

Dated: July 24, 1997.

**Charles M. Auer,**

*Director, Chemical Control Division, Office of Pollution Prevention and Toxics.*

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 63

[IB Docket No. 96-261, DA 97-1563]

#### International Settlement Rates

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** On December 19, 1996, the Federal Communications Commission released a Notice of Proposed Rulemaking ("NPRM") that proposes changes to the Commission's international settlement benchmark rates that will move settlement rates closer to the underlying costs of providing international termination services. On July 22, AT&T filed a motion for the Commission to grant confidential treatment for documents that AT&T has filed under seal for inclusion in the record in this proceeding. The Commission granted AT&T's request. (Order Granting Motion for Confidential Treatment, IB Docket No. 96, 261, DA 97-1563, adopted and released on July 23, 1997)

**ADDRESSES:** Federal Communications Commission, 1919 M Street, NW., Room 222, Washington, DC 20554. AT&T would make these documents available for inspection pursuant to the terms of the Confidentiality Agreement at the premises of AT&T, 10th Floor, North Tower, 1120 20th Street, N.W., Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** John Giusti, Attorney-Advisor, Policy and Facilities Branch, Telecommunications Division, International Bureau, (202) 418-1407.

#### SUPPLEMENTARY INFORMATION:

1. AT&T Corp. ("AT&T") has filed a motion for the confidential treatment of documents that AT&T has filed under seal for inclusion in the record of the above-captioned proceeding. We grant AT&T's motion, finding that it will serve the public interest by facilitating full development of the record in this proceeding while safeguarding the proprietary and confidential information of AT&T.

2. In the *International Settlement Rates Benchmarks NPRM* ("NPRM"),

the Commission proposed to calculate benchmarks for international settlement rates based in part on foreign carriers' tariffed rates (International Settlement Rates, NPRM, IB Docket No. 96-261, 61 FR 68702 (December 31, 1996)). As part of the benchmarks calculations, the International Bureau distributed international calls from the United States among service classifications, time periods, and the destination of the calls. We determined the distribution of minutes for each country in part from information collected on AT&T customers' calls during a three month period that began on January 6, 1996. In its comments, ABS-CBN requested that we put this call distribution data on the record. The documents AT&T has filed under seal contain such call distribution data. AT&T states that this data "is competitively sensitive, not publicly disclosed in AT&T's normal course of business, and exempt from disclosure under §§ 0.457 and 0.459 of the Commission's rules." AT&T asserts that unauthorized disclosure could lead to substantial competitive harm to AT&T.

3. Although we believe that U.S. international carriers would likely have call distribution data on their U.S.-originated traffic and foreign carriers receiving settlement payments would likely have the call distribution data on the U.S.-originated traffic that they terminate, we nonetheless want to ensure that all parties have a full opportunity for notice and comment on our proposed benchmark settlement rates. We therefore find that adoption of AT&T's motion will serve the public interest by facilitating full development of the record in this proceeding while protecting the proprietary and confidential information of AT&T. We recognize that AT&T's call distribution data could provide competitors with competitively-sensitive market and cost structure information about AT&T's operations. In order to ensure that the data contained in AT&T's documents are not used for any purpose other than to assist parties in commenting fully on the proposals the Commission made in the *NPRM*, we will allow AT&T to make the proprietary and confidential call distribution data available pursuant to the Confidentiality Agreement attached to its motion, the terms and conditions of which we find reasonable. Parties of record wishing to examine this data may do so at the premises of AT&T, 10th Floor, North Tower, 1120 20th Street, NW, Washington, DC, 20036, Monday through Friday, between the hours of 9 a.m. and 5 p.m.

4. Accordingly, *It Is Ordered*, pursuant to section 4(i) of the Communications Act of 1934, as

amended, 47 U.S.C. section 4(i), and sections 0.51, 0.261, 0.457 and 0.459 of the Commission's rules, 47 CFR §§ 0.51, 0.261, 0.457, 0.459, that AT&T's motion for confidential treatment *Is Granted*. Nothing in this Order, or AT&T's Confidentiality Agreement, shall restrict the Commission's authority to use information or materials obtained in the course of this proceeding.

5. *It Is Further Ordered* that this Order shall be effective upon adoption.

Federal Communications Commission.

**Peter F. Cowhey,**

*Chief, International Bureau.*

[FR Doc. 97-20397 Filed 8-4-97; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 14

RIN 1018-AD98

#### Humane and Healthful Transport of Wild Mammals, Birds, Reptiles and Amphibians to the United States; Notice of Extension of Comment Period on Proposed Rule

**AGENCY:** U.S. Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; notice of extension of comment period.

**SUMMARY:** The Fish and Wildlife Service (Service), pursuant to the Lacey Act Amendments of 1981, provides notice of extension of the comment period for the proposed amendment of 50 CFR Part 14, covering the humane and healthful transport of wild mammals, birds, reptiles and amphibians to the United States. The comment period has been extended so that interested members of the public can review the proposal and offer comments to the Service.

**DATES:** The comment period, which originally closed on September 4, 1997, is now extended to close on October 6, 1997.

**ADDRESSES:** Written comments should be sent to the Director, U.S. Fish and Wildlife Service, c/o Office of Management Authority either by mail 4401 N. Fairfax Drive, Room 430, Arlington, VA 22203 or by fax (703) 358-2280.

**FOR FURTHER INFORMATION CONTACT:** Mr. Bruce J. Weissgold, Office of Management Authority, U.S. Fish and Wildlife Service, telephone (703) 358-2095, fax (703) 358-2280.

