

connections to it to also access its sister exchanges, and it does not charge its clients more than once to do so. Although certain of the Exchange's other connectivity Rules already make these points clear (e.g., Rules 7030 and 7034), Rule 7051 does not do so. The Exchange therefore believes its proposal to clarify Rule 7051 is warranted.

#### *B. Self-Regulatory Organization's Statement on Burden on Competition*

The Exchange does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act. The proposal merely clarifies the Exchange's existing services and associated fees and the Exchange does not anticipate that such clarifications will have any impact on competition whatsoever.

#### *C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others*

No written comments were either solicited or received.

### **III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action**

The foregoing rule change has become effective pursuant to section 19(b)(3)(A)(ii) of the Act.<sup>5</sup>

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is: (i) Necessary or appropriate in the public interest; (ii) for the protection of investors; or (iii) otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings to determine whether the proposed rule should be approved or disapproved.

### **IV. Solicitation of Comments**

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

#### *Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an email to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-NASDAQ-2017-097 on the subject line.

#### *Paper Comments*

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-NASDAQ-2017-097. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be 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. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-NASDAQ-2017-097, and should be submitted on or before October 27, 2017.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>6</sup>

**Eduardo A. Aleman,**

*Assistant Secretary.*

[FR Doc. 2017-21541 Filed 10-5-17; 8:45 am]

**BILLING CODE 8011-01-P**

---

## **SURFACE TRANSPORTATION BOARD**

[Docket No. FD 36145]

### **Scrap Metal Services Terminal Railroad Company (Indiana), LLC—Lease and Operation Exemption—Rail Line of Scrap Metal Services, LLC**

Scrap Metal Services Terminal Railroad Company (Indiana), LLC (SMSRRIN), a noncarrier, has filed a

verified notice of exemption under 49 CFR 1150.31 to acquire by lease from Scrap Metal Services, LLC (SMS), and to operate,<sup>1</sup> approximately 2,115 linear feet (0.40 mile) of railroad right-of-way and trackage located at the East Chicago Transload Facility at the intersection of East 151st Street and the Indiana Harbor Belt Railroad right-of-way in East Chicago, Ind. (the East Chicago Transload Facility trackage), pursuant to an agreement. SMS Realty (East Chicago), LLC, owns the East Chicago Transload Facility trackage, which is leased to SMS.

According to SMSRRIN, there are no mileposts associated with the East Chicago Transload Facility trackage. SMSRRIN states that the trackage is used in conjunction with interchanging to and from Indiana Harbor Belt Railroad carloads of scrap metal for transloading into trucks for delivery to metal working manufacturers.

SMSRRIN asserts that, because the trackage in question will constitute the entire line of railroad of SMSRRIN, this trackage is a line of railroad under 49 U.S.C. 10901, rather than spur, switching, or side tracks excepted from Board acquisition and operation authority by virtue of 49 U.S.C. 10906.<sup>2</sup>

Although SMSRRIN states in its verified notice that the operations were proposed to be consummated on or about September 15, 2017, this transaction may not be consummated until October 21, 2017 (30 days after the verified notice was filed).

SMSRRIN certifies that its projected annual revenues as a result of this transaction do not exceed those that would qualify it as a Class III rail carrier and will not exceed \$5 million. SMSRRIN also certifies that there are no provisions or agreements that may limit future interchange commitments.

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 to stay must be filed no later than October 13, 2017 (at least seven days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 36145, must be filed with the Surface Transportation Board, 395 E Street SW.,

<sup>1</sup> A draft copy of the operating agreement was submitted with the notice of exemption.

<sup>2</sup> See *Effingham R.R.—Pet. for Declaratory Order—Constr. at Effingham, Ill.*, 2 S.T.B. 606, 609-10 (STB served Sept. 12, 1997), *aff'd sub nom. United Transp. Union-Illinois Legislative Bd. v. STB*, 183 F.3d 606 (7th Cir. 1999).

<sup>5</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>6</sup> 17 CFR 200.30-3(a)(12).

Washington, DC 20423-0001. In addition, a copy of each pleading must be served on SMSRRIN's representative, David C. Dillon, Dillon & Nash, Ltd., 3100 Dundee Road, Suite 508, Northbrook, IL 60062.

According to SMSRRIN, this action is categorically excluded from environmental review under 49 CFR 1105.6(c).

Board decisions and notices are available on our Web site at "WWW.STB.GOV."

Decided: October 2, 2017.

