

consistent with the common defense and security. Also, special circumstances are present. Therefore, the Commission hereby grants PG&E exemptions from the requirements of 10 CFR 50.82(a)(8)(i)(A) and 10 CFR 50.82(a)(8)(ii) to allow the licensee to use \$187.8 million (\$2017) from the Diablo Canyon NDT for decommissioning planning above the 3 percent limitation specified in NRC regulations and for withdrawals from the NDT for planning activities associated with spent fuel management and site restoration.

The exemptions are effective upon issuance.

Dated at Rockville, Maryland, this 10th day of September 2019.

For the Nuclear Regulatory Commission.  
/RA/

**Craig G. Erlanger,**

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

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BILLING CODE 7590-01-P

## POSTAL SERVICE

### Mailing Cremated Remains

**AGENCY:** Postal Service™.

**ACTION:** Notice of prospective revision of standards; invitation to comment.

**SUMMARY:** The Postal Service is proposing to amend *Hazardous, Restricted, and Perishable Mail*, Publication 52, in various sections to require markings on mailpieces containing cremated remains, to eliminate the use of USPS-produced Priority Mail Express® labels for domestic shipments, and to limit the use of additional mailing services.

**DATES:** Submit comments on or before October 17, 2019.

**ADDRESSES:** Mail or deliver written comments to the manager, Product Classification, U.S. Postal Service, 475 L'Enfant Plaza SW, Room 4446, Washington, DC 20260-5015. If sending comments by email, include the name and address of the commenter and send to [ProductClassification@usps.gov](mailto:ProductClassification@usps.gov), with a subject line of "Mailing Cremated Remains." Faxed comments are not accepted.

### Confidentiality

All submitted comments and attachments are part of the public record and subject to disclosure. Do not enclose any material in your comments that you consider to be confidential or inappropriate for public disclosure.

You may inspect and photocopy all written comments, by appointment only, at USPS® Headquarters Library, 475 L'Enfant Plaza SW, 11th Floor North, Washington, DC, 20260. These records are available for review on Monday through Friday, 9 a.m.—4 p.m., by calling 202-268-2906.

### FOR FURTHER INFORMATION CONTACT:

Karen F. Key at (202) 268-7492 or  
Garry Rodriguez at (202) 268-7281.

**SUPPLEMENTARY INFORMATION:** The Postal Service is proposing to amend Publication 52 in various sections to:

1. Require the use of Label 139, *Cremated Remains*, on all domestic or international mailpieces containing cremated remains.
2. Eliminate the use of Labels 11-B, 11-F, and 11-HFPU, for domestic shipments containing cremated remains.
3. Limit the additional mailing services for mailpieces containing cremated remains to insurance and return receipt.

### Background

Publication 52 subsection 451.22 provides that a mailpiece containing cremated remains (human or animal) must be shipped by Priority Mail Express or Priority Mail Express International® Service.

Publication 52 subsection 451.22b provides that the contents, cremated remains, must be indicated on the applicable customs declaration when addressed to an international destination. However, as provided in subsections 451.22a and 451.22b, markings including the use of Label 139 are optional on both domestic and international mailpieces.

*Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM®) section 115.2.0, provides that domestic Priority Mail Express customers have the option to use a USPS-provided Priority Mail Express label (11-B, 11-F, 11-HFPU) or single-ply Priority Mail Express label generated through Click-N-Ship® or other USPS-approved method.

DMM subsection 503.1.4.1, provides that mailpieces sent at Priority Mail Express prices are eligible to have Adult Signature Services, Collect on Delivery, additional insurance, and return receipt services added.

Domestic Mail Manual section 507.3.0 provides that mailpieces sent at Priority Mail Express prices are eligible for Hold For Pickup service.

### Proposal

To increase the visibility of mailpieces containing cremated remains to postal employees and to ensure those

mailpieces are more secure for processing and timely delivery, the Postal Service is proposing to require the use of Label 139 to be affixed to each side (including top and bottom) of a Priority Mail Express or Priority Mail Express International mailpiece containing cremated remains (USPS-produced or customer supplied). As an alternative, the Postal Service is introducing a special Priority Mail Express cremated remains branded box (BOX-CRE) that may be used for domestic or international shipments of cremated remains. The new Priority Mail Express cremated remains branded box will be available as part of a kit that will be offered in two versions. One kit will contain the box and a roll of tape. The other kit will include the box, a self-sealing plastic bag, bubble wrap, tape, and Publication 139, *How to Package and Ship Cremated Remains*. Both kits can be ordered online at the Postal Store on USPS.com®.

To improve service, the Postal Service is proposing to provide an option for retail customers to present a mailpiece containing cremated remains at a Post Office™ location and have a shipping label printed and affixed. Customers will continue to have the option to use a single-ply Priority Mail Express label generated through Click-N-Ship or other USPS-approved method. If customers generate a single-ply label, the Postal Service is proposing to require an Intelligent Mail® package barcode (IMpb®) shipping label with the appropriate service type code and banner text above the barcode (see Publication 199) used for cremated remains domestic shipments. The shipping services file must include the appropriate cremated remains three-digit Extra Service Code for domestic and international shipments (see Publication 199). The use of a Priority Mail Express Label 11-B, 11-F, and 11-HFPU, will no longer be accepted for cremated remains domestic shipments.

As a result of improving service with the new shipping label requirements, the Postal Service is proposing to limit the extra services available when mailing cremated remains to additional insurance and return receipt, and proposes to eliminate the option to use Hold For Pickup service. Customers will continue to have the option to request a signature.

