

that appropriate arrangements can be made. Electronic recordings will be permitted only during those portions of the meeting that are open to the public.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 8:15 a.m. and 5 p.m. (ET). Persons planning to attend this meeting are urged to contact the above named individual at least two working days prior to the meeting to be advised of any potential changes in the agenda.

Dated: April 4, 2006.

**Michael R. Snodderly,**

*Acting Branch Chief, ACRS/ACNW.*

[FR Doc. E6-5386 Filed 4-11-06; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Subcommittee Meeting on Power Upgrades; Notice of Meeting

The ACRS Subcommittee on Power Upgrades will hold a meeting on April 25-26, 2006, at 11545 Rockville Pike, Rockville, Maryland, Room T-2B3.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows:

*Tuesday, April 25, 2006—8:30 a.m. until the conclusion of business.*

*Wednesday, April 26, 2006—8:30 a.m. until the conclusion of business.*

The Subcommittee will review the application by FirstEnergy for an 8% power uprate for the Beaver Valley Power Station, Units 1 and 2. The Subcommittee will hear presentations by and hold discussions with representatives of the NRC staff, their contractors, FirstEnergy Nuclear Operating Company and other interested persons regarding this matter. The Subcommittee will gather information, analyze relevant issues and facts, and formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Members of the public desiring to provide oral statements and/or written comments should notify the Designated Federal Official, Mr. Ralph Caruso (Telephone: 301-415-8065) five days prior to the meeting, if possible, so that appropriate arrangements can be made. Electronic recordings will be permitted.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 7:30 a.m. and 4:15 p.m. (e.t.). Persons planning to attend this meeting are urged to contact the above named individual at least two working days

prior to the meeting to be advised of any potential changes to the agenda.

Dated: April 5, 2006.

**Michael R. Snodderly,**

*Acting Branch Chief, ACRS/ACNW.*

[FR Doc. E6-5379 Filed 4-11-06; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Subcommittee Meeting on Power Upgrades; Notice of Meeting

The ACRS Subcommittee on Power Upgrades will hold a meeting on April 27, 2006, at 11545 Rockville Pike, Rockville, Maryland, Room T-2B3.

The entire meeting will be open to public attendance. The agenda for the subject meeting shall be as follows:

*Thursday, April 27, 2006—8:30 a.m. until the conclusion of business.*

The Subcommittee will review the small break LOCA portion of the staff evaluation related to the Ginna Extended Power Uprate. The Subcommittee will hear presentations by and hold discussions with representatives of the NRC staff, Constellation Energy, Westinghouse, and other interested persons regarding this matter. The Subcommittee will gather information, analyze relevant issues and facts, and formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Members of the public desiring to provide oral statements and/or written comments should notify the Designated Federal Official, Mr. Ralph Caruso (Telephone: 301-415-8065) five days prior to the meeting, if possible, so that appropriate arrangements can be made. Electronic recordings will be permitted. Signs will not be permitted in the meeting room.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 7:30 a.m. and 4:15 p.m. (ET). Persons planning to attend this meeting are urged to contact the above named individual at least two working days prior to the meeting to be advised of any potential changes to the agenda.

Dated: April 5, 2006.

**Michael R. Snodderly,**

*Acting Branch Chief, ACRS/ACNW.*

[FR Doc. E6-5382 Filed 4-11-06; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR WASTE TECHNICAL REVIEW BOARD

### Board Meeting

*Board Meeting:* May 9, 2006—McLean, Virginia; The U.S. Nuclear Waste Technical Review Board will meet to discuss the Department of Energy's (DOE) proposed implementation of a canister system for transportation, aging, and disposal (TAD) of spent nuclear fuel.

