

**NATIONAL SCIENCE FOUNDATION****Proposal Review Panel for Chemistry; Notice of Meeting**

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463 as amended), the National Science Foundation announces the following meeting:

*Name:* Cyber Review of Phase I Centers for Chemical Innovation (CCI), 2011 Awardees by NSF Division of Chemistry (1191).

*Dates and Times:* February 17, 2011; 8 a.m.–6 p.m. February 18, 2011; 8 a.m.–5 p.m.

*Place:* National Center for Supercomputing Applications, 901 Stuart Street, Suite 800, Arlington, VA 22203.

*Type of Meeting:* Part-open.

*Contact Person:* Dr. Robert Kuczkowski, Program Director, Chemistry Centers Program, Division of Chemistry, Room 1055, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, Telephone (703) 292-4454.

*Purpose of Meeting:* To provide advice and recommendations concerning Phase I progress.

**Agenda: Thursday, February 17, 2011**

8 a.m.–9:30 a.m. Closed—Panel Briefing and Discussion.

9:30 a.m.–11:15 a.m. Open—Presentation: Center for Molecular Tools for Conjugated Polymer Analysis and Optimization.

11:15 a.m.–11:45 a.m. Open—Panel-Center Q&A.

11:45 a.m.–1 p.m. Closed—Lunch/Panel Discussion.

1 p.m.–2:45 p.m. Open—Presentation: Center for Stereoselective C–H Functionalization.

2:45 p.m.–3:15 p.m. Open—Panel-Center Q&A.

3:15 p.m.–6 p.m. Closed—Panel Discussion.

**Friday, February 18, 2011**

8 a.m.–8:30 a.m. Closed—Panel Discussion.

8:30 a.m.–10:15 a.m. Open—Presentation: Center for Molecular Spintronics.

10:15 a.m.–10:45 a.m. Open—Panel-Center Q&A.

10:45 a.m.–12 p.m. Closed—Lunch/Panel Discussion.

12 p.m.–1:45 p.m. Open—Presentation: Center for Energetic Non-Equilibrium Chemistry at Interfaces.

1:45 p.m.–2:15 p.m. Open—Panel-Center Q&A.

2:15 p.m.–5 p.m. Closed—Panel Discussion.

*Reason for Closing:* The work being reviewed may include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552 b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 1, 2011.

**Susanne Bolton,**  
*Committee Management Officer.*

[FR Doc. 2011-2461 Filed 2-3-11; 8:45 am]

**BILLING CODE 7555-01-P**

**PEACE CORPS****Public Availability of FY 2010 Service Contract Inventories**

**ACTION:** Notice of public availability of FY 2010 Service Contract Inventories.

**SUMMARY:** In accordance with Section 743 of Division C of the Consolidated Appropriations Act of 2010 (Pub. L. 111-117), Office of Acquisitions and Contract Management is publishing this notice to advise the public of the availability of the FY 2010 Service Contract inventory. This inventory provides information on service contract actions over \$25,000 that were made in FY 2010. The information is organized by function to show how contracted resources are distributed throughout the agency. The inventory has been developed in accordance with guidance issued on November 5, 2010 by the Office of Management and Budget's Office of Federal Procurement Policy (OFPP). OFPP's guidance is available at: <http://www.whitehouse.gov/sites/default/files/omb/procurement/memo/service-contract-inventories-guidance-11052010.pdf>. Office of Acquisitions and Contract Management has posted its inventory and a summary of the inventory on the Peace Corps homepage at the following link: [http://multimedia.peacecorps.gov/multimedia/pdf/policies/PC\\_Service\\_Contracts\\_FY2010.pdf](http://multimedia.peacecorps.gov/multimedia/pdf/policies/PC_Service_Contracts_FY2010.pdf).

**FOR FURTHER INFORMATION CONTACT:**

Questions regarding the service contract inventory should be directed to Nikki Hunter, Contract Specialist in the Office of Acquisitions and Contract Management at 202-692-2627 or [nhunter@peacecorps.gov](mailto:nhunter@peacecorps.gov).

Dated: January 31, 2011.

