

as having a load range "C," adjacent to the correct ply rating "D." Therefore, they do not comply with FMVSS No. 109 S4.3(c), which requires that "each tire shall have permanently molded into or onto both sidewalls \* \* \* (c) Maximum load rating." Although 424 tires were manufactured with the incorrect load range, 294 of the tires were found and quarantined to prevent sales and distribution. However 130 tires are unaccounted for and are considered distributed and sold into the United States market. It is these 130 tires that are the subject of this petition.

Yokohama believes that the noncompliance is inconsequential to motor vehicle safety and that no corrective action is warranted. Yokohama states that reliance upon the misbranding of load range "C" would not pose any threat to motor vehicle safety since the tire's actual carrying capability by specification is load range "D." "The tires' true capability exceeds that of \* \* \* operating if the 'C' load range designation is used by the customer to determine load capacity and inflation."

Interested persons are invited to submit written data, views, and arguments on the petition described above. Comments must refer to the docket and notice number cited at the beginning of this notice and be submitted by any of the following methods. Mail: Docket Management Facility, U.S. Department of Transportation, Nassif Building, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590-0001. Hand Delivery: Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC. It is requested, but not required, that two copies of the comments be provided. The Docket Section is open on weekdays from 10 a.m. to 5 p.m. except Federal holidays. Comments may be submitted electronically by logging onto the Docket Management System Web site at <http://dms.dot.gov>. Click on "Help" to obtain instructions for filing the document electronically. Comments may be faxed to 1-202-493-2251, or may be submitted to the Federal eRulemaking Portal: go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

The petition, supporting materials, and all comments received before the close of business on the closing date indicated below will be filed and will be considered. All comments and supporting materials received after the closing date will also be filed and will be considered to the extent possible. When the petition is granted or denied, notice of the decision will be published

in the **Federal Register** pursuant to the authority indicated below.

Comment closing date: July 6, 2004.

(Authority: 49 U.S.C. 30118, 30120; delegations of authority at CFR 1.50 and 501.8.)

Issued on: May 27, 2004.

**Kenneth N. Weinstein,**

*Associate Administrator for Enforcement.*

[FR Doc. 04-12616 Filed 6-2-04; 8:45 am]

**BILLING CODE 4910-59-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-303 (Sub-No. 26X)]

#### Wisconsin Central Ltd.—Abandonment Exemption—in Ashland County, WI

Wisconsin Central Ltd. (WCL)<sup>1</sup> has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon a 0.48-mile line of railroad from milepost 435.35 on Ashland's lakefront and traveling 2,552 feet to a point where it connects to a private spur that used to serve C. Reiss Coal Company in Ashland, Ashland County, WI. The line traverses United States Postal Service Zip Code 54806.

WCL has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic to be rerouted; (3) no formal complaint filed by a user of rail service on the line (or by a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Board or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental report), 49 CFR 1105.8 (historic report), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this

<sup>1</sup> WCL is a Class I common carrier which owns and operates approximately 1,800 miles of rail line in four Upper Midwestern states. WCL also is a wholly owned subsidiary of Canadian National Railway Company.

exemption will be effective on July 3, 2004, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>2</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>3</sup> and trail use/rail banking requests under 49 CFR 1152.29<sup>4</sup> must be filed by June 14, 2004. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by June 23, 2004, with: Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001.

A copy of any petition filed with the Board should be sent to WCL's representative: Michael J. Barron, Jr., 17641 S. Ashland Avenue, Homewood, IL 60430-1345.

If the verified notice contains false or misleading information, the exemption is void *ab initio*.

WCL has filed an environmental report which addresses the abandonment's effects, if any, on the environmental and historic resources. SEA will issue an environmental assessment (EA) by June 8, 2004. Interested persons may obtain a copy of the EA by writing to SEA (Room 500, Surface Transportation Board, Washington, DC 20423-0001) or by calling SEA, at (202) 565-1539. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.] Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), WCL shall file a notice of consummation with the Board to signify it has exercised the authority granted and fully abandoned the line. If consummation has not been effected by WCL's filing of a notice of consummation by June 3, 2005, and there are no legal or regulatory barriers

<sup>2</sup> The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis (SEA) in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Board may take appropriate action before the exemption's effective date.

<sup>3</sup> Each OFA must be accompanied by the filing fee, which currently is set at \$1,100. See 49 CFR 1102.2(f)(25).

<sup>4</sup> Each trail use request must be accompanied by the filing fee, which currently is set at \$200. See 49 CFR 1002.2(f)(27).

to consummation, the authority to abandon will automatically expire.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: May 27, 2004.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.

