

continue to use a commercial vehicle to help grow and sustain his business.” Mr. Smith reported that he has driven straight trucks for 7 years, accumulating 136,500 miles. He holds an operator’s license from South Carolina. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

*Edward Swaggerty, Jr.*

Mr. Swaggerty, 47, has had a retinal detachment in his right eye since 1993. The best corrected visual acuity in his right eye is 20/400, and in his left eye, 20/20. Following an examination in 2013, his optometrist noted, “In my opinion, he has sufficient vision to perform driving tasks required to operate a commercial vehicle.” Mr. Swaggerty reported that he has driven straight trucks for 29 years, accumulating 1.5 million miles, and tractor-trailer combinations for 20 years, accumulating 1.1 million miles. He holds a Class A CDL from Ohio. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

*James L. Tinsley, Jr.*

Mr. Tinsley, 54, has had traumatic glaucoma in his right eye since childhood. The best corrected visual acuity in his right eye is counting fingers, and in his left eye, 20/20. Following an examination in 2012, his ophthalmologist noted, “In my medical opinion, he does have sufficient vision to perform the driving tasks required to operate a commercial vehicle.” Mr. Tinsley reported that he has driven straight trucks for 20 years, accumulating 800,000 miles. He holds a Class A CDL from Virginia. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

*Nicholas Turpin*

Mr. Turpin, 56, has had amblyopia in his left eye since birth. The best corrected visual acuity in his right eye is 20/20, and in his left eye, 20/60. Following an examination in 2013, his optometrist noted, “In my opinion, Mr. Turpin has sufficient vision to perform the driving tasks required to operate a commercial vehicle with both eyes.” Mr. Turpin reported that he has driven tractor-trailer combinations for 24 years, accumulating 1 million miles. He holds a Class A CDL from Texas. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

*Thomas Ward*

Mr. Ward, 66, has had a central retinal vein occlusion in his right eye since 2000. The best corrected visual acuity in his right eye is 20/200, and in his left eye, 20/30. Following an examination in 2012, his ophthalmologist noted, “He is otherwise qualified to operate a commercial vehicle under 49 CFR 391.41(b)(1–13), and in my medical opinion [sic] given the stability and duration of his unilateral vision loss, he should be able to drive safely.” Mr. Ward reported that he has driven tractor-trailer combinations for 45 years, accumulating 3.6 million miles. He holds a Class A CDL from Ohio. His driving record for the last 3 years shows one crash for which he was not cited, and three convictions for moving violations in a CMV; he exceeded the speed limit by 6–10 mph, operated an unsafe vehicle, and exceeded the speed limit by 13 mph.

*Marcus R. Watkins*

Mr. Watkins, 50, has had a retinal detachment in his left eye since 1998. The best corrected visual acuity in his right eye is 20/20, and in his left eye, no light perception. Following an examination in 2012, his ophthalmologist noted, “He has sufficient vision to perform driving tasks required to operate a commercial vehicle.” Mr. Watkins reported that he has driven straight trucks for 6 years, accumulating 156,000 miles. He holds an operator’s license from Texas. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

#### Request for Comments

In accordance with 49 U.S.C. 31136(e) and 31315, FMCSA requests public comment from all interested persons on the exemption petitions described in this notice. The Agency will consider all comments received before the close of business May 28, 2013. Comments will be available for examination in the docket at the location listed under the **ADDRESSES** section of this notice. The Agency will file comments received after the comment closing date in the public docket, and will consider them to the extent practicable.

In addition to late comments, FMCSA will also continue to file, in the public docket, relevant information that becomes available after the comment closing date. Interested persons should monitor the public docket for new material.

Issued on: April 12, 2013.

**Larry W. Minor,**

*Associate Administration for Policy.*

[FR Doc. 2013–09912 Filed 4–25–13; 8:45 am]

**BILLING CODE 4910–EX–P**

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA–2013–0050]

### National Emergency Medical Services Advisory Council (NEMSAC); Notice of Federal Advisory Committee Meeting

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), U.S. Department of Transportation (DOT).