**Earl W. Yates,**  
*Associate Director, Management.*

[FR Doc. 2011-2462 Filed 2-3-11; 8:45 am]

**BILLING CODE 6015-01-P**

**SECURITIES AND EXCHANGE COMMISSION****Sunshine Act Meeting**

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Public Law 94-409, that the Securities and Exchange Commission will hold an Open Meeting on February 9, 2011 at 10 a.m., in the Auditorium, Room L-002.

The subject matter of the Open Meeting will be:

The Commission will consider whether to propose amendments to rules and forms under the Securities Act of 1933 and Schedule 14A under the Securities Exchange Act of 1934, to replace references to credit ratings with alternative criteria. These amendments are in accordance with Section 939A of the Dodd-Frank Wall Street Reform and Consumer Protection Act.

At times, changes in Commission priorities require alterations in the scheduling of meeting items.

For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary at (202) 551-5400.

Dated: February 2, 2011.

**Elizabeth M. Murphy,**  
*Secretary.*

[FR Doc. 2011-2649 Filed 2-2-11; 4:15 pm]

**BILLING CODE 8011-01-P**

**SECURITIES AND EXCHANGE COMMISSION**

[File No. 500-1]

**China 9D Construction Group; Order of Suspension of Trading**

February 2, 2011.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of China 9D Construction Group because it has not filed any periodic reports since the period ended September 30, 2007.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company. Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EST on February 2, 2011, through 11:59 p.m. EST on February 15, 2011.

By the Commission.

**Elizabeth M. Murphy,**  
Secretary.

[FR Doc. 2011-2602 Filed 2-2-11; 4:15 pm]

BILLING CODE 8011-01-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-63799; File No. SR-FINRA-2010-053]

### Self-Regulatory Organizations; Financial Industry Regulatory Authority, Inc.; Notice of Filing of Amendment No. 1 and Order Granting Accelerated Approval of a Proposed Rule Change Relating to Amendments to the Panel Composition Rule, and Related Rules, of the Code of Arbitration Procedure for Customer Disputes

January 31, 2011.

#### I. Introduction

On October 25, 2010, the Financial Industry Regulatory Authority, Inc. ("FINRA") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposal to amend the panel composition rule, and related rules, of the Code of Arbitration Procedure for Customer Disputes ("Customer Code"),<sup>3</sup> to provide customers with the option to choose an all public arbitration panel in all cases. The proposed rule change was published for comment in the **Federal Register** on November 12, 2010.<sup>4</sup> The Commission received 125 comments on the proposed rule change.<sup>5</sup> Of the comments received, 103 commenters support the proposal as filed, 21 commenters support the proposal with suggested modifications, and one commenter opposes the proposal. On December 16, 2010, FINRA responded to comments and filed Amendment No. 1 to the proposed rule change.<sup>6</sup> The

Commission is publishing this notice and order to solicit comment on Amendment No. 1 and to approve, on an accelerated basis, the proposal as modified by Amendment No. 1.

#### II. Description of the Proposed Rule Change as Modified by Amendment No. 1

FINRA proposed to amend the panel composition rule, and related rules, of the Customer Code to provide customers with the option to choose an all public arbitration panel in all cases.

##### A. Background

Under the Customer Code, parties in arbitration participate in selecting the arbitrators who serve on their cases. For customer claims of more than \$100,000, the Customer Code currently provides for a three arbitrator panel<sup>7</sup> comprised of a chair-qualified public arbitrator,<sup>8</sup> a public arbitrator,<sup>9</sup> and a non-public arbitrator ("Majority Public Panel").<sup>10</sup> FINRA uses its computerized Neutral List Selection System ("NLSS") to generate random lists of 10 arbitrators from each of these categories.<sup>11</sup> The parties select their panel through a process of striking and ranking the arbitrators on the lists generated by NLSS. The Customer Code permits the parties to strike the names of up to four arbitrators from each list. The parties then rank the arbitrators remaining on the lists in order of preference. FINRA appoints the panel from among the names remaining on the lists that the parties return.

