presidio simply drove through the park and out another gate. The Trust determined that, while the Trust appears to have succeeded in managing traffic generated by park residents, tenants and visitors, and that the Presidio has sufficient capacity for traffic generated by anticipated land uses in Area B, cut-through traffic has become a major issue representing approximately 50% of the traffic in Area B. With the anticipated transformation of Doyle Drive, the landscape of the Presidio will be changing and new traffic patterns will emerge.

This trial limitation of public use and resulting study will help the Trust in implementing its management responsibilities and in avoiding conflicts among resident, tenant and visitor activities by allowing the Trust to analyze the effects of measures that are intended to slow traffic and to discourage cut-through traffic on Area B's major streets and gateways and through the Presidio's residential neighborhoods. In particular, it will help the Trust plan for the effect the new Doyle Drive/Girard Street interchange may have on the use of Area B streets for cut-through traffic. Further, as implementation of the Presidio's Trail and Bikeways Master Plan continues, the Trust expects the numbers of pedestrian and cyclists using the park to increase. Ensuring the

safety of this growing population means prioritizing the traffic movements of park users over traffic unrelated to park uses.

The study will examine the effects of a variety of potential traffic-calming solutions. The challenge is to weigh the benefit of a potentially significant reduction in traffic in the park against the inconvenience of using other routes. Cut-through traffic, especially those vehicles using the Presidio Boulevard gate, is creating congestion elsewhere in the Presidio. During the temporary closures the Trust anticipates a reduction in traffic volume throughout the Presidio. Safety concerns along West Pacific Avenue will be addressed through the addition of a speed cushion, increased United States Park Police enforcement, signage, and altering parking patterns to create a pedestrian zone out of the roadway. The study is scheduled for a brief window before construction of the Doyle Drive Replacement Project begins later in the fall. The study is designed in part to anticipate changes that may come about as a result of Doyle Drive; gathering data before construction begins is essential to undertaking an analysis of the impacts of potential changes. All roads will remain open to MUNI, PresidioGo and emergency vehicles. The Trust has considered public comment and has decided to proceed with the temporary public use limits and to terminate the use limits no later than 45 days after they commence.

*Further Information:* Further information about the study can be found at <http://www.presidio.gov> or by contacting Public Affairs (415.561.5418), The Presidio Trust, 34 Graham St., P.O. Box 29052, San Francisco, CA 94129-0052.

Dated: September 22, 2009.

**Karen A. Cook,**

*General Counsel.*

[FR Doc. E9-23313 Filed 9-25-09; 8:45 am]

**BILLING CODE 4310-4R-P**

---

## SECURITIES AND EXCHANGE COMMISSION

### Submission for OMB Review; Comment Request

*Upon Written Request, Copies Available*

*From:* Securities and Exchange Commission, Office of Investor Education and Advocacy, Washington, DC 20549-0213.

*Extension:*

Form N-4, SEC File No. 270-282, OMB Control No. 3235-0318.

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), the Securities and Exchange Commission (the "Commission") has submitted to the Office of Management and Budget a request for extension of the previously approved collection of information discussed below.

The collection of information is entitled: "Form N-4 (17 CFR 239.17b and 274.11c) under the Securities Act of 1933 (15 U.S.C. 77a *et seq.*) and under the Investment Company Act of 1940 (15 U.S.C. 80a-1 *et seq.*) registration statement of separate accounts organized as unit investment trusts." Form N-4 is the form used by insurance company separate accounts organized as unit investment trusts that offer variable annuity contracts to register as investment companies under the Investment Company Act of 1940 and/or to register their securities under the Securities Act of 1933. The primary purpose of the registration process is to provide disclosure of financial and other information to investors and potential investors for the purpose of evaluating an investment in a security. Form N-4 also permits separate accounts organized as unit investment trusts that offer variable annuity contracts to provide investors with a prospectus containing the information required in a registration statement prior to the sale or at the time of confirmation or delivery of the securities. The estimated annual number of respondents filing on Form N-4 is 104 for those filing initial registration statements and 1,360 for those filing post-effective amendments. The proposed frequency of response is annual. The estimate of the total annual reporting burden of the collection of information is approximately 278.5 hours per initial filing and 197.25 hours for a post-effective amendment, for a total of 297,224 hours ((104 initial registration statements × 278.5 hours) + (1,360 post-effective amendments × 197.25 hour)). Providing the information required by Form N-4 is mandatory. Responses will not be kept confidential. Estimates of the burden hours are made solely for the purposes of the Paperwork Reduction Act, and are not derived from a comprehensive or even a representative survey or study of the costs of Commission rules and forms.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid control number.

Please direct general comments regarding the above information to the following persons: (i) Desk Officer for