

General Counsel of Managed Funds Association, dated September 20, 2014; John Daley, Chairman of the Board and James Toes, President & CEO of Security Traders Association, dated September 23, 2014; Brian A. Johnson, Executive Director for Research of Committee on Capital Markets Regulation, dated September 26, 2014; Jeffrey P. Ricker, dated October 6, 2014; David Adorney, Professional Equity Trader, dated November 11, 2014; Richard B. Gorelick, CEO of RGM Advisors, LLC, dated November 13, 2014; Representative Sean P. Duffy, U.S. House of Representatives, dated November 17, 2014; Joseph Galinskie, dated November 18, 2014; Tom Quaadman, Vice President, U.S. Chamber of Commerce Center for Capital Markets Competitiveness, dated November 20, 2014; David Shields, Vice Chairman & Co-CEO, Wellington Shields & Co., dated December 2, 2014; Dave Weild, Chairman & CEO, IssuWorks, Inc., dated December 3, 2014; Tim Quast, President, ModernNetworks IR, LLC, dated December 8, 2014; Larry Tabb, Founder & CEO, Tabb Group, dated December 10, 2014; John Endean, President, American Business Conference, dated December 12, 2014; Scott Kupor, Managing Partner, Andreesen Horowitz and Jeffrey M. Solomon, CEO Cowen and Company, Equity Capital Formation Task Force, dated December 18, 2014; Eduardo A. Repetto, Vice Chairman & Co-CEO, Dimensional Fund Advisors, Co-Chief Executive Officer and Co-Chief Investment Officer, Dimensional Fund Advisors, dated December 18, 2014; Sal Arnuk & Joseph Saluzzi, Partners and Co-Founders, Themis Trading, LLC, dated December 19, 2014; Simon D. Yates, CEO, Two Sigma Securities, LLC, dated December 19, 2014; Mortimer J. Buckley, Managing Director and Chief and Investment Officer, The Vanguard Group, Inc., dated December 19, 2014; Rob Flatley, CEO and Dave Weisberger, Managing Director, Head of Market Structure Analysis, CoreOne Technologies LLC, submitted December 19, 2014; Alan F. Hill, CEO and William K. Jones, Executive Chairman, JonesTrading Institutional Services LLC, dated December 19, 2014; R. Glenn Hubbard, Co-Chair, John L. Thornton, Co-Chair and Hal S. Scott, Director, Committee on Capital Markets Regulation, dated December 19, 2014; John Daley, Chairman of the Board and James Toes, President & CEO, Security Traders Association, dated December 19, 2014; John McCarthy, General Counsel, KCG Holdings, Inc., dated December 19, 2014; Douglas A. Cifu, Chief Executive Officer, Virtu Financial, dated December 19, 2014; E. Cartier Esham, Executive Vice President, Emerging Companies, Biotechnology Industry Organization (BIO), dated December 22, 2014; Micah Hauptman, Financial Services Counsel, Consumer Federation of America, dated December 22, 2014; Bobby Franklin, President & CEO, National Venture Capital Association, dated December 22, 2014; Eric Swanson, General Counsel & Secretary, BATS Global Markets, Inc. dated December 22, 2014; Theodore R. Lazo, Managing Director and Associate General Counsel, Securities Industry and Financial Markets Association, dated December 22, 2014; Daniel G. Weaver, Ph.D., Professor of Finance, Director, Master of Financial Analysis Program, Associate Director, Whitcomb Center for Research in Financial Services, Rutgers, The State University of New Jersey, dated December 22, 2014; Stuart J. Kaswell, Executive Vice President & Managing Director, General Counsel, Managed Funds Association, dated December 22, 2014; Kurt N. Schacht, Managing Director and James C. Allen, Head; CFA Institute, dated December 22, 2014; Robert J. McCarthy, Director of Regulatory Policy, Wells Fargo Advisors, LLC, dated December 22, 2014; Daniel Keegan, Managing Director, Head of Equities for the Americas, Citigroup Global Markets Inc., dated December 22, 2014; Richie Prager, Managing Director; Hubert DeJesus, Managing Director; Supurna Vedbrat, Managing Director; Joanne Medero, Managing Director, BlackRock, Inc., dated December 22, 2014; Adam Sussman, Head of

