

In making this finding, the Judges are not indicating that the particular method of adjusting for inflation in the settlement is superior to methods offered by parties that voiced their opposition to Proposed Settlement 2, or that Proposed Settlement 2 represents an approach to inflation that the Judges would have chosen after a fully contested proceeding. In making this finding, the Judges observe that the Moving Parties clarified that Proposed Settlement 2 was arrived upon in part to avoid costly and uncertain litigation, which would involve a number of disputed issues. Their inflation adjustment is but one of several provisions, and thus is bound-up with the entirety of the parties' negotiated compromises. In this context, the Judges have no reason to find that the inflation adjustment is unreasonable or should otherwise justify a rejection of the settlement.

The Judges also reviewed the proposed settlement with regard to whether any portions of the settlement would be contrary to provisions of the applicable license or otherwise contrary to the statute, pursuant to the Register's prior rulings. *See e.g.*, Review of Copyright Royalty Judges Determination, 74 FR 4537, 4540 (Jan 26, 2009). Upon such review, the Judges see no basis to conclude the settlement is contrary to law. Therefore, the Judges adopt the proposed regulations that codify the partial settlement.¹¹

The Judges adopt the proposed rates and terms industry-wide for Subpart B Configurations.

List of Subjects in 37 CFR Part 385

Copyright, Phonorecords, Recordings.

For the reasons set forth in the preamble, the Copyright Royalty Judges amend 37 CFR part 385 as set forth below.

PART 385—RATES AND TERMS FOR USE OF NONDRAMATIC MUSICAL WORKS IN THE MAKING AND DISTRIBUTING OF PHYSICAL AND DIGITAL PHONORECORDS

■ 1. The authority citation for part 385 continues to read as follows:

Authority: 17 U.S.C. 115, 801(b)(1), 804(b)(4).

¹¹ While the Judges recognize several commenters took issue with controlled composition clauses and other contractual terms that parties have voluntarily entered into, which affect how mechanical royalties are paid and may exacerbate the effect of an unreasonably low statutory rate, no commenter has established that the Judges have authority to affect such privately entered contracts. Furthermore, the Judges find that no pending motion or referred questions (which the Judges consider moot) provide a basis to refrain from adopting the settlement.

■ 2. In § 385.2 revise the introductory text of the definition of “Eligible Limited Download”, the definition of “Licensed Activity”, and paragraph (4) in the definition of “Sound Recording Company” to read as follows:

§ 385.2 Definitions.

* * * * *

Eligible Limited Download means a transmission of a sound recording embodying a musical work to an End User of a digital phonorecord under 17 U.S.C. 115 that results in a Digital Phonorecord Delivery of that sound recording that is only accessible for listening for—

* * * * *

Licensed Activity, as the term is used in subparts C and D of this part, means delivery of musical works, under voluntary or statutory license, via Digital Phonorecord Deliveries in connection with Interactive Eligible Streams, Eligible Limited Downloads, Limited Offerings, mixed Bundles, and Locker Services.

* * * * *

Sound Recording Company * * *

(4) Performs the functions of marketing and authorizing the distribution of a sound recording of a musical work under its own label, under the authority of a person identified in paragraphs (1) through (3) of this definition.

* * * * *

■ 3. Revise § 385.10 to read as follows:

§ 385.10 Scope.

This subpart establishes rates and terms of royalty payments for making and distributing physical phonorecords, Permanent Downloads, Ringtones, and Music Bundles, in accordance with the provisions of 17 U.S.C. 115.

■ 4. In § 385.11, revise paragraph (a) to read as follows:

§ 385.11 Royalty rates.

(a) *Physical phonorecords and Permanent Downloads*—(1) *2023 rate*. For the year 2023, for every physical phonorecord and Permanent Download the Licensee makes and distributes or authorizes to be made and distributed, the royalty rate payable for each work embodied in the phonorecord or Permanent Download shall be either 12.0 cents or 2.31 cents per minute of playing time or fraction thereof, whichever amount is larger.

(2) *Annual rate adjustment*. The Copyright Royalty Judges shall adjust the royalty rates in paragraph (a)(1) of this section each year to reflect any changes occurring in the cost of living as determined by the most recent

Consumer Price Index for All Urban Consumers (U.S. City Average, all items) (CPI-U) published by the Secretary of Labor before December 1 of the preceding year. The calculation of the rate for each year shall be cumulative based on a calculation of the percentage increase in the CPI-U from the CPI-U published in November, 2022 (the Base Rate) and shall be made according to the following formulas: for the per-work rate, $(1 + (Cy - \text{Base Rate})/\text{Base Rate}) \times 12\%$, rounded to the nearest tenth of a cent; for the per-minute rate, $(1 + (Cy - \text{Base Rate})/\text{Base Rate}) \times 2.31\%$, rounded to the nearest hundredth of a cent; where Cy is the CPI-U published by the Secretary of Labor before December 1 of the preceding year. The Judges shall publish notice of the adjusted fees in the **Federal Register** at least 25 days before January 1. The adjusted fees shall be effective on January 1.