##### B. FINRA's Public Arbitrator Pilot Program

In order to address the perception that FINRA's mandatory inclusion of a non-public arbitrator (often referred to as the "industry" arbitrator) in the Majority Public Panel is not fair to customers,

intent for the scope of the rule change, and makes other minor technical edits. FINRA identifies and discusses the particular commenters that support, request modification and oppose the proposal in its Response to Comments and Amendment No. 1. For the purposes of this Order, we will use the same designations for the commenters that are used by FINRA in that response.

<sup>7</sup> Rule 12401 provides for a single, chair-qualified public arbitrator if the amount of the claim is not more than \$100,000. It provides for a three arbitrator panel if the amount of a claim is more than \$100,000, or is unspecified, or if the claim requests non-monetary damages. The parties, in claims of more than \$25,000, but not more than \$100,000, may agree in writing to have a three arbitrator panel.

<sup>8</sup> Rule 12400(c) specifies the criteria for arbitrator inclusion on the chairperson roster.

<sup>9</sup> Rule 12100(u) specifies the criteria FINRA uses to classify arbitrators as public.

<sup>10</sup> Rule 12100(p) specifies the criteria FINRA uses to classify arbitrators as non-public.

<sup>11</sup> Rule 12400.

FINRA launched a pilot program ("the Pilot") that allows parties to choose a panel of three public arbitrators instead of two public arbitrators and one non-public arbitrator ("Optional All Public Panel").

FINRA designed the Pilot to run for two sequential years ("Year One" and "Year Two"), beginning October 6, 2008, and ending October 5, 2010. In Year One, 11 brokerage firms volunteered to participate in the Pilot, each contributing a set number of cases to the Pilot per year for two years. In Year Two, FINRA expanded the number of participating brokerage firms to 14 firms. In addition, several of the original participants increased their respective case commitments for Year Two. Participating firms agreed to extend the Pilot for a third year at the same case levels as Year Two, while FINRA proceeds with the current rulemaking process. Year Three of the Pilot began October 6, 2010, and ends October 5, 2011, or upon implementation of this proposed rule change, whichever comes first.

Under the Pilot, only a customer may decide whether his or her case should proceed under Pilot rules; the participating firms cannot select the Pilot cases. Under the Pilot rules, the parties receive the same three lists of proposed arbitrators that parties in non-Pilot cases receive. However, in the Pilot cases, any party can strike up to four arbitrators on the chair-qualified public arbitrator list, up to four arbitrators on the public arbitrator list, as well as *all* of the arbitrators on the non-public list. After striking arbitrators from the lists, the parties will rank the remaining arbitrators in order of preference and FINRA will appoint the panel from among the names remaining on the lists that the parties return. By striking all the arbitrators on the non-public list, any party may ensure a panel of three public arbitrators.

FINRA stated that reactions from participants in the Pilot indicate that customer representatives strongly support the right of customers to decide whether to exclude any non-public arbitrator.<sup>12</sup> That feedback led FINRA to propose amending the panel composition rule for customer cases to follow the Pilot model, and to allow the customer party to choose between the existing panel selection method and the method used in the Pilot. Unlike the Pilot, however, the proposed rule would apply to all customer disputes against

<sup>12</sup> During the Pilot FINRA conducted surveys, focus groups, and met with customer representatives from the Securities Industry Conference on Arbitration and FINRA's National Arbitration and Mediation Committee.

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

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

<sup>3</sup> FINRA Manual, Rule 12000, *et seq.*, available on FINRA's Web site, <http://www.finra.org>.

<sup>4</sup> See Securities Exchange Act Release No. 63250 (Nov. 5, 2010), 75 FR 69481 (Nov. 12, 2010) ("Notice").

<sup>5</sup> The comment period ended on December 3, 2010; all comments are posted on the Commission's Web site, <http://www.sec.gov/rules/sro.shtml>.

<sup>6</sup> See Response to Comments and Amendment No. 1. The text of the proposal and Response to Comments and Amendment No. 1 are available on FINRA's Web site, <http://www.finra.org>, at the principal office of FINRA, and on the Commission's Web site, <http://www.sec.gov/rules/sro.shtml>.

Amendment No. 1 imposes an additional notice requirement from FINRA to customers, provides minor clarifications regarding FINRA's original