By the Board, Scott M. Zimmerman, Acting Director, Office of Proceedings.

**Kenyatta Clay,**  
Clearance Clerk.

[FR Doc. 2017-21531 Filed 10-5-17; 8:45 am]

BILLING CODE 4915-01-P

---

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Docket Number USTR-2017-0018]

### Request for Comments Concerning an Environmental Review of the Proposed Renegotiation of the North American Free Trade Agreement; Correction

**AGENCY:** Office of the United States Trade Representative

**ACTION:** Notice; correction.

**SUMMARY:** The Trade Policy Staff Committee (TPSC) published a document in the **Federal Register** of September 26, 2017, requesting comments that will assist the Office of the United States Trade Representative (USTR) in an environmental review relating to the renegotiation of the North American Free Trade Agreement (NAFTA), a free trade agreement between the United States, Canada, and Mexico. The document contained an incorrect docket number. The correct docket number is Docket Number USTR-2017-0018.

**FOR FURTHER INFORMATION CONTACT:** Direct questions about submission of comments to Yvonne Jamison at (202) 395-3475. Direct substantive questions to Sarah Stewart at (202) 395-7320.

**Correction:** In the **Federal Register** of September 26, 2017, in FR Doc. 2017-20526, 82 FR 44868-69, correct the docket number wherever it appears to read Docket Number USTR-2017-0018.

**Edward Gresser,**

Chair, Trade Policy Staff Committee, Office of the United States Trade Representative.

[FR Doc. 2017-21772 Filed 10-5-17; 8:45 am]

BILLING CODE 3290-F8-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Summary Notice No. PE-2017-78]

#### Petition for Exemption; Summary of Petition Received

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of petition for exemption received.

**SUMMARY:** This notice contains a summary of a petition seeking relief from specified requirements of Federal Aviation Regulations. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of the FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

**DATES:** Comments on this petition must identify the petition docket number involved and must be received on or before October 16, 2017.

**ADDRESSES:** Send comments identified by docket number FAA-2017-0891 using any of the following methods:

- **Federal eRulemaking Portal:** Go to <http://www.regulations.gov> and follow the online instructions for sending your comments electronically.
- **Mail:** Send comments to Docket Operations, M-30; U.S. Department of Transportation (DOT), 1200 New Jersey Avenue SE., Room W12-140, West Building Ground Floor, Washington, DC 20590-0001.
- **Hand Delivery or Courier:** Take comments to Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.
- **Fax:** Fax comments to Docket Operations at 202-493-2251.

**Privacy:** In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <http://www.regulations.gov>, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <http://www.dot.gov/privacy>.

**Docket:** Background documents or comments received may be read at <http://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12-140 of the

West Building Ground Floor at 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Lynette Mitterer, AIR-673, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98057-3356, email [Lynette.Mitterer@faa.gov](mailto:Lynette.Mitterer@faa.gov), phone (425) 227-1047; or Alphonso Pendergrass, ARM-200, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591, email [alphonso.pendergrass@faa.gov](mailto:alphonso.pendergrass@faa.gov), phone (202) 267-4713.

This notice is published pursuant to 14 CFR 11.85.

Issued in Renton, Washington.

**Victor Wicklund,**

Manager, Transport Standards Branch.

#### Petition for Exemption

**Docket No.:** FAA-2017-0891.

**Petitioner:** Boeing.

**Section of 14 CFR Affected:**

§ 25.903(d)(1).

**Description of Relief Sought:** Boeing is requesting relief from the requirements of 14 CFR 25.903(d)(1), amendment 25-100 for a limited number of 767-2C airplanes. The regulation requires that hazards due to uncontained engine failures be minimized. There is a portion of the wiring for the engine thrust control system where the redundant channels are not sufficiently separated for 1/3-disc fragments within the uncontained engine failure hazard zone. The relief sought is limited to those 767-2C airplanes completed prior to the production incorporation of the design change that sufficiently separates engine thrust control wiring.

[FR Doc. 2017-21543 Filed 10-5-17; 8:45 am]

BILLING CODE 4910-13-P

---

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway Project in Utah

**AGENCY:** Utah Department of Transportation (UDOT), Federal Highway Administration (FHWA), Department of Transportation.

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by UDOT on behalf of FHWA, and Federal agencies.

**SUMMARY:** This notice announces certain actions taken by UDOT on behalf of FHWA and other Federal agencies. The actions relate to a proposed highway project located on Interstate 80 (I-80),