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**FOR FURTHER INFORMATION CONTACT:** Dr. Charles A. Greene, Mail Stop T10E10, U.S. Nuclear Regulatory Commission, 11545 Rockville Pike, Rockville, MD 20852, telephone (301) 415-6177, facsimile number: (301) 415-5074, e-mail [cag2@nrc.gov](mailto:cag2@nrc.gov).

Dated at Rockville, Maryland, this 25th day of October 2005.

For the Nuclear Regulatory Commission.

**Jennifer Uhle,**

*Chief, Materials Engineering Branch, Division of Engineering Technology, Office of Nuclear Regulatory Research.*

#### Attachment—Preliminary Agenda

#### Public Workshop on Draft Report for Comment: "Estimating Loss-of-Coolant Accident (LOCA) Frequencies through the Elicitation Process," NUREG-1829

November 9, 2005\*—9 a.m.—12 p.m., Room O-4B6

#### Preliminary Agenda

9 a.m.—9:15 a.m.—Introduction

9:15 a.m.—9:45 a.m.—Overview of NUREG-1829

9:45 a.m.—10:15 a.m.—Clarification of items identified by the public

10:15 a.m.—10:30 a.m.—Break

10:30 a.m.—12 noon—Clarification of items identified by the audience

12 noon—Adjourn

\* Revised date

[FR Doc. 05-21650 Filed 10-28-05; 8:45 am]

BILLING CODE 7590-01-P

#### OFFICE OF PERSONNEL MANAGEMENT

#### Excepted Service

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** This gives notice of OPM decisions granting authority to make

appointments under Schedules A, B, and C in the excepted service as required by 5 CFR 6.6 and 213.103.

**FOR FURTHER INFORMATION CONTACT:** David Guilford, Center for Leadership and Executive Resources Policy, Division for Strategic Human Resources Policy, 202-606-1391.

**SUPPLEMENTARY INFORMATION:** Appearing in the listing below are the individual authorities established under Schedules A, B, and C between September 1, 2005, and September 30, 2005.

Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter.

A consolidated listing of all authorities as of June 30 is published each year.

#### Schedule A

No Schedule A appointments were approved for September 2005.

#### Schedule B

No Schedule B appointments were approved for September 2005.

#### Schedule C

The following Schedule C appointments were approved during September 2005:

*Section 213.3303 Executive Office of the President*

Office of Management and Budget

BOGS60150 Confidential Assistant to the Controller, Office of Federal Financial Management. Effective September 29, 2005.

Office of National Drug Control Policy  
QQGS00041 Legislative Assistant to the Associate Director, Legislative Affairs. Effective September 20, 2005.

*Section 213.3304 Department of State*  
DSGS60987 Program Support Assistant to the Deputy Chief of Protocol. Effective September 02, 2005.

DSGS60988 Special Assistant to the Assistant Secretary, Bureau for Educational and Cultural Affairs. Effective September 09, 2005.

DSGS60990 Senior Advisor to the Assistant Secretary for Near Eastern and South Asian Affairs. Effective September 16, 2005.

DSGS60965 Public Affairs Specialist to the Deputy Chief of Protocol. Effective September 27, 2005.

DSGS60997 Public Affairs Specialist to the Assistant Secretary for Public Affairs. Effective September 30, 2005.

*Section 213.3305 Department of the Treasury*

DYGS00424 Senior Advisor to the Assistant Secretary (Economic Policy). Effective September 20, 2005.  
DYGS00410 Senior Advisor to the Deputy Secretary of the Treasury. Effective September 29, 2005.

DYGS00359 Senior Advisor to the Under Secretary for International Affairs. Effective September 29, 2005.  
DYGS00463 Special Assistant to the Assistant Secretary (Management) and Chief Financial Officer. Effective September 29, 2005.

*Section 213.3306 Office of the Secretary of Defense*

DDGS16888 Staff Assistant to the Deputy Assistant Secretary of Defense (Eurasia). Effective September 06, 2005.

DDGS16890 Special Assistant to the Deputy Under Secretary of Defense (Resource Planning/Management). Effective September 06, 2005.

DDGS16894 Personal and Confidential Assistant to the Principal Under Secretary of Defense (Policy). Effective September 06, 2005.

