

other Federal agencies the opportunity to comment on the review of the following expiring information collection request (ICR) with change: Death Benefit Payment Rollover, RI 94–7.

**DATES:** Comments are encouraged and will be accepted until November 6, 2023.

**ADDRESSES:** You may submit comments, identified by docket number and title, by the following method:

- *Federal Rulemaking Portal:* <https://www.regulations.gov>. Follow the instructions for submitting comments.

All submissions received must include the agency name and docket number for this document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing at <https://www.regulations.gov> as they are received without change, including any personal identifiers or contact information.

**FOR FURTHER INFORMATION CONTACT:** A copy of this ICR with applicable supporting documentation may be obtained by contacting the Retirement Services Publications Team, Office of Personnel Management, 1900 E Street NW, Room 3316–L, Washington, DC 20415, Attention: Cyrus S. Benson, or sent by email to [Cyrus.Benson@opm.gov](mailto:Cyrus.Benson@opm.gov) or faxed to (202) 606–0910 or reached via telephone at (202) 936–0401.

**SUPPLEMENTARY INFORMATION:** Form RI 94–7 provides Federal Employees Retirement System (FERS) surviving spouses and former spouses with the means to elect payment of FERS rollover-eligible benefits directly or to an Individual Retirement Arrangement (IRA), eligible employer plan, or Thrift Savings Plan (TSP) account. As required by the Paperwork Reduction Act of 1995 (Pub. L. 104–13), as amended (44 U.S.C. chapter 35), OPM is soliciting comments for this collection (OMB No. 3206–0218). OPM is particularly interested in comments that:

1. Evaluate whether the proposed collection of information is necessary for the proper performance of functions of the agency, including whether the information will have practical utility;
2. Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
3. Enhance the quality, utility, and clarity of the information to be collected; and
4. Minimize the burden of the collection of information on those who

are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

#### Analysis

*Agency:* Office of Personnel Management, Retirement Services.  
*Title:* Death Benefit Payment Rollover.  
*OMB Number:* 3206–0218.

*Frequency:* On occasion.  
*Affected Public:* Individuals or Households.

*Number of Respondents:* 3,444.  
*Estimated Time per Respondent:* 1 hour.

*Total Burden Hours:* 3,444.

Office of Personnel Management.

**Kayyonne Marston,**  
*Federal Register Liaison.*

[FR Doc. 2023–19192 Filed 9–5–23; 8:45 am]

**BILLING CODE 6325–38–P**

## POSTAL REGULATORY COMMISSION

[Docket Nos. CP2022–74; CP2022–77; CP2022–92; MC2023–250 and CP2023–253]

### New Postal Products

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission is noticing a recent Postal Service filing for the Commission's consideration concerning a negotiated service agreement. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

**DATES:** *Comments are due:* September 7, 2023.

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

**FOR FURTHER INFORMATION CONTACT:** David A. Trissell, General Counsel, at 202–789–6820.

#### SUPPLEMENTARY INFORMATION:

#### Table of Contents

- I. Introduction
- II. Docketed Proceeding(s)

### I. Introduction

The Commission gives notice that the Postal Service filed request(s) for the Commission to consider matters related

to negotiated service agreement(s). The request(s) may propose the addition or removal of a negotiated service agreement from the Market Dominant or the Competitive product list, or the modification of an existing product currently appearing on the Market Dominant or the Competitive product list.

Section II identifies the docket number(s) associated with each Postal Service request, the title of each Postal Service request, the request's acceptance date, and the authority cited by the Postal Service for each request. For each request, the Commission appoints an officer of the Commission to represent the interests of the general public in the proceeding, pursuant to 39 U.S.C. 505 (Public Representative). Section II also establishes comment deadline(s) pertaining to each request.

The public portions of the Postal Service's request(s) can be accessed via the Commission's website (<http://www.prc.gov>). Non-public portions of the Postal Service's request(s), if any, can be accessed through compliance with the requirements of 39 CFR 3011.301.<sup>1</sup>

The Commission invites comments on whether the Postal Service's request(s) in the captioned docket(s) are consistent with the policies of title 39. For request(s) that the Postal Service states concern Market Dominant product(s), applicable statutory and regulatory requirements include 39 U.S.C. 3622, 39 U.S.C. 3642, 39 CFR part 3030, and 39 CFR part 3040, subpart B. For request(s) that the Postal Service states concern Competitive product(s), applicable statutory and regulatory requirements include 39 U.S.C. 3632, 39 U.S.C. 3633, 39 U.S.C. 3642, 39 CFR part 3035, and 39 CFR part 3040, subpart B. Comment deadline(s) for each request appear in section II.

### II. Docketed Proceeding(s)

1. *Docket No(s):* CP2022–74; *Filing Title:* USPS Notice of Amendment to Priority Mail Express, Priority Mail, First-Class Package Service & Parcel Select Contract 11, Filed Under Seal; *Filing Acceptance Date:* August 29, 2023; *Filing Authority:* 39 CFR 3035.105; *Public Representative:* Philip T. Abraham; *Comments Due:* September 7, 2023.

2. *Docket No(s):* CP2022–77; *Filing Title:* USPS Notice of Amendment to Priority Mail Express, Priority Mail, First-Class Package Service & Parcel

<sup>1</sup> See Docket No. RM2018–3, Order Adopting Final Rules Relating to Non-Public Information, June 27, 2018, Attachment A at 19–22 (Order No. 4679).

