

**Schedule B**

No Schedule B authorities were approved in December 2012.

**Schedule C**

The following Schedule C appointing authorities were approved during December 2012.

Agency name	Organization name	Position title	Authorization No.	Effective date
DEPARTMENT OF COMMERCE ..	Assistant Secretary and Director General for United States and Foreign Commercial Service.	Special Assistant .....	DC130015 .....	12/13/2012
DEPARTMENT OF DEFENSE .....	Office of Assistant Secretary of Defense (Reserve Affairs).	Special Assistant (Reserve Affairs)	DD130022 .....	12/12/2012
	Office of the Assistant Secretary of Defense (Asian and Pacific Security Affairs).	Special Assistant .....	DD130023 .....	12/12/2012
	Office of the Assistant Secretary of Defense (International Security Affairs).	Special Assistant for International Security Affairs.	DD130027 .....	12/18/2012
DEPARTMENT OF HOMELAND SECURITY.	U.S. Customs and Border Protection.	Special Advisor .....	DM130024 .....	12/12/2012
DEPARTMENT OF STATE .....	Office of the Chief of Protocol .....	Public Affairs Specialist .....	DS130020 .....	12/3/2012
DEPARTMENT OF TRANSPORTATION.	Secretary .....	Special Assistant for Scheduling and Advance.	DT130008 .....	12/10/2012

The following Schedule C appointing authorities were revoked during December 2012.

Agency	Organization	Position title	Authorization No.	Vacate date
DEPARTMENT OF COMMERCE ..	Office of the Under Secretary .....	Deputy Chief of Staff For USPTO	DC110109 .....	12/7/12
	Office of Legislative and Intergovernmental Affairs.	Legislative Assistant .....	DC120015 .....	12/15/12
DEPARTMENT OF EDUCATION ..	Office of Public Affairs .....	Confidential Assistant .....	DC120082 .....	12/29/12
	Office for Civil Rights .....	Special Assistant .....	DB100012 .....	12/1/12
	Office of Elementary and Secondary Education.	Deputy Assistant Secretary for Policy and Early Learning.	DB120060 .....	12/7/12
	Office of the Secretary .....	Special Assistant .....	DB090169 .....	12/31/12
	Office of the Under Secretary .....	Director, White House Initiative on Educational Excellence for Hispanic Americans.	DB120027 .....	12/31/12
DEPARTMENT OF ENERGY .....	Office of the Under Secretary .....	Senior Advisor .....	DE110034 .....	12/3/12
	Office of Public Affairs .....	Press Secretary .....	DE120022 .....	12/3/12
DEPARTMENT OF HOMELAND SECURITY.	Office of the Assistant Secretary for Policy.	Executive Assistant .....	DM120066 .....	12/31/12
DEPARTMENT OF JUSTICE .....	Civil Rights Division .....	Counsel .....	DJ110103 .....	12/1/12
	Office of the Deputy Attorney General.	Counsel .....	DJ110025 .....	12/2/12
	Antitrust Division .....	Counsel .....	DJ100105 .....	12/3/12
DEPARTMENT OF STATE .....	Office of the Chief of Protocol .....	Protocol Officer (Visits) .....	DS110100 .....	12/14/12
DEPARTMENT OF TRANSPORTATION.	Assistant Secretary for Governmental Affairs.	Associate Director for Governmental Affairs.	DT110046 .....	12/14/12
	Secretary .....	Advance Specialist .....	DT120027 .....	12/15/12
ENVIRONMENTAL PROTECTION AGENCY.	Office of the Administrator .....	Policy Analyst .....	EP110022 .....	12/1/12
OFFICE OF THE SECRETARY OF DEFENSE.	Office of the Assistant Secretary of Defense (Special Operations/ Low Intensity Conflict and Interdependent Capabilities).	Special Assistant .....	DD090172 .....	12/1/12

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR, 1954–1958 Comp., p. 218.

**John Berry,**

*Director, U.S. Office of Personnel Management.*

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**BILLING CODE 6325–29–P**

## **SECURITIES AND EXCHANGE COMMISSION**

### **Sunshine Act Meeting**

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Public Law 94–409, that the Securities and Exchange

Commission will hold a Closed Meeting on Thursday, February 14, 2013 at 2:00 p.m.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the Closed Meeting. Certain

staff members who have an interest in the matters also may be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c)(3), (5), (7), 9(B) and (10) and 17 CFR 200.402(a)(3), (5), (7), 9(ii) and (10), permit consideration of the scheduled matters at the Closed Meeting.

Commissioner Gallagher, as duty officer, voted to consider the items listed for the Closed Meeting in a closed session.

