

HOS rules, companies would be required to hire a second driver for most trips. This would result in a substantial increase in the cost of these shows, and as a result, many shows would be cancelled. Alternatively, APA members would be forced to significantly decrease their engagements. In either case, these companies would have to decrease the number of shows they provide, thereby denying many Americans a primary component of their Independence Day celebration.

#### Method To Ensure an Equivalent or Greater Level of Safety

APA believes that the exemption will not adversely affect the safety of the motor carrier transportation provided by their member companies. Many APA member companies operated under the prior exemption for two years with no

reports of incidents of any kind. Moreover, according to the APA, the exemption will enhance safety by decreasing the number of CMVs stationed with HM Division 1.3 and 1.4 products aboard at locations throughout the country. Under the exemption, CMVs will be able to return to their home base, which is a secured area for these types of products.

#### Request for Comments

In accordance with 49 U.S.C. 31315 and 31136(e), FMCSA requests public comments on APA's application for an exemption from the requirements of 49 CFR 395.3(a)(2) for these nine companies. FMCSA will consider all comments received by close of business on June 14, 2007. Comments will be available for examination in the docket listed at the beginning of this notice.

The FMCSA will file comments received after the comment closing date in the public docket and will consider them to extent practicable. In addition to late comments, FMCSA will also continue to file in the public docket other relevant information that becomes available after the comment closing date. Interested persons should monitor the public docket for new material.

Issued on: May 23, 2007.

**Larry W. Minor,**

*Acting Associate Administrator, Policy and Program Development.*

#### Appendix to Notice of Application for Exemption by American Pyrotechnics Association From the 14-Hour Rule During 2007 and 2008 Independence Day Celebrations

#### APA MEMBERS TO BE COVERED BY EXEMPTION FROM 14 HOUR RULE IN HOURS OF SERVICE FOR DRIVERS REGULATION

Company name	Address	City, State, ZIP	DOT No.
Alpha-Lee Enterprises, Inc. ....	4111 FM 2351 .....	Friendswood, TX 77546.	1324580
American Fireworks Company .....	7041 Darrow Road .....	Hudson, OH 44236 ....	103972
Cartwright Fireworks, Inc. ....	1608 Keely Road .....	Franklin, PA 16323 ....	882283
Entertainment Fireworks, Inc. ....	P.O. Box 7160 .....	Olympia, WA 98507-7160.	680942
Fireworks Productions of Arizona, Ltd .....	17034 S. 54th Street .....	Chandler, AZ 85226 ...	948780
Great Lakes Fireworks .....	24805 Marine .....	Eastpointe, MI 48021	1011216
Rainbow Fireworks, Inc. ....	76 Plum Ave. ....	Inman, KS 67546 .....	1139643
Skyworks, Ltd. ....	13513 W. Carrier Road .....	Carrier, OK 73727 .....	1421047
Stellar Fireworks, Inc. ....	4440 Southeast Blvd. ....	Wichita, KS 67210 .....	1349562

[FR Doc. E7-10275 Filed 5-29-07; 8:45 am]

BILLING CODE 4910-EX-P

#### DEPARTMENT OF TRANSPORTATION

##### Federal Transit Administration

#### Notice of Limitation on Claims Against a Proposed Public Transportation Project

**AGENCY:** Federal Transit Administration (FTA), DOT.

**ACTION:** Notice of Limitation on Claims.

**SUMMARY:** This notice announces a final agency action taken by the Federal Transit Administration (FTA) for the Dulles Corridor Metrorail Project, a public transportation project in the Washington, DC metropolitan area. The purpose of this notice is to announce the decision by FTA not to perform supplemental review under the National Environmental Policy Act (NEPA) on the subject project and to activate the limitation on any claims that may challenge this final agency action. This notice does not alter or extend the limitation period of 180 days for

challenges of project decisions subject to a previous notice published in the **Federal Register** on December 4, 2006.

**DATES:** By this notice, FTA is advising the public of a final agency action subject to Title 23, United States Code (U.S.C.), section 139(l). Any claim seeking judicial review of the FTA action announced herein for the listed public transportation project will be barred unless the claim is filed on or before November 26, 2007.

**FOR FURTHER INFORMATION CONTACT:** Carl Bausch, Office of Planning and Environment, 202-366-1626, or Christopher Van Wyk, Office of Chief Counsel, 202-366-1733. FTA is located at 1200 New Jersey Avenue, SE., Washington, DC 20590. Office hours are from 9 a.m. to 5:30 p.m., e.t., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that FTA has taken a final agency action for the public transportation project listed below. This notice describes the action taken for which the 180-day statute of limitations will apply. Nothing in this notice affects the FTA's previous decisions, or notice

thereof, for this project. More specifically, the statute of limitations for the approvals documented in the project's November 17, 2006, amended Record of Decision and the environmental documents on which it is based will still expire on June 4, 2007, as noticed in the **Federal Register** on December 4, 2006 (71 FR 70449). This notice only applies to the discrete action taken by FTA at this time that is described below.

