

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

No written comments were either solicited or received.

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)(A)(ii) of the Act⁷ and paragraph (f)(2) of Rule 19b-4⁸ 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. Please include File Number SR-Phlx-2010-100 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-Phlx-2010-100. 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 No. SR-Phlx-2010-100 and should be submitted on or before August 30, 2010.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁹

Florence E. Harmon,
Deputy Secretary.

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-62615; File No. SR-BX-2010-052]

Self-Regulatory Organizations; NASDAQ OMX BX, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Add 75 Classes to the Penny Pilot Program

July 30, 2010.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹, and Rule 19b-4² thereunder, notice is hereby given that on July 21, 2010, NASDAQ OMX BX, Inc. (the "Exchange") 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

NASDAQ OMX BX, Inc. (the "Exchange") proposes to designate 75 options classes to be added to the Penny Pilot Program, as referenced in Chapter V, Section 33 of the Rules of the Boston

Options Exchange Group, LLC ("BOX"). The Exchange intends to notify BOX Options Participants of the classes to be added to the Penny Pilot Program via Regulatory Circular.

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

1. Purpose

On October 19, 2009 the Exchange submitted a proposed rule change³ with the Securities and Exchange Commission ("Commission") to, among other things, expand the number of classes included in the Penny Pilot Program over four successive quarters, with 75 classes added in each of November 2009, February 2010, May 2010, and August 2010.⁴ Options classes with high premiums will be excluded for the quarterly additions.⁵

³ See Securities and Exchange Act Release No. 60886 (Oct. 27, 2009), 74 FR 56897 (Nov. 3, 2009) (SR-BX-2009-067). This proposal was effective immediately upon filing.

⁴ The quarterly additions will be effective on November 2, 2009, February 1, 2010, May 3, 2010 and August 2, 2010, respectively. For purposes of identifying the classes to be added per quarter, the Exchange shall use data from the prior six calendar months preceding the implementation month, except that the month immediately preceding their addition to the Pilot would not be utilized for purposes of the six month analysis. For example, the quarterly additions to be added on May 3, 2010 shall be determined using data from the six month period ending March 31, 2010. The Exchange has filed three (3) previous proposals similar to the present proposal, for the November 2, 2009, February 1, 2010 and May 3, 2010 expansions of 75 classes, respectively. See Securities and Exchange Act Release No. 60950 (Nov. 6, 2009), 74 FR 58666 (Nov. 6, 2009) [sic] (SR-BX-2009-069); Securities and Exchange Act Release No. 61456 (Feb. 1, 2010), 75 FR 6235 (Feb. 8, 2010) (SR-BX-2010-011); and 62039 (May 5, 2010), 75 FR 26313 (May 11, 2010) (SR-BX-2010-032). These proposals were effective immediately upon filing.

⁵ The threshold for designation as "high priced" at the time of selection of new classes to be included in the Penny Pilot Program is \$200 per share or a calculated index value of 200. The determination of whether a security is trading above \$200 or above a calculated index value of 200 shall

Continued

⁷ 15 U.S.C. 78s(b)(3)(A)(ii).

⁸ 17 CFR 240.19b-4(f)(2).

⁹ 17 CFR 200.30-3(a)(12).

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

Based on trading activity for the six months ending June 30, 2010, the Exchange proposes to add the following 75 classes to the Penny Pilot Program on August 2, 2010:

Symbol	Company Name	Symbol	Company Name
MBI	MBIA Inc.	KMP	Kinder Morgan Energy Partners LP
MA	Mastercard Inc.	MRO	Marathon Oil Corp.
ATPG ...	ATP Oil & Gas Corp/United States	AGO	Assured Guaranty Ltd.
YUM	Yum! Brands Inc.	GIS	General Mills Inc.
RCL	Royal Caribbean Cruises Ltd.	ANR	Alpha Natural Resources Inc.
BPOP ...	Popular Inc.	GENZ ..	Genzyme Corp.
EK	Eastman Kodak Co.	CB	Chubb Corp.
CNX	Consol Energy Inc.	ADM	Archer-Daniels-Midland Co.
DCTH*	Delcath Systems Inc.	HSY	Hershey Co./The
MTG	MGIC Investment Corp.	TXT	Textron Inc.
PXP	Plains Exploration & Production Co.	GGP* ...	General Growth Properties Inc.
GPS	Gap Inc./The	NOV	National Oilwell Varco Inc.
TSL	Trina Solar Ltd.	TWX	Time Warner Inc.
EWV	iShares MSCI Mexico Investable Market Index Fund	XOP	SPDR S&P Oil & Gas Exploration & Production ETF
CRM	Salesforce.com Inc.	MYL	Mylan Inc./PA
SWN	Southwestern Energy Co.	TSO	Tesoro Corp.
HBAN ...	Huntington Bancshares Inc./OH	CI	CIGNA Corp.
EOG	EOG Resources Inc.	ESI	ITT Educational Services Inc.
APA	Apache Corp.	NKE	NIKE Inc.
VVUS ...	Vivus Inc.	FIS*	Fidelity National Information Services Inc.
JDSU ...	JDS Uniphase Corp.	SUN	Sunoco Inc.
ACI	Arch Coal Inc.	BBBY ..	Bed Bath & Beyond Inc.
NE	Noble Corp.	APWR ..	A-Power Energy Generation Systems Ltd.
BAX	Baxter International Inc.	FWLT ..	Foster Wheeler AG
ADSK ...	Autodesk Inc.	LNC	Lincoln National Corp.
KRE	SPDR KBW Regional Banking ETF	RSH	RadioShack Corp.
XL	XL Group Plc.	TYC	Tyco International Ltd.
WLT	Walter Energy Inc.	CL	Colgate-Palmolive Co.
IBN	ICICI Bank Ltd.	FXP	ProShares UltraShort FTSE/Xinhua China 25
EWY ...	iShares MSCI South Korea Index Fund	NTAP ..	NetApp Inc.
WHR	Whirlpool Corp.	SO	Southern Co.
BHI	Baker Huges Inc.	PHM ...	Pulte Group Inc.
HOT	Starwood Hotels & Resorts	ACAS ..	American Capital Ltd.
QLD	ProShares Ultra QQQ	XLNX ...	Xilinx Inc.
VRSN ...	VeriSign Inc.	DO	Diamond Offshore Drilling Inc.
PCL	Plum Creek Timber Co. Inc.	CMA	Comerica Inc.
NBR	Nabors Industries Ltd.	KEY	KeyCorp
ESRX ...	Express Scripts Inc.	

* Please note that the class is presently not listed for trading on BOX. If the class is listed for trading on BOX at a later date it will be subject to the applicable minimum trading increments as set forth in Chapter V, Section 6(b) of the BOX Rules.

2. Statutory Basis

The Exchange believes that the proposal is consistent with the requirements of Section 6(b) of the Act,⁶ in general, and Section 6(b)(5) of the Act,⁷ in particular, in that it is designed to foster cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities, to remove impediments to and perfect the mechanism for a free and open market and a national market system and, in general, to protect investors and the public interest, by identifying the options classes added to the Penny Pilot Program in a manner consistent with prior rule changes.

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

The Exchange does not believe that the proposed rule change will impose any burden on competition 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 neither solicited nor received comments on the proposed rule change.

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

The proposed rule change is filed for immediate effectiveness pursuant to Section 19(6)(3)(A)⁸ of the Act and Rule 19b-4(f)(1)⁹ thereunder, as it constitutes a stated policy, practice, or interpretation with respect to the meaning, administration, or enforcement of an existing rule. At any time within 60 days of the filing of the proposed rule change, the Commission summarily may 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.

⁶ be based on the price at the close of trading on the Expiration Friday prior to being added to the Penny Pilot Program.

⁶ 15 U.S.C. 78f(b).

⁷ 15 U.S.C. 78f(b)(5).

⁸ 15 U.S.C. 78s(b)(3)(A).

⁹ 17 CFR 240.19b-4(f)(1).

