

under Section 6 of the Act, and to findings under Rule 603.<sup>20</sup>

As noted above, use of the Service is voluntary, and the fee for the Service will be imposed equally on all purchasers. In addition, vendors and other exchanges currently make daily broker volume reports available. For example, the New York Stock Exchange LLC ("NYSE") provides a broker volume report in a database format on a T+1 basis, which compiles the trading volume of member firms based on trades reported to NYSE.<sup>21</sup> The cost of receiving the Service is comparable to the cost for receiving the NYSE broker volume report.<sup>22</sup>

In formulating the terms of the Service, Nasdaq was thus subject to significant competitive forces—specifically, the availability to market participants of alternatives to purchasing the Service. Because the proposed Service here involves the distribution of non-core market data, and significant competitive forces are present, the Service is thus consistent with both Section 6(b)(4)<sup>23</sup> and Section 6(b)(5) of the Act,<sup>24</sup> and with Rule 603(a).<sup>25</sup> There is not a substantial countervailing basis that would render the proposal inconsistent with the Act or the rules thereunder.

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>26</sup> that the proposed rule change (SR-NASDAQ-2007-006), as modified by Amendment No. 1 be, and it hereby is, approved.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>27</sup>

**Florence E. Harmon,**  
Deputy Secretary.

[FR Doc. E9-6147 Filed 3-20-09; 8:45 am]

**BILLING CODE**

## SMALL BUSINESS ADMINISTRATION

[License No. 02/02-0535]

### Argentum Capital Partners, LP; Notice Seeking Exemption Under Section 312 of the Small Business Investment Act, Conflicts of Interest

Notice is hereby given that Argentum Capital Partners, LP, 60 Madison Avenue, Suite 701, New York, NY 10010, a Federal Licensee under the Small Business Investment Act of 1958, as amended ("the Act"), in connection with the financing of a small concern, has sought an exemption under Section 312 of the Act and Section 107.730, Financings which Constitute Conflicts of Interest of the Small Business Administration ("SBA") Rules and Regulations (13 CFR 107.730 (2009)). Argentum Capital Partners, LP proposes to provide a bridge loan to M Cubed Technologies, Inc., 921 Main Street, Monroe, CT 06468. The financing is contemplated for working capital and general corporate purposes.

The financing is brought within the purview of § 107.730(a)(1) of the Regulations because Argentum Capital Partners II, LP, an Associate of Argentum Capital Partners, LP, owns more than ten percent of M Cubed Technologies, Inc.

Therefore, this transaction is considered a financing of an Associate requiring an exemption. Notice is hereby given that any interested person may submit written comments on the transaction within fifteen days of the date of this publication to the Acting Associate Administrator for Investment, U.S. Small Business Administration, 409 Third Street, SW., Washington, DC 20416.

March 16, 2009.

**Harry Haskins,**  
Acting Associate Administrator for Investment.

[FR Doc. E9-6189 Filed 3-20-09; 8:45 am]

**BILLING CODE**

## SOCIAL SECURITY ADMINISTRATION

### Agency Information Collection Activities: Proposed Request

The Social Security Administration (SSA) publishes a list of information collection packages requiring clearance by the Office of Management and Budget (OMB) in compliance with Public Law (Pub. L.) 104-13, the Paperwork Reduction Act of 1995,

effective October 1, 1995. This notice includes a revision and extensions of OMB-approved information collections.

SSA is soliciting comments on the accuracy of the agency's burden estimate; the need for the information; its practical utility; ways to enhance its quality, utility, and clarity; and ways to minimize the burden on respondents, including the use of automated collection techniques or other forms of information technology. Mail, e-mail, or fax your comments and recommendations on the information collection(s) to the OMB Desk Officer and the SSA Reports Clearance Officer to the addresses or fax numbers listed below.

(OMB) Office of Management and Budget, Attn: Desk Officer for SSA, Fax: 202-395-6974, e-mail address: [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov).

(SSA) Social Security Administration, DCBPM, Attn: Reports Clearance Officer, 1332 Annex Building, 6401 Security Blvd., Baltimore, MD 21235, Fax: 410-965-6400, e-mail address: [OPLM.RCO@ssa.gov](mailto:OPLM.RCO@ssa.gov).

The information collections below are pending at SSA. SSA will submit them to OMB within 60 days from the date of this notice. To be sure that we consider your comments, we must receive them no later than May 22, 2009. Individuals can obtain copies of the collection instruments by calling the SSA Reports Clearance Officer at 410-965-3758 or by writing to the e-mail address listed above.

### 1. Surveys in Accordance With E.O. 12862 for the Social Security Administration—0960-0526

Under the auspices of Executive Order 12862, Setting Customer Service Standards, SSA conducts multiple customer satisfaction surveys each year. These voluntary customer satisfaction assessments include paper, Internet, and telephone surveys; mailed questionnaires; focus groups; and customer comment cards. The purpose of these questionnaires is to assess customer satisfaction with the timeliness, appropriateness, access, and overall quality of existing SSA services and proposed modifications/new versions of services. The respondents are recipients of SSA services (including most members of the public), professionals, and parties who work on behalf of SSA beneficiaries.

