

Accordingly, as in the past, at least 95% of the 2005–2008 Musical Works Funds is clearly not in controversy, and a partial distribution of this amount to the Settling Parties is appropriate and warranted at this time.” *Id.* We do not agree that Section 801(b)(3)(A) gives us the discretion to determine that 95% of the funds at issue in this matter are not in controversy based on the Settling Claimants’ representations that non-settling claimants were awarded less than five percent of the funds in prior proceedings. Moreover, the Settling Claimants chose not to serve all of the claimants and therefore those claimants were given no opportunity to comment on whether the Settling Claimants’ assertions with respect to a controversy are accurate. In the absence of persuasive evidence that no controversy exists with respect to the funds that the Settling Claimants request, we cannot make the requisite finding under Section 801(b)(3)(A) that no controversy exists with respect to the requested funds. Nevertheless, we do have authority under Section 801(b)(3)(C) of the Copyright Act to authorize partial distributions if, after publication in the **Federal Register**, we determine that no claimant entitled to receive such fees has stated a reasonable objection to the partial distribution and the Settling Claimants requesting the partial distribution agree, among other things, to sign an agreement obligating them to return any excess amounts to the extent necessary to comply with the final determination on the distribution of the funds. See 17 U.S.C. 801(b)(3)(C). Therefore, we seek comments from any claimant entitled to receive royalties from the 2005–2008 DART Musical Works Funds regarding whether there are any reasonable objections to a partial distribution of 95% of the 2005–2008 Musical Works Funds to the Settling Claimants. Moreover, we request comments from the Settling Claimants regarding whether they are willing to make the representations required for a partial distribution pursuant to Section 801(b)(3)(C) of the Copyright Act.

The Motion of the Settling Claimants for Partial Distribution is posted on the Copyright Royalty Board Web site at <http://www.loc.gov/crb>.

Dated: February 24, 2011.

James Scott Sledge,

Chief U.S. Copyright Royalty Judge.

[FR Doc. 2011–4462 Filed 2–28–11; 8:45 am]

BILLING CODE 1410–72–P

NATIONAL SCIENCE FOUNDATION

National Science Board; Sunshine Act Meetings; Notice

The National Science Board’s Task Force on Merit Review (MR), pursuant to NSF regulations (45 CFR part 614), the National Science Foundation Act, as amended (42 U.S.C. 1862n–5), and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of a meeting held by teleconference for the transaction of National Science Board business and other matters specified, as follows:

DATE AND TIME: March 8, 2011, 1 p.m. to 3 p.m.

SUBJECT MATTER: Discussion of Guiding Principles for Assessing Merit Review Criteria and Chairman’s remarks.

STATUS: Open.

LOCATION: This meeting will be held by teleconference at the National Science Board Office, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. Room 130, Stafford Place I, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230 will be available for the public to listen-in to this meeting held by teleconference. All visitors must contact the Board Office [call 703–292–7000 or send an e-mail message to nationalsciencebrd@nsf.gov] at least 24 hours prior to the teleconference and provide name and organizational affiliation. All visitors must report to the NSF visitor desk located in the lobby at the 9th and N. Stuart Streets entrance on the day of the teleconference to receive a visitor’s badge.

UPDATES AND POINT OF CONTACT: Please refer to the National Science Board Web site <http://www.nsf.gov/nsb> for additional information and schedule updates (time, place, subject matter or status of meeting) may be found at <http://www.nsf.gov/nsb/notices/>. Point of contact for this meeting is: Kim Silverman, National Science Board Office, 4201 Wilson Blvd., Arlington, VA 22230. Telephone: (703) 292–7000.

Daniel A. Lauretano,

Counsel to the National Science Board.

[FR Doc. 2011–4685 Filed 2–25–11; 4:15 pm]

BILLING CODE 7555–01–P

NUCLEAR REGULATORY COMMISSION

[NRC–2011–0045]

Draft Regulatory Guide: Issuance, Availability

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of Issuance and Availability of Draft Regulatory Guide, DG–7008, “Leakage Tests on Packages for Shipment of Radioactive Materials.”

FOR FURTHER INFORMATION CONTACT:

Bernard H. White, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: 301–492–3303 or e-mail; Bernard.White@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment a draft guide in the agency’s “Regulatory Guide” series. This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC’s regulations, techniques that the NRC staff uses in evaluating specific problems or postulated accidents, and data that the NRC staff needs in its review of applications for permits and licenses.

The draft regulatory guide (DG), entitled, “Leakage Tests on Packages for Shipment of Radioactive Materials” is temporarily identified by its task number, DG–7008, which should be mentioned in all related correspondence. DG–7008 is proposed Revision 1 of Regulatory Guide 7.4, dated June 1975.

This guide describes an approach that the NRC staff considers acceptable for meeting the containment criteria for Type B packages in Title 10, Section 71.51, “Additional Requirements for Type B Packages,” of the Code of Federal Regulations (10 CFR 71.51). The regulations at 10 CFR 71.51 require licensees to ensure that Type B packages, following tests for normal conditions of transport and hypothetical accident conditions, meet the containment criteria to minimize radioactive contamination and dose rates to the public. The NRC staff developed and published this guidance to help licensees meet these objectives, ensure package integrity, and minimize the distribution of contamination to the environment.

This regulatory guide endorses the methods and procedures developed by the Standards Committee on Packaging