The subject matter of the Closed Meeting will be:

Institution and settlement of injunctive actions;  
Institution and settlement of administrative proceedings; and  
Other matters relating to enforcement proceedings.

At times, changes in Commission priorities require alterations in the scheduling of meeting items.

For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact the Office of the Secretary at (202) 551-5400.

Dated: February 7, 2013.

**Elizabeth M. Murphy,**  
Secretary.

[FR Doc. 2013-03254 Filed 2-8-13; 11:15 am]

**BILLING CODE 8011-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-68844; File No. SR-CBOE-2013-007]

### Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Notice of Filing and Immediate Effectiveness of Proposed Rule Change Related to the Opening of the Complex Order Book

February 6, 2013.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on January 28, 2013, Chicago Board Options Exchange, Incorporated (the "Exchange" or "CBOE") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Exchange has designated the proposal as a "non-controversial" proposed rule change

pursuant to Section 19(b)(3)(A) of the Act<sup>3</sup> and Rule 19b-4(f)(6) thereunder, which renders it effective upon filing with the Commission.<sup>4</sup> The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange is proposing to amend its electronic complex order rules. The text of the proposed rule change is available on the Exchange's Web site ([www.cboe.org/Legal](http://www.cboe.org/Legal)), at the Exchange's Office of the Secretary and at the Commission's Public Reference Room.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the Exchange included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

##### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

###### 1. Purpose

The purpose of this proposed rule change is to include a description in Rule 6.53C of the manner in which complex orders are currently electronically processed through the Exchange's complex order book ("COB") when the COB opens for trading. Currently the rule does not include this level of detail, so the Exchange is proposing to include this information within the rule to provide additional clarity on the current operation of the COB. The Exchange notes that it is simply including additional detail in its rules on the existing process when the COB opens in response to Trading Permit Holder inquiries about its operation. No changes to the process are being contemplated by this rule change filing.

In particular, the proposed rule change will provide that complex orders, including stock-option orders, do not participate in opening rotations conducted pursuant to Rule 6.2B for

individual option series.<sup>5</sup> When the last of the individual component option series legs that make up a complex order strategy has opened (and, in the case of a stock-option strategy, when the underlying stock has opened), the COB for that strategy will then open for trading. The COB for a given complex order strategy will open with no trade,<sup>6</sup> except as follows:

First, the COB will open with a trade against the individual component option series legs if there are complex orders on only one side of the COB that are marketable against the opposite side of the derived net market. The resulting execution will occur at the derived net market price to the extent marketable. Any remaining balance would be processed as it would on an intra-day basis as set forth in Rule 6.53C (including being subject to the applicable complex order priority and price check parameter provisions set forth in Rule 6.53C). This provision for "legging" against the individual series legs is not applicable to stock-option order strategies. (Stock-option orders processed through COB generally only trade against other stock-option orders. Stock-option orders processed through COB generally do not trade against individual component option series legs, except in one limited circumstance

<sup>5</sup> The Exchange notes that, previously, Rule 6.2B had provided that spread orders (a general reference used to refer to complex orders) do not participate in the Hybrid Opening System ("HOSS") opening trade for individual component option series legs or in the determination of the opening price, expected opening price or expected opening size for an individual component options series leg. This provision was eliminated from Rule 6.2B in 2010 and, as revised, the Exchange could determine whether to designate various complex order types as eligible for HOSS on a class-by-class basis (just as it would for any other order type). See Securities Exchange Act Release No. 63580 (December 20, 2010), 75 FR 81705 (December 28, 2010) (SR-CBOE-2010-114). To date, the Exchange has not determined to include spread orders/complex orders in the Rule 6.2B opening process. With this proposed rule change, SR-CBOE-2013-007, the Exchange would no longer be permitted to designate complex order (including stock-option order) order types as eligible for the Rule 6.2B opening process. If, in the future, the Exchange would desire to designate certain complex order (including stock-option order) order types as being eligible to participate in the HOSS opening process for simple orders, such a determination would be subject to a separate rule change filing.

<sup>6</sup> For example, the COB would open with no trade if there are no complex orders resting for the strategy or if there are complex orders on only one side of the COB at a net price(s) that does not touch or cross the derived net market. The "derived net market" for a stock-option order strategy will be calculated using the Exchange's best bid or offer in the individual option series leg(s) and the NBBO in the stock leg. The "derived net market" for any other complex order strategy will be calculated using the Exchange's best bid or offer in the individual series legs.

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

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

<sup>4</sup> 17 CFR 240.19b-4(f)(6).