Pursuant to its authority under 5051 of Public Law 100-203, Nuclear Waste Policy Amendments Act of 1987, the U.S. Nuclear Waste Technical Review Board will meet in McLean, Virginia, on Tuesday May 9, 2006. The Board was charged in the Nuclear Waste Amendments Act of 1987 with conducting an independent review of the technical and scientific validity of U.S. Department of Energy (DOE) activities related to disposing of, packaging, and transporting spent nuclear fuel and high-level radioactive waste. At the May meeting, the Board will review DOE efforts to develop and implement a "clean canister" or "TAD" approach to waste management. If the TAD concept is adopted, nuclear utilities would seal spent fuel into canisters at reactor sites. The canisters could then be loaded into casks for transportation, aging, or disposal of the waste. Also on the agenda is a discussion of infiltration data and an update on Yucca Mountain surface-facilities-design.

A final meeting agenda will be available on the Board's Web site (<http://www.nwtrb.gov>) approximately one week before the meeting date. The agenda also may be obtained by telephone request at that time. The meeting will be open to the public, and opportunities for public comment will be provided.

The meeting will be held at the Hilton Tysons Corner; 7920 Jones Branch Drive; McLean, Virginia 22102; telephone 703-847-5000; fax 703-761-5100.

The meeting will begin at 8 a.m. with an overview of the Yucca Mountain program and the TAD canister concept by DOE representative and reactions to the TAD program by industry representatives. After lunch, additional presentations will discuss the technical analyses that support the TAD decision and the effects of adopting a TAD system on design of Yucca Mountain program and the TAD canister concept by DOE representatives and reactions to the TAD program by industry representatives. After lunch, additional presentations will discuss the technical

analyses the support TAD decision and the effects of adopting a TAD system on design of Yucca Mountain surface facilities. In addition to the TAD presentations, one or more presentations on other topics are expected, including a review of infiltration data.

Time will be set aside at the end of the day for public comments. Those wanting to speak are encouraged to sign the "Public Comment Register" at the check-in-table. A time limit may have to be set on individual remarks, but written comments of any length may be submitted for the record.

Transcripts of the meetings will be available on the Board's Web site, by e-mail, on computer disk, and on a library-loan basis in paper format from Davonya Barnes of the Board's staff, no later than June 1, 2006.

A block of rooms has been reserved for meeting participants at the Hilton Tysons Corner. When making a reservation, please state that you are attending the Nuclear Waste Technical Review Board meeting. Reservations should be made by April 17, 2006, to ensure receiving the meeting rate.

For more information, contact Karyn Severson, NWTRB External Affairs; 2300 Clarendon Boulevard, Suite 1300; Arlington, VA 22201-3367; 703-235-4473; fax 703-235-4495.

Dated: April 5, 2006.

**William D. Barnard,**

*Executive Director, Nuclear Waste Technical Review Board.*

[FR Doc. 06-3469 Filed 4-11-06; 8:45 am]

**BILLING CODE 6820-AM-M**

## SECURITIES AND EXCHANGE COMMISSION

### Sunshine Act Meeting Notice

**Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Public Law 94-409, that the Securities and Exchange Commission will hold the following meeting during the week of April 10, 2006:**

A Closed Meeting will be held on Thursday, April 13, 2006 at 10 a.m.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the Closed Meeting. Certain staff members who have an interest in the matters may also be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c)(3), (4), (5), (7), (8), (9)(B), and (10) and 17 CFR 200.402(a)(3), (4),

(5), (7), (8), (9)(ii) and (10) permit consideration of the scheduled matters at the Closed Meeting.

Commissioner Nazareth, as duty officer, voted to consider the items listed for the closed meeting in closed session, and determined that no earlier notice thereof was possible.

The subject matter of the Closed Meeting scheduled for Thursday, April 13, 2006 will be:

Formal orders of investigation;  
Institution and settlement of injunctive actions;  
Institution and settlement of administrative proceedings of an enforcement nature;  
Regulatory matter concerning a financial institution;  
Adjudicatory matters; and  
Post-argument discussion.

At times, changes in Commission priorities require alterations in the scheduling of meeting items.