Select Contract 14, Filed Under Seal; *Filing Acceptance Date*: August 29, 2023; *Filing Authority*: 39 CFR 3035.105; *Public Representative*: Kenneth R. Moeller; *Comments Due*: September 7, 2023.

3. *Docket No(s)*: CP2022–92; *Filing Title*: USPS Notice of Amendment to Priority Mail Express, Priority Mail, First-Class Package Service & Parcel Select Contract 18, Filed Under Seal; *Filing Acceptance Date*: August 29, 2023; *Filing Authority*: 39 CFR 3035.105; *Public Representative*: Kenneth R. Moeller; *Comments Due*: September 7, 2023.

4. *Docket No(s)*: MC2023–250 and CP2023–253; *Filing Title*: USPS Request to add Priority Mail & USPS Ground Advantage Contract 42 to Competitive Product List and Notice of Filing Under Seal; *Filing Acceptance Date*: August 29, 2023; *Filing Authority*: 39 U.S.C. 3642, 39 CFR 3040.130 through 3040.135, and 39 CFR 3035.105; *Public Representative*: Philip T. Abraham; *Comments Due*: September 7, 2023.

This Notice will be published in the **Federal Register**.

Erica A. Barker,  
Secretary.

[FR Doc. 2023–19119 Filed 9–5–23; 8:45 am]

BILLING CODE 7710–FW–P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–98253; File No. SR–MEMX–2023–17]

### Self-Regulatory Organizations; MEMX LLC; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Amend Rule 19.3 (Criteria for Underlying Securities) To Accelerate the Listing of Options on Certain IPOs

August 30, 2023.

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 August 22, 2023, MEMX LLC (“MEMX” or the “Exchange”) filed with the Securities and Exchange Commission (the “Commission”) the proposed rule change as described in Items I and II 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

The Exchange proposes to amend MEMX Rule 19.3 (Criteria for Underlying Securities) to permit an underlying security having a market capitalization of at least \$3 billion based upon the offering price of its initial public offering, to be listed and traded starting on or after the second business day following the initial public offering day. The text of the proposed rule change is provided in Exhibit 5.

#### 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

In August 2022, the Commission approved the Exchange’s adoption of rules to govern the trading of options on the Exchange by MEMX Options,<sup>3</sup> which will be a facility of the Exchange. The Exchange plans to launch MEMX Options in September 2023, and in advance of that launch, the Exchange is proposing a listings rule change applicable to options that is substantially similar in all material respects to the proposal approved from NYSE American LLC (“NYSE American”).<sup>4</sup> Specifically, the Exchange proposes to amend Rule 19.3 (Criteria for Underlying Securities) to permit an underlying security having a market capitalization of at least \$3 billion based upon the offering price of its initial public offering, to be listed and traded starting on or after the second business day following the initial public offering day. This is a competitive filing that is based on a proposal recently submitted

by NYSE American and approved by the Commission.<sup>5</sup>

The purpose of the proposed rule change is to amend Rule 19.3 (Criteria for Underlying Securities) (the “Rule”) as set forth below. Following discussions with other exchanges and a cross-section of industry participants and in coordination with the Listed Options Market Structure Working Group (“LOMSWG”) (collectively, the “Industry Working Group”), the Exchange proposes to modify the standard set forth in the Rule for the listing and trading of options on “covered securities” to reduce the time to market.

Rule 19.3(b)(5)(A) sets forth the guidelines to be considered in evaluating for option transactions underlying securities that are “covered securities,” as defined in section 18(b)(1)(A) of the Securities Act of 1933 (hereinafter “covered security” or “covered securities”).<sup>6</sup> Currently, the Exchange permits the listing of an option on an underlying covered security that, amongst other things, has a market price of at least \$3.00 per share for the previous three consecutive business days preceding the date on which the Exchange submits a certificate to The Options Clearing Corporation (“OCC”) to list and trade options on the underlying security (the “three-day lookback period”).<sup>7</sup> Under the current rule, if an initial public offering (“IPO”) occurs on a Monday, the earliest date the Exchange could submit its listing certificate to OCC would be on Thursday, with the market price determined by the closing price over the three-day lookback period from Monday through Wednesday. The option on the IPO’d security would then be eligible for trading on the Exchange on Friday (*i.e.*, within four business days of the IPO inclusive of the day the listing certificate is submitted to OCC).

The Exchange notes that the three-day look back period helps ensure that options on underlying securities may be listed and traded in a timely manner while also allowing time for OCC to accommodate the certification request. However, there are certain large IPOs that issue high-priced securities—well

<sup>5</sup> *Id.*

<sup>6</sup> Rule 19.3(a) requires that, for underlying securities to be eligible for option transactions, such securities must be duly registered and be an “NMS stock” as defined in Rule 600 of Regulation NMS under the Act and will be characterized by a substantial number of outstanding shares which are widely held and actively traded. See MEMX Rule 19.3(a)(1) and (2).

<sup>7</sup> See MEMX Rule 19.3(b)(5)(A). The Exchange is not proposing to make any changes to the guidelines for listing securities that are not a “covered security”. See MEMX Rule 19.3(b)(5)(B).

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

<sup>2</sup> 17 CFR 240.19b–4.

<sup>3</sup> See Securities Exchange Act Release No. 95445 (August 9, 2022), 87 FR 49884 (August 12, 2022) (SR–MEMX–2022–010).

<sup>4</sup> See Securities Exchange Act Release No. 98013 (July 27, 2013) (Order Approving SR–NYSEAMER–2023–27).