

this proposed collection, including the validity of the methodology and assumptions used.

- Enhance the quality, utility, and clarity of the information to be collected.
- Minimize the reporting burden on those who are to respond, including by the use of automated collection techniques or other forms of information technology.

Please note that comments submitted in response to this notice will be part of the public record. Before including any detailed personal information, you should be aware that your comments as submitted, including any personal information you provide, will be available for public review.

#### *Abstract of proposed collection:*

Pursuant to ITAR § 120.4, a person, as defined by ITAR § 120.14, may request a written determination from the Department of State stating whether a particular article or defense service is covered by the United States Munitions List (USML). Form DS-4076 is the means by which respondents may submit this request. Information submitted via DS-4076 will be shared with the Department of Defense, Department of Commerce, and other USG agencies, as needed, during the commodity jurisdiction process. Determinations will be made on a case-by-case basis based on the commodity's form, fit, function, and performance capability.

#### *Methodology:*

Respondents must generally submit the DS-4076 electronically through DDTC's electronic system. Respondents may access the DS-4076 on DDTC's website, [www.pmdtdc.state.gov](http://www.pmdtdc.state.gov), under "Commodity Jurisdictions (CJs)." Respondents who are unable to access DDTC's website may mail a signed DS-4076, along with a brief cover letter explaining their inability to file the electronic DS-4076, to the Office of Defense Trade Controls Policy, Department of State, 2401 E St. NW, Suite H1304, Washington, DC 20522.

**Michael F. Miller,**

*Deputy Assistant Secretary, Directorate of Defense Trade Controls, Department of State.*  
[FR Doc. 2022-19695 Filed 9-14-22; 8:45 am]

**BILLING CODE 4710-25-P**

## **SURFACE TRANSPORTATION BOARD**

[Docket No. FD 36640]

### **Midland Railroad, LLC-Acquisition and Change in Operator Exemption-Midland Historical Railway Association**

Midland Railroad LLC (MRR), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire and operate as a common carrier over 11.09 miles of rail line owned by the Midland Historical Railway Association (MHRA) between milepost 14.95 near Baldwin City, Kan., and milepost 26.04 at Ottawa, Kan. (the Line).<sup>1</sup>

According to the verified notice, MRR and MHRA have reached an agreement pursuant to which MRR will acquire the Line and, upon consummation of the acquisition transaction, replace Leavenworth, Lawrence & Galveston Railroad d/b/a the Baldwin City & Southern Railroad Company (BC&S) as the common carrier service provider on the Line. The verified notice indicates that MHRA controls BC&S and that BC&S does not object to the proposed transaction by which it would be replaced by MRR as operator on the Line.

MRR certifies that the agreement governing the proposed transaction does not have an interchange commitment. MRR further certifies that its projected annual revenues resulting from the transaction will not exceed \$5 million and will not result in MRR's becoming a Class I or Class II rail carrier. Under 49 CFR 1150.32(b), a change in operator requires that notice be given to shippers. MRR states that there are currently no customers on the Line, and accordingly, no shippers to notify of the transaction.

The earliest this transaction may be consummated is September 29, 2022. MRR states that it expects to consummate its acquisition of, and commence common carrier operations over, the Line on or after that date.

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

<sup>1</sup> MMR identifies a discrepancy between the owner of the Line named in the verified notice here and the owner identified in *Leavenworth, Lawrence & Galveston Railroad—Operation Exemption—Midland Railway*, FD 36300 (STB served Aug. 21, 2019). MMR states that its investigation into the matter indicates that the owner of the Line at the time of the 2019 exemption was MHRA and that it has found no record of a "Midland Railway Company" as an owner of the Line (or even as a distinct corporate entity).

be filed no later than September 22, 2022 (at least seven days before the exemption becomes effective).

All pleadings, referring to Docket No. FD 36640, must be filed with the Surface Transportation Board either via e-filing on the Board's website or in writing addressed to 395 E Street SW, Washington, DC 20423-0001. In addition, a copy of each pleading must be served on MRR's representative, Robert A. Wimbish, Fletcher & Sippel LLC, 29 North Wacker Drive, Suite 800, Chicago, IL 60606.

