

bidder has the option of removing any bid placed in that round. By removing selected bids in the FCC Auction System, a bidder may effectively undo any bid placed within that round. In contrast to the bid withdrawal provisions a bidder removing a bid placed in the same round is not subject to a withdrawal payment. Once a round closes, a bidder may no longer remove a bid.

37. The Bureaus also seek comment on whether bid withdrawals should be permitted in Auction 90. When permitted in an auction, bid withdrawals provide a bidder with the option of withdrawing bids placed in prior rounds that have become provisionally winning bids. A bidder may withdraw its provisionally winning bids using the withdraw bids function in the FCC Auction System. A bidder that withdraws its provisionally winning bid(s), if permitted, is subject to the bid withdrawal payment provisions of the Commission rules.

38. For Auction 91 the Bureaus propose to prohibit bidders from withdrawing any bids after the round in which bids were placed has closed. This proposal is made in recognition of the site-specific nature and wide geographic dispersion of the permits available in this auction which suggests that potential applicants for this auction may have fewer incentives to aggregate permits through the auction process (as compared with bidders in many auctions of wireless licenses). The Bureaus are also mindful that bid withdrawals, particularly those made late in this auction, could result in delays in licensing new FM stations and attendant delays in the offering of new broadcast service to the public. The Bureaus seek comment on this approach.

### C. Post-Auction Payments

#### i. Interim Withdrawal Payment Percentage

39. In the event that the Bureaus allow bid withdrawals in Auction 91, the Bureaus propose that the interim bid withdrawal payment be 20 percent of the withdrawn bid. A bidder that withdraws a bid during an auction is subject to a withdrawal payment equal to the difference between the amount of the withdrawn bid and the amount of the winning bid in the same or a subsequent auction. If a construction permit for which a bid has been withdrawn does not receive a subsequent higher bid or winning bid in the same auction, the final withdrawal payment cannot be calculated until a corresponding construction permit

receives a higher bid or winning bid in a subsequent auction. When that final payment cannot yet be calculated, the bidder responsible for the withdrawn bid is assessed an interim bid withdrawal payment, which will be applied toward any final bid withdrawal payment that is ultimately assessed.

40. The amount of the interim bid withdrawal payment may range from three percent to 20 percent of the withdrawn bid amount, with the percentage generally being higher where there is greater risk of bid withdrawals being used for anti-competitive purposes, such as when there is little need for bidders to aggregate permits. The Bureaus therefore believe that the maximum interim bid withdrawal payment percentage allowed by 47 CFR 1.2104(g)(1) is justified, in the event bid withdrawals are allowed. Commenters advocating the use of bid withdrawals should also address the percentage of the interim bid withdrawal payment.

#### ii. Additional Default Payment Percentage

41. Any winning bidder that defaults or is disqualified after the close of an auction (*i.e.*, fails to remit the required down payment within the prescribed period of time, fails to submit a timely long-form application, fails to make full payment, or is otherwise disqualified) is liable for a default payment under 47 CFR 1.2104(g)(2). This payment consists of a deficiency payment, equal to the difference between the amount of the bidder's bid and the amount of the winning bid the next time a construction permit covering the same spectrum is won in an auction, plus an additional payment equal to a percentage of the defaulter's bid or of the subsequent winning bid, whichever is less.

42. The Commission's rules provide that, in advance of each auction, a percentage shall be established between three percent and twenty percent of the applicable bid to be assessed as an additional default payment. As the Commission has indicated, the level of this payment in each case will be based on the nature of the service and the construction permits being offered.

43. For Auction 91, the Bureaus propose to establish an additional default payment of twenty percent. As previously noted by the Commission, defaults weaken the integrity of the auction process and may impede the deployment of service to the public, and an additional default payment of more than the previous three percent will be more effective in deterring defaults. In light of these considerations for Auction 91, the Bureaus propose an additional

default payment of twenty percent of the relevant bid. The Bureaus seek comment on this proposal.

### V. Deadlines and Filing Procedures

44. Comments are due on or before October 13, 2010, and reply comments are due on or before October 27, 2010. All filings related to procedures for Auction 91 must refer to AU Docket No. 10-183. Comments may be submitted using the Commission's Electronic Comment Filing System or by filing paper copies. The Bureaus strongly encourage interested parties to file comments electronically.

45. This proceeding has been designated as a permit-but-disclose proceeding in accordance with the Commission's *ex parte* rules. Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in 47 CFR 1.1206(b).

Federal Communications Commission.

Gary D. Michaels,

Deputy Chief, Auctions and Spectrum Access Division, WTB.

[FR Doc. 2010-25195 Filed 10-5-10; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

[IB Docket No. 04-286; DA 10-1884]

### Sixth Meeting of the Advisory Committee for the 2012 World Radiocommunication Conference

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Federal Advisory Committee Act, as amended, this notice advises interested persons that the sixth meeting of the WRC-12 Advisory Committee will be held at the Federal Communications Commission. The purpose of the meeting is to continue preparations for the 2012 World Radiocommunication Conference. The WRC-12 Advisory Committee will consider any preliminary views and draft proposals introduced by the WRC-12 Advisory Committee's Informal Working Groups. **DATES:** October 26, 2010, 11 a.m. to 12 noon.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Room TW-C305, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Alexander Roytblat, Designated Federal Official, WRC-12 Advisory Committee, FCC International Bureau, Strategic Analysis and Negotiations Division, at (202) 418-7501.

**SUPPLEMENTARY INFORMATION:** The Federal Communications Commission established the WRC-12 Advisory Committee to provide advice, technical support and recommendations relating to the preparation of United States proposals and positions for the 2012 World Radiocommunication Conference (WRC-12).