*Type of Request:* Revision of an OMB-approved information collection.

<sup>20</sup> See 73 FR at 74779.

<sup>21</sup> See <http://www.nyxddata.com/page/584> (listing of NYSE data products, including NYSE Broker Volume Database).

<sup>22</sup> *Id.*

<sup>23</sup> 15 U.S.C. 78f(b)(4).

<sup>24</sup> 15 U.S.C. 78f(b)(5).

<sup>25</sup> 17 CFR 242.603(a).

<sup>26</sup> 15 U.S.C. 78s(b)(2).

<sup>27</sup> 17 CFR 200.30-3(a)(12).

Year in approval cycle	Number of respondents (burden for all activities within that year)	Frequency of response	Range of response times (minutes)	Burden (burden for all activities within that year; reported in hours)
Year 1 (June 2009–May 2010) .....	1,400,001	1	5–90	123,000
Year 2 (June 2010–May 2011) .....	1,400,351	1	5–90	123,058
Year 3 (June 2011–June 2012) .....	1,400,001	1	5–90	123,000
Total .....	4,200,353	.....	.....	369,058

**2. Prohibition of Payment of SSI Benefits to Fugitive Felons and Parole/ Probation Violators—20 CFR 416.708(o)–0960–0617**

*Section 1611(e)(4) of the Social Security Act* precludes eligibility for Supplemental Security Income (SSI) payments for certain fugitives and probation/parole violators. Regulations at 20 CFR 416.708(o) require individuals to report to SSA if they are fleeing to avoid prosecution for a crime, fleeing to avoid custody or confinement after conviction of a crime, or violating a condition of probation or parole. SSA will use the information reported to deny eligibility or suspend the recipient's SSI payments. The respondents are SSI applicants/recipients or representative payees of SSI recipients who are reporting the applicant's/recipient's status as a fugitive felon or probation/parole violator.

*Type of Request:* Extension of an OMB-approved information collection.  
*Number of Respondents:* 1,000.  
*Frequency of Response:* 1.  
*Average Burden per Response:* 1 minute.  
*Estimated Annual Burden:* 17 hours.

**3. Medical or Psychological Review of Childhood Disability Evaluation Form (SSA–538)—20 CFR 416.1040, 416.1043, 416.1045, 416.924(g)–0960–0675**

SSA's regional review component uses Form SSA–536 to facilitate the medical or psychological consultant's

review of the Childhood Disability Evaluation Form. The form records the reviewing consultant's assessment of the adjudicating component's evaluation. The consultant completes an SSA–536 for each Title XVI childhood disability he/she reviews. The respondents are consultants who review the adjudicating component's completion of the Childhood Disability Evaluation Form (SSA–538).

*Type of Request:* Extension of an OMB-approved information collection.  
*Number of Respondents:* 256.  
*Frequency of Response:* 66.  
*Average Burden per Response:* 12 minutes.  
*Estimated Annual Burden:* 3,379 hours.

**4. Request for Workers' Compensation/ Public Disability Benefit Information—20 CFR 404.408(e)–0960–0098**

SSA uses Form SSA–1709 to verify Worker's Compensation/Public Disability Benefits (WC/PDB). SSA uses the information to compute the correct reduction of disability insurance benefits. The claimant may be able to furnish adequate verification of the WC/PDB benefits by submitting a copy of his or her award notice, benefit check, etc. SSA considers the claimant the primary source of verification. If he or she provides the necessary evidence, we do not use the form. If the claimant cannot provide evidence, the other reliable source of this information is the entity giving the benefits, its agent (such as an insurance carrier), or an administering

public agency. The respondents are Federal, State, and local agencies administering WC/PDB, insurance carriers, and public or private self-insured companies.

*Type of Request:* Extension of an OMB-approved information collection.  
*Number of Respondents:* 120,000.  
*Frequency of Response:* 1.  
*Average Burden per Response:* 15 minutes.  
*Estimated Annual Burden:* 30,000 hours.

**5. Request for Internet Services— Authentication; Automated Telephone Speech Technology—Knowledge-Based Authentication—20 CFR 401.45–0960–0596**

To verify identity, SSA requests individuals and third parties who seek personal information from SSA records, or register to participate in SSA's online business services, to provide certain identifying information. As an extra measure of protection, SSA asks requestors who use the Internet and telephone services to provide additional identifying information unique to those services so SSA can authenticate their identities before releasing personal information. The respondents are current beneficiaries who are requesting personal information from SSA and/or individuals or third parties who are registering for SSA's online business services.

*Type of Request:* Extension of an OMB-approved information collection.

Forms	Number of respondents	Frequency of response	Average burden per response (minutes)	Burden hours
Internet Requestors .....	3,357,503	1	1½	83,938
Telephone Requestors .....	24,171,867	1	1½	604,297
Total .....	27,529,370	.....	.....	688,235

Dated: March 18, 2009.