**Vernon A. Williams,**  
Secretary.

[FR Doc. 04-12560 Filed 6-2-04; 8:45 am]

BILLING CODE 4915-01-P

## DEPARTMENT OF THE TREASURY

### Financial Management Service

#### Privacy Act of 1974, as Amended; System of Records

**AGENCY:** Financial Management Service, Treasury.

**ACTION:** Notice of proposed new system of records.

**SUMMARY:** In accordance with the Privacy Act of 1974, as amended, the Financial Management Service gives notice of a proposed new Privacy Act system of records entitled "Treasury/FMS .004—Education and Training Records."

**DATES:** Comments must be received no later than July 6, 2004. The proposed new system of records will become effective July 13, 2004, unless comments are received which would result in a contrary determination.

**ADDRESSES:** You should send your comments to Tom Longnecker, Disclosure Officer, Financial Management Service, 401 14th Street, SW., Washington, DC 20227. Comments received will be available for inspection at the same address between the hours of 9 a.m. and 4 p.m. Monday through Friday. You may send your comments by electronic mail to [tom.longnecker@fms.treas.gov](mailto:tom.longnecker@fms.treas.gov).

**FOR FURTHER INFORMATION CONTACT:** Tom Longnecker, Disclosure Officer, (202) 874-6837.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Privacy Act of 1974, as amended, 5 U.S.C. 552a, the Financial Management Service (FMS) is proposing to establish a new system of records entitled "Treasury/FMS .004—Education and Training Records." FMS offers various training opportunities, including financial management and accounting training, for employees of government agencies, as well as other individuals (for example, contractors who may work with the government in the financial management area or

representatives of foreign governments) on a fee-for-service basis. For purposes of this notice, individuals who enroll and participate in the training classes are referred to as "training participants". In order to administer the training and collect service fees and maintain accurate records, FMS must collect and maintain information related to the training participants' enrollment and participation. To ensure that class and enrollment status, class completion information, transcripts and certificates of completion are maintained accurately, FMS collects and maintains the training participant's name, social security number (SSN) and contact information (for example, title, address, organization, work phone number and email address). The training participant's SSN will be used to verify the accurate retention of records pertaining to the participant and to distinguish them from other participants or payers in this system. Furnishing of their SSN and the other requested information is voluntary. However, failure to provide any part of the requested information may delay the processing of their access request and may require additional unique information before the participant is granted access to FMS training. To validate records concerning service fee payments made by or on behalf of training participants, FMS also collects and maintains payment information (for example, credit card information or information contained in the Federal Government's Standard Form 182—Request, Authorization, Agreement, and Certification of Training or DD 1556—Request, Authorization, Agreement, Certification of Training and Reimbursement).

FMS continually seeks to modernize its training program. Through its Learning Management System (LMS), FMS is initiating a new self-service program that allows, among other things, the FMS customer to check class offerings and the status of a class, enroll in a class or cancel an enrollment, and initiate payment for training via the Internet. FMS collects information submitted by the training participant via the LMS government Web site, which is subject to various security measures described in this notice. Collecting information from the training participant via the Internet allows FMS to efficiently provide training and payment processing services to its customers. With continual improvement in technology, FMS expects to develop more automated means to collect and report service fees for training and financial information in the future.

As the LMS is password protected, a visit to the initial Learner ID/Password page (log-on screen) of the LMS Internet site is not tracked nor are cookies employed. The number of 'hits' to the log-on screen is tracked. However, no individual record information is recorded or tracked. If the visitor subsequently creates an account on the LMS or successfully accesses the LMS by using the proper Learner Code and Password, and thereby become a training participant, session cookies are used to track subsequent 'internal' LMS locations visited by that participant. Additionally, incorrect log-on attempts exceeding the maximum allowed for an established training participant account may be tracked in order to lock out the affected account for security purposes.

Once LMS access is gained, the LMS maintains a log of the various internal Web pages a training participant visits in order to make the LMS site more useful to training participants; for IT security purposes to monitor for improper behavior violating the LMS—FMS Rules of Behavior, and to facilitate collection of payment from the government agencies and individuals by documenting training participant activity (*i.e.*, enrollment fee, late or cancellation fees).

FMS recognizes that security needs (*i.e.*, the need to verify the identity of the individual) must be balanced with privacy concerns (*i.e.*, the need to protect an individual's personal information), and therefore, seeks to limit the collection of personal information to only that which is needed for the processing of training information. FMS maintains safeguards, both electronically and in its training processes, to protect personal and financial data from risks such as the unauthorized access to records and inadvertent disclosure of confidential information. FMS employs safeguards to ensure that the training data is accessible by authorized users only.

Not every transaction will require the collection or disclosure of all of the information listed under "Categories of records in the system." The categories of records cover the broad spectrum of information that might be required for various types of transactions that specifically support FMS' training and education program. It is noted that the proposed system covers records obtained in connection with the various mechanisms that are either used currently (for example, LMS) or may be used in the future for electronic training program processes. FMS has attempted to cover the information needed for the various types of transactions processed in today's technological environment, as