

Musser and PBS violated 29 CFR 75.1200 when the operator of the Quecreek mine failed to maintain an accurate mine map showing the boundaries of adjacent abandoned mine workings, whether the alleged violations were "significant and substantial," whether the companies were guilty of gross negligence, and whether the Administrative Law Judge properly increased the proposed penalty amounts.)

Any person attending this oral argument who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs. Subject to 29 CFR 2706.150(a)(3) and 2706.160(d).

**CONTACT PERSON FOR MORE INFORMATION:** Jean Ellen (202) 434-9950 / (202) 708-9300 for TDD Relay/1-800-877-8339 for toll free.

**Jean H. Ellen,**

*Chief Docket Clerk.*

[FR Doc. E9-14284 Filed 6-12-09; 4:15 pm]

**BILLING CODE P**

## FEDERAL RESERVE SYSTEM

### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The applications also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained

from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than July 10, 2009.

**A. Federal Reserve Bank of Boston** (Richard Walker, Community Affairs Officer) P.O. Box 55882, Boston, Massachusetts 02106-2204:

1. *NewStar Holdco*, Boston, Massachusetts; to become a bank holding company by acquiring 100 percent of the voting shares of Southern Commerce Bank, National Association, Tampa, Florida.

In connection with this application, Applicant also has applied to acquire NewStar Financial, Inc., NewStar Asset Management, LLC, and NewStar Credit Opportunities Fund, all of Boston, Massachusetts, and engage in commercial finance activities, and in providing asset management services, pursuant to sections 225.28(b)(1), (b)(2), and (b)(7) of Regulation Y.

**B. Federal Reserve Bank of Richmond** (A. Linwood Gill, III, Vice President) 701 East Byrd Street, Richmond, Virginia 23261-4528:

1. *Army and Air Force Mutual Aid Association*, Ft. Myer, Virginia, and Armed Forces Bank Holding Company, Reston, Virginia; to become bank holding companies by acquiring 100 percent of the voting shares of Armed Forces Bank, National Association, Fort Leavenworth, Kansas, and Armed Forces Bank of California, National Association, San Diego, California.

In addition, Applicants also have applied to engage in extending credit and servicing loans activities, pursuant to section 225.28(b)(1) of Regulation Y.

Board of Governors of the Federal Reserve System, June 11, 2009.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E9-14130 Filed 6-15-09; 8:45 am]

**BILLING CODE 6210-01-S**

## FEDERAL RESERVE SYSTEM

### Sunshine Act Meeting

**AGENCY HOLDING THE MEETING:** Board of Governors of the Federal Reserve System.

**TIME AND DATE:** 12:00 p.m., Monday, June 22, 2009.

**PLACE:** Marriner S. Eccles Federal Reserve Board Building, 20th and C Streets, N.W., Washington, D.C. 20551.

**STATUS:** Closed.

**MATTERS TO BE CONSIDERED:**

1. Personnel actions (appointments, promotions, assignments,

reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

**FOR FURTHER INFORMATION CONTACT:**

Michelle Smith, Director, or Dave Skidmore, Assistant to the Board, Office of Board Members at 202-452-2955.

**SUPPLEMENTARY INFORMATION:** You may call 202-452-3206 beginning at approximately 5 p.m. two business days before the meeting for a recorded announcement of bank and bank holding company applications scheduled for the meeting; or you may contact the Board's Web site at <http://www.federalreserve.gov> for an electronic announcement that not only lists applications, but also indicates procedural and other information about the meeting.

Board of Governors of the Federal Reserve System, June 12, 2009.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E9-14257 Filed 6-12-09; 4:15 pm]

**BILLING CODE 6210-01-S**

## FEDERAL MARITIME COMMISSION

### Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission an application for license as a Non-Vessel-Operating Common Carrier and Ocean Freight Forwarder—Ocean Transportation Intermediary pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. Chapter 409 and 46 CFR 515).

Persons knowing of any reason why the following applicants should not receive a license are requested to contact the Office of Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573.

Non-Vessel-Operating Common Carrier  
Ocean Transportation Intermediary  
Applicants

I.M.A. Limited dba Miracle Brokers International, 207 Sparkys Drive, George Town, Grand Cayman, KY1-1007 Cayman Islands, *Officer:* Irma M. Arch, Director (Qualifying Individual)  
World Wide Cargo Partners, LLC, 7901 Stoneridge Drive, Ste. 117, Pleasanton, CA 94588, *Officer:* Joyce E. Behringer, Manager (Qualifying Individual)

Non-Vessel-Operating Common Carrier  
and Ocean Freight Forwarder  
Transportation Intermediary  
Applicants

Transmodal Corporation, 48 South Franklin Turnpike, Suite 202, Ramsey, NJ 07446, *Officer:* Max Angel Kantzer, President (Qualifying Individual)  
 Scrap Freight Inc., 801 S. Garfield Ave., #101, Alhambra, CA 91803, *Officer:* Stephen Leng, President (Qualifying Individual)  
 Magic Transport, Inc., PR-2 KM 19.5 Interior BO. Candelaria, Pepsi Industrial Park, TOA Baja PR 00949, *Officers:* Jorge Mangual, Asst. Secretary (Qualifying Individual) Carlos Padiar, President  
 Interlogistix, LLC, 5075 Paloma Street, Brighton, CO 80601, *Officer:* Brad Schmeh (Qualifying Individual)  
 Guempel Lynnwood Corporation dba GalaxSea Freight Forwarding, 4828

