

*Paper Comments*

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-NYSEArca-2010-42. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-NYSEArca-2010-42 and should be submitted on or before June 29, 2010.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>13</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. 2010-13765 Filed 6-7-10; 8:45 am]

**BILLING CODE 8010-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-62195; File No. SR-ISE-2010-46]

### Self-Regulatory Organizations; International Securities Exchange, LLC; Notice of Filing and Immediate Effectiveness of Proposed Rule Change Relating to Fee Changes

May 28, 2010.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on May 18, 2010, the International Securities Exchange, LLC (the "Exchange" or the "ISE") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange is proposing to amend its Schedule of Fees. The text of the proposed rule change is available on the Exchange's Web site at <http://www.ise.com>, at the principal office of the Exchange, on the Commission's Web site at <http://www.sec.gov>, and at the Commission's Public Reference Room.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in sections A, B and C below, of the most significant aspects of such statements.

##### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

(a) *Purpose*—The Exchange currently identifies on its Schedule of Fees certain ETF products whose options are listed only on ISE and for which the Exchange charges a fee of \$0.18 per contract for

customer transactions. Currently, the First Trust ISE Water ETF ("FIW"), the Claymore China Technology ETF ("CQQQ"), the ProShares UltraPro Short Dow30 ("SDOW"), the ProShares UltraPro Dow30 ("UDOW"), the ProShares UltraPro Short MidCap400 ("SMDD"), the ProShares UltraPro MidCap400 ("UMDD"), the ProShares UltraPro Short Russell2000 ("SRTY"), the ProShares UltraPro Russell2000 ("URTY"), the First Trust ISE Global Copper Index Fund ("CU") and the First Trust ISE Global Platinum Index Fund ("PLTM") are the only such ETFs listed on the Exchange's fee schedule. On May 18, 2010, ISE began listing options on the First Trust Amex Biotechnology Index Fund ("FBT"), the First Trust Financials AlphaDEX Fund ("FXO") and the First Trust NASDAQ 100 Weighted Index Fund ("QQEW"). As of the date of this filing, FBT, FXO and QQEW are singly listed on ISE. The Exchange therefore proposes to charge a fee of \$0.18 per contract for customer transactions in options on FBT, FXO and QQEW. The Exchange also proposes to charge a Payment for Order Flow fee for transactions in options on these products.

(b) *Basis*—The Exchange believes that the proposed rule change is consistent with the objectives of Section 6 of the Act,<sup>3</sup> in general, and furthers the objectives of Section 6(b)(4),<sup>4</sup> in particular, in that it is designed to provide for the equitable allocation of reasonable dues, fees and other charges among its members and other persons using its facilities.

##### B. Self-Regulatory Organization's Statement on Burden on Competition

The proposed rule change does not impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

##### C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants or Others

The Exchange has not solicited, and does not intend to solicit, comments on this proposed rule change. The Exchange has not received any unsolicited written comments from members or other interested parties.

#### III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing rule change has become effective pursuant to Section 19(b)(3) of

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

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78f.

<sup>4</sup> 15 U.S.C. 78f(b)(4).

<sup>13</sup> 17 CFR 200.30-3(a)(12).

the Act<sup>5</sup> and Rule 19b-4(f)(2)<sup>6</sup> thereunder. At any time within 60 days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

##### *Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-ISE-2010-46 on the subject line.

##### *Paper Comments*

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-ISE-2010-46. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Section, 100 F Street, NE., Washington, DC 20549-1090 on official business days between the hours of 10 a.m. and 3 p.m. Copies of the filing will also be available for inspection and copying at ISE's principal office and on its Internet Web site at <http://www.ise.com>. All comments received

will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-ISE-2010-46 and should be submitted on or before June 29, 2010.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>7</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. 2010-13664 Filed 6-7-10; 8:45 am]

**BILLING CODE 8010-01-P**

## DEPARTMENT OF STATE

[Public Notice: 7039]

### Notice of Receipt of Application for a New Presidential Permit

*Title:* Notice of Receipt of Application for a new Presidential Permit to reflect a Transfer of Ownership from Fraser Papers Inc. to Twin Rivers Paper Company Inc. of nine pipelines and a supporting truss bridge connecting pulp/paper plants in Madawaska, Maine and Edmundston, New Brunswick, Canada.

**SUMMARY:** The Department of State hereby gives notice that, on March 29, 2010, it received an application for a Presidential Permit for nine cross-border pipelines and a supporting truss bridge to reflect a change of ownership of these facilities from Fraser Paper Inc. to Twin Rivers Paper Company Inc. as the result of the sale of Fraser Papers assets to Twin Rivers' majority stockholder, Brookfield Asset Management, Inc. According to the application, both Twin Rivers Paper Company Inc. and Brookfield Asset Management, Inc. are organized under the Business Corporations Act (Ontario) and Brookfield Asset Management, Inc. is publicly traded on the New York and Toronto stock exchanges.

Seven pipelines, some dating from 1925, carry sulfite and groundwood pulp from Edmundston to Madawaska and return paper machine decker water from Madawaska to Edmundston. Two pipelines, installed in 1982, carry steam from Edmundston to Madawaska and return condensate back to Edmundston. According to information provided by the applicant, the truss bridge supporting the two 1982 pipelines was constructed at the same time as those pipelines; while the bridge has a walkway to allow for maintenance, it is

neither a pedestrian nor a vehicle crossing. The change in ownership will not involve any new construction, any change in the existing international connections, or any changes in the operation of the pipelines or the bridge, and therefore will create no new environmental impacts. The Department of State's jurisdiction over this application is based upon Executive Order 11423 of August 16, 1968, as amended. As provided in E.O. 11423, the Department is circulating this application to relevant Federal and State agencies for review and comment. Under E.O. 11423, the Department has the responsibility to determine, taking into account input from these agencies and other stakeholders, whether this proposed transfer of ownership of these cross-border facilities is in the U.S. national interest.

**DATES:** Interested members of the public are invited to submit written comments regarding this application on or before July 12, 2010 to Mr. David Rovinsky, Economic/Trade Officer, via e-mail at [RovinskyDJ@state.gov](mailto:RovinskyDJ@state.gov), or by mail at WHA/CAN—room 3917, Department of State, 2201 C Street, NW., Washington, DC 20520.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Rovinsky, Economic/Trade Officer, via e-mail at [RovinskyDJ@state.gov](mailto:RovinskyDJ@state.gov) or by mail at WHA/CAN—room 3917, Department of State, 2201 C Street, NW., Washington, DC 20520. General information about Presidential Permits is available on the Internet at <http://www.state.gov/p/wha/rt/permit>.

**SUPPLEMENTARY INFORMATION:** This application is available for review in the Office of Canadian Affairs, Department of State, during normal business hours.

Dated: June 3, 2010.

**Gary Sheaffer,**

*Deputy Director, Office of Canadian Affairs, Department of State.*

[FR Doc. 2010-13700 Filed 6-7-10; 8:45 am]

**BILLING CODE 4710-29-P**

## DEPARTMENT OF STATE

[Public Notice: 7038]

### Notice of Meeting of the Advisory Committee on International Law

A meeting of the Advisory Committee on International Law will take place on Monday, June 21, 2010, from 9:30 a.m. to approximately 5:30 p.m., at the George Washington University Law School (Michael K. Young Faculty Conference Center, 5th Floor), 2000 H St., NW., Washington, DC. The meeting will be chaired by the Legal Adviser of

<sup>5</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>6</sup> 17 CFR 19b-4(f)(2).

<sup>7</sup> 17 CFR 200.30-3(a)(12).