In addition, the Postal Service will update *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM®) and International Mail Manual (IMM®), and Publication 139, *How to Package and Ship Cremated Remains*, under separate cover.

The proposed revisions will enable the Postal Service to provide an improved customer experience from sender to receiver.

**Brittany M. Johnson,**  
Attorney, Federal Compliance.

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-86926; File No. SR-CboeEDGX-2019-056]

### Self-Regulatory Organizations; Cboe EDGX Exchange, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change Relating To Amend Its Fee Schedule

September 11, 2019.

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 September 3, 2019, Cboe EDGX Exchange, Inc. (the “Exchange” or “EDGX”) filed with the Securities and Exchange Commission (the “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

Cboe EDGX Exchange, Inc. (the “Exchange” or “EDGX”) is filing with the Securities and Exchange Commission (“Commission”) a proposed rule change to amend its Fee Schedule. The text of the proposed rule change is attached [sic] as Exhibit 5.

The text of the proposed rule change is also available on the Exchange’s website ([http://markets.cboe.com/us/options/regulation/rule\\_filings/edgx/](http://markets.cboe.com/us/options/regulation/rule_filings/edgx/)), 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 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 Exchange proposes to amend its fee schedule for its equity options platform (“EDGX Options”), effective September 3, 2019.

The Exchange first notes that it operates in a highly competitive market in which market participants can readily direct order flow to competing venues if they deem fee levels at a particular venue to be excessive or incentives to be insufficient. More specifically, the Exchange is only one of 16 options venues to which market participants may direct their order flow. Based on publicly available information, no single options exchange has more than 24% of the market share and currently the Exchange represents only 3% of the market share.<sup>3</sup> Thus, in such a low-concentrated and highly competitive market, no single options exchange, including the Exchange, possesses significant pricing power in the execution of option order flow. The Exchange believes that the ever-shifting market share among the exchanges from month to month demonstrates that market participants can shift order flow, or discontinue to reduce use of certain categories of products, in response to fee changes. Accordingly, competitive forces constrain the Exchange’s transaction fees, and market participants can readily trade on competing venues if they deem pricing levels at those other venues to be more favorable. The Exchange’s Fees Schedule sets forth standard rebates and rates applied per contract. For example, the Exchange assesses a standard fee of \$0.20 per contract for Market Maker orders that add liquidity in both Penny and Non-Penny Securities. Additionally, in response to the competitive environment, the Exchange also offers tiered pricing which provides Members opportunities to qualify for higher rebates or reduced fees where certain volume criteria and thresholds are met. Tiered pricing provides an incremental incentive for Members to strive for

higher tier levels, which provides increasingly higher benefits or discounts for satisfying increasingly more stringent criteria.

For example, the Exchange currently offers seven Market Maker Volume Tiers under Footnote 2 of the fee schedule which provide reduced fees between \$0.17 per contract and \$0.01 per contract for qualifying Market Maker orders which meet certain add liquidity thresholds and yield fee codes PM and NM. Under the current Market Maker Volume Tiers, a Member receives a reduced fee between \$0.01—\$0.17 per contract, where the Member has an ADV<sup>4</sup> in Market Maker orders greater or equal to a specified percentage of OCV<sup>5</sup> (Tiers 1–5). Members also have an opportunity to receive a reduced fee of \$0.03–\$0.04 per contract under Tiers 6 and 7 where the Member satisfies alternative criteria including, reaching specified ADV thresholds in (i) in Customer orders, (ii) Customer or Market Maker orders, (iii) AIM Agency Orders and (iv) complex Customer orders. The Exchange proposes to adopt a new Market Maker Volume Tier, “Tier 2” and renumber the remaining tiers accordingly.

The Exchange believes the proposed MM Penny Add Tier will provide Members an additional opportunity and alternative means to receive a reduced fee for meeting the corresponding proposed criteria. The Exchange believes the proposed tier, along with the existing tiers, also provide an incremental incentive for Members to strive for the highest tier levels, which provide increasingly higher discounts for such transactions.

Particularly, the Exchange proposes to add new Market Maker Volume Tier 2, which would provide a reduced fee of \$0.13 per contract where a Member (i) has an ADV in Market Maker orders greater than or equal to 0.15% of average OCV, (ii) Member has a Step-Up ADAV<sup>6</sup> in Market Maker orders from

<sup>4</sup> “ADV” means average daily volume calculated as the number of contracts added or removed, combined, per day. ADV is calculated on a monthly basis. See Cboe EDGX Options Exchange Fee Schedule.

<sup>5</sup> “OCV” means the total equity and ETF options volume that clears in the Customer range at the Options Clearing Corporation (“OCC”) for the month for which the fees apply, excluding volume on any day that the Exchange experiences an Exchange System Disruption and on any day with a scheduled early market close. See Cboe EDGX Options Exchange Fee Schedule.

<sup>6</sup> “ADAV” means average daily added volume calculated as the number of contracts added. ADAV is calculated on a monthly basis. See Cboe EDGX Options Exchange Fee Schedule. To alleviate confusion, the Exchange also proposes to adopt the definition of “Step-Up ADAV” in the Fees Schedule, which term shall mean ADAV in the

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

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

<sup>3</sup> See Cboe Global Markets U.S. Options Market Volume Summary (August 30, 2019), available at [https://markets.cboe.com/us/options/market\\_statistics/](https://markets.cboe.com/us/options/market_statistics/).