

Agency	Organization	Position title	Authorization No.	Vacate date
Department of Agriculture .....	Farm Service Agency .....	State Executive Director—Louisiana.	DA130208	1/3/2014
Department of Commerce .....	Office of the Deputy Secretary .....	Special Assistant .....	DA120008	1/12/2014
		Special Advisor .....	DC120035	1/6/2014
		Senior Advisor .....	DC120157	1/7/2014
Department of Education .....	Office of the Assistant Secretary for Industry and Analysis.			
	Office of the Chief of Staff .....	Confidential Assistant .....	DC120152	1/14/2014
	Office of the Deputy Secretary .....	Confidential Assistant .....	DB100023	1/6/2014
Department of Health and Human Services.	Office for Civil Rights .....	Confidential Assistant .....	DB120030	1/8/2014
		Confidential Assistant .....	DH120132	1/11/2014
Department of Homeland Security	Office of the Assistant Secretary for Health.			
Department of Housing and Urban Development.	Office of the Under Secretary for National Protection and Programs Directorate.	Confidential Assistant .....	DM120123	1/10/2014
	Office of the Chief of Staff .....	Deputy White House Liaison .....	DM120075	1/11/2014
	Office of the Secretary .....	Financial Analyst for Housing Finance.	DU120025	1/10/2014
Department of Justice .....	Office of Housing .....	Program Analyst .....	DU110033	1/25/2014
	Office on Violence Against Women.	Special Assistant .....	DJ120030	1/11/2014
Department of Labor .....	Office of Congressional and Intergovernmental Affairs.	Senior Legislative Officer .....	DL130014	1/10/2014
Department of the Interior .....	Office of the Deputy Secretary .....	Counselor to the Deputy Secretary	DI120035	1/21/2014
Department of Transportation .....	Secretary .....	Special Assistant for Scheduling and Advance.	DT120066	1/11/2014
		Scheduler .....	DT130033	1/11/2014
		Associate Director for Transportation Policy.	DT120024	1/25/2014
Export-Import Bank .....	Assistant Secretary for Transportation Policy.			
National Endowment for the Arts ..	Office of Communications .....	Senior Advisor .....	EB110007	1/23/2014
National Transportation Safety Board.	National Endowment for the Arts ..	Congressional Liaison .....	NA090003	1/4/2014
		Special Assistant .....	TB100002	1/3/2014
Office of the Secretary of Defense	Office of Board Members .....			
	Washington Headquarters Services.	Defense Fellow .....	DD130080	1/25/2014

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR, 1954–1958 Comp., p. 218.

U.S. Office of Personnel Management.

**Katherine Archuleta,**

*Director.*

[FR Doc. 2014–05279 Filed 3–10–14; 8:45 am]

**BILLING CODE 6325–39–P**

## OFFICE OF PERSONNEL MANAGEMENT

### January 2014 Pay Schedules

**AGENCY:** U.S. Office of Personnel Management (OPM).

**ACTION:** Notice.

**SUMMARY:** The President has signed an Executive Order containing the 2014 pay schedules for certain Federal civilian employees. Pursuant to the President's alternative plan issued under 5 U.S.C. 5303(b) and 5304(a) on August 30, 2013, the Executive Order authorizes a one percent across-the-board increase for statutory pay systems and provides that locality percentages remain at 2013 levels. This notice serves as documentation for the public record.

**FOR FURTHER INFORMATION CONTACT:** Lisa Dismond, Pay and Leave, Employee Services, U.S. Office of Personnel

Management; (202) 606–2858 or pay-leave-policy@opm.gov.

**SUPPLEMENTARY INFORMATION:** On December 23, 2013, the President signed Executive Order 13655 (78 FR 80451), which implemented the January 2014 pay adjustments. The Executive Order provides an across-the-board increase of one percent in the rates of basic pay for the statutory pay systems.

The publication of this notice satisfies the requirement in section 5(b) of Executive Order 13655 that the U.S. Office of Personnel Management (OPM) publish appropriate notice of the 2014 locality payments in the **Federal Register**.

