

**SUMMARY:** This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the State of Tennessee (FEMA-1909-DR), dated 05/04/2010.

*Incident:* Severe Storms, Flooding, Straight-Line Winds and Tornadoes.  
*Incident Period:* 04/30/2010 through 05/18/2010.

*Effective Date:* 05/24/2010.

*Physical Loan Application Deadline Date:* 07/06/2010.

*Economic Injury (EIDL) Loan Application Deadline Date:* 02/04/2011.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Processing And Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:**

Alan Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** The notice of the President's major disaster declaration for Private Non-Profit organizations in the State of Tennessee, dated 05/04/2010, is hereby amended to include the following areas as adversely affected by the disaster.

Primary Counties: Campbell, Henry.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

**James E. Rivera,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 2010-13181 Filed 6-1-10; 8:45 am]

**BILLING CODE 8025-01-P**

## **SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration #12161 and #12162]**

### **Tennessee Disaster Number TN-00038**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Amendment 6.

**SUMMARY:** This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the State of Tennessee (FEMA-1909-DR), dated 05/04/2010.

*Incident:* Severe Storms, Flooding, Straight-Line Winds and Tornadoes.  
*Incident Period:* 04/30/2010 through 05/18/2010.

*Effective Date:* 05/18/2010.

*Physical Loan Application Deadline Date:* 07/06/2010.

*Economic Injury (EIDL) Loan Application Deadline Date:* 02/04/2011.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business

Administration, Processing And Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** The notice of the President's major disaster declaration for Private Non-Profit organizations in the State of Tennessee, dated 05/04/2010, is hereby amended to establish the incident period for this disaster as beginning 04/30/2010 and continuing through 05/18/2010.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

**James E. Rivera,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 2010-13180 Filed 6-1-10; 8:45 am]

**BILLING CODE 8025-01-P**

## **OFFICE OF SCIENCE AND TECHNOLOGY POLICY**

**National Nanotechnology Coordination Office, Nanoscale Science, Engineering and Technology Subcommittee, National Science and Technology Council, Committee on Technology; The National Nanotechnology Initiative (NNI) Strategic Planning Stakeholder Workshop: Public Meeting**

**ACTION:** Notice of public meeting.

**SUMMARY:** The National Nanotechnology Coordination Office (NNCO), on behalf of the Nanoscale Science, Engineering, and Technology (NSET) Subcommittee of the Committee on Technology, National Science and Technology Council (NSTC), will hold a workshop on July 13-14, 2010, to provide an open forum to obtain input from stakeholders regarding the goals and objectives of an updated U.S. National Nanotechnology Initiative (NNI) Strategic Plan that is currently under development and scheduled for completion by December 2010. Representatives of the U.S. research community, industry, non-governmental organizations, and interested members of the general public are invited to offer suggestions to the U.S. Government interagency task force that is drafting the new plan, which is an update of the December 2007 NNI Strategic Plan (*see [http://www.nano.gov/NNI\\_Strategic\\_Plan\\_2007.pdf](http://www.nano.gov/NNI_Strategic_Plan_2007.pdf)*). In particular, the agencies participating in

the NNI are seeking input on the specific objectives that should be included in the updated plan under each of the overarching NNI goals, and on the most likely approaches for achieving those objectives.

**DATES:** The public meeting will be held on Tuesday, July 13, 2010 from 8 a.m. until 5 p.m. and on Wednesday, July 14, 2010 from 8 a.m. until 4 p.m.

**ADDRESSES:** The public meeting will be held at the Hotel Palomar Arlington, 1121 North 19th Street, Arlington, VA 22209 (Metro stop: Rosslyn on the Orange and Blue lines). For directions, please see <http://www.HotelPalomar-Arlington.com>.

**Registration:** Due to space limitations, pre-registration for the workshop is required. People interested in attending the workshop should register online at <http://www.nano.gov/html/meetings/strategicplan/register.html>. You may also register by e-mail at [strategy@nnco.nano.gov](mailto:strategy@nnco.nano.gov), or by U.S. mail. Written registrations should be mailed to the Strategic Planning Workshop, c/o NNCO, 4201 Wilson Blvd., Stafford II, Suite 405, Arlington, VA 22230. Please provide your full name, title, affiliation and e-mail or mailing address when registering. Please indicate in your registration whether you are interested in presenting 3-5 minutes of public comment during the meeting. Registration is on a first-come, first-served basis until the location space limits are reached. Otherwise registration must be received by July 7, 2010 at 4 p.m. EDT.

Comments may be submitted by e-mail to [strategy@nnco.nano.gov](mailto:strategy@nnco.nano.gov) or via U.S. mail at the above address until July 30, 2010. Information about the meeting, including the agenda, is posted at <http://www.nano.gov>.

The main sessions will be webcast. Please see <http://www.nano.gov> for more information.

**Meeting Accommodations:** Individuals requiring special accommodation to access this public meeting should contact Halyna Paikoushn (443-695-6943) at least ten business days prior to the meeting so that appropriate arrangements can be made.

**FOR FURTHER INFORMATION CONTACT:** For information regarding this Notice, please contact Diana Petreski, telephone (703) 292-8626 or Halyna Paikoushn, telephone (443) 695-6943, National

Nanotechnology Coordination Office. E-mail: [strategy@nnco.nano.gov](mailto:strategy@nnco.nano.gov).

Rachael L. Leonard,  
General Counsel, OSTP.