Rule 608<sup>6</sup> under Section 11A of the Act<sup>7</sup> provides that within 120 days of the date of publication of notice of filing of a NMS plan or an amendment to an effective NMS plan, or within such longer period as the Commission may designate up to 180 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or as to which the sponsors consent, the Commission shall approve such plan or amendment, with such changes or subject to such conditions as the Commission may deem necessary or appropriate, if it finds that such plan or amendment is necessary or appropriate in the public interest, for the protection of investors and the maintenance of fair and orderly

Market Structure, Liquidnet, Inc., dated December 22, 2014; Manisha Kimmel, Managing Director, Financial Information Forum, dated December 22, 2014; Tom Quaadman, Vice President, U.S. Chamber of Commerce, Center for Capital Markets Competitiveness, dated December 22, 2014; Ari Burstein, Senior Counsel, Investment Company Institute, dated December 22, 2014; Jeff Brown, Senior Vice President, Legislative and Regulatory Affairs, Charles Schwab & Co., Inc., dated December 22, 2014; Kimberly Unger, CEO and Executive Director, Security Traders Association of New York, dated December 22, 2014; Scott C. Goebel, Senior Vice President & General Counsel, Fidelity Management & Research Co., dated December 22, 2014; Dennis Dick, CFA, Head, Equity Market Structure, Bright Trading LLC, dated December 22, 2014; Raymond M. Tierney III, President and Chief Executive Officer, Gary Stone, Chief Strategy Officer, Bloomberg Tradebook LLC dated December 22, 2014; Mao Ye, Assistant Professor of Finance, University of Illinois, Urbana-Champaign, dated December 22, 2014; Paul J. Jiganti, Managing Director, Market Structure and Client Advocacy and John S. Markle, Deputy General Counsel—Retail and Clearing Operations, TD Ameritrade, Inc., dated December 22, 2014; James J. Angel, Ph.D., CFA, Associate Professor of Finance, Georgetown University dated December 22, 2014; Christopher Nagy and Dave Lauer, KOR Group, LLC dated December 22, 2014; James G. Ongena, General Counsel, Chicago Stock Exchange, Inc., dated December 22, 2014; Andrew Stevens, General Counsel, IMC Financial Markets, dated December 30, 2014; Michael Jacejko, Chief Executive Manager, Birch Bay Capital, LLC, dated December 31, 2014; James P. Selway III, Managing Director, Head of Electronic Brokerage, ITG Inc., dated January 5, 2015; John C. Nagel, Managing Director & Sr. Deputy General Counsel, Citadel LLC, dated January 5, 2015; Thomas Wittman, Executive Vice President, The NASDAQ OMX Group, LLC, dated January 16, 2015; Brendon J. Weiss, Co-Head Government Affairs, NYSE, LLC, dated January 16, 2015; Senators Mark R. Warner and Pat Toomey, The United States Senate, dated January 23, 2015; Daniel Zinn, General Counsel, OTC Markets Group Inc., dated February 24, 2015. Copies of all comment letters received on the proposed Plan are available on the Commission's Web site located at <http://www.sec.gov/comments/4-657/4-657.shtml> and <http://www.sec.gov/comments/jobs-title-i/tick-size-study/tick-size-study.shtml>. Comments are also available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street NE., Washington, DC 20549, on official business days between the hours of 10:00 a.m. and 3:00 p.m. EST.

<sup>6</sup> 17 CFR 242.608.

<sup>7</sup> 15 U.S.C. 78k-1.

markets, to remove impediments to, and perfect the mechanisms of, a national market system, or otherwise in furtherance of the purposes of the Act. The 120th day for the proposed Plan is March 7, 2015.

