

## Records

The Exchange proposes to amend existing Rule 4.11.04(c)(G) governing records so that it extends to members carrying customer accounts. Specifically, each member relying on the Exemption would be required to (i) retain, and would be required to undertake reasonable efforts to ensure that any non-member affiliate of the member or customer relying on the Exemption retains, a list of the options, securities and other instruments underlying each options position net delta calculation reported to the Exchange hereunder, and (ii) produce such information to the Exchange upon request.

## Clarifying Minor Revisions to Existing Rule Text

The Exchange is taking this opportunity to propose certain minor changes to the existing text of Rule 4.11.04(c) to clarify that the affirmative obligations codified in connection with relying on the Exemption belong to members. For example, any written documentation required to be provided to the Exchange in connection with the Exemption must be provided by the member relying on the Exemption or provided by the member who carries the account of a non-member affiliate or customer relying on the Exemption. The Exchange states that all communications regarding reliance on the Exemption by non-member affiliates or customers will be had with the member carrying such accounts and not with such non-member affiliates or customers.

The Exchange will not implement a delta-based equity hedge exemption for customers until it provides a representation to the Office of Compliance Inspections and Examinations ("OCIE") that it can adequately surveil for such an exemption.<sup>9</sup>

## 2. Statutory Basis

The Exchange believes the proposed rule change is consistent with the Act<sup>10</sup> and the rules and regulations thereunder and, in particular, the requirements of Section 6(b) of the Act.<sup>11</sup> Specifically, the Exchange believes the proposed rule change is consistent with the Section 6(b)(5)<sup>12</sup> requirements that the rules of an exchange be designed to promote just and equitable principles of trade, to prevent fraudulent and manipulative

acts, to remove impediments to and to perfect the mechanism for a free and open market and a national market system, and, in general, to protect investors and the public interest. The Exchange believes that extension of the Exemption from equity options and exercise limits to customers is appropriate in that it is based on a widely accepted risk management method used in options trading.

## B. Self-Regulatory Organization's Statement on Burden on Competition

CBOE does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.

## C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants or Others

The Exchange neither solicited nor received comments on the proposal.

## III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

- (a) By order approve such proposed rule change, or
- (b) Institute proceedings to determine whether the proposed rule change should be disapproved.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

### Electronic Comments

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-CBOE-2009-039 on the subject line.

### Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-CBOE-2009-039. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room, on official business days between the hours of 10 a.m. and 3 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-CBOE-2009-039 and should be submitted on or before August 7, 2009.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>13</sup>

**Elizabeth M. Murphy,**  
Secretary.

[FR Doc. E9-17003 Filed 7-16-09; 8:45 am]

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## SOCIAL SECURITY ADMINISTRATION

[Docket No. SSA-2009-0045]

### Future Systems Technology Advisory Panel Meeting

**AGENCY:** Social Security Administration (SSA).

**ACTION:** Notice of Fourth Panel Meeting.

**DATES:** August 12, 2009, 10 a.m.-5 p.m. and August 13, 2009, 8:30 a.m.-12 p.m.

**Location:** The Hyatt Regency Cambridge.

**ADDRESSES:** 575 Memorial Drive, Cambridge, MA 02215.

### SUPPLEMENTARY INFORMATION:

**Type of meeting:** The meeting is open to the public.

<sup>9</sup> See Amendment No. 1 to the proposed rule change.

<sup>10</sup> 15 U.S.C. 78s(b)(1).

<sup>11</sup> 15 U.S.C. 78f(b).

<sup>12</sup> 15 U.S.C. 78f(b)(5).

<sup>13</sup> 17 CFR 200.30-3(a)(12).

**Purpose:** The Panel, under the Federal Advisory Committee Act of 1972, as amended, (hereinafter referred to as "the FACA") shall report to and provide the Commissioner of Social Security independent advice and recommendations on the future of systems technology and electronic services at the agency five to ten years into the future. The Panel will recommend a road map to aid SSA in determining what future systems technologies may be developed to assist in carrying out its statutory mission. Advice and recommendations can relate to SSA's systems in the area of internet application, customer service, or any other arena that would improve SSA's ability to serve the American people.

**Agenda:** The Panel will meet on Wednesday, August 12, 2009 from 10 a.m. until 5 p.m. and Thursday, August 13, 2009 from 8:30 a.m. to 12 p.m. The agenda will be available on the Internet at <http://www.ssa.gov/fstap/index.htm> or available by e-mail or fax on request, one week prior to the starting date.

During the fourth meeting, the Panel may have experts address items of interest and other relevant topics to the Panel. This additional information will further the Panel's deliberations and the effort of the Panel subcommittees.

Public comments will be heard on Wednesday, August 12, 2009, from 4:30 p.m. until 5 p.m. Individuals interested in providing comments in person should contact the Panel staff as outlined below to schedule a time slot. Members of the public must schedule a time slot in order to comment. In the event public comments do not take the entire scheduled time period, the Panel may use that time to deliberate or conduct other Panel business. Each individual providing public comment will be acknowledged by the Chair in the order in which they are scheduled to testify and is limited to a maximum five-minute, verbal presentation. In addition to or in lieu of public comments provided in person, individuals may provide written comments to the panel for their review and consideration. Comments in written or oral form are for informational purposes only for the Panel. Public comments will not be specifically addressed or receive a written response by the Panel.