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

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- Send an e-mail to rule-comments@sec.gov. Please include File Number SR-BX-2010-052 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-BX-2010-052. 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 No. SR-BX-2010-052 and should be submitted on or before August 30, 2010.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹⁰

Florence E. Harmon,

Deputy Secretary.

[FR Doc. 2010-19519 Filed 8-6-10; 8:45 am]

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DEPARTMENT OF STATE

[Public Notice: 7098]

U.S. Department of State Advisory Committee on Private International Law: Public Meeting on the Work of the UNCITRAL Working Group on International Arbitration and Conciliation

In June, the United Nations Commission on International Trade Law (UNCITRAL) approved revisions to the 1976 UNCITRAL Arbitration Rules. The 2010 UNCITRAL Arbitration Rules will take effect on August 15, 2010. [http://www.uncitral.org/uncitral/en/uncitral_texts/arbitration/1976Arbitration_rules.html] In its next phase of work, the UNCITRAL Working Group on International Arbitration and Conciliation will take up the topic of transparency in investor-State arbitration. The Working Group is scheduled to meet in Vienna October 4-8, 2010. In preparation for that meeting, a public meeting will be held, under the auspices of the Department of State's Advisory Committee on Private International Law, to obtain the views of concerned stakeholders.

Time and Place: The public meeting will take place at the Department of State's Annex 4 in Room 240, South Building, 23rd and C Streets, NW., Washington, DC, on September 15, 2010. Visitors should appear at the gate at the southwest corner of 23rd and C Streets by 9:45 a.m. EDT. Persons arriving at other times will need to make arrangements for entry using the contact information provided below. The meeting will begin at 10 a.m. and is expected to last no later than 1 p.m. If you are unable to attend the public meeting and would like to participate from a remote location, teleconferencing will be available.

Public Participation: It is requested that persons wishing to attend contact Trisha Smeltzer prior to September 8, 2010, at smeltzertk@state.gov or 202-776-8423 and provide their name, and date of birth for pre-clearance purposes, as well as email address and affiliation. Members of the public who are not pre-cleared might encounter delays with

security procedures. Data from the public is requested pursuant to Public Law 99-399 (Omnibus Diplomatic Security and Antiterrorism Act of 1986), as amended; Public Law 107-56 (USA PATRIOT Act); and Executive Order 13356. The purpose of the collection is to validate the identity of individuals who enter Department facilities. The data will be entered into the Visitor Access Control System (VACS-D) database. *Please see* the Privacy Impact Assessment for VACS-D at <http://www.state.gov/documents/organization/100305.pdf> for additional information. A member of the public requesting reasonable accommodation should make his or her request upon registering for the meeting. Such requests received after September 13th will be considered, but might not be possible to fulfill. Please contact Ms. Smeltzer for additional meeting information, including teleconferencing dial-in details.

Dated: August 2, 2010.

Keith Loken,

Assistant Legal Adviser, Office of Private International Law, Office of the Legal Adviser, Department of State.

[FR Doc. 2010-19614 Filed 8-6-10; 8:45 am]

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DEPARTMENT OF STATE

[Public Notice 7099]

Notice of Meeting

Title: Shipping Coordinating Committee; Notice of Committee Meeting.

The Shipping Coordinating Committee (SHC) will conduct two separate open meetings on September 2 and September 10 at the United States Coast Guard Headquarters Building, 2100 Second Street, SW., Washington, DC 20593-0001. The primary purpose of the September 2 meeting is to prepare for the fifteenth Session of the International Maritime Organization (IMO) Sub-Committee on Dangerous Goods, Solid Cargoes and Containers (DSC) to be held at the IMO headquarters in London, United Kingdom, from September 13 to September 17, 2010. This SHC meeting will begin at 10 a.m. and will be held in room 1303.

The primary matters to be considered at the DSC meeting include:

- Amendments to the International Maritime Dangerous Goods (IMDG) Code and Supplements including harmonization of the IMDG Code with the United Nations Recommendations on the Transport of Dangerous Goods.

¹⁰ 17 CFR 200.30-3(a)(12).