For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary at (202) 551-5400.

Dated: April 7, 2006.

**Jill M. Peterson,**

*Assistant Secretary.*

[FR Doc. 06-3544 Filed 4-10-06; 11:31 am]

**BILLING CODE 8010-01-P**

## SECURITIES AND EXCHANGE COMMISSION

**[Release No. 34-53603; File No. SR-CBOE-2005-112]**

### Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Order Granting Permanent Approval of a Pilot Program Relating to Access to the Exchange's Hybrid Automatic Execution System

April 5, 2006.

On December 30, 2005, the Chicago Board Options Exchange, Incorporated ("Exchange" or "CBOE") filed with the Securities and Exchange Commission ("Commission") a proposed rule change 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> to make permanent the pilot program in CBOE Rule 6.13 relating to access to the Exchange's automatic execution system. The proposed rule change was published for comment in the **Federal Register** on March 6, 2006.<sup>3</sup> The Commission received no comments on

the proposal. This order approves the proposed rule change.

The pilot program the Exchange seeks to make permanent was initiated in July 2004, was subsequently extended twice, and is currently scheduled to expire on October 12, 2006.<sup>4</sup> Under the pilot program, pursuant to CBOE Rule 6.13(b)(i)(C)(iii), orders from market makers and specialists on an options exchange ("options Market Makers") and stock exchange specialists,<sup>5</sup> with respect to their specialty securities, are eligible for automatic execution through the Exchange's Hybrid Trading System ("Hybrid"), subject to a 15-second limitation<sup>6</sup> on orders on the same side of the market in an options class for an account or accounts of the same beneficial owner. The Exchange believes that the pilot program has been successful and has helped to contribute to the maintenance of efficient markets and to attract volume to the Exchange.

After careful consideration, the Commission finds that the proposed rule change is consistent with the requirements of Section 6 of the Act<sup>7</sup> and the rules and regulations thereunder applicable to a national securities exchange.<sup>8</sup> In particular, the Commission finds that the proposed rule change is consistent with Section 6(b)(5) of the Act,<sup>9</sup> which requires, among other things, that the rules of an exchange be designed to prevent fraudulent and manipulative acts and

<sup>4</sup> See Securities Exchange Act Release Nos. 50005 (July 12, 2004), 69 FR 43032 (July 19, 2004) (approving the pilot program); 51030 (January 12, 2005), 70 FR 3404 (January 24, 2005) (extending the pilot program until October 12, 2005); and 52494 (September 22, 2005), 70 FR 56943 (September 29, 2005) (extending the pilot program until October 12, 2006).

<sup>5</sup> By its terms, CBOE Rule 6.13(b)(i)(C)(iii) applies to orders eligible for submission pursuant to CBOE Rule 6.13(b)(i)(C)(ii), which relates to options Market Makers and certain stock exchange specialists.

<sup>6</sup> As allowed under CBOE Rule 6.13(b)(i)(C)(iii), the Exchange's floor procedure committees determined to shorten to five seconds (from 15 seconds) the period required between entry of multiple market maker orders (including non-CBOE market maker orders) on the same side of the market in an option class for an account or accounts of the same beneficial owner using Hybrid. This change went into effect on July 18, 2005 and was announced to the Exchange's membership via Regulatory Circular RG05-61. The Exchange clarified that such reduction in the time period to five seconds applies to all of the market participants subject to the pilot program under CBOE Rule 6.13(b)(i)(C)(iii). Telephone conversation between Jennifer M. Lamie, Managing Senior Attorney, Exchange, and Kim M. Allen, Special Counsel, Division of Market Regulation, Commission, on March 29, 2006.

<sup>7</sup> 15 U.S.C. 78f.

<sup>8</sup> In approving this proposal, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

<sup>9</sup> 15 U.S.C. 78f(b)(5).

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

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

<sup>3</sup> See Securities Exchange Act Release No. 53377 (February 27, 2006), 71 FR 11250.