

personnel action occurred in 2009. The appellant filed her initial Board appeal in 2009, and the administrative judge issued an initial decision on October 3, 2012, finding, in relevant part, that the appellant established reprisal for whistleblowing. The initial decision became the final decision of the Board on November 7, 2012, after neither party filed a petition for review. The appellant filed her request for compensatory damages on December 17, 2012. The WPEA was enacted on November 27, 2012, and became effective on December 27, 2012.

Interested persons or organizations may submit amicus briefs or other comments on the question presented in *King* no later than April 12, 2013. Amicus briefs must be filed with the Clerk of the Board. Briefs shall not exceed 30 pages in length. The text shall be double-spaced, except for quotations and footnotes, and the briefs shall be on 8½ by 11 inch paper with one inch margins on all four sides. All amicus briefs received will be posted on the Board's Web site at [www.mspb.gov/SignificantCases](http://www.mspb.gov/SignificantCases).

**DATES:** All briefs submitted in response to this notice must be received by the Clerk of the Board on or before April 12, 2013.

**ADDRESSES:** All briefs shall be captioned "*Barbara R. King v. Department of the Air Force*" and entitled "Amicus Brief." Only one copy of the brief need be submitted. The Board encourages interested persons and organizations to submit amicus briefs as attachments to electronic mail addressed to [mspb@mspb.gov](mailto:mspb@mspb.gov). An email should contain a subject line indicating that the submission contains an amicus brief in the *King* case. Any commonly-used word processing format or PDF format is acceptable; text formats are preferable to image formats. Briefs may also be filed with the Office of the Clerk of the Board, Merit Systems Protection Board, 1615 M Street NW., Washington, DC 20419; fax (202) 653-7130.

**FOR FURTHER INFORMATION CONTACT:** Molly Leckey, Merit Systems Protection Board, Office of the Clerk of the Board, 1615 M Street NW., Washington, DC 20419; (202) 653-7200; [mspb@mspb.gov](mailto:mspb@mspb.gov).

**William D. Spencer,**  
Clerk of the Board.

[FR Doc. 2013-06349 Filed 3-19-13; 8:45 am]

**BILLING CODE 7400-01-P**

## NATIONAL SCIENCE FOUNDATION

### Advisory Committee for Mathematical Sciences and Physical Sciences #66; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting.

**NAME:** Advisory Committee for Mathematical Sciences and Physical Sciences (#66).

**DATES/TIME:** April 4, 2013, 1:00 p.m.—5:00 p.m.; April 5, 2013, 8:30 a.m.—12:00 noon.

**PLACE:** National Science Foundation (NSF), 4201 Wilson Boulevard, Arlington, VA 22230. To help facilitate your entry into the building, contact the individual listed below. Your request to attend this meeting must be received by email ([cmorgan@nsf.gov](mailto:cmorgan@nsf.gov)) on or prior to April 1, 2013.

**TYPE OF MEETING:** Open, Virtual.

**CONTACT PERSON:** Dr. Kelsey Cook, Staff Associate and MPSAC Designated Federal Officer, Directorate for Mathematical and Physical Sciences, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230 Telephone #: 703-292-7490, 703-292-8800—[kcook@nsf.gov](mailto:kcook@nsf.gov).

**MINUTES:** Meeting minutes and other information may be obtained from the Staff Associate and MPSAC Designated Federal Officer at the above address or the Web site at <http://www.nsf.gov/mps/advisory.jsp>.

**PURPOSE OF MEETING:** To study data, programs, policies, and other information pertinent to the National Science Foundation and to provide advice and recommendations concerning research in mathematics and physical sciences.

### Agenda

*Thursday, April 4, 2013, 1:00 p.m.—5:15 p.m.*

- State of the Directorate for Mathematical and Physical Sciences
- Report of CHE and DMS Committee of Visitor Reports
- Status Planning Reports: Synchrotron Science Subcommittee, Optics & Photonics Subcommittee; Food/Energy/Water Subcommittee
- Update from the Stats NSF Subcommittee
- Report on Merit Review pilots
- Impact of new travel policies
- New OSTP Open Access policy and NSF response
- Prepare for meeting with OD: MPS issues and challenges

*Friday, April 5, 2013, 8:30 a.m.—12:00 noon*

- Meeting with NSF Acting Director
- Reports from the Advisory Committee for Cyberinfrastructure, the Advisory Committee for Environmental Research and Education, the Committee on Equal Opportunities in Science and Engineering, and the Advisory Committee for International Science and Engineering.

- Plans and Upcoming Challenges

Dated: March 14, 2013.

**Susanne Bolton,**

Committee Management Officer.

[FR Doc. 2013-06312 Filed 3-19-13; 8:45 am]

**BILLING CODE 7555-01-P**

## POSTAL REGULATORY COMMISSION

[Docket No. MC2011-19 and R2011-3; Order No. 1676]

### Negotiated Service Agreement

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice

**SUMMARY:** The Commission is noticing a recent Postal Service filing concerning an amendment to Discover Financial Services Negotiated Service Agreement. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

**DATES:** *Comments are due:* March 27, 2013.

**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:** Stephen L. Sharfman, General Counsel, at 202-789-6820.

### SUPPLEMENTARY INFORMATION:

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#### I. Introduction

On January 14, 2011, the Postal Service filed a request pursuant to 39 U.S.C. 3622 and 3642, as well as 39 CFR 3010 and 3020, *et seq.*, to add a Discover Financial Services (DFS) Negotiated Service Agreement (NSA) to the market dominant product list.<sup>1</sup> After a

<sup>1</sup> Notice of the United States Postal Service of Filing Contract and Supporting Data and Request to

comment period, the Commission approved the Request on March 15, 2011 and added the product to the market dominant product list.<sup>2</sup> On March 8, 2013, the Postal Service filed an amendment to the DFS NSA with the Commission.<sup>3</sup>

**Contract Amendment.** The proposed Amendment seeks to modify how Discover's First-Class Mail revenue is calculated under the contract. *Id.* at 1. Discover has decided to utilize Priority Mail in lieu of a small amount of its First-Class Mail volume. *Id.* The Amendment is designed to adjust the threshold for qualifying for discounts to account for the Priority Mail volume. *Id.* The Amendment proposes that First-Class Mail revenue, for the purposes of achieving the revenue threshold, include "a sum that represents the revenue value of the DFS Priority Mail piece volume, such sum to be calculated by multiplying DFS's priority Mail piece volume by DFS's average DFS Eligible First-Class Mail postage per piece for the current contract year." *Id.* Attachment.