**ACTION:** Meeting Notice—National Emergency Medical Services Advisory Council.

**SUMMARY:** The NHTSA announces a meeting of NEMSAC to be held in the Metropolitan Washington, DC, area. This notice announces the date, time, and location of the meeting, which will be open to the public, as well as opportunities for public input to the NEMSAC. The purpose of NEMSAC, a nationally recognized council of emergency medical services representatives and consumers, is to advise and consult with DOT and the Federal Interagency Committee on EMS (FICEMS) on matters relating to emergency medical services (EMS).

**DATES:** The meeting will be held on May 16, 2013, from 8 a.m. to 5:30 p.m. EDT, and on May 17, 2013, from 8 a.m. to 12 p.m. EDT. A public comment period will take place on May 16, 2013 between 3 p.m. and 3:30 p.m. EDT and May 17, 2013 between 10 a.m. and 10:15 a.m. EDT. Written comments from the public must be received no later than May 10, 2013.

**ADDRESSES:** The meeting will be held at the Performance Institute on the third floor of 901 New York Avenue NW., Washington, DC 20001.

**FOR FURTHER INFORMATION CONTACT:** Drew Dawson, Director, U.S. Department of Transportation, Office of Emergency Medical Services, 1200 New Jersey Avenue SE., NTI–140, Washington, DC 20590, telephone number 202–366–9966; email [Drew.Dawson@dot.gov](mailto:Drew.Dawson@dot.gov).

**SUPPLEMENTARY INFORMATION:** Notice of this meeting is given under the Federal Advisory Committee Act, Public Law 92–463, as amended (5 U.S.C. App.). The NEMSAC is authorized under Section 31108 of the Moving Ahead with Progress in the 21st Century Act of

2012. The NEMSAC will meet on Thursday and Friday, May 16–17, 2013, at the Performance Institute on the third floor of 901 New York Avenue NW., Washington, DC 20001.

#### **Tentative Agenda of National EMS Advisory Council Meeting, May 16–17, 2013**

The tentative agenda includes the following:

*Thursday, May 16, 2013 (8 a.m. to 5:30 p.m. EDT)*

- (1) Election of Chair and Vice-Chair
- (2) Opening Remarks
- (3) Disclosure of Conflicts of Interests by Members
- (4) Presentation of the New NEMSAC Charter
- (5) Reports from Federal Liaisons from the Departments of Transportation, Homeland Security, and Health & Human Services
- (6) Presentation, Discussion and Possible Adoption of Reports and Recommendations from NEMSAC Workgroups
  - a. Advisory on Leadership Developmental Planning in EMS
  - b. NEMSAC Values and Priorities
  - c. Compiling Evidence to Discuss the EMS Education Agenda for the Future
  - d. Improving Internal NEMSAC Processes
  - e. Updates on NHTSA Emerging Issues in EMS White Papers
- (7) Public Comment Period (3 p.m. to 3:30 p.m. EDT)
- (8) Workgroup Breakout Sessions (3:30 p.m.–5:30 p.m. EDT)

*Friday, May 17, 2013 (8 a.m. to 12 p.m. EDT)*

- (1) Unfinished Business/Continued Discussion from Previous Day
- (2) Public Comment Period (10 a.m. to 10:15 a.m. EDT)
- (3) Next Steps and Adjourn

On Thursday, May 16, 2013, from 3:30 p.m. to 5:30 p.m. EDT, the NEMSAC workgroups will meet in breakout sessions at the same location. These sessions are open for public attendance, but their agendas do not accommodate public comment.

#### **Registration Information**

This meeting will be open to the public; however, pre-registration is requested. Individuals wishing to attend must register online at <http://events.SignUp4.com/NEMSACMay2013> no later than May 10, 2013. There will not be a teleconference option for this meeting.

#### **Public Comment**

Members of the public are encouraged to comment directly to the NEMSAC. Those who wish to make comments on Thursday, May 16, 2013, between 3 p.m. and 3:30 p.m. EDT or Friday, May 17, 2013 between 10 a.m. and 10:15 a.m. EDT are requested to register in advance. In order to allow as many people as possible to speak, speakers are requested to limit their remarks to 5 minutes. Written comments from members of the public will be distributed to NEMSAC members at the meeting and should reach the NHTSA Office of EMS no later than May 10, 2013. Written comments may be submitted by either one of the following methods: (1) You may submit comments by email: [nemsac@dot.gov](mailto:nemsac@dot.gov) or (2) you may submit comments by fax: (202) 366–7149.