* * * * *

Dated: November 30, 2022.

David P. Shaw,
Chief Copyright Royalty Judge.

David R. Strickler,
Copyright Royalty Judge.

Steve Ruwe,
Copyright Royalty Judge.

Approved by:
Carla D. Hayden,
Librarian of Congress.

[FR Doc. 2022-27237 Filed 12-15-22; 8:45 am]

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POSTAL SERVICE

39 CFR Part 20

International Mailing Services: Price Changes and Minor Classification Changes

AGENCY: Postal Service™.

ACTION: Final action.

SUMMARY: On October 7, 2022, the Postal Service published notice of price adjustments and minor classification changes with the Postal Regulatory Commission (PRC). The Postal Regulatory Commission (PRC) concluded that price adjustments and classification changes contained in the Postal Service's notification may go into effect on January 22, 2023. The Postal Service will revise Notice 123, Price List, to reflect the new prices. In addition, the Postal Service will update country names throughout mailing standards of the United States Postal Service, International Mail Manual (IMM®) by changing “Turkey” to

“Turkiye,” which is the official short name for the Republic of Turkiye.

DATES: Effective January 22, 2023.

FOR FURTHER INFORMATION CONTACT: Dale Kennedy at 202–268–6592 or Kathy Frigo at 202–268–4178.

SUPPLEMENTARY INFORMATION:

I. Proposed Rule and Response

On October 7, 2022, the Postal Service filed a notice with the PRC in Docket No. R2023–1 of mailing services price adjustments to be effective on January 22, 2023. On October 28, 2022, USPS® published a notification of proposed price changes in the **Federal Register** entitled “International Mailing Services: Proposed Price Changes” (87 FR 65181). The notification included price changes

that the Postal Service would adopt for services covered by *Mailing Standards of the United States Postal Service*, International Mail Manual (IMM®) and publish in Notice 123, *Price List*, on Postal Explorer® at *pe.usps.com*. In addition, the notification included an update to country names throughout mailing standards, changing “Turkey” to “Turkiye,” which is the official short name for Republic of Turkiye. The Postal Service received no comments.

II. Order of the Postal Regulatory Commission

In PRC Order No. 6341 issued on November 28, 2022, in PRC Docket No. R2023–1, the PRC concluded that the prices in the Postal Service’s notice in

Docket No. R2023–1 may go into effect on January 22, 2023, and favorably reviewed the replacement of the country name of “Turkey” with “Turkiye.” The new prices will accordingly be posted in Notice 123, *Price List*, on Postal Explorer at *pe.usps.com*, and the changes to the IMM will accordingly be posted in a future update of the IMM on *Postal Explorer* at *pe.usps.com*.

III. Summary of Changes

First-Class Mail International®

The price for a single-piece postal will be \$1.45 worldwide. The First-Class Mail International (FCMI) letter nonmachinable surcharge will increase to \$0.40. The FCMI single-piece letter and flat prices will be as follows:

LETTERS

Weight not over (oz.)	Price groups			
	1	2	3–5	6–9
1	\$1.45	\$1.45	\$1.45	\$1.45
2	1.45	2.19	2.71	2.51
3	2.05	2.90	3.96	3.57
3.5	2.65	3.63	5.22	4.62

FLATS

Weight not over (oz.)	Price groups			
	1	2	3–5	6–9
1	\$2.90	\$2.90	\$2.90	\$2.90
2	3.15	3.74	4.06	4.00
3	3.42	4.58	5.23	5.11
4	3.66	5.44	6.43	6.22
5	3.93	6.29	7.60	7.33
6	4.19	7.13	8.78	8.46
7	4.46	8.00	9.96	9.56
8	4.72	8.84	11.13	10.67
12	6.03	10.67	13.50	12.98
15.994	7.33	12.51	15.86	15.27

International Extra Services and Fees

The Postal Service will increase prices for certain market dominant international extra services as noted:

- **Certificate of Mailing service:** Fees for certificate of mailing service for First-Class Mail International will increase as follows:

CERTIFICATE OF MAILING

	Fee
Individual pieces:	
Individual article (PS Form 3817), First-Class Mail International only	\$1.85
Duplicate copy of PS Form 3817 or PS Form 3665 (per page), First-Class Mail International only	1.85
Firm mailing sheet (PS Form 3665), per piece (minimum 3), First-Class Mail International only	0.54
Bulk quantities:	
For first 1,000 pieces (or fraction thereof), First-Class Mail International only	10.40
Each additional 1,000 pieces (or fraction thereof), First-Class Mail International only	1.35
Duplicate copy of PS Form 3606, First-Class Mail International only	1.85

- **Registered Mail® service:** The price for international Registered Mail service

for First-Class Mail International will increase to \$19.05.

