

*C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others*

The Phlx has neither solicited nor received comments on the proposed rule change.

**III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action**

Because the foregoing proposed rule change: (1) Does not significantly affect the protection of investors or the public interest; (2) does not impose any significant burden on competition; and (3) by its terms does not become operative for 30 days after the date of this filing, or such shorter time as the Commission may designate if consistent with the protection of investors and the public interest, the proposed rule change has become effective pursuant to Section 19(b)(3)(A) of the Act and Rule 19b-4(f)(6) thereunder.

A proposed rule change filed under Rule 19b-4(f)(6) normally does not become operative for 30 days after the date of filing. However, Rule 19b-4(f)(6)(iii) permits the Commission to designate a shorter time if such action is consistent with the protection of investors and the public interest. The Phlx has asked the Commission to waive the 30-day operative delay. The Commission believes that waiving the 30-day operative delay is consistent with the protection of investors and the public interest because the proposed rule change corrects references that are now obsolete.<sup>9</sup> For this reason, the Commission designates that the proposal has become effective and operative immediately upon filing with the Commission.

At any time within 60 days of the filing of the proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.<sup>10</sup>

**IV. Solicitation of Comments**

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

*Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-Phlx-2005-84 on the subject line.

*Paper Comments*

- Send paper comments in triplicate to Nancy M. Morris, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-9303.

All submissions should refer to File Number SR-Phlx-2005-84. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing also will be available for inspection and copying at the principal office of the Phlx.

All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-Phlx-2005-84 and should be submitted on or before February 8, 2006.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>11</sup>

**Nancy M. Morris,**  
Secretary.

[FR Doc. E6-433 Filed 1-17-06; 8:45 am]

**BILLING CODE 8010-01-P**

**SMALL BUSINESS ADMINISTRATION**

[License No. 09/79-0432]

**Telesoft Partners II SBIC, LP; Notice Seeking Exemption Under Section 312 of the Small Business Investment Act, Conflicts of Interest**

Notice is hereby given that Telesoft Partners II SBIC, LP, 1450 Fashion Island Blvd., Suite 610, San Mateo, CA 94404, a Federal Licensee under the Small Business Investment Act of 1958, as amended ("the Act"), in connection with the financing of a small concern, has sought an exemption under section 312 of the Act and section 107.730, Financings which Constitute Conflicts of Interest of the Small Business Administration ("SBA") Rules and Regulations (13 CFR 107.730). Telesoft Partners II SBIC, LP proposes to provide equity/debt security financing to LogLogic, Inc. The financing is contemplated for working capital and general corporate purposes.

The financing is brought within the purview of § 107.730(a)(1) of the Regulations because Telesoft Partners II QP, LP, Telesoft Partners II, LP and Telesoft NP Employee Fund, LLC, all Associates of Telesoft Partners II SBIC, L.P., own more than ten percent of LogLogic, Inc.

Notice is hereby given that any interested person may submit written comments on the transaction to the Associate Administrator for Investment, U.S. Small Business Administration, 409 Third Street, SW., Washington, DC 20416.

Dated: November 30, 2005.

**Jaime Guzmán-Fournier,**

*Associate Administrator for Investment.*

[FR Doc. E6-439 Filed 1-17-06; 8:45 am]

**BILLING CODE 8025-01-P**

**SMALL BUSINESS ADMINISTRATION**

[Disaster Declaration # 10131]

**Maine Disaster # ME-00002  
Declaration of Economic Injury**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Amendment 1.

**SUMMARY:** This is an amendment of an Economic Injury Disaster Loan (EIDL) declaration for the State of Maine, dated 01/06/2006.

*Incident:* Outbreak of red tide in the waters off Maine.

*Incident Period:* May 24, 2005 and continuing.

**DATES:** *Effective Date:* January 6, 2006.

<sup>9</sup> For purposes only of waiving the 30-day operative delay, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

<sup>10</sup> See Rule 19b-4(f)(6)(iii), 17 CFR 240.19b-4(f)(6)(iii).

<sup>11</sup> 17 CFR 200.30-3(a)(12).

*EIDL Loan Application Deadline Date:* March 23, 2006.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, National Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, Suite 6050, Washington, DC 20416

**SUPPLEMENTARY INFORMATION:** The notice of an Economic Injury declaration for the State of Maine dated June 23, 2005, is hereby amended to include the following areas as adversely affected by the disaster.

*Primary County:* Piscataquis.

All other counties contiguous to the above named primary county have previously been declared.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Number 59002)

Dated: January 6, 2006.

**Hector V. Barreto,**  
*Administrator.*

[FR Doc. E6-441 Filed 1-17-06; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### Small Business Size Standards: Waiver of the Nonmanufacturer Rule

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice of intent to waive the Nonmanufacturer Rule for Water Treatment Chemicals.

