

*National Credit Union Administration*

CUOT01370 Senior Policy Advisor to the Chairman. Effective September 8, 2009.

*Federal Maritime Commission*

MCGS60043 Counsel to the Chairman. Effective September 23, 2009.

*National Endowment for the Humanities*

NHGS09001 Senior Advisor to the Chairman. Effective September 10, 2009.

*National Mediation Board*

NMGS60053 Confidential Assistant to a Board Member. Effective September 15, 2009.

NMGS60056 Confidential Assistant to a Board Member. Effective September 15, 2009.

*Department of Transportation*

DTGS60452 Associate Director, ITS Strategy and Technology Projects to the Chief Information Officer. Effective September 2, 2009.

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

U.S. Office of Personnel Management.

**John Berry,**

*Director.*

[FR Doc. E9–26386 Filed 11–2–09; 8:45 am]

**BILLING CODE 6325–39–P**

## POSTAL SERVICE BOARD OF GOVERNORS

### Sunshine Act Meeting

**DATES AND TIMES:** Thursday, November 12, 2009, at 10 a.m.; and Friday, November 13, 2009, at 8:30 a.m. and 11 a.m.

**PLACE:** Washington, DC, at U.S. Postal Service Headquarters, 475 L'Enfant Plaza, SW., in the Benjamin Franklin Room.

**STATUS:** November 12—10:00 a.m.—Closed; November 13—8:30 a.m.—Open; November 13—11 a.m.—Closed.

### Matters To Be Considered

*Thursday, November 12 at 10 a.m. (Closed)*

1. Financial Matters.
2. Strategic Issues.
3. Pricing.
4. Personnel Matters and Compensation Issues.
5. Governors' Executive Session—Discussion of prior agenda items and Board Governance.

*Friday, November 13 at 8:30 a.m. (Open)*

1. Call to Order and Minutes of the Previous Meetings.
2. Remarks of the Chairman of the Board.
3. Remarks of the Postmaster General and CEO.
4. Committee Reports.
5. Consideration of Fiscal Year 2009 10K, Audited Financial Statements, and Postal Service Annual Report.
6. Consideration of Fiscal Year 2010 Integrated Financial Plan.
7. Consideration of Fiscal Year 2009 Comprehensive Statement and Annual Performance Plan.
8. Quarterly Report on Service Performance.
9. Tentative Agenda for the December 8, 2009, teleconference meeting.
10. Election of Chairman and Vice Chairman of the Board of Governors.

*Friday, November 13 at 11:00 a.m. (Closed)—If Needed*

1. Continuation of Thursday's closed session agenda.

### CONTACT PERSON FOR MORE INFORMATION:

Julie S. Moore, Secretary of the Board, U.S. Postal Service, 475 L'Enfant Plaza, SW., Washington, DC 20260–1000. Telephone (202) 268–4800.

**Julie S. Moore,**

*Secretary.*

[FR Doc. E9–26545 Filed 10–30–09; 4:15 pm]

**BILLING CODE 7710–12–P**

## SMALL BUSINESS ADMINISTRATION

### Senior Executive Service: Performance Review Board Members

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice of members for the FY 2009 Performance Review Board.

**SUMMARY:** Title 5 U.S.C. 4314(c)(4) requires each agency to publish notification of the appointment of individuals who may serve as members of that Agency's Performance Review Board (PRB). The following individuals have been designated to serve on the FY 2009 Performance Review Board for the U.S. Small Business Administration.

1. Eileen Harrington, Chair, Chief Operating Officer.
2. Jonathan Carver, Chief Financial Officer and Associate Administrator for Performance Management.
3. James Rivera, Deputy Associate Administrator for Disaster Assistance.
4. Sara Lipscomb, General Counsel.
5. Ana Ma, Chief of Staff.

Dated: October 28, 2009.

**Karen G. Mills,**

*Administrator.*

[FR Doc. E9–26383 Filed 11–2–09; 8:45 am]

**BILLING CODE P**

## OFFICE OF SCIENCE AND TECHNOLOGY POLICY

### Aeronautics Science and Technology Subcommittee; Committee on Technology; National Science and Technology Council

**ACTION:** Request for review and comment on the draft biennial update to the National Plan for Aeronautics Research and Development and Related Infrastructure.

*Background:* The Aeronautics Science and Technology Subcommittee (ASTS) of the National Science and Technology Council's (NSTC) Committee on Technology (COT) will post a draft of the biennial update to the National Plan for Aeronautics Research and Development and Related Infrastructure that is required by Executive Order (E.O.) 13419—National Aeronautics Research and Development—signed December 20, 2006. The biennial update draft document has been re-titled as the National Aeronautics Research and Development Plan (R&D Plan).

The draft R&D Plan continues to be guided by the National Aeronautics Research and Development Policy (Policy) that was prepared by the National Science and Technology Council and endorsed by E.O. 13419. Readers are advised that the national aeronautics R&D challenges, goals and objectives for the draft R&D Plan flow from the Principles detailed in the Policy (with the exception of Workforce and Aviation Security which are managed in different venues). For reference, E.O. 13419, the Policy, and the preceding National Plan for Aeronautics Research and Development and Related Infrastructure are available at: <http://ostp.gov/nstc/aeroplans/>.

*Request for Review and Comment:* E.O. 13419 and the National Aeronautics R&D Policy call for executive departments and agencies conducting aeronautics R&D to engage industry, academia, and other non-Federal stakeholders in support of government planning and performance of aeronautics R&D. The purpose of this posting is to obtain comments from individuals on the draft high-priority national aeronautics R&D challenges, goals and objectives contained in the draft R&D Plan that should be supported by the Federal Government.

