

The applicant proposes to enter the Cape Royds Site of Special Scientific Interest for purposes of collecting soil samples to isolate and identify natural organic matter contained therein. A minimum amount of soil will be removed as close to the shoreline as possible (~1kg), thereby minimizing impact on the nesting colony. Laboratory analysis will be performed in the Crary Lab at McMurdo Station. In addition, a survey of Pony lake will be performed at different cross sections. Dissolved oxygen, conductivity, depth, light intensity, and pH will be measured. All water samples will be collected from the side of Pony Lake opposite of the penguin rookery.

Location: Cape Royds Site of Special Scientific Interest No. 1, Ross Island, Antarctica.

Dates: November 25, 1997 to January 20, 1998.

2. Applicant

Philip R. Kyle, Department of Earth and Environmental Science, New Mexico Tech, Socorro, New Mexico, 87801

Permit Application No. 98-018

Activity for Which Permit Is Requested

Enter Site of Special Scientific Interest.

The applicant proposes to enter the Tramway Ridge, Site of Special Scientific Interest No. 11, on Mount Erebus to measure the temperature of the soil as a means of monitoring the volcanic activity of Mount Erebus. In addition, as the only area of soil on Mount Erebus, the applicant plans to measure the quantity of CO₂ in the soil and measure its flux into the atmosphere. This will provide information on the degassing behavior of the magmatic system underlying Mount Erebus.

Location: Tramway Ridge (SSSI #11), Mount Erebus, Ross Island, Antarctica.

Dates: December 1, 1997 to December 30, 1997.

3. Applicant

Gary and Robert Miller, Biology Department, University of New Mexico, Albuquerque, NM 87131

Permit Application: 98-019

Activity for Which Permit Is Requested

Taking and Importing into the U.S. The applicant proposes to collect blood samples (1.0-1.5 ml) from less than 200 adult penguins from each of the following species: *Pygoscelis adeliae* (adelie), *Pygoscelis antarctica* (chinstrap) and *Pygoscelis papua* (gentoo). Blood will also be collected from about 20 *Eudyptes chrysolopha* (macroni). Tissue samples will be taken

from the carcasses of chicks from the species listed above, including *Aptenodytes forsteri*. The samples will be used to analyze the phylogenetic relationships and the genetic variation of 2 major genera of penguins, the *Spheniscus* and *Pygoscelis* penguins. The Macaroni and Emperor samples will be used as outgroups to help elucidate the relationships of the other species. The applicant will study the major histocompatibility complex (MHC) genes from nuclear DNA and cytochrome b genes from mitochondrial DNA obtained from small tissue samples or whole blood samples. Molecular methods have the advantage of showing small intraspecific variations. This will enable the applicant to compare small genetic differences among populations to determine the distribution of genetic variation and predict the colonization history of populations.

The applicant will be traveling in the Antarctic Peninsula as a lecturer onboard a cruise ship and will visit many sites over the next two seasons. Sampling of breeding populations will take place on an opportunity basis and attempts will be made to collect 15 samples from each site. The blood and tissue samples will be returned to University of New Mexico for analysis.

Location: South Orkney Islands, South Shetland Islands, Antarctic Peninsula and East Antarctic Coastline.

Dates: November 15, 1997 to March 15, 1999.

Nadene G. Kennedy,

Permit Officer, Office of Polar Programs.

[FR Doc. 97-28383 Filed 10-24-97; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

Regulatory Guide; Issuance, Availability

The Nuclear Regulatory Commission has issued a revision to a guide in its Regulatory Guide Series. This series has been developed to describe and make available to the public such information as methods acceptable to the NRC staff for implementing specific parts of the Commission's regulations, techniques used by the staff in evaluating specific problems or postulated accidents, and data needed by the staff in its review of applications for permits and licenses.

Revision 3 of Regulatory Guide 5.44, "Perimeter Intrusion Alarm Systems," has been developed to provide guidance to licensees and applicants on selecting perimeter intrusion-detection alarm systems and their applications at

nuclear power reactors, independent spent fuel storage installations, and certain special nuclear material processing facilities.

The NRC has verified with the Office of Management and Budget the determination that this regulatory guide is not a major rule.

Comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time. Written comments may be submitted to the Rules and Directives Branch, Division of Administrative Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

Regulatory guides are available for inspection at the Commission's Public Document Room, 2120 L Street NW., Washington, DC. Single copies of regulatory guides may be obtained free of charge by writing the Office of Administration, Attention: Printing, Graphics and Distribution Branch, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by fax at (301)415-5272. Issued guides may also be purchased from the National Technical Information Service on a standing order basis. Details on this service may be obtained by writing NTIS, 5285 Port Royal Road, Springfield, VA 22161. Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 7th day of October 1997.

For the Nuclear Regulatory Commission.

Malcolm R. Knapp,

Acting Director Office of Nuclear Regulatory Research.

[FR Doc. 97-28350 Filed 10-24-97; 8:45 am]

BILLING CODE 7590-01-P

SECURITIES AND EXCHANGE COMMISSION

Proposed Collection; Comment Request

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of Filings and Information Services, Washington, DC 20549

Extension:

Rule 13e-3 and Schedule 13E-3, SEC File No. 270-1, OMB Control No. 3235-0007 Form S-8 SEC File No. 270-66 OMB Control No. 3235-0066

Regulations 14D and E and Schedules 14D-1 and 14D-9, SEC File No. 270-114, OMB Control No. 3235-0102

Notice of Exempt Preliminary Roll-Up Communication, SEC File No. 270-396, OMB Control No. 3235-0452
 Industry Guides, SEC File No. 270-69, OMB Control No. 3235-0069

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.) the Securities and Exchange Commission ("Commission") is soliciting comments on the collections of information summarized below. The Commission plans to submit these existing collections of information to the Office of Management and Budget for extension and approval.