45th Pl., SW, Lynnwood, WA 98087, *Officer:* Terrina R. Guempel, President (Qualifying Individual)  
 American Global Logistics LLC, 53 Perimeter Center E., #450, Atlanta, GA 30346, *Officer:* Otto J. Valdes, Managing Member (Qualifying Individual)  
 Ocean Freight Forwarder—Ocean Transportation Intermediary Applicants  
 Upakweship, Inc., 1629 Folly Rd., Charleston, SC 29412, *Officer:* Mark A. Nash, President (Qualifying Individual)  
 Dated: June 11, 2009.  
**Tanga S. FitzGibbon,**  
*Assistant Secretary.*  
 [FR Doc. E9-14161 Filed 6-15-09; 8:45 am]  
**BILLING CODE 6730-01-P**

**FEDERAL MARITIME COMMISSION**  
**Ocean Transportation Intermediary License Reissuance**

Notice is hereby given that the following Ocean Transportation Intermediary license has been reissued by the Federal Maritime Commission pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. Chapter 409) and the regulations of the Commission pertaining to the licensing of Ocean Transportation Intermediaries, 46 CFR Part 515.

License No.	Name/address	Date reissued
019278N .....	Nelcon Cargo Corp., 7270 NW 35th Terrace, #102, Miami, FL 33122 .....	March 29, 2009.

**Sandra L. Kusumoto,**  
*Director, Bureau of Certification and Licensing.*  
 [FR Doc. E9-14158 Filed 6-15-09; 8:45 am]  
**BILLING CODE 6730-01-P**

**FEDERAL MARITIME COMMISSION**  
**Ocean Transportation Intermediary License; Rescission of Order of Revocation**

Notice is hereby given that the Order revoking the following license is being rescinded by the Federal Maritime Commission pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. Chapter 409) and the regulations of the Commission pertaining to the licensing of Ocean Transportation Intermediaries, 46 CFR part 515.

*License Number:* 020700F.  
*Name:* Allen & Sally Associates, LLC dba USA Customs Brokers & Freight Forwarders.  
*Address:* 7094 Peachtree Industrial Blvd., Ste. 270-1, Norcross, GA 30071.  
*Order Published:* FR: 05/13/09 (Volume 74, No. 91 Pg. 22551).

**Sandra L. Kusumoto,**  
*Director, Bureau of Certification and Licensing.*  
 [FR Doc. E9-14159 Filed 6-15-09; 8:45 am]  
**BILLING CODE P**

**FEDERAL MARITIME COMMISSION**  
**Ocean Transportation Intermediary License Revocation**

The Federal Maritime Commission hereby gives notice that the following Ocean Transportation Intermediary license has been revoked pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. Chapter 409) and the regulations of the Commission pertaining to the licensing of Ocean Transportation Intermediaries, 46 CFR Part 515, effective on the corresponding date shown below:

*License Number:* 020488N.  
*Name:* Cycle Logical Supply Chain Solutions, LLC.  
*Address:* 8014 Cumming Hwy., Ste 403-362, Canton, GA 30115.  
*Date Revoked:* May 17, 2009.  
*Reason:* Failed to maintain a valid bond.

**Sandra L. Kusumoto,**  
*Director, Bureau of Certification and Licensing.*  
 [FR Doc. E9-14160 Filed 6-15-09; 8:45 am]  
**BILLING CODE 6730-01-P**

**FEDERAL TRADE COMMISSION**

[File No. 082 3186]

**Kmart Corporation; Analysis of Proposed Consent Order to Aid Public Comment**

**AGENCY:** Federal Trade Commission.  
**ACTION:** Proposed Consent Agreement.

**SUMMARY:** The consent agreement in this matter settles alleged violations of federal law prohibiting unfair or deceptive acts or practices or unfair methods of competition. The attached Analysis to Aid Public Comment describes both the allegations in the complaint and the terms of the consent order—embodied in the consent agreement—that would settle these allegations.

**DATES:** Comments must be received on or before July 9, 2009.

**ADDRESSES:** Interested parties are invited to submit written comments electronically or in paper form. Comments should refer to “Kmart Corp., File No. 082 3186” to facilitate the organization of comments. Please note that your comment—including your name and your state—will be placed on the public record of this proceeding, including on the publicly accessible FTC website, at (<http://www.ftc.gov/os/publiccomments.shtm>).

Because comments will be made public, they should not include any sensitive personal information, such as an individual’s Social Security Number; date of birth; driver’s license number or other state identification number, or foreign country equivalent; passport number; financial account number; or credit or debit card number. Comments also should not include any sensitive health information, such as medical records or other individually identifiable health information. In addition, comments should not include any “[t]rade secret or any commercial or financial information which is obtained