**SUMMARY:** The U.S. Small Business Administration (SBA) is considering granting a waiver of the Nonmanufacturer Rule for Water Treatment Chemicals. The basis for waivers is that no small business manufacturers are supplying these classes of products to the Federal government. The effect of a waiver would be to allow otherwise qualified regular dealers to supply the products of any domestic manufacturer on a Federal contract set aside for small businesses, service-disabled veteran-owned small businesses or SBA's 8(a) Business Development Program. The purpose of this notice is to solicit comments and potential source information from interested parties.

**DATES:** Comments and source information must be submitted on or before February 3, 2006.

**ADDRESSES:** You may submit comments and source information to Edith Butler,

Program Analyst, U.S. Small Business Administration, Office of Government Contracting, 409 3rd Street, SW., Suite 8800, Washington, DC 20416.

#### FOR FURTHER INFORMATION CONTACT:

Edith Butler, Program Analyst, by telephone at (202) 619-0422; by FAX at 481-1788; or by e-mail at [edith.butler@sba.gov](mailto:edith.butler@sba.gov).

**SUPPLEMENTARY INFORMATION:** Section 8(a)(17) of the Small Business Act (Act), 15 U.S.C. 637(a)(17), requires that recipients of Federal contracts set aside for small businesses, service-disabled veteran-owned small businesses, or SBA's 8(a) Business Development Program provide the product of a small business manufacturer or processor, if the recipient is other than the actual manufacturer or processor. This requirement is commonly referred to as the Nonmanufacturer Rule.

The SBA regulations imposing this requirement are found at 13 CFR 121.406(b). Section 8(a)(17)(b)(iv) of the Act authorizes SBA to waive the Nonmanufacturer Rule for any "class of products" for which there are no small business manufacturers or processors in the Federal market.

As implemented in SBA's regulations at 13 CFR 121.1202(c), in order to be considered available to participate in the Federal market for a class of products, a small business manufacturer must have submitted a proposal for a contract solicitation or received a contract from the Federal government within the last 24 months. The SBA defines "class of products" based on six-digit coding systems. The first coding system is the Office of Management and Budget North American Industry Classification System (NAICS).

The SBA is currently processing a request to waive the Nonmanufacturer Rule for Water Treatment Chemicals, North American Industry Classification System (NAICS) 325188, and 325199. The public is invited to comment or provide source information to SBA on the proposed waiver of the Nonmanufacturer Rule for these NAICS codes.

Dated: January 9, 2006.

**Karen C. Hontz,**

*Associate Administrator for Government Contracting.*

#### Attachment A: Product Listing

##### SIN 524-2 FUEL OIL TREATMENT CHEMICALS

FuelSolv FS915  
FuelSolv FS916  
FuelSolv FS917  
FuelSolv MGP3275

FuelSolv OMG8500  
FuelSolv PB901

##### SIN 524-2 BOILER TREATMENT CHEMICALS

Aquamax IEC2  
Aquamax IEC800  
CorTrol IS100  
CorTrol IS102  
CorTrol IS103  
CorTrol IS104  
CorTrol IS3000  
CorTrol OS131  
CorTrol OS133  
CorTrol OS5300  
CorTrol OS7780  
OptiGuard MCA624  
RediFeed OptiGuard MCA630  
OptiGuard MCM610  
RediFeed OptiGuard MCM955  
OptiGuard MCP600  
OptiGuard MCP601  
RediFeed OptiGuard MCP953  
Optisperse ADJ560  
Optisperse ADJ561  
Optisperse APO200  
Optisperse APO520  
Optisperse AP301  
Optisperse AP302  
Optisperse CL361  
Optisperse CL362  
Optisperse CL363  
Optisperse CPS500  
Optisperse CPS501  
Optisperse CPS502  
Optisperse CPS503  
Optisperse CPS504  
Optisperse PO400  
Optisperse PO423  
Optisperse PO424  
Optisperse SP530  
Optisperse SP531  
Optisperse SP532  
Steamate FM760  
Steamate FM761  
Steamate FM1000  
Steamate NA0240  
Steamate NA0540  
Steamate NA2140  
Steamate NA2260  
Steamate NA700  
Steamate NA701  
Steamate NA720  
Steamate NA703  
Steamate NA707  
Steamate NA711  
Steamate NA713  
Steamate NA715

##### SIN 524-2 COOLING WATER TREATMENT CHEMICALS

Continuum AEC213  
Continuum AEC216  
Continuum AEC217  
Continuum AEC218  
Continuum AEC223  
Continuum AEC225  
Continuum AEC230  
Continuum AEC231