DDGS16895 Staff Assistant to the Deputy Assistant Secretary of Defense (Negotiations Policy). Effective September 20, 2005.

*Section 213.3307 Department of the Army*

DWGS60084 Personal and Confidential Assistant to the Principal Deputy Assistant Secretary of the Army (Manpower and Reserve Affairs)/Deputy Assistant Secretary (Training, Readiness and Mobilization). Effective September 08, 2005.

DWGS60018 Special Assistant to the Assistant Secretary of the Army (Installations and Environment). Effective September 27, 2005.

*Section 213.3309 Department of the Air Force*

DFGS60014 Personal and Confidential Assistant to the General Counsel. Effective September 27, 2005.

*Section 213.3310 Department of Justice*

DJGS00403 Public Affairs Specialist to the Director, Office of Public Affairs. Effective September 02, 2005.

DJGS00135 Special Assistant to the Assistant Attorney General, Tax

- Division. Effective September 09, 2005.
- DJGS00207 Special Assistant to the Director of the Violence Against Women Office. Effective September 09, 2005.
- DJGS00317 Deputy Chief of Staff to the Assistant Attorney General, Criminal Division. Effective September 23, 2005.
- Section 213.3311 Department of Homeland Security*
- DMGS00417 Executive Assistant to the Chief of Staff. Effective September 02, 2005.
- DMGS00419 Director of Speechwriting to the Deputy Assistant Secretary for Public Affairs. Effective September 06, 2005.
- DMGS00414 Special Assistant and Senior Writer-Editor to the Executive Secretary. Effective September 08, 2005.
- DMGS00418 Special Assistant to the Assistant Secretary, Immigration and Customs Enforcement. Effective September 09, 2005.
- DMGS00416 Director of Ports Media Division to the Assistant Commissioner for Public Affairs. Effective September 12, 2005.
- DMGS00420 Staff Assistant to the Director of Scheduling and Advance. Effective September 13, 2005.
- DMGS00422 Assistant Director of Legislative Affairs for Science and Technology to the Assistant Secretary for Legislative Affairs. Effective September 14, 2005.
- DMGS00423 Policy Advisor to the Chief of Staff. Effective September 14, 2005.
- DMGS00421 Confidential Assistant to the Chief Medical Officer. Effective September 15, 2005.
- DMGS00424 Deputy Executive Secretary to the Executive Secretary. Effective September 27, 2005.
- DMGS00413 Legislative Policy Advisor to the Deputy Assistant Secretary for Border and Transportation Security Policy. Effective September 28, 2005.
- DMGS00409 Special Assistant to the Chief of Staff. Effective September 29, 2005.
- DMOT00395 Special Assistant to the Assistant Secretary, Transportation Security Administration. Effective September 29, 2005.
- Section 213.3312 Department of the Interior*
- DIGS01046 Special Assistant Advance to the Director, Scheduling and Advance. Effective September 23, 2005.
- DIGS79003 Special Assistant (Communication) to the Director, External and Intergovernmental Affairs. Effective September 30, 2005.
- Section 213.3313 Department of Agriculture*
- DAGS00822 Special Assistant to the Associate Administrator, Programs. Effective September 02, 2005.
- DAGS00824 Confidential Assistant to the Deputy Assistant Secretary. Effective September 15, 2005.
- DAGS00826 Special Assistant to the Administrator, Agricultural Marketing Service. Effective September 28, 2005.
- Section 213.3314 Department of Commerce*
- DCGS60163 Executive Assistant to the Deputy Secretary. Effective September 02, 2005.