Schedule 1 of Executive Order 13655 provides the rates for the 2014 General Schedule (GS) and reflects a one percent increase from 2013. Executive Order 13655 also includes the percentage amounts of the 2014 locality payments, which remain at 2013 levels. (See Section 5 and Schedule 9 of Executive Order 13655.)

GS employees receive locality payments under 5 U.S.C. 5304. Locality payments apply in the United States (as defined in 5 U.S.C. 5921(4)) and its territories and possessions. In 2014, locality payments ranging from 14.16

percent to 35.15 percent apply to GS employees in the 34 locality pay areas. The 2014 locality pay area definitions can be found at: <http://www.opm.gov/policy-data-oversight/pay-leave/salaries-wages/2014/locality-pay-area-definitions/>.

The 2014 locality pay percentages became effective on the first day of the first pay period beginning on or after January 1, 2014 (January 12, 2014). An employee's locality rate of pay is computed by increasing his or her scheduled annual rate of pay (as defined in 5 CFR 531.602) by the applicable locality pay percentage. (See 5 CFR 531.604 and 531.609.)

Executive Order 13655 establishes the new Executive Schedule (EX), which incorporates a one percent increase required under 5 U.S.C. 5318 (rounded to the nearest \$100). By law, Executive Schedule officials are not authorized to receive locality payments.

Executive Order 13655 establishes the 2014 range of rates of basic pay for members of the Senior Executive Service (SES) under 5 U.S.C. 5382. The minimum rate of basic pay for the SES is \$120,749 in 2014. The maximum rate of the SES rate range is \$181,500 (level II of the Executive Schedule) for SES members who are covered by a certified

SES performance appraisal system and \$167,000 (level III of the Executive Schedule) for SES members who are not covered by a certified SES performance appraisal system.

The minimum rate of basic pay for the senior-level (SL) and scientific and professional (ST) rate range was increased by 1 percent (\$120,749 in 2014), which is the amount of the across-the-board GS increase. The applicable maximum rate of the SL/ST rate range is \$181,500 (level II of the Executive Schedule) for SL or ST employees who are covered by a certified SL/ST performance appraisal system and \$167,000 (level III of the Executive Schedule) for SL or ST employees who are not covered by a certified SL/ST performance appraisal system. Agencies with certified performance appraisal systems for SES members and employees in SL and ST positions also must apply a higher aggregate limitation on pay—up to the Vice President's salary (\$233,000 in 2014.)

Note: Section 741 of title VII of division E of the Consolidated Appropriations Act, 2014 (Pub. L. 113–76, January 17, 2014), froze pay rates for the Vice President and certain senior political appointees (including political appointees under the Executive Schedule and certain non-career SES members) at 2013 levels during calendar year 2014. The section 741 pay freeze does not affect the 2014 rates (or ranges) of pay officially established by Executive Order 13655. Rather, it temporarily bars covered officials from receiving pay increases based on the 2014 increases in those officially established rates (or ranges). For additional information on the 2014 pay freeze for certain senior political officials, see <http://www.chcoc.gov/transmittals/TransmittalDetails.aspx?TransmittalID=5952>.

Executive Order 13655 provides that the rates of basic pay for administrative law judges (ALJs) under 5 U.S.C. 5372 are increased by 1 percent, rounded to the nearest \$100 in 2014. The rate of basic pay for AL–1 is \$157,100 (equivalent to the rate for level IV of the Executive Schedule). The rate of basic pay for AL–2 is \$153,300. The rates of basic pay for AL–3/A through 3/F range from \$104,900 to \$145,100.

The rates of basic pay for members of Contract Appeals Boards are calculated as a percentage of the rate for level IV of the Executive Schedule. (See 5 U.S.C. 5372a.) Therefore, these rates of basic pay are increased by 1 percent in 2014.

