

physiological effects. For pinnipeds, the absence of any major rookeries and only a few isolated and opportunistic haul-out areas near or adjacent to the project site means that potential takes by disturbance would have an insignificant short-term effect on individuals and would not result in population-level impacts. Similarly, for cetacean species the absence of any known regular occurrence adjacent to the project site means that potential takes by disturbance would have an insignificant short-term effect on individuals and would not result in population-level impacts. Due to the nature, degree, and context of behavioral harassment anticipated, the activity is not expected to impact rates of recruitment or survival.

While the number of marine mammals potentially incidentally harassed would depend on the distribution and abundance of marine mammals in the vicinity of the survey activity, the number of potential harassment takings is estimated to be small relative to regional stock or population number, and has been mitigated to the lowest level practicable through incorporation of the mitigation and monitoring measures mentioned previously in this document. This activity is expected to result in a negligible impact on the affected species or stocks.

Based on the analysis contained herein of the likely effects of the specified activity on marine mammals and their habitat, and taking into consideration the implementation of the mitigation and monitoring measures, NMFS finds that the proposed wharf construction project would result in the incidental take of small numbers of marine mammals, by Level B harassment only, and that the total taking from the activity would have a negligible impact on the affected species or stocks.

#### **Impact on Availability of Affected Species or Stock for Taking for Subsistence Uses**

No tribal subsistence hunts are held in the vicinity of the project area; thus, temporary behavioral impacts to individual animals would not affect any subsistence activity. Further, no population or stock level impacts to marine mammals are anticipated or authorized. As a result, no impacts to the availability of the species or stock to the Pacific Northwest treaty tribes are expected as a result of the activities. Therefore, no relevant subsistence uses of marine mammals are implicated by this action.

#### **Endangered Species Act (ESA)**

There are two ESA-listed marine mammal species with known occurrence in the project area: The eastern DPS of the Steller sea lion, listed as threatened, and the humpback whale, listed as endangered. Because of the potential presence of these species, the Navy requested a formal consultation with the NMFS Northwest Regional Office under section 7 of the ESA. NMFS' Office of Protected Resources also initiated formal consultation on its authorization of incidental take of Steller sea lions. These consultations are complete, with the determination that these activities are not likely to jeopardize the continued existence of the threatened Steller sea lion and are not likely to adversely affect humpback whales. These species do not have critical habitat in the action area.

#### **National Environmental Policy Act (NEPA)**

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), as implemented by the regulations published by the Council on Environmental Quality (40 CFR parts 1500–1508), and NOAA Administrative Order 216–6, the Navy prepared an Environmental Assessment (EA) to consider the direct, indirect and cumulative effects to the human environment resulting from the pile replacement project. We adopted that EA in order to assess the impacts to the human environment of issuance of an IHA to the Navy and signed a Finding of No Significant Impact (FONSI) on May 17, 2011. On the basis of new information related to the occurrence of marine mammals in the Hood Canal, the Navy prepared a supplement to that EA. We have adopted that supplemental EA and signed a new FONSI on July 11, 2012.

#### **Determinations**

We have determined that the impact of conducting the specific activities described in this notice and in the IHA request in the specific geographic region in Hood Canal, Washington may result, at worst, in a temporary modification in behavior (Level B harassment) of small numbers of marine mammals. Further, this activity is expected to result in a negligible impact on the affected species or stocks of marine mammals. The provision requiring that the activity not have an unmitigable impact on the availability of the affected species or stock of marine mammals for subsistence uses is not implicated for this action.

#### **Authorization**

As a result of these determinations, we have issued an IHA to the Navy to conduct the described activities in the Hood Canal from the period of July 16, 2012, through February 15, 2013, provided the previously described mitigation, monitoring, and reporting requirements are incorporated.

Dated: July 13, 2012.

