

Applying the factors described above to the December 31, 2012 current and projected account balances, the pension benefit

statement would show the following lifetime income streams:

Account balance on last day of statement period (12/31/12)	Single life form (monthly payment for P's life with no survivor benefit)	Joint and 50% survivor form	
		Monthly payment during P's life	Monthly payment after P's death to surviving spouse
Current—\$125,000 .....	\$625	\$564	\$282
Projected—\$557,534 .....	2,788	2,514	1,257

Signed at Washington, DC, this 17th day of April, 2013.

**Phyllis C. Borzi,**

*Assistant Secretary, Employee Benefits  
Security Administration, Department of  
Labor.*

[FR Doc. 2013-10636 Filed 5-7-13; 8:45 am]

**BILLING CODE 4510-29-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 63

[EPA-HQ-OAR-2013-0358; FRL-9809-8]

#### Notice of Final Action on Petition From Earthjustice To List Coal Mines as a Source Category and To Regulate Air Emissions From Coal Mines

**AGENCY:** Environmental Protection  
Agency (EPA).

**ACTION:** Denial of petition for  
rulemaking.

**SUMMARY:** This action provides notice that on April 30, 2013, the Acting EPA Administrator, Bob Perciasepe, signed a letter denying a petition to add coal mines to the Clean Air Act (CAA) section 111 list of stationary source categories. The agency denied the petition because the EPA must prioritize its actions in light of limited resources and ongoing budget uncertainties, and at this time, cannot commit to conducting the process to determine whether coal mines should be added to the list of categories under CAA 111(b)(1)(A). The letter explains in detail the EPA's reasons for the denial.

**FOR FURTHER INFORMATION CONTACT:** Ms. Allison Mayer, Sector Policies and Programs Division (E143-03), Office of Air Quality Planning and Standards, Environmental Protection Agency, Research Triangle Park, North Carolina 27711; telephone number: (919) 541-4016; fax number: (919) 541-3470; email address: [mayer.allison@epa.gov](mailto:mayer.allison@epa.gov).

#### SUPPLEMENTARY INFORMATION:

#### I. How can I get copies of this document and other related information?

This **Federal Register** notice, the petition for rulemaking and the letter denying the petition for rulemaking are available in the docket that the EPA established under Docket ID Number EPA-HQ-OAR-2013-0358. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) Web site. Publicly available docket materials are available either electronically through [www.regulations.gov](http://www.regulations.gov), or in hard copy at the EPA Docket Center (Air Docket), EPA/DC, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744 and the telephone number for the Air Docket is (202) 566-1742.

#### II. Judicial Review

Any petitions for review of the letter denying the petition to list coal mines as a source category described in this Notice must be filed in the Court of Appeals for the District of Columbia Circuit by July 8, 2013.

#### List of Subjects in 40 CFR Part 63

Environmental protection,  
Administrative practice and procedure,  
Air pollution control, Intergovernmental  
relations.

Dated: April 30, 2013.

**Bob Perciasepe,**

*Acting EPA Administrator.*

[FR Doc. 2013-10827 Filed 5-7-13; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 13-313; MB Docket No. 13-51; RM-11692]

#### Radio Broadcasting Services; Ehrenberg, Arizona

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a Petition for Rule Making filed by S and H Broadcasting, LLC, proposing the substitution of Channel 228C2 for vacant Channel 286C2 at Ehrenberg, Arizona. The proposed channel substitution at Ehrenberg accommodates the contingent hybrid application that requests the city of license modification for Station KRSX-FM, from Channel 287A, Twentynine Palms, California, to Channel 286A, North Shore, California. A staff engineering analysis indicates that Channel 228C2 can be allotted to Ehrenberg, Arizona consistent with the minimum distance separation requirements of the Commission's Rules with a site restriction located 11.1 kilometers (6.9 miles) east of Ehrenberg. In this regard, the Audio Division, on its own motion, modifies the reference coordinates for proposed Channel 228C2 at Ehrenberg, Arizona to the least restricted site. The reference coordinates are 33-36-54 NL and 114-24-14 WL. Channel 228C2 at Ehrenberg is located within 320 kilometers (199 miles) of the U.S.-Mexican border, so concurrence by the Government of Mexico is required. Mexican concurrence has been requested for this vacant allotment, but has not yet been received.

**DATES:** Comments must be filed on or before June 10, 2013, and reply comments on or before June 25, 2013.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 12th Street SW., Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner as follows: Peter Gutmann,