

notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, and to allow 60 days for public comment in response to the notice. This notice solicits comments on the rule requiring notification of pending legal proceedings pursuant to 17 CFR 1.60.

**DATES:** Comments must be submitted on or before September 23, 2002.

**ADDRESSES:** Comments may be mailed to Barbara W. Black, Office of Executive Director, U.S. Commodity Futures Trading Commission, 1155 21st Street, NW., Washington, DC 20581.

**FOR FURTHER INFORMATION CONTACT:** Barbara W. Black, (202) 418-5130; FAX: (202) 418-5541; email: [bblack@cftc.gov](mailto:bblack@cftc.gov).

**SUPPLEMENTARY INFORMATION:** Under the PRA, Federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. "Collection of information" is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA, 44 U.S.C. 3506(c)(2)(A), requires Federal

agencies to provide a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, the CFTC is publishing notice of the proposed collection of information listed below.

With respect to the following collection of information, the CFTC invites comments on:

- Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have a practical use;
- The accuracy of the Commission's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Ways to enhance the quality, usefulness, and clarity of the information to be collected; and
- Ways to minimize the burden of collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology; e.g., permitting electronic submission of responses.

Notification of Pending Legal Proceedings Pursuant to 17 CFR 1.60, OMB control number 3038-0033—Extension

The rule is designed to assist the Commission in monitoring legal proceedings involving the responsibilities imposed on contract markets and their officials and futures commission merchants and their principals by the Commodity Exchange Act, or otherwise.

The rules require futures commission merchants and introducing brokers: (1) To provide their customers with standard risk disclosure statements concerning the risk of trading commodity interests; and (2) to retain all promotional material and the source of authority for information contained therein. The purpose of these rules is to ensure that customers are advised of the risks of trading commodity interests and to avoid fraud and misrepresentation. This information collection contains the recordkeeping and reporting requirements needed to ensure regulatory compliance with Commission rules relating to this issue.

The Commission estimates the burden of this collection of information as follows:

	17 CFR section	Annual number of respondents	Total annual responses	Hours per response	Total hours
Estimated annual reporting burden .....	1.60	100	100	.10	10

There are no capital costs or operating and maintenance costs associated with this collection.

Dated: July 17, 2002.

**Jean A. Webb,**  
*Secretary of the Commission.*

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**Notice of Final Programmatic Environmental Assessment and Finding of No Significant Impact for the Millennium Challenge 2002 Joint Integrating Experiment**

**AGENCY:** U.S. Joint Forces Command, DoD.

**ACTION:** Finding of no significant impact.

**SUMMARY:** Pursuant to section 101(2)(C) of the National Environmental Policy

Act (NEPA) of 1969 and the Council on Environmental Quality regulations (40 CFR parts 1500-1508) implementing the procedural provisions of NEPA, U.S. Joint Forces Command (JFCOM) gives notice that a Programmatic Environmental Assessment (EA) has been prepared and an Environmental Impact Statement (EIS) is not required for the Millennium Challenge 2002 Joint Integrating Experiment scheduled to be conducted during July and August 2002 in the southwest region of the U.S. and offshore waters of southern California. JFCOM is issuing a Finding of No Significant Impact (FONSI).

**FOR FURTHER INFORMATION CONTACT:** Mr. Steven Chambliss, Joint Experimentation, U.S. Joint Forces Command, 1562 Mitscher Ave., Suite 200, Norfolk, VA 23551-2488; phone (757) 836-0966.

**SUPPLEMENTARY INFORMATION:** Millennium Challenge 2002 (MC02) is a Department of Defense (DoD) "major joint integrating experiment" scheduled to be conducted from July 24 to August

15, 2002 in the southwest region of the U.S. and offshore waters of Southern California. Congressional language in the FY01 Defense Authorization Act mandated conduct of the joint integrating experiment and specifically directed the demonstration of a rapid, decisive military operational concept. MC02 responds to Congressional direction and is sponsored by U.S. Joint Forces Command (USJFCOM) based in Norfolk, Virginia. Each of the services proposes to conduct their own experimentation under the umbrella of MC02. The Services have separately assessed the environmental impacts of their actions and determined that the impacts will not be significant. JFCOM conducted an overall, or programmatic assessment of the MC02 Proposed Actions. This assessment considered the potential cumulative effects of the Proposed Actions of the four individual Services during MC02.