**Helen M. Golde,**

*Acting Director, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2012–17638 Filed 7–20–12; 8:45 am]

**BILLING CODE 3510–22–P**

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#### **DEPARTMENT OF COMMERCE**

#### **National Oceanic and Atmospheric Administration**

#### **Affirmation of Vertical Datum for Surveying and Mapping Activities for the Territory of Puerto Rico**

**AGENCY:** National Geodetic Survey (NGS), National Ocean Service (NOS), National Oceanic and Atmospheric Administration, Commerce.

**ACTION:** Notice.

**SUMMARY:** This Notice announces a decision by the Federal Geographic Data Committee's Federal Geodetic Control Subcommittee in accordance with the Office of Management and Budget, Circular A–16 (<http://www.whitehouse.gov/omb/circulars/a016/a016.html>), to affirm the Puerto Rico Vertical Datum of 2002 (PRVD02) as the official civilian vertical datum for surveying and mapping activities for the islands of Puerto Rico, Culebra, Mona and Vieques of the Commonwealth of Puerto Rico and to the extent practicable, legally allowable and feasible, require that all Federal agencies, with the exception of those with specific military related applications, using or producing vertical height information undertake an orderly transition to PRVD02.

**DATES:** Individuals or organizations wishing to submit comments on the adoption of PRVD02 as the official civilian vertical datum for the Territory of Puerto Rico, which includes the islands of Puerto Rico, Culebra, Vieques, and Mona, should do so by August 22, 2012.

**ADDRESSES:** Written comments should be sent to the attention of David Doyle, Chief Geodetic Surveyor, Office of the National Geodetic Survey, National Ocean Service (N/NGS2), 1315 East-West Highway, #8815, Silver Spring, Maryland, 20910, fax 301–713–4324, or via email [Dave.Doyle@noaa.gov](mailto:Dave.Doyle@noaa.gov).

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information should be directed to David Doyle, Chief Geodetic Surveyor, National Geodetic Survey (N/NGS2), 1315 East-West Highway, #8815, Silver Spring, MD, 20910; Phone: (301) 713-3178.

**SUPPLEMENTARY INFORMATION:** The National Ocean Service (NOS), National Geodetic Survey (NGS), has completed the definition and implementation of PRVD02. PRVD02 supersedes all previously published height systems determined by other Federal surveying and mapping agencies on Puerto Rico, Culebra, Vieques and Mona, with the exception of those specifically related to tidal datums and/or military applications. PRVD02 heights are the result of a mathematical least squares general adjustment of the vertical control portion of the National Spatial Reference System (NSRS) and are derived from approximately 700 km of Double-Run, 1st-Order, Class II geodetic leveling observations (650 km on Puerto Rico, 5 km on Culebra and 45 km on Vieques) undertaken specifically for this project. The basis for all PRVD02 heights is Local Mean Sea Level, for the National Tidal Datum Epoch 1983-2001, as determined by the NOS Center for Operational Oceanographic Products and Services (CO-OPS), and published as part of the National Water Level Observation Network (NWLON) for bench marks designated 975 5371 A TIDAL (PID TV1513) (1.334 meters), located at La Puntilla, San Juan Puerto Rico, 975 2235 D (PID DN8624) (0.973 meters), located on Culebra Island, 975 2695 A (PID DN8535) (1.962 meters), located at Esperanza, Vieques Island, and 975 9938 A (1.158 meters) (PID DN8596) on Mona Island. No leveling is planned for Mona Island; however this value serves as the datum definition for any further geodetic surveying that may be conducted there.

PRVD02 height information for individual geodetic control monuments is available in digital form, from the NGS Web site: <http://www.ngs.noaa.gov/cgi-bin/datasheet.pl>.

Dated: July 10, 2012.