For individuals that are hearing impaired and in need of sign language services please contact the Panel staff as outlined below at least 10 business days prior to the meeting so that timely arrangements can be made to provide this service.

**Contact Information:** Records are kept of all proceedings and will be available

for public inspection by appointment at the Panel office. Anyone requiring information regarding the Panel should contact the staff by:

Mail addressed to SSA, Future Systems Technology Advisory Panel, Room 800, Altmeyer Building, 6401 Security Boulevard, Baltimore, MD 21235-0001; Telephone at 410-966-4150; Fax at 410-965-0201; or e-mail to [FSTAP@ssa.gov](mailto:FSTAP@ssa.gov).

Dated: July 13, 2009.

**Dianne L. Rose,**

*Designated Federal Officer, Future Systems Technology Advisory Panel.*

[FR Doc. E9-17027 Filed 7-16-09; 8:45 am]

**BILLING CODE 4191-02-P**

## **SUSQUEHANNA RIVER BASIN COMMISSION**

### **Notice of Actions Taken at June 18, 2009 Meeting**

**AGENCY:** Susquehanna River Basin Commission.

**ACTION:** Notice of Commission Actions.

**SUMMARY:** At its regular business meeting on June 18, 2009, in Binghamton, New York, the Commission held a public hearing as part of its regular business meeting. At the public hearing, the Commission: (1) Approved, modified, and tabled certain water resources projects; (2) approved two water resources projects involving diversions; (3) rescinded approval for one water resources project; (4) approved settlements involving three water resources projects; and (5) considered two requests for an administrative hearing on projects previously approved by the Commission. Details concerning these and other matters addressed at the public hearing and business meeting are contained in the **SUPPLEMENTARY INFORMATION** section of this notice.

**DATES:** June 18, 2009.

**ADDRESSES:** Susquehanna River Basin Commission, 1721 N. Front Street, Harrisburg, PA 17102-2391.

**FOR FURTHER INFORMATION CONTACT:** Richard A. Cairo, General Counsel, telephone: (717) 238-0423, ext. 306; fax: (717) 238-2436; e-mail: [rcairo@srbc.net](mailto:rcairo@srbc.net); or Stephanie L. Richardson, Secretary to the Commission, telephone: (717) 238-0423, ext. 304; fax: (717) 238-2436; e-mail: [srichardson@srbc.net](mailto:srichardson@srbc.net). Regular mail inquiries may be sent to the above address.

**SUPPLEMENTARY INFORMATION:** In addition to the public hearing and its related action items identified below, the following items were also presented

or acted on at the business meeting: (1) Recognition of Col. Peter Mueller, alternate United States Member of the Commission, who is departing his position as Baltimore District Engineer in July 2009; (2) a report on the present hydrologic conditions of the basin indicating recovery from winter precipitation deficits; (3) a presentation on SRBC's Flooding "Priority Management Area" with additional information on the third anniversary of the June 2006 flood and enhancements to flood warning and preparedness; (4) presentation of the Maurice K. Goddard Award to David Nicosia of the National Weather Service, Binghamton Office; (5) adoption of an Application Fee Policy for Mine Drainage Withdrawals to guide the granting of fee waivers or reductions to projects using water impaired by abandoned mine drainage; (6) approval for proposed rulemaking regarding Commission approval of projects undergoing federal licensing/relicensing and other revisions; (7) revisions to the FY-2010 budget commencing July 1, 2009; (8) adoption of a FY-2011 budget commencing July 1, 2010; (9) ratification of a contract with the U.S. Geological Survey on simulation of baseline streamflow conditions, and approval of a grant application to the Pennsylvania Infrastructure Investment Authority (PENNVEST) regarding expansion of an innovative stormwater management project at the Pennsylvania Farm Show Complex; and (10) election of the member representing the U.S. Government as the new Chair of the Commission and the member representing the State of New York as the new Vice Chair of the Commission to serve in the next fiscal year. The Commission also heard counsel's report on legal matters affecting the Commission. The Commission also convened a public hearing and took the following actions:

### **Public Hearing—Projects Approved**

1. Project Sponsor and Facility: ALTA Operating Company, LLC (Turner Lake), Liberty Township, Susquehanna County, PA. Surface water withdrawal of up to 0.393 mgd.

2. Project Sponsor and Facility: Chesapeake Appalachia, LLC (Chemung River), Athens Township, Bradford County, PA. Surface water withdrawal of up to 0.999 mgd.

3. Project Sponsor and Facility: Chesapeake Appalachia, LLC (Sugar Creek), Burlington Township, Bradford County, PA. Surface water withdrawal of up to 0.499 mgd.

4. Project Sponsor and Facility: Chesapeake Appalachia, LLC (Susquehanna River—Newton), Terry