#### **Special Request for Comment on the EMS Education Agenda for the Future**

The NEMSAC has also requested public comment on a draft document outlining their views on the future of the EMS Education Agenda. The draft document and more information on the request for input can be found at <http://ems.gov/NEMSAC-PublicInputRequest2013.htm>. Comments must be submitted to [nemsac@dot.gov](mailto:nemsac@dot.gov) by May 10, 2013.

A final agenda as well as meeting materials will be available to the public online through [www.EMS.gov](http://www.EMS.gov) on or before May 13, 2013.

Issued on: April 23, 2013.

**Jeffrey P. Michael,**

*Associate Administrator for Research and Program Development.*

[FR Doc. 2013–09921 Filed 4–25–13; 8:45 am]

**BILLING CODE 4910–59–P**

## **DEPARTMENT OF TRANSPORTATION**

### **Surface Transportation Board**

**[Docket No. FD 35734]**

#### **Hilco SP Rail, LLC—Acquisition and Operation Exemption—RG Steel Railroad Holding, LLC**

Hilco SP Rail, LLC (Hilco), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire from RG Steel Railroad Holding, LLC, and operate as a common carrier over an approximately 12-mile line of railroad in Sparrows Point, Baltimore County, Md. (the Line). Hilco states that the operator of the Line will be MCM Rail Services LLC (MCM),<sup>1</sup> and that

<sup>1</sup> MCM filed a notice of exemption for operating authority over the Line on March 20, 2013, in *MCM*

MCM will interchange traffic with CSX Transportation, Inc. (CSXT), and Norfolk Southern Railway Company (NSR). Hilco also states that there are no mileposts on the Line. According to Hilco, the sale of railroad assets was pursuant to an Asset Purchase Agreement (APA) dated August 7, 2012, which was authorized and approved by United States Bankruptcy Judge Kevin J. Carey on August 21, 2012, and which closed on September 14, 2012.<sup>2</sup> Hilco also states there are no interchange commitments in the agreement between MCM and Hilco, and that there will be no interchange agreements in the interchange agreement between Hilco and MCM and CSXT or between Hilco and MCM and NSR.

Hilco states that it expects to consummate the proposed transaction on or after May 12, 2013. The earliest this transaction may be consummated is May 12, 2013, the effective date of the exemption (30 days after the exemption was filed).

Hilco certifies that its projected annual revenues as a result of this transaction will not exceed those that would qualify it as a Class III rail carrier and will not exceed \$5 million.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Petitions for stay must be filed no later than May 3, 2013 (at least seven days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35734, must be filed with the Surface Transportation Board, 395 E Street SW., Washington, DC 20423–0001. In

*Rail Services LLC, d/b/a Baltimore Industrial Railroad—Operation Exemption—HRE Sparrows Point LLC, Docket No. FD 35725.* Because MCM already had a petition for exemption for operating authority over the Line pending before the Board in *MCM Rail Services LLC—Petition for Retroactive Exemption—in Sparrows Point, Md.*, Docket No. FD 35707, MCM's notice was held in abeyance by decision served April 5, 2013. MCM has since filed a motion to withdraw its petition for exemption. That motion is currently pending before the Board.

<sup>2</sup> Hilco recognizes that it should have sought Board approval sooner and requests that the Board confirm that it will not pursue an enforcement action against Hilco. The full Board has, in the past, confirmed that it will not pursue enforcement action where failure to file for Board licensing authority was inadvertent and no harm resulted. See, e.g., *New Brunswick Ry.—Continuance in Control Exemption—Me. N. Ry.*, FD 35520 *et al.*, slip op. at 3–4 & n.2 (STB served Sept. 26, 2011). However, such a confirmation would require evaluation by, and decision of, the entire Board, and is not appropriate for the abbreviated context of a notice of exemption proceeding.