## SUPPLEMENTARY INFORMATION:

**Electronic Access**

Comments and other information can also be sent via electronic mail (E-mail) to: r9oma\_cites@fws.gov.

**Background**

On Friday, June 6, 1997, the Service published in the **Federal Register** (62 FR 31044) a proposed rule announcing the Service's intention to amend 50 CFR part 14 subpart J to further implement the requirements of the Lacey Act (18 U.S.C. 42 (c)). The Lacey Act prohibits the importation into the United States of all wild animals and birds under inhumane or unhealthful conditions, and requires that the United States Government promulgate regulations governing the importation of wildlife. On June 17, 1992, the Service finalized (57 FR 27094) the rules contained in 50 CFR part 14 subpart J, establishing rules for the humane and healthful transport of wild mammals and birds to the United States.

To more fully implement the amendments of the Lacey Act, which requires the healthful and humane transport of all classes of wild animals and birds and the promulgation of regulations necessary to that end, the Service proposes to extend 50 CFR part 14 subpart J to include rules for the healthful and humane transport of reptiles and amphibians. Furthermore, many reptiles and amphibians are species included in the Appendices of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES). The Parties to CITES have adopted a resolution that calls for all CITES-listed species to be packed and shipped in accordance with the International Air Transport Association (IATA) Live Animals Regulations. Therefore, the proposed rule would place these internationally accepted standards into the Code of Federal Regulations for reptiles and amphibians.

For this, and other reasons discussed in the June 6, 1997 **Federal Register**, the Service is proposing amendments to 50 CFR Part 14 concerning humane and healthful transport of reptiles and amphibians into the United States.

**Public Comments Solicited**

On July 22, 1997 the Service received a request from Underground Reptiles to extend the comment period on this proposed rule by 30 days "so that various reptile and amphibian importers, shippers, and hobbyists can meet to review the proposal, gather data regarding shipments and submit meaningful comments." On July 23, 1997, the Service received a similar

letter from Reptile Masters, Inc. Due to the complexity of the proposed rule, the need for data gathering by potential commenters, and the expressed interest of members of the public, the Service is extending the comment period and solicits comments from all interested parties. All comments received by the date specified above will be considered in the Service's final decision.

**Authority**

The authority for this action is the Lacey Act, as amended (18 U.S.C. 42 (c)).

Dated: July 30, 1997.

**Marshall P. Jones, Jr.**

*Acting Director, U.S. Fish and Wildlife Service.*

[FR Doc. 97-20593 Filed 8-4-97; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

**Fish and Wildlife Service****50 CFR Part 17**

RIN 1018-AE29

**Endangered and Threatened Wildlife and Plants; Notice to Extend the Comment Period on the Proposal to List the Klamath River Population Segment of Bull Trout as an Endangered Species and Columbia River Population Segment of Bull Trout as a Threatened Species**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; extension of comment period.

**SUMMARY:** The U.S. Fish and Wildlife Service (Service) gives notice that the comment period announced in the June 13, 1997 proposed rule (62 FR 32268) to list the Klamath River population segment of bull trout as an endangered species and Columbia River population segment of bull trout as a threatened species will be extended. The Service received a number of requests for additional time to complete the compilation of information and meaningfully participate in the process. The Service finds the requests to be reasonable and hereby extends the comment period for 65 days.

**DATES:** The comment period is extended until October 17, 1997. Any comments and materials received by the closing date will be considered in the final determination.

**ADDRESSES:** Comments and material concerning this proposal should be sent to the U.S. Fish and Wildlife Service,

Snake River Basin Field Office, 1387 S. Vinnell Way, Room 368, Boise, Idaho 83709. All public comments and material received will be available for public inspection, by appointment, during normal business hours at the above address.

**FOR FURTHER INFORMATION CONTACT:**

Robert Ruesink, Supervisor, Snake River Basin Field Office (see **ADDRESSES** section) (telephone 208/378-5243; facsimile 208/378-5262).

## SUPPLEMENTARY INFORMATION:

**Background**

On June 13, 1997, the Service published a proposed rule pursuant to the Endangered Species Act of 1973, as amended (Act) to list the Klamath River population segment of bull trout (*Salvelinus confluentus*) from south-central Oregon as endangered; and the Columbia River population segment of bull trout from the northwestern United States and British Columbia, Canada, as threatened. A special rule allowing take of bull trout within the Columbia River population segment in accordance with applicable State fish and wildlife conservation laws was included. A 60-day comment period ending August 12, 1997, was provided in the proposed rule. Five public hearings to gather additional input were held between July 1 and July 17, 1997 in Portland, Oregon; Spokane, Washington; Missoula, Montana; Klamath Falls, Oregon; and Boise, Idaho. Requests for a public comment period time extension were received from the Idaho Congressional representatives, Governor of Idaho, Governor of Oregon, and the Intermountain Forest Industry Association. Reasons given for these requests included complexity of issues, additional time to meaningfully participate and data collection is incomplete.

The Klamath River population segment, comprised of seven bull trout populations from south-central Oregon, is threatened by habitat degradation, irrigation diversions, and the presence of non-native brook trout. The Columbia River population segment, comprised of 386 bull trout populations in Idaho, Montana, Oregon, and Washington with additional populations in British Columbia, is threatened by habitat degradation, passage restrictions at dams, and competition from non-native lake and brook trout. Included in the proposal to list these population segments is a special rule allowing for take of bull trout within the Columbia River population segment in accordance with applicable State fish and wildlife conservation laws and regulations.