## Proposed Action

A military Joint Task Force (JTF) will be established by the Secretary of Defense to conduct exercise military operations against hypothetical Country RED. The Commander of the Joint Task Force (CJTF) will be the Commander of the Army III Corps who will command the operation from a land-based headquarters in Suffolk, Virginia and from the San Diego-based Navy Command Ship, USS CORONADO. Each of the Services will provide combat forces to the Joint Task Force. The Air Force proposes to participate with an Air Expeditionary Wing (AEW) at Nellis AFB, Nevada and Nevada Test and Training Range (NTTR) and would conduct 5 days of live flying during MC02. For the Army, the Proposed Action involves approximately 4,500 soldiers conducting operations at the National Training Center (NTC), Fort Irwin, CA. Southern California Logistics Airport (SCLA) near Victorville, CA would be used as a transshipment base (TSB) for movement of Army units by air and ground to and from NTC.

The Marine Corps participation in MC02, called Millennium Dragon, would include a small amphibious landing at MCB Camp Pendleton and urban warfare training exercises at SCLA. Operations would be battalion-sized with a maximum of approximately 1,200 Marines participating. The Navy proposes to conduct a series of experimental activities within MC02 called Fleet Battle Experiment Juliet (FBE J). Activities planned include special operations, mine warfare, anti-submarine warfare (ASW), anti-surface warfare (ASUW), joint fires, and intelligence, surveillance, and reconnaissance (ISR). Forces participating would include 12 ships, 19 aircraft, and about 2,500 personnel at various locations including ocean operating areas off southern California, Point Mugu sea range, San Clemente Island, San Nicolas Island, and China Lake land range.

## Alternatives Considered

*Geographic Alternatives Evaluated:* Ten selection criteria were identified for the location of the MC02 live events: The only other region in the U.S. that could satisfy some of the criteria is the mid-Atlantic region including military ranges in Virginia, North Carolina, and Georgia, and offshore operating areas. The mid-Atlantic region did not meet several key criteria that are essential to fully achieving MC02 objectives.

## No-Action Alternative

The no-action alternative would: Fail to comply with Congressional direction to conduct the exercise in fiscal year 2002; fail to assess the U.S. capability to conduct Rapid Decisive Operations (RDO); slow the Department of Defense transformation effort by limiting experimentation to virtual and simulated events; curtail ongoing Service experimentation efforts which are embedded in MC02; increase the quantity of live events required in future joint integrating experiments; and hamper the Services' requirements determination process in which experimental insights gained in MC02 will drive development of future acquisition requirements. Implementation of the No Action alternative would only postpone the integrating experimentation that DoD must inevitably conduct.

## Environmental Impacts

The analysis evaluated the potential environmental consequences of military operations in the southwest U.S. and offshore southern California as part of Millennium Challenge 2002. The resource areas analyzed included air quality, water quality, airborne and underwater noise, biological resources, land use, cultural resources, socioeconomic, environmental justice, transportation and circulation, and hazardous materials and waste. The individual Services separately assessed that their individual experimentation activities would have a less than significant impact on the environment. The programmatic assessment in this EA also concluded that overall there would be no significant impacts from MC02 actions in any resource area.

## Cumulative Impacts

The individual Services' Proposed Actions would take place within the boundaries of their own existing bases and facilities, test and training ranges, ocean operating areas, or leased facilities. Considerations in assessing the potential cumulative impacts of the MC02 Proposed Actions include: size of the area in which Proposed Actions would occur; multiple service Proposed Actions occurring at the same location; and Proposed Actions compared to normal activity levels. The very large size of the proposed operations area resource. The single MC02 locale with significant overlap of service actions is at SCLA near Victorville, California. Both Marines and the Army plan to use SCLA during MC02, but for different functions. The cumulative impact of Army and Marine activities at SCLA on

air quality, airborne noise, land use, and public health and safety were assessed as less than significant. Though MC02 is a large exercise, the level of field activity proposed at any individual base, range, or facility is within the capacity of the base, range, or facility to handle and typical of normal activity levels.

The Proposed Actions of MC02 will occur over a 23-day period in July and August 2002. To the extent there are potential environmental impacts, the short duration will cause the impacts to dissipate over time and cease to contribute to cumulative impacts in the region. Based on the considerations and factors discussed above, the proposed activities of MC02 would not have a significant cumulative effect on the environment in the southern California and Nevada region.

## Determination

An analysis of the proposed action determined that there are no significant short-term or long-term effects to the human environment or surrounding populations from Millennium Challenge 2002. The analysis also determined that the proposed activities of MC02 would not have a significant cumulative impact on the environment in the southern California and Nevada region. After careful and thorough consideration of the facts contained herein, the undersigned finds that the proposed Federal action is consistent with existing national environmental policies and objectives as set forth in section 101(a) of the National Environmental Policy Act of 1969 (NEPA) and that it will not significantly affect the quality of the human environment or otherwise include any condition requiring consultation pursuant to Section 101(2)(C) of NEPA. Therefore, an Environmental Impact Statement for Millennium Challenge 2002 is not required.

Dated: July 16, 2002.

**Patricia L. Toppings,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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