On November 1, 2013, OPM issued a memorandum on behalf of the President's Pay Agent (the Secretary of

Labor and the Directors of the Office of Management and Budget (OMB) and OPM) that continues GS locality payments for ALJs and certain other non-GS employee categories in 2014. By law, EX officials, SES members, employees in SL/ST positions, and employees in certain other equivalent pay systems are not authorized to receive locality payments. (Note: An exception applies to certain grandfathered SES, SL, and ST employees stationed in a nonforeign area on January 2, 2010.) The locality pay percentages continued for non-GS employees have not been increased in 2014. The memo is available at: <http://www.opm.gov/policy-data-oversight/pay-leave/salaries-wages/2013/continuation-of-locality-payments-for-non-general-schedule-employees-nov-2013.pdf>.

On December 23, 2013, OPM issued a memorandum (CPM 2013–18) on the January 2014 pay adjustments. (See <http://www.chcoc.gov/transmittals/TransmittalDetails.aspx?TransmittalID=5896>.) The memorandum transmitted Executive Order 13655 and provided the 2014 salary tables, locality pay areas and percentages, and information on general pay administration matters and other related information. The “2014 Salary Tables” posted on OPM's Web site at <http://www.opm.gov/policy-data-oversight/pay-leave/salaries-wages/> are the official rates of pay for affected employees and are hereby incorporated as part of this notice.

U.S. Office of Personnel Management.

**Katherine Archuleta,**  
Director.

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–71652; File No. TP 14–05]

### Order Granting Limited Exemptions From Exchange Act Rule 10b–17 and Rules 101 and 102 of Regulation M to First Trust Dorsey Wright Focus Five ETF Pursuant to Exchange Act Rule 10b–17(b)(2) and Rules 101(d) and 102(e) of Regulation M

March 5, 2014.

By letter dated March 5, 2014 (the “Letter”), as supplemented by conversations with the staff of the Division of Trading and Markets, counsel for First Trust Exchange-Traded Fund VI (the “Trust”) on behalf of the Trust, First Trust Dorsey Wright Focus Five ETF (the “Fund”), any national

securities exchange on or through which shares issued by the Fund (“Shares”) may subsequently trade, First Trust Portfolios L.P., and persons or entities engaging in transactions in Shares (collectively, the “Requestors”) requested exemptions, or interpretive or no-action relief, from Rule 10b–17 of the Securities Exchange Act of 1934, as amended (“Exchange Act”) and Rules 101 and 102 of Regulation M in connection with secondary market transactions in Shares and the creation or redemption of aggregations of Shares of at least 50,000 shares (“Creation Units”).

The Trust is registered with the Commission under the Investment Company Act of 1940, as amended (“1940 Act”), as an open-end management investment company. The Fund seeks to track the performance of an underlying index developed by Dorsey, Wright & Associates called the Dorsey Wright Focus Five Index (“Index”). The Index is designed to provide targeted exposure to the five First Trust sector-based exchange traded funds (“ETFs”) (*i.e.*, sector-based ETFs also advised by the investment advisor to the Fund) that the index provider believes offer the greatest potential to outperform other First Trust sector-based ETFs. The Index will take into account the performance of each of these sector or industry ETFs relative to one another. The Fund intends to operate as an “ETF of ETFs” by seeking to track the performance of its underlying Index through investing at least 90% of its net assets (plus the amount of any borrowings for investment purposes) in the ETFs which comprise the Index. Except for the fact that the Fund will operate as an ETF of ETFs, the Fund will operate in a manner identical to the ETFs that are included in the Index.

The Requestors represent, among other things, the following:

- Shares of the Fund will be issued by the Trust, an open-end management investment company that is registered with the Commission;
- The Trust will continuously redeem Creation Units at net asset value (“NAV”) and the secondary market price of the Shares should not vary substantially from the NAV of such Shares;
- Shares of the Fund will be listed and traded on the Nasdaq Stock Market LLC or other exchange in accordance with exchange listing standards that are, or will become, effective pursuant to