According to MRR, this action is categorically excluded from environmental review under 49 CFR 1105.6(c) and from historic preservation reporting requirements under 49 CFR 1105.8(b).

Board decisions and notices are available at [www.stb.gov](http://www.stb.gov).

Decided: September 8, 2022.

By the Board, Mai T. Dinh, Director, Office of Proceedings.

**Stefan Rice,**  
*Clearance Clerk.*

[FR Doc. 2022-19893 Filed 9-14-22; 8:45 am]

**BILLING CODE 4915-01-P**

## **TENNESSEE VALLEY AUTHORITY**

### **Meeting of the Regional Energy Resource Council**

**AGENCY:** Tennessee Valley Authority (TVA).

**ACTION:** Notice of meeting.

**SUMMARY:** The TVA Regional Energy Resource Council (RERC) will hold a meeting on October 3 and 4, 2022, regarding regional energy related issues in the Tennessee Valley.

**DATES:** The meeting will be held in Chattanooga, Tennessee, at TVA's Missionary Ridge Building on Monday, October 3, 2022, from 8 a.m. to 3:15 p.m. ET and Tuesday, October 4, 2022, from 8:00 a.m. to 11:30 a.m. ET. RERC members are invited to attend the meeting in person. The public is invited to view the meeting virtually or attend in person. Health and safety protocols may be required for those who attend in-person as TVA is following CDC guidance on masking and social distancing. A 1-hour public listening session for the public to present comments virtually or in person will be held October 3, 2022, at 2 p.m. ET. A link and instructions to view the meeting will be posted one week prior on TVA's RERC website at [www.tva.gov/rerc](http://www.tva.gov/rerc).

**ADDRESSES:** The meeting will be held at TVA's Missionary Ridge Auditorium at

1101 Market St., Chattanooga, TN 37402. The meeting will also be available virtually to the public. Instructions to view the meeting will be posted at [www.tva.com/merc](http://www.tva.com/merc) prior to the meeting. Due to COVID 19 conditions, anyone wishing to attend in person must preregister by 5 p.m. ET Thursday, September 29, 2022, by emailing [bhaliti@tva.gov](mailto:bhaliti@tva.gov). Persons who wish to speak during the public listening session must pre-register by 5 p.m. ET Thursday, September 29, 2022, by emailing [bhaliti@tva.gov](mailto:bhaliti@tva.gov) and specifying whether they wish to make comments virtually or in-person. Anyone needing special accommodations should let the contact below know at least one week in advance.

**FOR FURTHER INFORMATION CONTACT:** Bekim Haliti, [bhaliti@tva.gov](mailto:bhaliti@tva.gov) or 931-349-1894.

**SUPPLEMENTARY INFORMATION:** The RERC was established to advise TVA on its energy resource activities and the priorities among competing objectives and values. Notice of this meeting is given under the Federal Advisory Committee Act (FACA), 5 U.S.C. app.2. The meeting agenda includes the following:

#### Day 1—October 3

1. Welcome and Introductions
2. RERC and TVA Meeting Update
3. Update on TVA's Valley Vision 2035
4. Update on TVA's System Operations Center
5. Public Listening Session

#### Day 2—October 4

6. Welcome and Review of Day 1
7. Update from TVA's Nuclear Department

The RERC will hear views of citizens by providing a 1-hour public comment session starting October 3 at 2 p.m. ET. Persons wishing to speak in person or virtually must register by sending an email at [bhaliti@tva.gov](mailto:bhaliti@tva.gov) or by calling 931-349-1894 by 5 p.m. ET, on Thursday, September 29, 2022, and will be called on during the public listening session for up to five minutes to share their views. Written comments are also invited and may be emailed to [bhaliti@tva.gov](mailto:bhaliti@tva.gov) or mailed to the Regional Energy Resource Council, Tennessee Valley Authority, 400 West Summit Hill Drive, WT 9D, Knoxville Tennessee 37902.

Dated: September 7, 2022.