- **Return Receipt service:** The price for international return receipt service

for First-Class Mail International will increase to \$5.30

- *Customs Clearance and Delivery Fee*: The Customs Clearance and Delivery fee per dutiable item for Inbound Letter Post letters and flats will increase to \$7.85.

- *International Business Reply™ service (IBRS)*: The price for IBRS cards will increase to \$2.00, and the price for IBRS envelopes (up to 2 ounces) will increase to \$2.50.

New prices will be listed in the updated Notice 123, *Price List*.

Ruth B. Stevenson

Chief Counsel, Ethics and Legal Compliance.

[FR Doc. 2022–27322 Filed 12–15–22; 8:45 am]

BILLING CODE 7710–12–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R06–OAR–2016–0688; FRL–9955–02–R6]

Air Plan Approval; Louisiana; Repeal of Excess Emissions Related Provisions

Correction

In rule document 2022–21248 beginning on page 60292 in the issue of Wednesday, October 5, 2022, make the following correction:

Subpart T [CORRECTED]

■ On page 60294, in Subpart T, in the third column, in the ninth through fifth lines from the bottom, amendatory instruction 2.d should read:

■ d. Under “Chapter 23—Control of Emissions from Specific Industries,” remove the heading “Subchapter D. Emission Standards for the Nitric Acid Industry,” and the entries “Section 2307.C.1.a,” and “Section 2307.C.2.a.”

[FR Doc. C1–2022–21248 Filed 12–15–22; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[EPA–HQ–OPP–2020–0568; FRL–10484–01–OCSPP]

Propyzamide; Extension of Tolerance for Emergency Exemption

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This regulation extends a time-limited tolerance for residues of

the herbicide propyzamide in or on cranberry at 1 part per million (ppm) for an additional 3-year period. This tolerance will expire and is revoked on December 31, 2025. This action is in response to EPA’s granting of an emergency exemption under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) authorizing use of the pesticide on cranberry. In addition, the Federal Food, Drug, and Cosmetic Act (FFDCA) requires EPA to establish a time-limited tolerance or exemption from the requirement for a tolerance for pesticide chemical residues in food that will result from the use of a pesticide under an emergency exemption granted by EPA under FIFRA.

DATES: This regulation is effective December 16, 2022. Objections and requests for hearings must be received on or before February 14, 2023, and must be filed in accordance with the instructions provided in 40 CFR part 178 (see also Unit I.C. of the **SUPPLEMENTARY INFORMATION**).

ADDRESSES: The docket for this action, identified by docket identification (ID) number EPA–HQ–OPP–2020–0568, is available at <https://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave. NW, Washington, DC 20460–0001. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room and the OPP Docket is (202) 566–1744. For the latest status information on EPA/DC services, docket access, visit <https://www.epa.gov/dockets>.

FOR FURTHER INFORMATION CONTACT: Daniel Rosenblatt, Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001; main telephone number: (202) 506–2875; email address: RDfRNotices@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

B. How can I get electronic access to other related information?

You may access a frequently updated electronic version of 40 CFR part 180 through the Office of the Federal Register’s e-CFR site at <https://www.ecfr.gov/current/title-40>.

C. How can I file an objection or hearing request?

Under FFDCA section 408(g), 21 U.S.C. 346a, any person may file an objection to any aspect of this regulation and may also request a hearing on those objections. You must file your objection or request a hearing on this regulation in accordance with the instructions provided in 40 CFR part 178. To ensure proper receipt by EPA, you must identify docket ID number EPA–HQ–OPP–2020–0568 in the subject line on the first page of your submission. All requests must be in writing and must be received by the Hearing Clerk on or before February 14, 2023. Addresses for mail and hand delivery of objections and hearing requests are provided in 40 CFR 178.25(b).

In addition to filing an objection or hearing request with the Hearing Clerk as described in 40 CFR part 178, please submit a copy of the filing (excluding any Confidential Business Information (CBI)) for inclusion in the public docket. Information not marked confidential pursuant to 40 CFR part 2 may be disclosed publicly by EPA without prior notice. Submit the non-CBI copy of your objection or hearing request, identified by docket ID number EPA–HQ–OPP–2020–0568, by one of the following methods:

- *Federal eRulemaking Portal:* <https://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be CBI or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <https://www.epa.gov/dockets/contacts.html>.

Additional instructions on commenting or visiting the docket, along with more information about