- DCGS60677 Director, Office of Energy, Environment and Materials to the Deputy Assistant Secretary for Manufacturing. Effective September 15, 2005.
- DCGS00382 Confidential Assistant to the Deputy Chief of Staff for Policy. Effective September 16, 2005.
- DCGS00470 Confidential Assistant to the Director, Executive Secretariat. Effective September 16, 2005.
- DCGS00485 Special Assistant to the Director, Office of External Affairs. Effective September 16, 2005.
- DCGS60548 Executive Assistant to the Assistant Secretary. Effective September 16, 2005.
- DCGS00657 Confidential Assistant to the Director of Advance. Effective September 26, 2005.
- DCGS00473 Confidential Assistant to the General Counsel. Effective September 30, 2005.
- DCGS00191 Special Assistant to the General Counsel. Effective September 30, 2005.
- DCGS00664 Special Assistant to the Assistant Secretary and Director General of the United States. Effective September 30, 2005.
- Section 213.3315 Department of Labor*
- DLGS60119 Staff Assistant to the Chief of Staff. Effective September 27, 2005.
- DLGS60201 Special Assistant to the Secretary of Labor. Effective September 29, 2005.
- Section 213.3316 Department of Health and Human Services*
- DHGS60665 Deputy Director for Policy, Intergovernmental Affairs to the Director of Intergovernmental Affairs. Effective September 02, 2005.
- DHGS60247 Regional Director Philadelphia Region III to the Director of Intergovernmental Affairs. Effective September 07, 2005.
- DHGS60023 Special Assistant to the Director, Center for Disease Control and Prevention Administration. Effective September 09, 2005.
- DHGS60675 Special Assistant to the Assistant Secretary for Aging (Commissioner for Aging). Effective September 15, 2005.
- DHGS60129 Special Assistant to the Administrator, Centers for Medicare and Medicaid Services. Effective September 19, 2005.
- DHGS60399 Special Assistant to the Assistant Secretary for Children and Families. Effective September 26, 2005.
- Section 213.3317 Department of Education*
- DBGS00462 Special Assistant to the Assistant Secretary, Office of Communications and Outreach. Effective September 19, 2005.
- DBGS00463 Deputy Assistant Secretary to the Assistant Secretary for Legislation and Congressional Affairs. Effective September 23, 2005.
- DBGS00466 Confidential Assistant to the Assistant Secretary, Office of Communications and Outreach. Effective September 28, 2005.
- DBGS00468 Special Assistant to the Deputy Assistant Secretary for External Affairs and Outreach Services. Effective September 28, 2005.
- DBGS00442 Confidential Assistant to the Director, Regional Services. Effective September 30, 2005.
- Section 213.3318 Environmental Protection Agency*
- EPGS05010 Director, Office of Long-Range Communications and Planning to the Associate Administrator for Public Affairs. Effective September 28, 2005.
- Section 213.3327 Department of Veterans Affairs*
- DVGS60006 Special Assistant to the General Counsel. Effective September 16, 2005.
- DVGS60036 Protocol Liaison Officer to the Secretary. Effective September 30, 2005.
- DVGS60038 Special Assistant to the Deputy Secretary of Veterans Affairs. Effective September 30, 2005.
- Section 213.3331 Department of Energy*
- DEGS00492 Strategic Communications Advisor to the Assistant Secretary for Policy and International Affairs. Effective September 26, 2005.
- Federal Energy Regulatory Commission
- DRGS51517 Policy Adviser to a Chairman. Effective September 15, 2005.