*Posting Date and Web Site Address:* The draft biennial update of the R&D Plan will be posted on or about November 10, 2009 at: <http://www.ostp.gov/nstc/aeroplans/>.

*Submission of Comments:* A spreadsheet will be provided for submission of comments at: <http://www.ostp.gov/nstc/aeroplans/>. Comments must be returned on the spreadsheet in accordance with the guidance provided at: <http://www.ostp.gov/nstc/aeroplans/>. Readers are advised that comments provided after the deadline of November 17, 2009, or provided in a format other than on the prescribed spreadsheet may not be considered. Readers are reminded that comments regarding proprietary equipment, technologies, programs, and/or specific facilities may be considered as outside the scope of this request.

**FOR FURTHER INFORMATION CONTACT:** William Davis, National Science and Technology Council, Office of Science and Technology Policy, New Executive Office Building, Washington, DC 20502—telephone (202) 456-6012. Additional information is also available at the Office of Science and Technology Policy NSTC Web site at: <http://www.ostp.gov/nstc/aeroplans/>.

**M. David Hodge,**

*Operations Manager, OSTP.*

[FR Doc. E9-26465 Filed 11-2-09; 8:45 am]

**BILLING CODE 3170-W9-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-60886; File No. SR-BX-2009-067]

### Self-Regulatory Organizations; NASDAQ OMX BX, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Extend the Effective Date of and Expand the Penny Pilot Program on the Boston Options Exchange Facility

October 27, 2009.

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 October 19, 2009, NASDAQ OMX BX, Inc. (the “Exchange”) filed with the Securities and Exchange Commission (“Commission”) the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. The Exchange filed the proposed rule change

pursuant to Section 19(b)(3)(A) of the Act,<sup>3</sup> and Rule 19b-4(f)(6) thereunder,<sup>4</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 from interested persons.

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

The Exchange proposes to amend Chapter V, Section 33 (Penny Pilot Program) of the Rules of the Boston Options Exchange Group, LLC (“BOX”) to (i) extend the Penny Pilot Program in options classes (“Penny Pilot Program” or “Pilot”) previously approved by the Securities and Exchange Commission (“Commission”) through December 31, 2010; (ii) expand the number of classes included in the Pilot; and (iii) replace on a semi-annual basis any Pilot Program classes that have been delisted. The text of the proposed rule change is available from the principal office of the Exchange, at the Commission's Public Reference Room and also on the Exchange's Internet Web site at <http://nasdaqomxbx.cchwallstreet.com/NASDAQOMXBX/Filings/>.

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

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statements.

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

###### 1. Purpose

The Exchange hereby proposes to extend the time period of the Pilot Program<sup>5</sup> which is currently scheduled to expire on October 31, 2009, through December 31, 2010.

###### Top 300

The Exchange also proposes to expand the number of classes included

in the Pilot Program. Specifically, the Exchange proposes to add the top 300 most actively traded multiply listed options classes that are not yet included in the Pilot Program (“Top 300”). The Exchange proposes to determine the identity of the Top 300 based on national average daily volume in the prior six calendar months preceding their addition to the Pilot Program, except that the month immediately preceding their addition to the Pilot would not be utilized for purposes of the six month analysis.<sup>6</sup> In determining the identity of the Top 300, the Exchange will exclude options classes with high premiums. Pursuant to Chapter V, Section 33 of the BOX Rules, the Pilot Program classes will be announced to BOX Participants via Regulatory Circular and published by the Exchange on its Web site.<sup>7</sup> This will bring the total number of options classes quoted pursuant to the Pilot Program to 363. The Exchange represents that BOX has the necessary system capacity to support any additional series listed as part of the Pilot Program.

The Exchange believes that it is appropriate to exclude high priced underlying securities, as the benefit to the public from including such classes is minimal because of the high price of at-the-money options.<sup>8</sup> The Exchange believes an appropriate threshold for designation as “high priced” at the time of selection of new classes to be included in the Pilot is \$200 per share or a calculated index value of 200. At \$200 per share or a calculated index value of 200, strike prices are in \$10 increments, so the “at the money” strike is more likely to carry an intrinsic value of \$3 or more, and thus not trade in a penny increment. With a greater distance between strikes, there are fewer series that are actively traded. The determination of whether a security is trading above \$200 or above a calculated index value of 200 shall be based on the price at the close of trading on the Expiration Friday prior to being added to the Pilot. This approach is consistent with the approach the Exchange has

<sup>6</sup> The Exchange will not include options classes in which the issuer of the underlying security is subject to an announced merger or is in the process of being acquired by another company, or if the issuer is in bankruptcy. For purposes of assessing national average daily volume, the Exchange will use data compiled and disseminated by the Options Clearing Corporation.

<sup>7</sup> The Exchange shall also identify the classes to be added to the Pilot Program, per each phase, in a filing with the Commission.

<sup>8</sup> For instance, as of August 12, 2009, the near term at the money call in GOOG (August 460 Calls) was trading at \$6.50 with the underlying at \$459.84. The lowest strike price September call trading below \$3 (with the underlying at the same price) was the September 500 Call.

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

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

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

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

<sup>5</sup> See Securities Exchange Act Release No. 60213 (July 1, 2009), 74 FR 32998 (July 9, 2009) (SR-BX-2009-032).