

*Effective date:* As of the date of issuance, and shall be implemented within 60 days.

*Amendment No.:* 241.

*Facility Operating License No. DPR-28:* Amendment revised the License and Technical Specifications.

*Date of initial notice in Federal Register:* October 20, 2009 (74 FR 53778).

The Commission's related evaluation of this amendment is contained in a Safety Evaluation dated January 4, 2010.

No significant hazards consideration comments received: No.

*PSEG Nuclear LLC, Docket Nos. 50-272 and 50-311, Salem Nuclear Generating Station, Unit Nos. 1 and 2, Salem County, New Jersey*

*Date of application for amendments:* March 22, 2009.

*Brief description of amendments:* The amendments revise the Technical Specification (TS) definition of the fully withdrawn position of the Rod Cluster Control Assemblies (RCCAs) to minimize localized RCCA wear. Previously, the fully withdrawn position for the RCCAs was defined in the TSs as being within the interval of 222 to 228 steps withdrawn (*i.e.*, steps above rod bottom). The approved change allows the fully withdrawn position to be defined as being within the interval of 222 to 230 steps withdrawn.

*Date of issuance:* January 12, 2010.

*Effective date:* As of the date of issuance. The Salem Unit No. 1 amendment shall be implemented prior to entering Mode 2 following refueling outage 1R20 (currently scheduled for spring 2010). The Salem Unit No. 2 amendment shall be implemented prior to entering Mode 2 following refueling outage 2R18 (currently scheduled for spring 2011).

*Amendment Nos.:* 292 and 276.

*Facility Operating License Nos. DPR-70 and DPR-75:* The amendments revised the TSs and the License.

*Date of initial notice in Federal Register:* June 2, 2009 (74 FR 26435).

The Commission's related evaluation of the amendments is contained in a Safety Evaluation dated January 12, 2010.

No significant hazards consideration comments received: No.

Dated at Rockville, Maryland, this 13th day of January 2010.

For the Nuclear Regulatory Commission.

**Joseph G. Giitter,**

*Director, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. 2010-1315 Filed 1-25-10; 8:45 am]

BILLING CODE 7590-01-P

## SMALL BUSINESS ADMINISTRATION

### Data Collection Available for Public Comments and Recommendations

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, this notice announces the Small Business Administration's intentions to request approval on a new and/or currently approved information collection.

**DATES:** Submit comments on or before March 29, 2010.

**ADDRESSES:** Send all comments regarding whether this information collection is necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collection, to Sheila Thomas, Office of Business Development, Small Business Administration, 409 3rd Street, 8th Floor, Washington, DC 20416.

**FOR FURTHER INFORMATION CONTACT:** Sheila Thomas, mail to: Office of Business Development, 202-205-5852 [sheila.thomas@sba.gov](mailto:sheila.thomas@sba.gov) Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:** This Form will be an Addendum to the 8(a) Annual Update Form (SBA Form 1450). The Section 8(a) Business Development (BD) Program was designed by Congress to provide socially and economically disadvantaged businesses with management and technical assistance to enhance their ability to compete in the American marketplace. The 8(a) Program utilizes various forms of assistance (e.g. procurement, financial, and management and technical assistance through 7(j) designated funds) to foster the business growth and development of 8(a) Program participants.

In an effort to refocus the 8(a) Business Development Program to emphasize "business development" the SBA developed the 8(a) Business Development Assessment Tool (BDAT) that will be completed by the 8(a) Participant as part of the Annual Review Update process. The BDAT is an electronic questionnaire (which consists of topics ranging from general business questions to legal land insurance, business planning, financing, marketing and business operations) that allows the 8(a) firm to answer a series of questions on a number of management and business skills. The 8(a) firm is then asked to rate their need for management

and technical assistance in the specific skill area and a customized plan that addresses the firms' stated needs is created.

*Title:* "8(a) Annual Update Addendum."

*Description of Respondents:* Annually.

*Form Numbers:* N/A.

*Annual Responses:* 7,644.

*Annual Burden:* 15,288.

**Jacqueline White,**

*Chief, Administrative Information Branch.*

[FR Doc. 2010-1445 Filed 1-25-10; 8:45 am]

BILLING CODE 8025-01-P

## SMALL BUSINESS ADMINISTRATION

### National Small Business Development Center Advisory Board

**AGENCY:** U.S. Small Business Administration (SBA).

**ACTION:** Notice of open Federal Advisory Committee meetings.

**SUMMARY:** The SBA is issuing this notice to announce the location, date, time and agenda for the first quarter meetings of the National Small Business Development Center (SBDC) Advisory Board.

**DATES:** The meetings for the fourth quarter will be held on the following dates: Tuesday, January 19, 2010 at 1 p.m. EST. Tuesday, February 16, 2010 at 1 p.m. EST. Tuesday, March 16, 2010 at 1 p.m. EST.

**ADDRESSES:** These meetings will be held via conference call.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 10(a) of the Federal Advisory Committee Act (5 U.S.C. Appendix 2), SBA announces the meetings of the National SBDC Advisory Board. This Board provides advice and counsel to the SBA Administrator and Associate Administrator for Small Business Development Centers.

The purpose of these meetings is to discuss following issues pertaining to the SBDC Advisory Board:

- ASBDC Spring Meeting
- White Paper Issues
- SBA Update
- Member Roundtable

**FOR FURTHER INFORMATION CONTACT:** The meeting is open to the public however advance notice of attendance is requested. Anyone wishing to be a listening participant must contact Alanna Falcone by fax or e-mail. Her contact information is Alanna Falcone, Program Analyst, 409 Third Street, SW., Washington, DC 20416, Phone, 202-619-1612, Fax 202-481-0134, e-mail, [alanna.falcone@sba.gov](mailto:alanna.falcone@sba.gov).