[FR Doc. 2010-13157 Filed 6-1-10; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 29287; File No. 812-13716]

### Hercules Technology Growth Capital, Inc.; Notice of Application

May 26, 2010.

**AGENCY:** Securities and Exchange Commission ("Commission").

**ACTION:** Notice of an application for an order under section 23(c)(3) of the Investment Company Act of 1940 (the "Act") for an exemption from section 23(c) of the Act.

**SUMMARY:** *Summary of the Application:* Hercules Technology Growth Capital, Inc. ("Company" or "Applicant") requests an order to amend prior orders that permit the Company to issue restricted shares of its common stock ("Restricted Stock") and to issue stock options to the Company's executive officers, employee directors, and other key employees (together, "Employees") and non-employee directors ("Non-employee Directors") under the terms of its employee and director compensation plans, the Amended and Restated 2004 Equity Incentive Plan and the Amended and Restated 2006 Non-employee Director Plan (each as amended and restated on June 21, 2007, a "Plan," and together, the "Plans").<sup>1</sup> Applicant seeks to amend the Prior Orders to permit the Company to engage in certain transactions in connection with the Plans that may constitute purchases by the Company of its own securities within the meaning of section 23(c) of the Act. Such transactions are provided for in the 2009 Amendment and Restatement to each Plan (each, an "Amended Plan," and together, the "Amended Plans").

**DATES:** *Filing Dates:* The application was filed on November 9, 2009, and amended on March 22, 2010, and May 25, 2010.

*Hearing or Notification of Hearing:* An order granting the application will be

issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicant with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on June 21, 2010, and should be accompanied by proof of service on applicant, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

**ADDRESSES:** Secretary, U.S. Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090. Applicant, c/o Mr. Manuel A. Henriquez, Chief Executive Officer, Hercules Technology Growth Capital, Inc., 400 Hamilton Avenue, Suite 310, Palo Alto, CA 94301.

**FOR FURTHER INFORMATION CONTACT:** Jean E. Minarick, Senior Counsel, at (202) 551-6811, or Julia Kim Gilmer, Branch Chief, at (202) 551-6821 (Division of Investment Management, Office of Investment Company Regulation).

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained via the Commission's Web site by searching for the file number, or the applicant using the Company name box, at <http://www.sec.gov/search/search.htm> or by calling (202) 551-8090.

#### Applicant's Representations

1. The Company is an internally managed, non-diversified, closed-end investment company that has elected to be regulated as a business development company ("BDC") under the Act. The Company is currently permitted to (i) issue shares of Restricted Stock to certain of its Employees and Non-employee Directors, under the terms of the Plans in reliance on the Prior Orders. Applicant seeks to amend the Prior Orders in order to permit the Company, pursuant to the Amended Plans, to withhold shares of the Company's common stock or purchase shares of the Company's common stock from its Employees and Non-employee Directors to satisfy tax withholding obligations related to the vesting of Restricted Stock that were or will be granted pursuant to

the Plans or the Amended Plans.<sup>2</sup> In addition, the Company seeks to amend the Prior Orders to permit Participants to pay the exercise price of options to purchase shares of the Company's common stock that were or will be granted to them pursuant to the Plans or the Amended Plans with shares of the Company's common stock already held by them or pursuant to a net share settlement feature.<sup>3</sup> The Company will continue to comply with all of the terms and conditions of the Prior Orders.

2. The Plans and the Amended Plans authorize the issuance to Participants of shares of Restricted Stock, subject to certain forfeiture restrictions, and options that may be subject to forfeiture conditions to purchase shares of the Company's common stock. On the date that any Restricted Stock vests, such vested shares of the Restricted Stock are released to the Participant and are available for sale or transfer.<sup>4</sup> For Participants who are Employees, the value of the vested shares is deemed to be wage compensation for the Employee. As discussed more fully in the application, upon the exercise of certain options the amount by which the current market value of the shares of the Company's common stock, determined as of the date of exercise, exceeds the exercise price will be treated as ordinary income to the recipient of the option in the year of exercise. Applicant states that any compensation income recognized by an employee generally is subject to Federal withholding for income and employment tax purposes. The Amended Plans provide that each grant or exercise of an Award is subject to the Participant making arrangements to satisfy all applicable Federal, State, and local or other income and employment tax withholding obligations.

3. The Amended Plans will be subject to approval by the Company's board of directors ("Board") as well as the required majority of the Company's directors with the meaning of section 57(o) of the Act. The Amended Plans explicitly permit the Company to

<sup>2</sup> All Employees and Non-Employee Directors who participate in the Plans or the Amended Plans are referred to as "Participants."

<sup>3</sup> Net share settlement allows the Company to deliver only gain shares (*i.e.*, shares of its common stock with a current market value, as the term is defined in the Amended Plans, equal to the option spread upon exercise) directly to the optionee without the need for the optionee to sell shares of the Company's common stock on the open market or borrow cash from third parties in order to exercise his or her options.

<sup>4</sup> During the restriction period (*i.e.*, prior to the lapse of the forfeiture restrictions), the Restricted Stock may not be sold, transferred, pledged, hypothecated, margined, or otherwise encumbered by a Participant.

<sup>1</sup> Hercules Technology Growth Capital, Inc., Investment Company Act Release Nos. 27815 (May 2, 2007) (notice) and 27838 (May 23, 2007) (order) and Hercules Technology Growth Capital, Inc., Investment Company Act Release Nos. 27968 (Sept. 12, 2007) (notice) and 28011 (Oct. 10, 2007) (order) (collectively, the "Prior Orders").