

allow subsistence needs to be met. Based on the description of the specified activity, the measures described to minimize adverse effects on the availability of marine mammals for subsistence purposes, and the required mitigation and monitoring measures, NMFS has determined that there will not be an unmitigable adverse impact on subsistence uses from Apache's activities.

#### Endangered Species Act (ESA)

There are two marine mammal species listed as endangered under the ESA with confirmed or possible occurrence in the proposed project area: The Cook Inlet beluga whale and the western DPS of Steller sea lion. In addition, the proposed action would occur within designated critical habitat for the Cook Inlet beluga whale. NMFS' Permits and Conservation Division consulted with NMFS' Alaska Region Protected Resources Division under section 7 of the ESA on the issuance of the first IHA to Apache under section 101(a)(5)(D) of the MMPA, which analyzed the impacts in the other areas where Apache has proposed to conduct seismic surveys, including Area 2 (the area covered in the second IHA).

On May 21, 2012, NMFS' Alaska Region issued a revised Biological Opinion, which concluded that the IHA is not likely to jeopardize the continued existence of the marine mammal species (such as Cook Inlet beluga whales and Steller sea lions) affected by the seismic survey or destroy or adversely modify designated critical habitat for Cook Inlet beluga whales. Although the Biological Opinion considered the effects of multiple years of seismic surveying in the entire project area as a whole (see Figure 6 in the Biological Opinion), to be cautious, in light of the change in scope, NMFS' Permits and Conservation Division requested reinitiation of consultation under section 7 of the ESA to address these changes in the proposed action. A new Biological Opinion was issued on February 14, 2013. That Biological Opinion determined that the issuance of an IHA is not likely to jeopardize the continued existence of the Cook Inlet beluga whales or the western distinct population segment of Steller sea lions or destroy or adversely modify Cook Inlet beluga whale critical habitat. Finally, the Alaska Region issued an Incidental Take Statement (ITS) for Cook Inlet beluga whales and Steller sea lions. The ITS contains reasonable and prudent measures implemented by terms and conditions to minimize the effects of this take.

The Biological Opinion issued on February 14, 2013, is valid through December 31, 2014. NMFS' Permits and Conservation Division discussed this third IHA request with NMFS' Alaska Region and determined that this IHA falls within the scope and analysis of the current Biological Opinion. This IHA does not trigger any of the factors requiring a reinitiation of consultation. Therefore, a new section 7 consultation was not conducted.

#### National Environmental Policy Act (NEPA)

NMFS prepared an EA that includes an analysis of potential environmental effects associated with NMFS' issuance of an IHA to Apache to take marine mammals incidental to conducting a 3D seismic survey program in Cook Inlet, Alaska. NMFS has finalized the EA and prepared a FONSI for this action. Therefore, preparation of an Environmental Impact Statement is not necessary.

#### Authorization

As a result of these determinations, NMFS has issued an IHA to Apache for the take of marine mammals incidental to conducting a seismic survey program in Cook Inlet, Alaska, from March 4 through December 31, 2014, provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated.

Dated: March 4, 2014.

**Perry F. Gayaldo,**

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

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### DEPARTMENT OF COMMERCE

#### Patent and Trademark Office

#### National Telecommunications and Information Administration

#### Notice of First Public Meeting on the Establishment of a Multistakeholder Forum on Improving the Operation of the Notice and Takedown System Under the DMCA (as Called for in the Department of Commerce Green Paper, Copyright Policy, Creativity, and Innovation in the Digital Economy)

**AGENCY:** Office of the Secretary, U.S. Department of Commerce; United States Patent and Trademark Office, U.S. Department of Commerce; National Telecommunications and Information Administration, U.S. Department of Commerce.