In accordance with the Federal Advisory Committee Act, Public Law 92-463, as amended, this notice advises interested persons of the sixth meeting of the WRC-12 Advisory Committee. The WRC-12 Advisory Committee has an open membership. All interested parties are invited to participate in the WRC-12 Advisory Committee and to attend its meetings. The proposed agenda for the sixth meeting is as follows:

#### Agenda

*Sixth Meeting of the WRC-12 Advisory Committee, Federal Communications Commission, 445 12th Street, SW., Room TW-C305, Washington, DC 20554, October 26, 2010, 11 a.m. to 12 noon.*

1. Opening Remarks.
2. Approval of Agenda.
3. Approval of the Minutes of the Fifth Meeting.
4. Informal Working Group Reports and Documents Relating to Preliminary Views and Draft Proposals.
5. Future Meetings.
6. Other Business.

Federal Communications Commission.

**Roderick K. Porter,**

*Deputy Chief, International Bureau.*

[FR Doc. 2010-25196 Filed 10-5-10; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL MARITIME COMMISSION

### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on the agreements to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days

of the date this notice appears in the **Federal Register**. Copies of the agreements are available through the Commission's Web site (<http://www.fmc.gov>) or by contacting the Office of Agreements at (202) 523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov).

*Agreement No.:* 011611-002.

*Title:* MOL/APL Slot Transfer Agreement.

*Parties:* American President Lines, Ltd.; APL Co. PTE, Ltd.; and Mitsui O.S.K. Lines, Ltd.

*Filing Party:* David B. Cook, Esq.; Goodwin Procter LLP; 901 New York Ave., NW., Washington, DC 20001.

*Synopsis:* The modification deletes the Trans-Atlantic trades from the agreement and expands the agreement in the Latin America trades to include ports on the U.S. Atlantic Coast and the Pacific Coasts of Central America and South America.

*Agreement No.:* 012071-001.

*Title:* APL/Hanjin Reciprocal Space Charter Agreement.

*Parties:* American President Lines, Ltd.; APL Co. Pte, Ltd.; and Hanjin Shipping Co., Ltd.

*Filing Party:* Eric. C. Jeffrey, Esq.; Counsel for APL; Goodwin Procter LLP; 901 New York Avenue, NW., Washington, DC 20001.

*Synopsis:* The amendment updates APL's corporate address.

*Agreement No.:* 201203-003.

*Title:* Port of Oakland/Oakland Marine Terminal Operator Agreement.

*Parties:* Eagle Marine Services, Ltd.; Ports of America Outer Harbor Terminal, LLC; Port of Oakland; Seaside Transportation Service LLC; SSA Terminals (Oakland), LLC; Total Terminals International, LLC; and Trapac, Inc.

*Filing Party:* Wayne Rohde, Esq.; Cozen O'Connor; 1627 I Street, NW., Suite 1100, Washington, DC 20006.

*Synopsis:* The amendment adds the authority for the parties to discuss Cold-Ironing; changes the address of one of the parties, and deletes Transbay Container Terminal, Inc. as a party to the Agreement.

By Order of the Federal Maritime Commission.

Dated: October 1, 2010.

**Rachel E. Dickon,**

*Assistant Secretary.*

[FR Doc. 2010-25165 Filed 10-5-10; 8:45 am]

**BILLING CODE P**

## FEDERAL MARITIME COMMISSION

### Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission an application for a license as a Non-Vessel-Operating Common Carrier (NVO) and/or Ocean Freight Forwarder (OFF)—Ocean Transportation Intermediary (OTI) pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. Chapter 409 and 46 CFR 515). Notice is also hereby given of the filing of applications to amend an existing OTI license or the Qualifying Individual (QI) for a license.

Interested persons may contact the Office of Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573.

Excel Express Cargo Corp. (NVO & OFF), 8430 N.W. 66th Street, Miami, FL 33166. *Officers:* Karime Zawady, Vice President (Qualifying Individual), Alexander Parra, President. Application Type: QI Change.

Hansol Goldpoint LLC (NVO & OFF), 9287 Airway Road, San Diego, CA 92154. *Officers:* Jae H. Kwon, Manager (Qualifying Individual), Jinho Um, CFO. Application Type: New NVO & OFF License.

Junction Int'l Logistics, Inc. (NVO), 17870 Castleton Street, Suite 107, City of Industry, CA 91748. *Officers:* Charles Kuo, Secretary (Qualifying Individual), Xingwang Chen, Director. Application Type: New NVO License.

Linsan.Tex Investments, L.L.C. (OFF), 8404 Endicott Lane, Dallas, TX 75227. *Officers:* Franklin E. Aigbuza, Secretary/Member (Qualifying Individual), Roseline A. Izedonmwun, CEO/Member. Application Type: New OFF License.

Prime Air Cargo, Inc. dba Prime Air & Ocean Cargo (NVO & OFF), 1316 NW 78th Avenue, Miami, FL 33126. *Officers:* Omar A. Zambrano-Oviedo, General Manager/Secretary (Qualifying Individual), Roger A. Paredes, President/Treasurer. Application Type: New NVO & OFF License.

Red Arrow Consulting, Inc. dba Red Arrow Logistics (OFF), 14925 SE Allen Road, #203-B, Bellevue, WA 98006. *Officer:* Lorraine ("Liz") E. Lasater, President/CEO/Secretary (Qualifying Individual). Application Type: New OFF License.

Sea Cargo Inc. (NVO), 19130 Figueroa Street, Carson, CA 90248. *Officers:* Joseph E. Kennedy, CFO (Qualifying Individual), Andrei V. Pilipenko,