The Postal Service states that the Amendment does not alter the structure or original intent of the agreement and benefits both parties because "Discover will not be penalized for the upgrade, and the Postal Service will receive a higher contribution per piece from the Discover First-Class mail volume that Discover upgrades \* \* \*." Amendment at 2. The Postal Service asserts that the Amendment meets the statutory requirements of improving the net financial position of the Postal Service, while not causing any unreasonable harm to the marketplace. *Id.*; see also 39 U.S.C. 3622(c)(10).

## II. Notice of Filings

The Commission reopens Docket Nos. MC2011-19 and R2011-3 to consider the Amendment.

Interested persons may submit comments on whether the Postal Service's filings in the captioned dockets are consistent with the policies of 39 U.S.C. 3622, 3632, 3633, or 3642 and 39 CFR parts 3010 and 3020. Comments are due no later than March 27, 2013. The Commission appoints Malin G. Moench to serve as Public Representative in these dockets.

Add Discover Financial Services Negotiated Service Agreement to the Market-Dominant Product List, January 14, 2011 (Request).

<sup>2</sup> Order No. 694, Order Adding Discover Financial Services 1 Negotiated Service Agreement to the Market Dominant Product List, March 15, 2011.

<sup>3</sup> Letter from Brandy A. Osimokun, Attorney, United States Postal Service to Shoshana M. Grove, Secretary, Postal Regulatory Commission, Re: Docket No[s]. R2011-3/MC2011-19, March 8, 2013 (Amendment).

## III. Ordering Paragraphs

*It is ordered:*

1. Pursuant to 39 U.S.C. 505, Malin G. Moench is appointed to serve as an officer of the Commission to represent the interests of the general public in these proceedings (Public Representative).

2. Comments by interested persons in these proceedings are due no later than March 27, 2013.

3. The Secretary shall arrange for publication of this order in the **Federal Register**.

By the Commission.

**Ruth Ann Abrams,**

*Acting Secretary.*

[FR Doc. 2013-06358 Filed 3-19-13; 8:45 am]

**BILLING CODE 7710-FW-P**

## SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 30426; 812-14079]

### Global X Funds, et al.; Notice of Application

March 14, 2013.

**AGENCY:** Securities and Exchange Commission ("Commission").

**ACTION:** Notice of an application for an order under section 12(d)(1)(J) of the Investment Company Act of 1940 (the "1940 Act") for exemptions from sections 12(d)(1)(A), (B), and (C) of the 1940 Act, under sections 6(c) and 17(b) of the 1940 Act for an exemption from section 17(a) of the 1940 Act, and under section 6(c) of the 1940 Act for an exemption from rule 12d1-2(a) under the 1940 Act.

**SUMMARY:** *Summary of the Application:* Applicants request an order that would (a) permit certain registered open-end management investment companies that operate as "funds of funds" to acquire shares of certain registered open-end management investment companies, registered closed-end management investment companies, "business development companies," as defined by section 2(a)(48) of the 1940 Act, and registered unit investment trusts that are within or outside the same group of investment companies as the acquiring investment companies and (b) permit certain registered open-end management investment companies relying on rule 12d1-2 under the 1940 Act to invest in certain financial instruments.

**APPLICANTS:** Global X Funds ("Trust"), Global X Management Company LLC ("Adviser") and SEI Investment Distribution Co. (the "Distributor").

**DATE Filing Dates:** The application was filed on September 24, 2012, and amended on February 22, 2013.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on April 8, 2013, and should be accompanied by proof of service on applicants, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

**ADDRESSES:** Elizabeth M. Murphy, Secretary, U.S. Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549-1090. Adviser and Trust, 623 Fifth Ave., 15th Floor, New York, NY 10022 and Distributor, 1 Freedom Valley Drive, Oaks, PA 19456.

**FOR FURTHER INFORMATION CONTACT:** Emerson S. Davis, Senior Counsel, at (202) 551-6868, or Daniele Marchesani, Branch Chief, at (202) 551-6821 (Division of Investment Management, Office of Investment Company Regulation).

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained via the Commission's Web site by searching for the file number, or for an applicant using the "Company" name box, at <http://www.sec.gov/search/search.htm> or by calling (202) 551-8090.

### Applicants' Representations

1. The Trust is an open-end management company registered under the 1940 Act and organized as a Delaware statutory trust. The Trust has multiple series which pursue distinct investment objectives and strategies.<sup>1</sup>

<sup>1</sup> The Applicants request that the order apply not only to any existing series of the Trust, but that the order also extend to any future series of the Trust, and any other existing or future registered open-end management investment companies and any series thereof that are part of the same group of investment companies, as defined in Section 12(d)(1)(G)(ii) of the 1940 Act, as the Trust and are, or may in the future be, advised by the Adviser or any other investment adviser controlling, controlled by, or under common control with the Adviser (together with the existing series of the Trust, each series a "Fund," and collectively, the "Funds"). All entities that currently intend to rely on the requested order are named as applicants. Any other

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