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Dated: February 6, 2009.

**A.M. Vallandingham,**  
*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E9-2932 Filed 2-10-09; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Closed Meeting of the Chief of Naval Operations (CNO) Executive Panel

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The CNO Executive Panel will report on the findings and recommendations of the Northeast Asia Subcommittee to the Chief of Naval Operations. The meeting will consist of presentations, briefs, and discussions of the following topics that have been classified at the SECRET Level: Current and future Navy strategy; plans, and policies in support of U.S. deterrence planning crisis management and conflict escalation and control in Northeast Asia. The executive session of this meeting will be closed to the public.

The discussion of such information would be exempt from public disclosure as set forth in section 552b(c)(5), (6), and (7) of title 5, United States Code. For this reason, the executive session of this meeting will be closed to the public.

**DATES:** The closed Executive Session will be held on March 11th, 2009 from 9:30 a.m. to 12 p.m.

**ADDRESSES:** The meeting will be held at CNA, 4825 Mark Center Drive, Alexandria, VA 22311-1846, Room 1A01. The meeting will be handicap accessible.

**FOR FURTHER INFORMATION CONTACT:** LCDR Eric Taylor, CNO Executive Panel, 4825 Mark Center Drive, Alexandria, VA 22311-1846, telephone: 703-681-4909.

**SUPPLEMENTARY INFORMATION:** This notice of meeting is provided per the Federal Advisory Committee Act, as amended (5 U.S.C. App.). The executive session of the meeting consists of discussions of classified information. The proposed closed session 9:30 a.m. to 12 p.m. will include a discussion involving future Navy strategy; plans,

and policies in support of U.S. deterrence planning crisis management and conflict escalation and control in Northeast Asia. Discussion of such information cannot be adequately segregated from other topics, which precludes opening the executive session of this meeting to the public.

Accordingly, the Secretary of the Navy has determined in writing that the meeting shall be closed to the public because it will be concerned with matters listed in sections 552b(c)(5), and (7) of the title 5, United States Code.

Dated: February 6, 2009.

**A.M. Vallandingham,**  
*Lieutenant Commander, Office of the Judge Advocate General, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E9-2919 Filed 2-10-09; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF EDUCATION

### National Assessment Governing Board; Meeting

**AGENCY:** Department of Education, National Assessment Governing Board.

**ACTION:** Notice of open meeting and partially closed meetings.

**SUMMARY:** The notice sets forth the schedule and proposed agenda of a forthcoming meeting of the National Assessment Governing Board. This notice also describes the functions of the Board. Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify members of the general public of their opportunity to attend. Individuals who will need special accommodations in order to attend the meeting (i.e., interpreting services, assistive listening devices, materials in alternative format) should notify Munira Mwalimu at 202-357-6938 or at [Munira.Mwalimu@ed.gov](mailto:Munira.Mwalimu@ed.gov) no later than February 23, 2009. We will attempt to meet requests after this date, but cannot guarantee availability of the requested accommodation. The meeting site is accessible to individuals with disabilities.

**DATES:** March 5-7, 2009.

#### Times

##### March 5: Committee Meetings

*Assessment Development Committee:* Open Session—12 noon to 2 p.m.

*Ad Hoc Committee on NAEP Testing and Reporting on Students with Disabilities and English*

*Language Learners:* Open Session—2 p.m. to 4 p.m.

*Executive Committee:* Open Session—4:30 p.m. to 5 p.m.; Closed Session—5 p.m. to 6 p.m.

#### March 6

*Full Board:* Open Session—8:30 a.m. to 12 noon; Closed Session—12:30 p.m. to 1:30 p.m.; Open Session—1:30 p.m. to 4:30 p.m.

#### Committee Meetings

*Assessment Development Committee:* Open Session—9:45 a.m. to 12:15 p.m.

*Committee on Standards, Design and Methodology:* Closed Session—9:45 a.m. to 10:20 a.m. Open Session—10:20 a.m. to 12:15 a.m.

*Reporting and Dissemination Committee:* Open Session—9:45 a.m. to 12:15 p.m.

#### March 7

*Nominations Committee:* Closed Session—7:30 a.m. to 8:30 a.m.

*Full Board:* Closed Session—9:00 a.m. to 9:30 a.m.; Open Session—9:30 a.m. to 12 p.m.

*Location:* Mandarin Oriental Washington, DC, 1330 Maryland Avenue, SW., Washington, DC 20024

**FOR FURTHER INFORMATION CONTACT:** Munira Mwalimu, Operations Officer, National Assessment Governing Board, 800 North Capitol Street, NW., Suite 825, Washington, DC 20002-4233, Telephone: (202) 357-6938.

**SUPPLEMENTARY INFORMATION:** The National Assessment Governing Board is established under section 412 of the National Education Statistics Act of 1994, as amended.

The Board is established to formulate policy guidelines for the National Assessment of Educational Progress (NAEP). The Board's responsibilities include selecting subject areas to be assessed, developing assessment specifications and frameworks, developing appropriate student achievement levels for each grade and subject tested, developing standards and procedures for interstate and national comparisons, developing guidelines for reporting and disseminating results, and releasing initial NAEP results to the public.

On March 5, the Assessment Development Committee will meet in open session from 12 noon to 2:00 p.m. and the Ad Hoc Committee on NAEP Testing and Reporting on Students with Disabilities and English Language Learners will meet in open session from 2 p.m. to 4 p.m. Thereafter, the Executive Committee will meet in open session from 4:30 p.m. to 5 p.m. and in closed session from 5 p.m. to 6 p.m.

