

the correct maximum load for the tires is 670 kg. The actual load marking of 635 kg. is noncompliant with FMVSS No. 120, S5.1.2, which requires that the maximum tire load capacity exceed the gross axle weight rating. The primary safety problem that may result from this noncompliance is the purchase of incorrect replacement tires for the original equipment tires. Mazda states that the noncompliance is inconsequential to motor vehicle safety because the owner's manual for the vehicle lists the correct maximum load rating for the MPV tires of 670 kg, and that tires rated at 635 kg maximum load have sufficient compliance margin to be appropriate for use on the 2000 Mazda MPV.

Mazda's petition stated that the company also produced 6,036 vehicles with 15-inch steel rims that are noncompliant with the requirements of FMVSS No. 120, S5.2. These rims do not contain a designation which indicates the source of the rim's published nominal dimensions as required by S5.2(a). Additionally, the rims do not contain the "DOT" symbol as required by S5.2(c). Mazda states that the noncompliance with S5.2(a) is inconsequential to motor vehicle safety because the dimensions for the 15X6J rim do not vary significantly among the different publication sources. Therefore, according to Mazda, any rim of the correct size designation should be appropriate for the 2000 Mazda MPV. With respect to the DOT symbol marking, Mazda states that the 15-inch steel rims comply with all federal requirements that may have an impact on motor vehicle safety and that it does not consider this noncompliance to be a safety problem.

Interested persons are invited to submit written data, views and arguments on the application described above. Comments should refer to the docket number and be submitted to: U.S. Department of Transportation, Docket Management, Room PL-401, 400 Seventh Street, SW, Washington, DC 20590. It is requested that two copies be submitted.

All comments received before the close of business on the closing date indicated below will be considered. The application and supporting materials, and all comments received after the closing date, will also be filed and will be considered to the extent possible. After the Agency has determined that the application will be granted or denied, a notice will be published in the **Federal Register** pursuant to the authority indicated below. Comment closing date: (30 days after Publication Date).

(49 U.S.C. 301118, 301120; delegations of authority at 49 CFR 1.50 and .501.8)

Issued on: April 26, 2001.

**Stephen R. Kratzke,**

*Associate Administrator for Safety Performance Standards.*

[FR Doc. 01-10798 Filed 4-30-01; 8:45 am]

**BILLING CODE 4910-59-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 34034]

#### The Cuyahoga Valley Railway Company—Trackage Rights Exemption—The Mahoning Valley Railway Company

The Mahoning Valley Railway Company (MVR), a Class III rail carrier, has agreed to grant limited, nonexclusive trackage rights to The Cuyahoga Valley Railway Company (CVR), a Class III rail carrier.<sup>1</sup> CVR will operate over the necessary portions of the MVR rail system in Youngstown to or from interchange with whichever connecting carriers exist at the time such rights are exercised.<sup>2</sup> The transaction was expected to be consummated on or after April 19, 2001.

This notice is filed under 49 CFR 1180.2(d)(7). If it contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

Under 49 U.S.C. 10502(g), the Board may not use its exemption authority to relieve a rail carrier of its statutory obligation to protect the interests of its employees. Section 11326(c), however, does not provide for labor protection for transactions under sections 11324 and 11325 that involve only Class III rail carriers. Because this transaction involves Class III rail carriers only, the Board, under the statute, may not impose labor protective conditions for this transaction.

<sup>1</sup> MVR is a wholly owned subsidiary of CVR, which is a wholly owned subsidiary of LTV Steel, Inc. (LTV). MVR provides rail service to certain LTV facilities in Youngstown, OH (Facilities). The trackage rights are part of a larger transaction in which CVR will sell and transfer to Summit View, Inc. all of MVR's issued and outstanding capital stock. CVR is being granted trackage rights to ensure that rail service continues to the Facilities in the event that MVR does not provide the Facilities with rail service at agreed-upon levels.

<sup>2</sup> CVR's trackage rights (i) will become effective, from time to time, only if and when MVR rail service falls below certain standards, (ii) will remain effective only for defined periods of time, and (iii) do not permit CVR to provide any rail services to any customer other than the Facilities.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 34034, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW., Washington, DC 20423-0001. In addition, one copy of each pleading must be served on Rose-Michele Weinryb, Esq., Weiner Brodsky Sidman Kider PC, 1300 19th Street, NW., Fifth Floor, Washington, DC 20036-1609.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: April 23, 2001.

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

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 01-10671 Filed 4-30-01; 8:45 am]

**BILLING CODE 4915-00-P**

## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

#### Proposed Collection; Comment Request

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the Bureau of Alcohol, Tobacco and Firearms within the Department of the Treasury is soliciting comments concerning the Investigator Integrity Questionnaire.

**DATES:** Written comments should be received on or before July 2, 2001 to be assured of consideration.

**ADDRESS:** Direct all written comments to Bureau of Alcohol, Tobacco and Firearms, Linda Barnes, 650 Massachusetts Avenue, NW., Washington, DC 20226, (202) 927-8930.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the form(s) and instructions should be directed to Renee Reid, Office of Inspection, 650 Massachusetts Avenue, NW., Washington, DC 20226, (202) 927-7810.

**SUPPLEMENTARY INFORMATION:** Title: Investigator Integrity Questionnaire. Form Number: ATF F 8620.7.