

of the Communications Act of 1934, as amended.

Total Annual Burden: 1,202 hours.

Total Annual Cost: N/A.

Privacy Act Impact Assessment: N/A.

Nature and Extent of Confidentiality:

There is no need for confidentiality. However, if applicants want to seek confidential treatment of their documents, they may do so under 47 CFR 0.459 of the Commission's rules.

Needs and Uses: The Commission will submit this information collection to the Office of Management and Budget (OMB) after this 60 day comment period in order to obtain the full three year clearance from them. The Commission is requesting an extension (no change in the reporting requirements) of this information collection. There is a minor adjustment to the estimated number of respondents and responses. There is no change in the estimated hourly burden.

The Commission's E911 Phase II rules require wireless licensees to provide Public Safety Answering Points (PSAPs) with Automatic Location Identification (ALI) information for 911 calls. Licensees can provide ALI information by deploying location information technology in their networks (a network-based solution), or Global Positioning System (GPS), or other location technology in subscriber's handsets (a handset-based solution). The Commission's rules also establish phased-in schedules for carriers to deploy any necessary network components and begin providing Phase II service. However, before a wireless licensee's obligation to provide E911 service is triggered, a PSAP must make a valid request for E911 service, i.e., the PSAP must be capable of receiving and utilizing the data elements associated with the service and must have a mechanism in place for recovering its costs.

In addition to deploying the network facilities necessary to deliver location information, wireless licensees that elect to employ a handset-based solution must meet the handset deployment benchmark set forth in 47 CFR 20.18(g)(1) of the Commission's rules, independent of any PSAP request for Phase II service. After ensuring that 100 percent of all new digital handsets activated are location-capable, licensees must have achieved 95 percent penetration among their subscribers of location-capable handsets no later than December 31, 2005.

The Commission has recognized that "special circumstances" may warrant a waiver of the E911 Phase II requirements. The Commission also noted that small carriers may face "extraordinary circumstances" in

meeting one or more of the deadlines for Phase II deployment. Pursuant to 47 CFR 1.925(b)(3), the Commission may grant a request for waiver if the underlying purpose of the rule(s) would not be served or would be frustrated by application to the instant case, and that grant would be in the public interest; or, in view of unique or unusual factual circumstances, application of the rule(s) would be inequitable, unduly burdensome, or contrary to the public interest, or the applicant has no reasonable alternative.

Finally, distinct from the Commission's rules and precedent regarding waivers of the E911 requirements, in December 2004, Congress enacted the Ensuring Needed Help Arrives Near Callers Employing 911 Act of 2004, Public Law 108-494 (ENHANCE 911 Act). The ENHANCE 911 Act, *inter alia*, directs the Commission to act on any petition filed by a qualified Tier III carrier requesting a waiver of 47 CFR 20.18(g)(1)(v) within 100 days of receipt, and grant such request for waiver if "strict enforcement of the requirements of that section would result in consumers having decreased access to emergency services."

The Commission originally established reporting requirements in an order released in October 2001, which received OMB approval. Nationwide wireless carriers (Tier I) generally must have quarterly reports with the Commission on February 1, May 1, August 1 and November 1 of each year, with the exception of T-Mobile, which is required to file semi-annual reports (as of October 2002). Mid-sized carriers (Tier II) also were required to file quarterly reports under this same time schedule.

The previously approved information collection under this OMB control number was revised (in 2006) to include the information requirements that the quarterly reports, beginning with the August 1, 2003 filing, be submitted in an Excel spreadsheet as an appendix to Tier I and Tier II carrier narrative reports. The existing information collection only required Tier III carriers to file a one-time interim report. Tier III wireless carriers were also not required to submit an Excel spreadsheet with their one-time filings.

Federal Communications Commission.

Marlene H. Dortch,

Secretary.

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FEDERAL COMMUNICATIONS COMMISSION

Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission, Comments Requested

June 4, 2009.

SUMMARY: As part of its continuing effort to reduce paperwork burden and as required by the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501-3520), the Federal Communications Commission invites the general public and other Federal agencies to comment on the following information collection(s). Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology. An agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act that does not display a valid OMB control number.

DATES: Written PRA comments should be submitted on or before August 10, 2009. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Submit your comments by e-mail to PRA@fcc.gov. Include in the e-mail the OMB control number of the collection or, if there is no OMB control number, the Title shown in the **SUPPLEMENTARY INFORMATION** section below. If you are unable to submit your comments by e-mail contact the person listed below to make alternate arrangements.

FOR FURTHER INFORMATION CONTACT: For additional information about the information collection(s) or to obtain a copy of the collection send an e-mail to PRA@fcc.gov and include the collection's OMB control number as shown in the "Supplementary Information" section below, or contact Nicholas A. Fraser, Office of Management and Budget, via Internet at

Nicholas A. Fraser@omb.eop.gov or via fax at (202) 395-5167, or Cathy Williams, Federal Communications Commission, Room 1-C823, 445 12th Street, SW., Washington, DC or via Internet at Cathy.Williams@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 3060-0010.

Title: Ownership Report for Commercial Broadcast Stations.

Form Number: FCC Form 323.

Type of Review: Revision of a currently approved collection.

Respondents: Business or other for profit entities; Not-for-profit institutions; State, Local or Tribal Governments.

Number of Respondents/Responses: 9,250 respondents; 9,250 responses.

Estimated Time per Response: 1.5 hours to 2.5 hours.

Frequency of Response:

Recordkeeping requirement; On occasion reporting requirement; Biennially reporting requirement.

Total Annual Burden: 21,375 hours.