**Melanie Farrell,**

*Vice President, External Stakeholders and Regulatory Oversight, Tennessee Valley Authority.*

[FR Doc. 2022-19889 Filed 9-14-22; 8:45 am]

**BILLING CODE 8120-08-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Docket Number USTR-2022-0013]

### Request for Comments on Significant Foreign Trade Barriers for the 2023 National Trade Estimate Report

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

**ACTION:** Notice.

**SUMMARY:** The Office of the United States Trade Representative (USTR), through the Trade Policy Staff Committee (TPSC), publishes the National Trade Estimate Report on Foreign Trade Barriers (NTE Report) each year. USTR invites comments to assist it and the TPSC in identifying significant foreign barriers to, or distortions of, U.S. exports of goods and services, U.S. foreign direct investment, and U.S. electronic commerce for inclusion in the NTE Report. USTR also will consider responses to this notice as part of the annual review of the operation and effectiveness of all U.S. trade agreements regarding telecommunications products and services that are in force with respect to the United States.

**DATES:** The deadline for submission of comments is Friday, October 28, 2022, at 11:59 p.m. ET.

**ADDRESSES:** USTR strongly prefers electronic submissions made through the Federal eRulemaking Portal: <http://www.regulations.gov> (*Regulations.gov*). The instructions for submitting comments are in section IV below. The docket number is USTR-2022-0013. For alternatives to online submissions, please contact Spencer Smith at [Spencer.L.Smith2@ustr.eop.gov](mailto:Spencer.L.Smith2@ustr.eop.gov) or (202) 395-2974 in advance of the deadline.

**FOR FURTHER INFORMATION CONTACT:** Spencer Smith at [Spencer.L.Smith2@ustr.eop.gov](mailto:Spencer.L.Smith2@ustr.eop.gov) or (202) 395-2974.

**SUPPLEMENTARY INFORMATION:**

#### I. Background

Section 181 of the Trade Act of 1974, as amended (19 U.S.C. 2241), requires USTR annually to publish the NTE Report, which sets out an inventory of significant foreign barriers to, or distortions of, U.S. exports of goods and services, including agricultural commodities and U.S. intellectual property; foreign direct investment by U.S. persons, especially if such investment has implications for trade in goods or services; and U.S. electronic commerce. The inventory facilitates U.S. negotiations aimed at reducing or eliminating these barriers and is a valuable tool in enforcing U.S. trade

laws and agreements and strengthening the rules-based trading system. You can find the 2022 NTE Report on USTR's website at <https://ustr.gov/about-us/policy-offices/press-office/reports-and-publications/2022>. To ensure compliance with the statutory mandate for the NTE Report and the Administration's commitment to focus on significant foreign trade barriers, USTR will take into account comments in response to this notice when deciding which significant barriers to include in the NTE Report.

#### II. Topics on Which the TPSC Seeks Information

To assist USTR in preparing the NTE Report, commenters should submit information related to one or more of the following categories of foreign trade barriers:

1. *Import policies.* Examples include tariffs and other import charges, quantitative restrictions, import licensing, pre-shipment inspection, customs barriers and shortcomings in trade facilitation or in valuation practices, and other market access barriers.

2. *Technical barriers to trade.* Examples include unnecessarily trade restrictive or discriminatory standards, conformity assessment procedures, labeling, or technical regulations, including unnecessary or discriminatory technical regulations or standards for telecommunications products.

3. *Sanitary and phytosanitary measures.* Examples include measures relating to food safety, or animal and plant life or health that are unnecessarily trade restrictive, discriminatory, or not based on scientific evidence.

4. *Government procurement restrictions.* Examples include closed bidding and bidding processes that lack transparency.

5. *Intellectual property protection.* Examples include inadequate patent, copyright, and trademark regimes, trade secret theft, and inadequate enforcement of intellectual property rights.

6. *Services.* Examples include prohibitions or restrictions on foreign participation in the market, discriminatory licensing requirements or standards, local-presence requirements, and unreasonable restrictions on what services may be offered.

7. *Digital trade and electronic commerce.* Examples include barriers to cross-border data flows, including data localization requirements, discriminatory practices affecting trade in digital products, restrictions on the supply of internet-enabled services, and