**ACTION:** Notice of public meeting.

**SUMMARY:** In the Department of Commerce's Internet Policy Task Force (Task Force) Green Paper on Copyright Policy, Creativity, and Innovation in the Digital Economy (Green Paper), released on July 31, 2013, the Task Force stated its intention to establish a multistakeholder forum aimed at improving the operation of the notice and takedown system for removing infringing content from the Internet under the Digital Millennium Copyright Act (DMCA). In accordance with its previous recommendations and announcements, the Task Force will launch the multistakeholder forum with an initial meeting on March 20, 2014.

**DATES:** The public meeting will be held on March 20, 2014, from 9:00 a.m. to 4:00 p.m., Eastern Daylight Time.

**ADDRESSES:** The Task Force will hold the initial public meeting of the multistakeholder forum at the United States Patent and Trademark Office in the Madison Auditorium on the concourse level of the Madison Building, which is located at 600 Dulany Street, Alexandria, VA 22314. All major entrances to the building are accessible to people with disabilities.

**FOR FURTHER INFORMATION CONTACT:** For further information regarding the meeting, contact Hollis Robinson or Darren Pogoda, Office of Policy and International Affairs, United States Patent and Trademark Office, Madison Building, 600 Dulany Street, Alexandria, VA 22314; telephone (571) 272-9300; email [hollis.robinson@uspto.gov](mailto:hollis.robinson@uspto.gov) or [darren.pogoda@uspto.gov](mailto:darren.pogoda@uspto.gov).

Please direct all media inquiries to the Office of the Chief Communications Officer, USPTO, at (571) 272-8400.

#### SUPPLEMENTARY INFORMATION:

##### Background

In the Department of Commerce's Internet Policy Task Force (Task Force) Green Paper on Copyright Policy, Creativity, and Innovation in the Digital Economy (Green Paper), released on July 31, 2013, and in a subsequent request for public comments (issued on October 3, 2013), the Task Force stated its intention to establish an open multistakeholder forum aimed at improving the operation of the notice and takedown system for removing infringing content from the Internet under the Digital Millennium Copyright Act (DMCA). See Request for Public Comments and Notice of Public Meeting, 78 FR 61337 (Oct. 3, 2013), available at [http://www.ntia.doc.gov/files/ntia/publications/ntia\\_pto\\_rfc\\_10032013.pdf](http://www.ntia.doc.gov/files/ntia/publications/ntia_pto_rfc_10032013.pdf).

On December 12, 2013, the Task Force held a public meeting to discuss the

Green Paper, including the proposed open multistakeholder forum. The Task Force also sought comment from stakeholders both prior to and after the December 12, 2013 meeting. An archive of the webcast of the public meeting is available at <http://new.livestream.com/uspto/copyright>. A transcript of the public meeting is available at [http://www.uspto.gov/ip/global/copyrights/121213-USPTO-Green\\_Paper\\_Hearing-Transcript.pdf](http://www.uspto.gov/ip/global/copyrights/121213-USPTO-Green_Paper_Hearing-Transcript.pdf). Copies of the comments received are available at [http://www.uspto.gov/ip/global/copyrights/green\\_paper\\_public\\_comments.jsp](http://www.uspto.gov/ip/global/copyrights/green_paper_public_comments.jsp).

The goal of the open multistakeholder forum is to provide a collaborative forum through which stakeholders will identify best practices and/or produce voluntary agreements for improving the operation of the DMCA notice and takedown system.

The initial meeting will focus on identifying discrete topics to be addressed through the multistakeholder forum. We also intend to discuss and make decisions about the process for the forum's ongoing work. The Task Force wants to ensure participation by a wide variety of the notice and takedown system's current users, including right holders and individual creators, service providers, and any other stakeholders that are directly affected—such as consumer and public interest representatives, technical and engineering experts, and companies in the business of identifying infringing content. The Department's role in the open multistakeholder process will be to provide a forum for discussion and consensus-building among stakeholders. Stakeholder groups convened for this process will not be advisory committees to the government, as neither the Department of Commerce nor any other Federal agency or office will seek advice or recommendations on policy issues from participants. Subsequent meetings will take place approximately every six weeks, alternating between the USPTO main campus and Silicon Valley, at a location to be announced. These meetings will be webcast.