Total Annual Costs: \$14,670,000.

Nature of Response: Required to obtain or retain benefits. Statutory authority for this collection of information is contained in Sections 154(i), 303, 310 and 533 of the Communications Act of 1934, as amended.

Nature and Extent of Confidentiality: There is no need for confidentiality with this information collection.

Privacy Act Impact Assessment: No impact(s).

Needs and Uses: On December 18, 2007, the Commission adopted a *Report and Order and Third Further Notice of Proposed Rulemaking* (the "Diversity Order") in MB Docket Nos. 07-294; 06-121; 02-277; 04-228, MM Docket Nos. 01-235; 01-317; 00-244; FCC 07-217. Consistent with actions taken by the Commission in the Diversity Order, the following changes are made to Form 323: The instructions have been revised to incorporate a definition of "eligible entity," which will apply to the Commission's existing Equity Debt Plus ("EDP") standard, one of the standards used to determine whether interests are attributable. The instructions have also been revised to update citations to the Commission's media ownership rules.

In addition, on April 8, 2009, the Commission adopted a *Report and Order and Fourth Further Notice of Proposed Rulemaking* (the "323 Order") in MB Docket Nos. 07-294, 06-121, 02-277, 01-235, 01-317, 00-244, 04-228; FCC 09-33. Consistent with actions taken by the Commission in the 323 Order, the following changes are made to Form 323: The instructions have been

revised to state the Commission's revised Biennial filing requirements adopted in the 323 Order. The instructions and questions in all sections of the form have been significantly revised. Many questions on the form have been reworked or reordered in order to (1) clarify the information sought in the form; (2) simplify completion of the form by giving respondents menu-style or checkbox-style options to select rather than requiring respondents to submit a separate narrative exhibit; and (3) make the data collected on the form more adaptable for use in database programs used to prepare economic and policy studies relating to media ownership.

Federal Communications Commission.

Marlene H. Dortch,

Secretary.

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FEDERAL MARITIME COMMISSION

Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission an application for license as a Non-Vessel-Operating Common Carrier and Ocean Freight Forwarder—Ocean Transportation Intermediary pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. Chapter 409 and 46 CFR Part 515).

Persons knowing of any reason why the following applicants should not receive a license are requested to contact the Office of Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573.

Non-Vessel-Operating Common Carrier Ocean Transportation Intermediary Applicants:

Cala Investments, LLC, 2705 NW 109 Ave., Miami, FL 33172, *Officer:* Pedro L. Salcedo, Manager (Qualifying Individual).

Integrated Global Logistics LLC, 6555 NW 36 Street, #201-E, Virginia Gardens, FL 33166, *Officers:* Vera P. Gazitua, Manager (Qualifying Individual), Monica Alvarez-Tabraue, Manager.

Speedmark Transportation, Inc., 1525 Adrian Rd., Burlingame, CA 94010. *Officer:* Joe Phan, General Manager (Qualifying Individual).

Non-Vessel-Operating Common Carrier and Ocean Freight Forwarder Transportation Intermediary Applicants:

APM Global Logistics USA Inc. dba

Maersk Logistics, Giralda Farms, Madison Ave., P.O. Box 880, Madison, NJ 07940-0880, *Officer:* Jens F. Wessel, V. Pres., Sales (Qualifying Individual).

Overnight Solutions, Inc., 600 N. Shepherd, #512, Houston, TX 77007, *Officers:* Richard J. Ling, President (Qualifying Individual), Justiniano J. Nunez, Vice President.

Platinum Cargo Logistics Inc., 871 E. Artesia Blvd., Carson, CA 90746, *Officers:* Jefferson Clay, Vice President (Qualifying Individual), Kelli Spiri, President.

EJ Logistic, Inc., 2500 NW 79th Ave., Ste. 200, Miami, FL 33122, *Officer:* Eduardo E. Roman, President (Qualifying Individual).

CK Logistics, Inc., 431 Isom Rd., #107, San Antonio, TX 78216, *Officer:* Christopher S. Kuehler, President (Qualifying Individual).

Argos Express Ltd., 147-27 175th Street, #1B, Jamaica, NY 11434, *Officers:* William Li, Vice President (Qualifying Individual), Chi H. Li, President.

Linsan.Tex Investments L.L.C., 260 South Beltline Rd., #262, Irving, TX 75060, *Officers:* Franklin E. Aigbuza, Secretary (Qualifying Individual), Roseline A. Izedonmwun, CEO.

StarBase Global Logistics, Inc., 6235 Highway 305 North, Ste. 3, Olive Branch, MS 38654, *Officers:* William C. Wells, Jr., Treasurer (Qualifying Individual), Thomas A. Drew, President.

Ocean Freight Forwarder—Ocean Transportation Intermediary Applicants:

Star USA, Inc., 250 N. Davis Rd., Ashland, OH 44805, *Officers:* Michael L. Easton, Vice President (Qualifying Individual), Margaret Easton, President.

Platinum Moving Services, Inc., 7610-P Rickenbacker Dr., Gaithersburg, MD 20879, *Officers:* Raquel Fazio, President (Qualifying Individual), Steve D. Fazio, Treasurer.

BDP International, Inc., 510 Walnut Street, Philadelphia, PA 19106, *Officer:* John M. Bolte, Vice President (Qualifying Individual).

USI-USA, Inc., 13030 Fellowship Way, Reno, NV 89511, *Officers:* John Maness, Vice President (Qualifying Individual), Periklis E. Papadopoulos, President.

Dated: June 5, 2009.

Tanga S. FitzGibbon,

Assistant Secretary.

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