Rule 13e-3 and Schedule 13E-3 under the Securities Exchange Act of 1934 ("Exchange Act"), contains requirements regarding going private transactions by certain issuers or their affiliates. Issuers or affiliates engaging in a Rule 13e-3 transaction file a Schedule 13E-3 to disclose information to security holders about the transaction. Schedule 13E-3 results in an estimated total annual reporting burden of 30,996 hours.

Form S-8 is used by registrants to register employee benefit plan securities under the Securities Act of 1933 ("Securities Act"). The form provides information to the registrant's employees about the plan and registrant that enables them to make informed investment decisions. Form S-8 results in an estimated total annual reporting burden of 131,284 hours.

Regulation 14D applies to tender offers subject to Section 14(d)(1) of the Exchange Act, including, but not limited to any tender offer for securities of a class described in that section which is made by an affiliate of the issuer of such class. Regulation 14E applies to any tender offer for securities other than exempted securities. Schedule 14D-1 contains disclosure about tender offers subject to Section 14(d)(1) of the Exchange Act. Schedule 14D-9 contains disclosure about solicitation/recommendation statements with respect to certain tender offers. The Regulations and Schedule result in an estimated total annual reporting burden of 129,656 hours.

A Notice of Exempt Preliminary Roll-Up Communication is required to be filed by a person making such a communication by Exchange Act Rules 14a-2(b)(4) and 14a-6(a). The Notice provides public information regarding ownership interests and any potential conflicts of interest. The Notice results in an estimated total annual reporting burden of 1 hour.

The Industry Guides provide guidelines for disclosure in documents submitted by registrants in specified

industry groups such as oil and gas, insurance, and mining. They do not directly impose any reporting burden and therefore are assigned a total annual reporting burden of one reporting hour.

Written comments are invited on: (a) whether the proposed collections of information are necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the collections of information; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collections of information on respondents, including through the use of automated collection techniques or other forms of information technology. Consideration will be given to comments and suggestions submitted in writing within 60 days of this publication.

Please direct your written comments to Michael E. Bartell, Associate Executive Director, Office of Information Technology, Securities and Exchange Commission, 450 5th Street, NW, Washington DC 20549.

Dated: October 10, 1997.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97-28306 Filed 10-24-97; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Rel. No. IC-22846; 812-10544]

Brantley Capital Corporation, et al.; Notice of Application

October 21, 1997.

AGENCY: Securities and Exchange Commission ("SEC").

ACTION: Notice of application for an order under sections 6(c) and 57(i) of the Investment Company Act of 1940 (the "Act"), and under rule 17d-1 under the Act permitting certain joint transactions otherwise prohibited by section 57(a)(4) of the Act.

SUMMARY: Applicants request an order to permit a business development company to co-invest with certain affiliates in portfolio companies.

APPLICANTS: Brantley Capital Corporation (the "Company"), Brantley Capital Management, LLC (the "Investment Adviser"), Brantley Venture Partners II, LP ("BVP II"), Brantley Venture Partners III, LP ("BVP III") (BVP II and BVP III, the "BVP entities"), and any entities currently or in the future advised by the Investment

Adviser or by entities controlling, controlled by, or under common control with the Investment Adviser (together with the BVP entities, "Company Affiliates").¹

FILING DATES: The application was filed on March 6, 1997 and amended on August 26, 1997, and on October 10, 1997. *Hearing or Notification of Hearing:* An order granting the application will be issued unless the SEC orders a hearing.

Interested persons may request a hearing by writing to the SEC's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the SEC by 5:30 p.m. on November 17, 1997, and should be accompanied by proof of service on applicants, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the SEC's Secretary.

ADDRESSES: Secretary, SEC, 450 Fifth Street, N.W., Washington, DC 20549. Applicants, 20600 Chagrin Blvd., Suite 1150, Cleveland, OH 44122.

FOR FURTHER INFORMATION CONTACT: Lisa McCrea, Attorney Adviser (202) 942-0562, or Mercer E. Bullard, Branch Chief, (202) 942-0564 (Office of Investment Company Regulation, Division of Investment Management). **SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained for a fee at the SEC's Public Reference Branch, 450 5th Street N.W., Washington, DC 20549 (tel. 202-942-8090).

Applicants' Representations

1. The Company, a Maryland corporation, is a non-diversified closed-end investment company that has elected to be regulated as a business development company (a "BDC") under the Act.² The Company filed a registration statement on Form N-2 that became effective on November 26, 1996.

2. The Company was formed to invest primarily in the equity securities and

¹ All existing entities that currently intend to rely on the order have been named as applicants, and any other existing or future entities that subsequently rely on the order will comply with the terms and conditions in the application.

² Section 2(a) (48) provides that a business development company is any closed-end company which is operated for the purpose of making investments in securities described in section 55(a) of the Act and makes available significant managerial assistance with respect to the issuers of these securities, and which elects BDC status under section 54(a).