**Juliana P. Blackwell,**

*Director, Office of National Geodetic Survey, National Ocean Service, National Oceanic and Atmospheric Administration.*

[FR Doc. 2012-17600 Filed 7-20-12; 8:45 am]

**BILLING CODE 3510-JE-P**

**COMMODITY FUTURES TRADING COMMISSION****Meeting; Technology Advisory Committee**

**AGENCY:** Commodity Futures Trading Commission (CFTC).

**ACTION:** Notice of emergency meeting of technology advisory committee.

**SUMMARY:** The CFTC announces that on Thursday, July 26, 2012, the CFTC's Technology Advisory Committee ("TAC") will hold an emergency public meeting at the CFTC's Washington, DC headquarters, from 10:00 a.m. to 4:00 p.m. The TAC will focus on possible technology solutions to, among other things, enable futures commission merchant customers, self-regulatory organizations and the CFTC to verify in near real-time the accuracy of the amount of funds held in customer segregated accounts.

**DATES:** The meeting will be held on July 26, 2012, from 10:00 a.m. to 4:00 p.m. Members of the public who wish to submit written statements in connection with the meeting should submit them by July 19, 2012.

**ADDRESSES:** The meeting will take place in the Conference Center at the CFTC's headquarters, Three Lafayette Centre, 1155 21st Street NW., Washington, DC 20581. Written statements should be submitted to: Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW., Washington, DC 20581, attention: Office of the Secretary. Please use the title "Technology Advisory Committee" in any written statement you may submit. Any statements submitted in connection with the committee meeting will be made available to the public.

**FOR FURTHER INFORMATION CONTACT:**

Laura Gardy, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW., Washington, DC 20581, (202) 418-5354.

**SUPPLEMENTARY INFORMATION:** This emergency meeting of the TAC is being held in response to the Commission's July 10, 2012 complaint against Peregrine Financial Group Inc. (PFG), a registered futures commission merchant (FCM) and its owner, Russell R. Wasendorf, Sr., alleging fraud by misappropriating customer funds, violations of customer fund segregation laws, and making false statements in financial statements filed with the Commission. The filing of the complaint was triggered by a National Futures Association (NFA) audit conducted earlier this month which revealed that despite PFG's representations that it

held in excess of \$220 million of customer funds, in fact, PFG held approximately \$5.1 million.

This meeting will focus on technological solutions to providing the CFTC, self-regulatory organizations, and futures commission merchant customers direct access to customer segregated account information in order to help eliminate the possibility of theft and misappropriation of customer funds. The TAC will explore related technological and legal issues through panel presentations and open discussion. The meeting will be open to the public with seating on a first-come, first-served basis. Members of the public who wish to listen to the meeting by telephone may do so by calling a toll-free telephone line to contact a live, listen-only audio feed. Call-in participants should be prepared to provide their first name, last name and affiliation. Additionally, a video recording of the meeting will be published through a link on the CFTC's Web site.

All written submissions provided to the CFTC in any form will also be published on the Web site of the CFTC.

*Domestic Toll Free:* 1-866-844-9416.

*International Toll:* Under Related Documents to be posted on [www.cftc.gov](http://www.cftc.gov).

*Conference ID:* 8311506.

*Call Leader Name:* Michael Jones.

*Pass Code/Pin Code:* CFTC.

**Authority:** 5 U.S.C. app. 2 § 10(a)(2)

By the Commodity Futures Trading Commission.

Dated: July 17, 2012.

**Sauntia S. Warfield,**

*Assistant Secretary of the Commission.*

[FR Doc. 2012-17856 Filed 7-20-12; 8:45 am]

**BILLING CODE P**

**DEPARTMENT OF DEFENSE****Office of the Secretary****Defense Science Board; Notice of Advisory Committee Meetings**

**AGENCY:** Department of Defense.

**ACTION:** Notice of Advisory Committee Meetings.

**SUMMARY:** The Defense Science Board 2012 Summer Study on Technology and Innovation Enablers for Superiority in 2030 will meet in closed session August 20-24, 2012, from 8:00 a.m. to 5:00 p.m. at the Charles Stark Draper Laboratory, Room 7137, Cambridge, MA.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of