*Section 213.3337 General Services Administration*

GGGS00156 Confidential Assistant to the Chief of Staff. Effective September 07, 2005.

GGGS60113 Special Assistant to the Regional Administrator Region 1, Boston. Effective September 07, 2005.

*Section 213.3384 Department of Housing and Urban Development*

DUGS60362 Staff Assistant to the Assistant Secretary for Policy Development and Research. Effective September 01, 2005.

DUGS60416 Staff Assistant to the Assistant Secretary for Public and Indian Housing. Effective September 16, 2005.

*Section 213.3394 Department of Transportation*

DTGS60192 Special Assistant to the Assistant to the Secretary and Director of Public Affairs. Effective September 02, 2005.

DTGS60379 Special Assistant to the Director to the Assistant to the Secretary and Director of Public Affairs. Effective September 02, 2005.

DTGS60380 Associate Administrator for Governmental, International, and Public Affairs to the Administrator. Effective September 07, 2005.

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954-1958 Comp., P.218

**Linda M. Springer,**

*Director, Office of Personnel Management.*

[FR Doc. 05-21620 Filed 10-28-05; 8:45 am]

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**SECURITIES AND EXCHANGE COMMISSION**

[Release No. 34-52660; File No. SR-CBOE-2005-80]

**Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Notice of Filing and Immediate Effectiveness of Proposed Rule Change and Amendment No. 2 Thereto Relating to Crediting of Certain DPM Principal Acting as Agent Order Transaction Fees**

October 24, 2005.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on September 30, 2005, the Chicago Board Options Exchange, Incorporated ("CBOE" or "Exchange") filed with the

Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the Exchange. On October 17, 2005, the Exchange filed Amendment No. 1 to the proposed rule change.<sup>3</sup> On October 20, 2005, the Exchange filed Amendment No. 2 to the proposed rule change.<sup>4</sup> CBOE has designated this proposal as one establishing or changing a due, fee, or other charge imposed by a self-regulatory organization pursuant to Section 19(b)(3)(A) of the Act,<sup>5</sup> and Rule 19b-4(f)(2) thereunder,<sup>6</sup> which renders the proposal effective upon filing with the Commission. The Commission is publishing this notice to solicit comments on the proposed rule change, as amended, from interested persons.

**I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change**

CBOE proposes to amend its Fees Schedule to enhance the credit to Designated Primary Market-Makers ("DPMs") for transaction fees they incur related to the execution of outbound "principal acting as agent" ("P/A") Orders. The text of the proposed rule change is available on CBOE's Web site, <http://www.cboe.com>, at CBOE's principal office, and at the Commission's Public Reference Room.

**II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change**

In its filing with the Commission, CBOE included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposal. 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.

<sup>3</sup> Amendment No. 1 was withdrawn by CBOE on October 20, 2005.

<sup>4</sup> In Amendment No. 2, the Exchange made non-substantive changes to the purpose of the proposed rule change and to the proposed rule text, clarified the apportionment of the \$.20 credit, and added a reimbursement obligation on the part of DPMs in connection with the Linkage Fee Credit described herein.

<sup>5</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>6</sup> 17 CFR 240.19b-4(f)(2).

*A. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change*

1. Purpose

The Exchange, pursuant to Section 21 of the CBOE Fees Schedule, credits DPMs for transaction fees they incur related to the execution of outbound P/A Orders, as defined in the Plan for the Purpose of Creating and Operating an Intermarket Option Linkage ("Linkage"). This "Linkage Fee Credit" is accomplished via a rebate and a credit: (i) the Exchange rebates transaction fees that DPMs incur when they trade against a customer order that underlies a P/A Order the DPM sent through the Linkage; and (ii) the Exchange credits the DPMs up to an additional 50% of such transaction fees ("50% Credit") to help offset some of the fees the DPMs incur for submitting P/A Orders through the Linkage.<sup>7</sup> Thus, at current rates in equity options, a DPM receives a rebate of the \$.12 per contract CBOE transaction fee, and up to an additional \$.06 per contract under the 50% Credit, for a total payment of up to \$.18 per contract.

The Exchange proposes to enhance the Linkage Fee Credit by replacing the 50% Credit with a credit of up to \$.20 per contract. As under the current program, the aggregate amount of the \$.20 per contract credit for all DPMs will be limited to no more than the total amount of fees that the Exchange earns from fees generated by inbound Linkage transaction fees. The foregoing credit is apportioned to DPMs pro-rata based on the number of contracts executed by each DPM at other exchanges via P/A Orders. A DPM will be expected to reimburse the Exchange to the extent that the funds received by the DPM via the Linkage Fee Credit program exceed the DPM's actual costs incurred in executing linkage-related transactions.

The Exchange also proposes to modify Section 23 of the Fees Schedule, which includes a cross-reference to Section 21, to reflect the changes to Section 21.

The purpose of the enhanced Linkage Fee Credit program is to further assist DPMs in offsetting the additional costs they incur in routing orders to other exchanges in order to obtain the National Best Bid or Offer. The proposed Linkage Fee Credit program will be effective October 1, 2005 through December 30, 2005.

<sup>7</sup> See Securities Exchange Act Release Nos. 49341 (March 1, 2004), 69 FR 10492 (March 5, 2004) (SR-CBOE-2004-08) and 49769 (May 25, 2004), 69 FR 31145 (June 2, 2004) (SR-CBOE-2004-13).

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

<sup>2</sup> 17 CFR 240.19b-4.