#### Future Roundtable Discussions

The Department of Commerce will also be hosting roundtable discussions on three additional issues identified in the Green Paper—remixes, first sale, and statutory damages—in several cities over the next few months. Further details will be announced in an upcoming **Federal Register** notice, on the USPTO and Task Force Web sites, and through the USPTO's Copyright Alerts subscription, which can be found at [enews.uspto.gov](http://enews.uspto.gov).

#### Public Meeting

On March 20, 2014, the Task Force will hold an initial public meeting of this multistakeholder forum aimed at improving the operation of the notice and takedown system for removing infringing content from the Internet under the Digital Millennium Copyright Act (DMCA).

The meeting will be webcast. The agenda and webcast information will be available on the Internet Policy Task Force Web site, <http://www.ntia.doc.gov/internetpolicytaskforce> and the USPTO's Web site, <http://www.uspto.gov/ip/global/copyrights/index.jsp>.

The meeting will be open to members of the public to attend, space permitting, on a first-come, first-served basis. Members of the public can RSVP at <http://events.Signup4.com/copyrightgreenpaper>. The meeting will be physically accessible to people with disabilities. Individuals requiring accommodation, such as sign language interpretation, real-time captioning of the webcast or other ancillary aids, should communicate their needs to Hollis Robinson, Office of Policy and International Affairs, United States Patent and Trademark Office, Madison Building, 600 Dulany Street, Alexandria, VA 22314; telephone (571) 272-9300; email [hollis.robinson@uspto.gov](mailto:hollis.robinson@uspto.gov) at least seven (7) business days prior to the meeting. Attendees should arrive at least one-half hour prior to the start of the meeting, and must present valid government-issued photo identification upon arrival.

Dated: March 5, 2014.

**Michelle K. Lee,**

*Deputy Under Secretary of Commerce for Intellectual Property and Deputy Director of the United States Patent and Trademark Office.*

**Lawrence E. Strickling,**

*Assistant Secretary of Commerce for Communications and Information.*

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#### DEPARTMENT OF DEFENSE

##### Office of the Secretary

[Docket ID DoD-2014-OS-0029]

#### Privacy Act of 1974; System of Records

**AGENCY:** Defense Finance and Accounting Service, DoD.

**ACTION:** Notice to amend a System of Records.

**SUMMARY:** The Defense Finance and Accounting Service is amending a system of records notice, T-7305, entitled "Departmental Cash Management System (DCMS) Records" in its existing inventory of record systems subject to the Privacy Act of 1974, as amended. This system manages and reconciles cash disbursements, reimbursements, collections, and receipts department-wide.

**DATES:** Comments will be accepted on or before April 10, 2014. This proposed action will be effective on the day following the end of the comment period unless comments are received which result in a contrary determination.

**ADDRESSES:** You may submit comments, identified by docket number and title, by any of the following methods:

\* *Federal Rulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

\* *Mail:* Federal Docket Management System Office, 4800 Mark Center Drive, East Tower, 2nd Floor, Suite 02G09, Alexandria, VA 22350-3100.

*Instructions:* All submissions received must include the agency name and docket number for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the Internet at <http://www.regulations.gov> as they are received without change, including any personal identifiers or contact information.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gregory Outlaw, (317) 510-4591.

**SUPPLEMENTARY INFORMATION:** The Defense Finance and Accounting Service systems of records notices subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address in **FOR FURTHER INFORMATION CONTACT** or from the Defense Privacy and Civil Liberties Office Web site at <http://dpcllo.defense.gov/>. The proposed amendment is not within the purview of subsection (r) of the Privacy Act of 1974 (5 U.S.C. 552a), as amended, which requires the submission of a new or altered system report.