The Commission hereby extends the time period for Commission action on the proposed Plan from the 120th day and designates May 6, 2015, which is the 180th day for the proposed Plan, as the time period for Commission action. The Commission finds that it is appropriate to designate a longer period within which to take action on the proposed Plan because the extension will provide the Commission with additional time to consider, and take action in light of, among other things, the comments received on the proposed Plan.

Accordingly, pursuant to Section 11A of the Act<sup>8</sup> and Rule 608 thereunder,<sup>9</sup> the Commission designates May 6, 2015 as the date for Commission action on the proposed Plan.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>10</sup>

**Jill M. Peterson,**  
*Assistant Secretary.*

[FR Doc. 2015-05052 Filed 3-4-15; 8:45 am]

**BILLING CODE 8011-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

#### Sunshine Act Meetings; Unified Carrier Registration Plan Board of Directors

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.

**ACTION:** Notice of Unified Carrier Registration Plan Board of Directors Meeting.

**TIME AND DATE:** The meeting will be held on April 9, 2015, from 12:00 Noon to 3:00 p.m., Eastern Daylight Time.

**PLACE:** This meeting will be open to the public via conference call. Any interested person may call 1-877-422-1931, passcode 2855443940, to listen and participate in this meeting.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** The Unified Carrier Registration Plan Board of Directors (the Board) will continue its work in developing and implementing the Unified Carrier Registration Plan and Agreement and to that end, may

<sup>8</sup> *Id.*

<sup>9</sup> 17 CFR 242.608.

<sup>10</sup> 17 CFR 200.30-3(a)(42).

consider matters properly before the Board.

**FOR FURTHER INFORMATION CONTACT:** Mr. Avelino Gutierrez, Chair, Unified Carrier Registration Board of Directors at (505) 827-4565.

Dated: March 2, 2015.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2015-05199 Filed 3-3-15; 4:15 pm]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[Docket No. MCF 21060]

#### Academy Bus LLC—Acquisition of the Properties of Evergreen Trails Inc. d/b/a Horizon Coach Lines

**AGENCY:** Surface Transportation Board, DOT.

**ACTION:** Notice tentatively approving and authorizing finance transaction.

**SUMMARY:** Academy Bus LLC, a motor carrier of passengers (Academy), has filed an application under 49 U.S.C. 14303 to acquire property of Evergreen Trails Inc. d/b/a Horizon Coach Lines (Evergreen), a motor carrier of passengers. The Board is tentatively approving and authorizing the transaction, and, if no opposing comments are timely filed, this notice will be the final Board action. Persons wishing to oppose the application must follow the rules at 49 CFR 1182.5 and 1182.8.

**DATES:** Comments must be filed by April 20, 2015. Applicant may file a reply by May 4, 2015. If no comments are filed by April 20, 2015, this notice shall be effective on April 21, 2015.

**ADDRESSES:** Send an original and 10 copies of any comments referring to Docket No. MCF 21060 to: Surface Transportation Board, 395 E Street SW., Washington, DC 20423-0001. In addition, send one copy of comments to Academy's representative: Fritz R. Kahn, Fritz R. Kahn, P.C., 1919 M Street NW., 7th Floor, Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** Amy Ziehm, (202) 245-0391. Federal Information Relay Service (FIRS) for the hearing impaired: 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** Academy is a motor carrier licensed by the Federal Motor Carrier Safety Administration (FMCSA) (MC-646780) and primarily provides charter bus operations in Florida. Academy is owned by Academy Bus (Florida) ESB Trust, which is controlled by Francis

Tedesco, sole trustee. The Tedesco Family ESB Trust, a separate trust of which Francis Tedesco and Mark Tedesco are beneficiaries, directly controls the following noncarriers: Academy Bus, L.L.C. (ABL)<sup>1</sup>; Franmar Logistics, Inc.; Franmar Equities, Inc.; and Log Re, Inc. ABL owns the following carriers: Academy Express, L.L.C., Academy Lines, L.L.C., and Number 22 Hillside, L.L.C. Evergreen, a motor carrier licensed by FMCSA (MC-107638), provides charter operations in North Carolina and other locations. Evergreen is owned by TMS West Coast, Inc., a noncarrier holding company, which is in turn owned by FSCS Corporation, another noncarrier holding company. Francis W. Sherman is the controlling shareholder of FSCS Corporation, which also owns noncarriers TMS Canada Holdings, Ltd. and Horizon Coach Lines NC, Inc.