**John Biles,**

*Reports Clearance Officer, Center for Reports Clearance, Social Security Administration.*  
[FR Doc. E9-6323 Filed 3-20-09; 8:45 am]

BILLING CODE 4191-02-P

## DEPARTMENT OF STATE

[Public Notice: 6539]

### 30-Day Notice of Proposed Information Collection: Request for Commodity Jurisdiction (CJ) Determination; OMB Control Number 1405-0163

**ACTION:** Notice of request for public comment and submission to OMB of proposed collection of information.

**SUMMARY:** The Department of State has submitted the following information collection to the Office of Management and Budget (OMB) for approval in accordance with the Paperwork Reduction Act of 1995.

*Title of Information Collection:* Request for Commodity Jurisdiction (CJ) Determination.

*OMB Control Number:* 1405-0163.

*Type of Request:* Extension of currently approved collection.

*Originating Office:* Bureau of Political Military Affairs, Directorate of Defense Trade Controls, PM/DDTC.

*Form Number:* None.

*Respondents:* Business organizations.

*Estimated Number of Respondents:* 425 (total).

*Estimated Number of Responses:* 465 (per year).

*Average Hours per Response:* 10 hours.

*Total Estimated Burden:* 4,650 hours (per year).

*Frequency:* On Occasion.

*Obligation to Respond:* Voluntary.

**DATES:** Submit comments to the Office of Management and Budget (OMB) for up to 30 days from March 23, 2009.

**ADDRESSES:** Direct comments and questions to Katherine Astrich, the Department of State Desk Officer in the Office of Information and Regulatory Affairs at the Office of Management and Budget (OMB), who may be reached at 202-395-4718. You may submit comments by any of the following methods:

*E-mail:* [Kastrich@omb.eop.gov](mailto:Kastrich@omb.eop.gov). You must include the information collection title, and OMB control number in the subject line of your message.

*Mail (paper, disk, or CD-ROM submissions):* Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503.

*Fax:* 202-395-6974

You must include the information collection title in the subject line of your message/letter.

**FOR FURTHER INFORMATION CONTACT:** You may obtain additional information of the proposed information collection and supporting documents from Mary F. Sweeney, PM/DDTC, SA-1, 12th Floor, Directorate of Defense Trade Controls, Bureau of Political Military Affairs, U.S. Department of State, Washington, DC 20522-0112, who may be reached via phone at (202) 663-2865, or via e-mail at [sweeneymf@state.gov](mailto:sweeneymf@state.gov).

**SUPPLEMENTARY INFORMATION:** We are soliciting public comments to permit the Department to:

Evaluate whether the proposed collection of information is necessary for the proper performance of our functions.

Evaluate the accuracy of our estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.

Enhance the quality, utility, and clarity of the information to be collected.

Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of technology.

*Abstract of proposed collection:* The information will be used to evaluate whether or not a particular defense article or defense service is covered by the U.S. Munitions List; to change the U.S. Munitions List category designation; to remove a defense article from the U.S. Munitions List; or to reconsider a previous commodity jurisdiction determination.

*Methodology:* This information collection is an exchange of letters and may be sent to the Directorate of Defense Controls via mail.

Dated: March 17, 2009.

**Robert S. Kovac,**

*Acting Deputy Assistant, Secretary for Defense Trade, Bureau of Political-Military Affairs, Department of State.*

[FR Doc. E9-6318 Filed 3-20-09; 8:45 am]

BILLING CODE 4710-25-P

## DEPARTMENT OF STATE

[Public Notice 6553]

### Amended Department of State Notice of Intent To Prepare an Environmental Impact Statement and To Conduct Scoping Meetings and Notice of Floodplain and Wetland Involvement and To Initiate Consultation Under Section 106 of the National Historic Preservation Act for the Proposed Transcanada Keystone XL Pipeline

**AGENCY:** Department of State.

**ACTION:** Notice of Intent—Rescheduled Public Scoping Meetings in South Dakota and extension of comment period.

**SUMMARY:** The United States Department of State published a Notice of Intent in the **Federal Register** on January 28, 2009 (74 FR 5019), announcing its intent to prepare an environmental impact statement (EIS) for the proposed Keystone international pipeline project (the Keystone XL Project), which is designed to transport crude oil production from the Western Canadian Sedimentary Basin to existing markets in the Texas Gulf Coast area. The document contained a schedule for the public scoping meetings. Due to hazardous weather conditions, two of the scheduled public scoping meetings on February 26, 2009 in Faith and Buffalo, South Dakota were canceled. These two meetings have been rescheduled.

Dates and locations for the rescheduled public scoping meetings are:

#### Faith, South Dakota

*Meeting date:* Wednesday, April 8, 12-2 p.m.

*Location:* Faith, SD

*Venue:* Community Legion Hall, Main Street, Faith, SD 57626.

#### Buffalo, South Dakota

*Meeting date:* Wednesday, April 8, 7-9 p.m.

*Location:* Buffalo, SD

*Venue:* Harding County Memorial Recreation Center, 204 Hodge Street, Buffalo, SD 57720.

The public scoping period has been extended until April 15, 2009. The Department of State will consider all comments received or postmarked by April 15, 2009 in defining the scope of the EIS. Written, electronic, and oral comments will be given equal weight by the Department of State in this process.

**ADDRESSES:** Written comments or suggestions on the scope of the EIS should be addressed to: Elizabeth