

Ellen Herbst (C), Senior Advisor for Policy and Program Integration, Office of the Deputy Secretary, Department of Commerce, Washington, DC 20230, Appointment Expires: 12/31/2012.

Anna M. Gomez (NC), Deputy Assistant Secretary for Communication and Information, National Telecommunications & Information Administration, Department of Commerce, Washington, DC 20230, Appointment Expires: 12/31/2014.

Sivaraj Shyam-Sunder (C) (alternate), Director, Engineering Laboratory, National Institute of Standards & Technology, Gaithersburg, MD 20899, Appointment Expires: 12/31/12.

Dated: August 8, 2012.

**David Robinson,**

Associate Director for Management Resources.

[FR Doc. 2012-19803 Filed 8-10-12; 8:45 am]

BILLING CODE 3510-13-P

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**DEPARTMENT OF COMMERCE**

**National Institute of Standards and Technology**

**Prospective Grant of Exclusive Patent License**

**AGENCY:** National Institute of Standards and Technology, Commerce.

**ACTION:** Notice of prospective grant of exclusive patent license.

**SUMMARY:** This is a notice in accordance with 35 U.S.C. 209(e) and 37 CFR 404.7(a)(1)(i) that the National Institute of Standards and Technology ("NIST"), U.S. Department of Commerce, is contemplating the grant of an exclusive license in the United States of America, its territories, possessions and commonwealths, to NIST's interest in the invention embodied in Provisional Application for Patent Application No. 61,638,362 titled "Flow Cytometer Systems and Associated Methods," NIST Docket No. 11-010 to the Regents of the University of Colorado, having a place of business at 1800 Grant Street, 8th Floor, Denver, CO 80203. The grant of the license would be for all fields of use.

**FOR FURTHER INFORMATION CONTACT:** Cathy Cohn, National Institute of Standards and Technology, Technology Partnerships Office, 100 Bureau Drive, Stop 2200, Gaithersburg, MD 20899, (301) 975-6691, fax: (301) 975-3482, or email: [ccohn@nist.gov](mailto:ccohn@nist.gov).

**SUPPLEMENTARY INFORMATION:** The prospective exclusive license will be royalty bearing and will comply with the terms and conditions of 35 U.S.C. 209 and 37 CFR 404.7. The prospective

exclusive license may be granted unless, within fifteen days from the date of this published Notice, NIST receives written evidence and argument which establish that the grant of the license would not be consistent with the requirements of 35 U.S.C. 209 and 37 CFR 404.7.

Provisional Application for Patent Application No. 61,638,362 is co-owned by the U.S. government, as represented by the Secretary of Commerce and the Regents of the University of Colorado. The invention is a flow cytometer system for algal cells which includes a flow cell having an interrogation region, a long wavelength illuminator for illuminating algal cells entering the interrogation region, and a short wavelength illuminator for exciting fluorescence within the algal cells. The system also includes one or more photodetectors for measuring the fluorescence, and a data acquisition system that detects the illuminated algal cells in the interrogation region. The data acquisition system controls the illuminators to provide specific conditions for stimulating the fluorescence, and acquires data from the one or more photodetectors to provide information of the algal cells.

Dated: August 8, 2012.

**Willie E. May,**

Associate Director for Laboratory Programs.

[FR Doc. 2012-19805 Filed 8-10-12; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XC136**

**Marine Mammals; File No. 17152**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; receipt of application.

**SUMMARY:** Notice is hereby given that PRBO Conservation Science, 3820 Cypress Drive, #11, Petaluma, California 94954 (Responsible Party: Russ Bradley), has applied in due form for a permit to conduct research on pinnipeds in California.

**DATES:** Written, telefaxed, or email comments must be received on or before September 12, 2012.

**ADDRESSES:** The application and related documents are available upon written request or by appointment in the following offices:

Permits and Conservation Division, Office of Protected Resources, NMFS,

1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 427-8401; fax (301) 713-0376; and

Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213; phone (562) 980-4001; fax (562) 980-4018.

Written comments on this application should be submitted to the Chief, Permits and Conservation Division, at the address listed above. Comments may also be submitted by facsimile to (301) 713-0376, or by email to [NMFS.Pr1Comments@noaa.gov](mailto:NMFS.Pr1Comments@noaa.gov). Please include the File No. in the subject line of the email comment.

Those individuals requesting a public hearing should submit a written request to the Chief, Permits and Conservation Division at the address listed above. The request should set forth the specific reasons why a hearing on this application would be appropriate.

**FOR FURTHER INFORMATION CONTACT:** Amy Sloan or Tammy Adams, (301) 427-8401.

**SUPPLEMENTARY INFORMATION:** The subject permit is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (MMPA; 16 U.S.C. 1361 *et seq.*), and the regulations governing the taking and importing of marine mammals (50 CFR part 216).

The applicant requests a five-year permit to study and monitor population trends, health, and ecology of pinnipeds in California, specifically at the Farallon Islands, Point Reyes Peninsula, Año Nuevo, San Francisco Bay, and in Sonoma County near the Russian River. Up to 325 harbor seals (*Phoca vitulina richardii*) will be captured, sedated, sampled, marked, and instrumented annually; up to 5,500 harbor seals will be incidentally harassed annually during captures and ground surveys/photo-identification. Ten unintentional mortalities of harbor seals are requested over the duration of the permit. Each year, up to 2,500 northern elephant seals (*Mirounga angustirostris*) will be handled for marking without capture; up to 100 elephant seals will be handled for swab sampling without capture; up to 150 elephant seals will be captured, marked, weighed, and sampled (swabs and blood); and up to 1,000 elephant seals may be incidentally harassed during captures and ground monitoring/photo-identification. Researchers will also conduct ground surveys and photo-identification of and may harass 2,000 California sea lions (*Zalophus californianus*) and 75 northern fur seals (*Callorhinus ursinus*) annually. Steller sea lions (*Eumetopias jubatus*) will be monitored but will not be harassed.