The project and action subject to this notice are:

*Project name and location:* Dulles Corridor Metrorail Project; metropolitan Washington, DC. *Project sponsor:* Virginia Department of Rail and Public Transportation, Washington Metropolitan Area Transit Authority (WMATA), and Metropolitan Washington Airports Authority. *Project description:* The project is an extension of the Washington regional Metrorail system in Fairfax and Loudoun Counties, Virginia. It will include approximately 23 miles of electrically-powered rapid rail transit operating in exclusive right-of-way with at-grade, aerial, and subway sections, 11 new

stations, parking facilities, new and improved yard and shop facilities, new rail vehicles, and related systems and equipment. The project has two phases, with the first phase extending from the existing Metrorail Orange Line near the West Falls Church Station through Tysons Corner to a temporary terminus at Wiehle Avenue in Reston. The second phase of the project will extend west of Wiehle Avenue to Dulles International Airport and eastern Loudoun County. Between Tysons Corner and the Airport, the project is generally aligned in the median of the Dulles International Airport Access Highway. *Final agency action:* FTA has reviewed information provided from various sources on the feasibility of using large-bore tunnel technology for the underground design option through the entire Tysons Corner commercial district. Based on its review, the FTA determined on May 18, 2007, that its decision during the National Environmental Policy Act (NEPA) process to reject an entirely underground design option through Tysons Corner remains valid and is unaffected by the information it has received on the availability of large-bore tunnel technology. Thus, FTA has decided that it is not necessary to perform a supplemental NEPA review of project alternatives at this time. Additional information on the recent submissions and the FTA decision that are described above may be obtained by contacting the individuals listed above.

**Authority:** 23 U.S.C. 139(l)

Issued on: May 23, 2007.

**Susan Borinsky,**

*Associate Administrator for Planning and Environment, Washington, DC.*

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**BILLING CODE 4910-57-P**

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

**[U.S. DOT Docket Number NHTSA-2007-27231-2]**

#### Reports, Forms and Recordkeeping Requirements: Agency Information Collection Activity Under OMB Review

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), DOT.  
**ACTION:** Federal Register notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collections and their expected burden. The **Federal Register** Notice with a 60-day comment period was published on February 14, 2007 (72 FR 7114).

**DATES:** OMB approval has been requested by June 29, 2007.

**FOR FURTHER INFORMATION CONTACT:** Samuel Daniel at the National Highway Traffic Safety Administration (NHTSA), Office of Crash Avoidance Standards (NVS-120), (202) 366-4921. *sam.daniel@dot.gov*. 400 Seventh Street, SW., Washington, DC 20590.

#### SUPPLEMENTARY INFORMATION:

### National Highway Traffic Safety Administration

*Title:* 49 CFR 571.116, Motor Vehicle Brake Fluids.

*OMB Number:* 2127-0521.

*Type of Request:* Extension of a currently approved collection. This request for an extension of a currently approved collection, if approved, will allow the Department of Transportation to continue to enforce the labeling requirements for motor vehicle brake fluid and hydraulic mineral oil containers as specified in FMVSS No. 116, *Motor Vehicle Brake Fluids*.

*Abstract:* Federal Motor Vehicle Safety Standard No. 116, *Motor Vehicle Brake Fluids*, specifies performance and design requirements for motor vehicle

brake fluids and hydraulic system mineral oils. Section 5.2.2 specifies labeling requirements for manufacturers and packagers of brake fluids as well as packagers of hydraulic system mineral oils. The label on a container of motor vehicle brake fluid or hydraulic system mineral oil is permanently attached, clearly states the contents of the container, and includes a DOT symbol indicating that the contents of the container meet the requirements of FMVSS No. 116. The label is necessary to help ensure that these fluids are used for their intended purpose only and the containers are properly disposed of when empty. Improper use, storage, or disposal of these fluids could represent a significant safety hazard for the operators of vehicles or equipment in which they are used and for the environment.

*Affected Public:* Business or other for profit organizations.

*Estimated Total Annual Burden:* 7000 hours.

*Estimated Number of Respondents:* 200.

**ADDRESSES:** Send comments, within 30 days, to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503, Attention NHTSA Desk Officer.

*Comments Are Invited On:* Whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology. A comment to OMB is most effective if OMB receives it prior to June 29, 2007.

Issued on: May 23, 2007.

**Stephen R. Kratzke,**

*Associate Administrator for Rulemaking.*

[FR Doc. 07-2678 Filed 5-29-07; 8:45 am]

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