Under the proposed transaction, Academy seeks to acquire the sublease to Evergreen's Durham, N.C. terminal, certain charter contracts, all furniture, fixtures, equipment, computers, machinery apparatus, appliances, signage, supplies, parts inventory, forklifts, shop tools, office equipment, desks, telephones, telex and telephone facsimile numbers and other directory listings, goodwill and other intangible assets, advertising, marketing and promotional materials, studies, reports, and all other printed or written materials used in and relating solely and exclusively to Evergreen's business operations from its Durham terminal.<sup>2</sup> Academy states that this acquisition would allow it to expand its charter operations to serve the southeastern area of the United States. Academy further states that if the transaction is approved, it would continue to serve potential charter parties in the vicinity of the Durham terminal.

Under 49 U.S.C. 14303(b), the Board must approve and authorize a transaction that it finds consistent with the public interest, taking into consideration at least: (1) The effect of the proposed transaction on the adequacy of transportation to the public; (2) the total fixed charges that result; and (3) the interest of affected carrier employees. Academy has submitted information, as required by 49 CFR 1182.2, including the information to

<sup>1</sup> Please note that while applicant Academy Bus LLC is a Florida motor carrier, Academy Bus, L.L.C.—ABL—is a New Jersey noncarrier holding company.

<sup>2</sup> The application states that 30 vehicles that had been operated from the Durham terminal by Evergreen are being sold to Franmar Leasing, Inc., a noncarrier engaged in the business of leasing buses.

demonstrate that the proposed transaction is consistent with the public interest under 49 U.S.C. 14303(b), and a statement that Academy and its motor carrier affiliated companies and Francis W. Sherman and his motor carrier affiliated companies have aggregate gross annual operating revenues in excess of \$2 million.<sup>3</sup>

Applicant asserts that the proposed transaction is in the public interest because the acquisition would allow continued operations from the Durham terminal by an "experienced and successful motorbus operator."<sup>4</sup> Academy states that the proposed transaction would not diminish competition, as Evergreen would continue to operate from other locations in North Carolina. Academy further states that the proposed transaction would not result in an increase to total fixed charges. Finally, Academy states that the transaction would have no adverse effect upon the Durham terminal's employees, as these employees would have the opportunity to gain employment with Academy.

On the basis of the application, the Board finds that the proposed transaction is consistent with the public interest and should be tentatively approved and authorized. If any opposing comments are timely filed, these findings will be deemed vacated, and, unless a final decision can be made on the record as developed, a procedural schedule will be adopted to reconsider the application. See 49 CFR 1182.6(c). If no opposing comments are filed by the expiration of the comment period, this notice will take effect automatically and will be the final Board action.

The party's application and Board decisions and notices are available on our Web site at [www.stb.dot.gov](http://www.stb.dot.gov).

This decision will not significantly affect either the quality of the human environment or the conservation of energy resources.

*It is ordered:*

1. The proposed transaction is approved and authorized, subject to the filing of opposing comments.

2. If opposing comments are timely filed, the findings made in this notice will be deemed as having been vacated.

3. This notice will be effective April 21, 2015, unless opposing comments are timely filed.

4. A copy of this decision will be served on: (1) U.S. Department of Transportation, Federal Motor Carrier

<sup>3</sup> The showing of \$2 million gross operating revenue is required under 49 U.S.C. 14303(g) for the Board to have jurisdiction over the transaction.

<sup>4</sup> Application 5.