During the closed session the Executive Committee will receive a

briefing from the National Center for Education Statistics (NCES) on options for NAEP contracts covering the 2008–2012 assessment years, based on funding for Fiscal Year 2009–2010. The discussion of contract options and costs will address the implications for congressionally mandated goals and adherence to Board policies on NAEP assessments. This part of the meeting must be conducted in closed session because public discussion of this information would disclose independent government cost estimates and contracting options, adversely impacting the confidentiality of the contracting process. Public disclosure of information discussed would significantly impede implementation of the NAEP contracts, and is therefore protected by exemption 9(B) of section 552b(c) of Title 5 U.S.C.

The second portion of the closed session of the Executive Committee is for discussion of personnel matters. These discussions pertain solely to internal personnel rules and practices of an agency and will disclose information of a personal nature where disclosure would constitute an unwarranted invasion of personal privacy. As such, the discussions are protected by exemptions 2 and 6 of section 552b(c) of Title 5 U.S.C.

On March 6, the full Board will meet in open session from 8:30 a.m. to 9:15 a.m. The Board will approve the agenda and the November 2008 Board minutes. Following these actions, the oath of office will be administered to a new Board member. Thereafter, the Governing Board will receive a report from the Interim Executive Director of the Governing Board, and hear an update on the work of the National Center for Education Statistics (NCES).

On March 6, two of the Board's standing committees—the Assessment Development Committee and the Reporting and Dissemination Committee will meet in open session from 9:45 a.m. to 12:15 p.m.

On March 6, the Committee on Standards, Design and Methodology will meet in closed session from 9:45 a.m. to 10:20 a.m. and in open session from 10:20 a.m. to 12:15 p.m. During the closed session, the Committee will review proposed 12th Grade Preparedness Research Studies, independent government costs estimates for the studies, and projected timelines for contract awards. The information discussed in closed session will be essential to the Committee's recommendations regarding preparedness research studies to be implemented and the order of implementation. Public disclosure of

information discussed would significantly impede implementation of the Governing Board's contracts and provide an undue advantage to potential bidders, and is therefore protected by exemption 9(B) of section 552b(c) of Title 5 U.S.C.

On March 6 from 12:30 p.m. to 1:30 p.m. the full Board will meet in closed session to receive a briefing on the NAEP 2008 Long Term Trends Report in Reading and Mathematics from the Associate Commissioner of NCES. The Governing Board will be provided with embargoed data on the report that cannot be discussed in an open meeting prior to their official release. The meeting must therefore be conducted in closed session as premature disclosure of data would significantly impede implementation of the NAEP program, and is therefore protected by exemption 9(B) of section 552b(c) of Title 5 U.S.C.

From 1:30 p.m. to 2:30 p.m. the Board will participate in a panel discussion with former Board Chairs. From 2:45 p.m. to 3:45 p.m., the Board will receive an update on the work of the Ad Hoc Committee on NAEP Testing and Reporting on Students with Disabilities and English Language Learners. This session will be followed by an update from WestEd on the NAEP 2010 Technological Literacy Framework Project which is scheduled to take place from 3:45 p.m. to 4:30 p.m. The March 6 session of the Board meeting is scheduled to adjourn at 4:30 p.m.

On March 7, the Nominations Committee will meet in closed session from 7:15 a.m. to 8:30 a.m. to review and discuss confidential information regarding nominees received for Board vacancies for terms beginning on October 1, 2009. The Committee will recommend a final slate of candidates for Board discussion and action. Following the Committee meeting, the full Board will meet in closed session from 9 a.m. to 9:30 a.m. to receive and discuss the final list of nominees to be submitted to the Secretary of Education for Board appointments. These discussions pertain solely to internal personnel rules and practices of an agency and will disclose information of a personal nature where disclosure would constitute an unwarranted invasion of personal privacy. As such, the discussions are protected by exemptions 2 and 6 of section 552b(c) of Title 5 U.S.C.

The full Board will meet in open session on March 7 from 9:30 a.m. to 10 a.m. to discuss the future direction of NAEP and the Governing Board. From 10:15 a.m. to 12 p.m. the Board will receive and take action on Committee reports. The March 7, 2009 session of

the Board meeting is scheduled to adjourn at 12 p.m.

Detailed minutes of the meeting, including summaries of the activities of the closed sessions and related matters that are informative to the public and consistent with the policy of section 5 U.S.C. 552b(c) will be available to the public within 14 days of the meeting. Records are kept of all Board proceedings and are available for public inspection at the U.S. Department of Education, National Assessment Governing Board, Suite #825, 800 North Capitol Street, NW., Washington, DC, from 9 a.m. to 5 p.m. Eastern Standard Time, Monday through Friday.

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**Note:** The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

Dated: February 5, 2009.

**Mary Crovo,**

*Interim Executive Director, National Assessment Governing Board, U. S. Department of Education.*

[FR Doc. E9–2880 Filed 2–10–09; 8:45 am]

BILLING CODE 4000–01–P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[IC09–725–000]

#### Commission Information Collection Activities (FERC–725); Proposed Collection; Comment Request; Extension

February 4, 2009.

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the requirements of section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507, the Federal Energy Regulatory Commission (Commission) is