Additionally, if you need accommodations because of a disability or require additional information, please contact Alanna Falcone at the information above.

Meaghan Burdick,

*Acting Committee Management Officer.*

[FR Doc. 2010-1447 Filed 1-25-10; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-61374; File No. SR-Phlx-2010-01]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by NASDAQ OMX PHLX, Inc. Relating to Routing Fees

January 19, 2010.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”) <sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on December 31, 2009, NASDAQ OMX PHLX, Inc. (“Phlx” or “Exchange”) filed with the Securities and Exchange Commission (“SEC” or “Commission”) the proposed rule change as described in Items I, II, and III, below, which Items have been prepared by the Exchange. 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 proposes to [sic] adopt fees governing pricing for Exchange members using the Phlx XL II system,<sup>3</sup> for routing standardized equity and index options to away markets for execution. These fees would replace the current Options Routing Pass-Through Fees, which the Exchange proposes to eliminate.

While changes to the Exchange’s Fee Schedule pursuant to this proposal are effective upon filing, the Exchange has designated this proposal to be operative effective for trades settling on or after January 4, 2010.

The text of the proposed rule change is available on the Exchange’s Web site at <http://www.nasdaqtrader.com/micro.aspx?id=PHLXRulefilings>, at the

principal office of the Exchange, 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 these 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 aspects 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 the proposed rule change is to recoup costs that the Exchange incurs for routing and executing orders in equity and index options to certain better-priced away markets.

In May, 2009, the Exchange adopted Rule 1080(m)(iii)(A) to establish Nasdaq Options Services LLC (“NOS”), a member of the Exchange, as the Exchange’s exclusive order router.<sup>4</sup> NOS is utilized by the Phlx XL II system solely to route orders in options listed and open for trading on the Phlx XL II system to destination markets.

Currently, the Exchange’s Fee Schedule includes fees for executions of options orders entered into the Exchange’s enhanced electronic trading platform for options, Phlx XL II, that are routed by NOS to away markets (“Phlx XL II Options Routing Pass-Through Fees”). The fees are dependent on: (i) The away market’s fee schedule, and (ii) the type of option (options traded in increments of \$0.01 (“penny options”), equity, index, ETF or HLDRS options). The Phlx XL II Options Routing Pass-Through Fees currently are not applicable to firms and market makers because their orders are not routed by Phlx XL II. The Exchange passes through the actual transaction fees to Exchange members (including surcharges and license fees, if applicable) which are assessed by away markets plus the clearing fees for the execution of orders routed from the Phlx

XL II system.<sup>5</sup> In August, 2009, the Exchange determined to waive these routing fees on a pilot basis.<sup>6</sup> The pilot expires on December 31, 2009.<sup>7</sup>

The Exchange proposes to eliminate entirely all current Phlx XL II Options Routing Pass-Through Fees and replace those fees with a Routing Fee of \$0.50 per contract side for orders routed to NYSE Arca, Inc. (“NYSEArca”) in penny options for execution. There will be no routing fees for orders routed to away markets other than NYSEArca in penny options. Also, there will be no cost for executing orders at away markets in non-penny classes.

The Exchange’s total cost of routing penny options to NYSE Arca is significantly higher than the cost of routing penny options to the other five U.S. options markets. Based on its review of statistical and financial data, the Exchange believes that it regularly incurs the vast majority of its total monthly transaction and clearing costs in several symbols that are routed from the Exchange to NYSEArca. The Exchange further believes that some order flow providers, rather than sending orders directly to NYSE Arca for execution, route orders to the Exchange when it is not the National Best Bid/Offer (“NBBO”) so that the Exchange will route their orders to NYSE Arca. In such a situation, the Exchange incurs the cost of such routing, whereas the initiating order flow provider would incur the cost if it sent the order directly. Accordingly, the Exchange is proposing this fee to recoup transaction and clearing costs that it incurs in situations where orders in penny options are sent to the Exchange when it is not the NBBO, and those orders are routed by the Exchange to NYSEArca. The Exchange believes that the routing fees proposed will enable the Exchange to recover these costs.

This proposal would assess members and member organizations a Routing Fee of \$0.50 per contract side for orders in penny options that are routed through NOS and executed at NYSEArca. The Exchange believes that its proposal will allow the Exchange to recover costs it incurs as a result of routing option orders to NYSEArca.

<sup>5</sup> See PHLX XL II Options Routing Pass-Through Fee located at: <http://www.nasdaqtrader.com/Micro.aspx?id=phlxpricing>.

<sup>6</sup> See Securities Exchange Act Release No. 60461 (August 7, 2009), 74 FR 41472 (August 17, 2009) (SR-Phlx-2009-66).

<sup>7</sup> The pilot applies to transactions settling on or after July 1, 2009 and extended through December 31, 2009. The Exchange does not plan to renew this pilot.

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

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

<sup>3</sup> For a complete description of Phlx XL II, see Securities Exchange Act Release No. 59995 (May 28, 2009), 74 FR 26750 (June 3, 2009) (SR-Phlx-2009-32). The instant proposed fees will apply only to options entered into, and routed by, the Phlx XL II system.

<sup>4</sup> See Securities Exchange Act Release No. 59995 (May 28, 2009), 74 FR 26750 (June 3, 2009) (SR-Phlx-2009-32).