

**FOR FURTHER INFORMATION CONTACT:**

Renee Chapman, Contact  
Representative,

or  
Theresa Kingsberry, Legal Assistant,  
Federal Trade Commission, Premerger  
Notification Office, Bureau Of  
Competition, Room H-303,  
Washington, DC 20580, (202) 326-  
3100.

By Direction of the Commission.

**Donald S. Clark,**  
*Secretary.*

[FR Doc. 2012-27838 Filed 11-19-12; 8:45 am]

**BILLING CODE 6750-01-M**

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## DEPARTMENT OF DEFENSE

### GENERAL SERVICES ADMINISTRATION

#### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000-0006; Docket 2012-  
0076; Sequence 57]

#### Federal Acquisition Regulation; Information Collection; Subcontracting Plans/Individual Subcontract Report (SF-294)

**AGENCIES:** Department of Defense (DOD),  
General Services Administration (GSA),  
and National Aeronautics and Space  
Administration (NASA).

**ACTION:** Notice of request for public  
comments regarding an extension to an  
existing OMB clearance.

**SUMMARY:** Under the provisions of the  
Paperwork Reduction Act, the  
Regulatory Secretariat will be  
submitting to the Office of Management  
and Budget (OMB) a request to review  
and approve an extension of a  
previously approved information  
collection requirement concerning  
subcontracting plans/individual  
subcontract report (SF-294).

Public comments are particularly  
invited on: Whether this collection of  
information is necessary for the proper  
performance of functions of the Federal  
Acquisition Regulations (FAR), and  
whether it will have practical utility;  
whether our estimate of the public  
burden of this collection of information  
is accurate, and based on valid  
assumptions and methodology; ways to  
enhance the quality, utility, and clarity  
of the information to be collected; and  
ways in which we can minimize the  
burden of the collection of information  
on those who are to respond, through  
the use of appropriate technological  
collection techniques or other forms of  
information technology.

**DATES:** Submit comments on or before  
January 22, 2013.

**ADDRESSES:** Submit comments  
identified by Information Collection  
9000-0006, Subcontracting Plans/  
Individual Subcontract Report (SF-294),  
by any of the following methods:

- *Regulations.gov:* <http://www.regulations.gov>. Submit comments  
via the Federal eRulemaking portal by  
searching the OMB control number.  
Select the link "Submit a Comment"  
that corresponds with "Information  
Collection 9000-0006, Subcontracting  
Plans/Individual Subcontract Report  
(SF-294)". Follow the instructions  
provided at the "Submit a Comment"  
screen. Please include your name,  
company name (if any), and  
"Information Collection 9000-0006,  
Subcontracting Plans/Individual  
Subcontract Report (SF-294)" on your  
attached document.

- *Fax:* 202-501-4067.

- *Mail:* General Services  
Administration, Regulatory Secretariat  
(MVCB), 1275 First Street NE.,  
Washington, DC 20417. ATTN: Hada  
Flowers/IC 9000-0006, Subcontracting  
Plans/Individual Subcontract Report  
(SF-294).

*Instructions:* Please submit comments  
only and cite Information Collection  
9000-0006, Subcontracting Plans/  
Individual Subcontract Report (SF-294),  
in all correspondence related to this  
collection. All comments received will  
be posted without change to <http://www.regulations.gov>, including any  
personal and/or business confidential  
information provided.

**FOR FURTHER INFORMATION CONTACT:** Mr.  
Karlos Morgan, Procurement Analyst,  
Office of Acquisition Policy, GSA (202)  
501-2364 or email  
[karlos.morgan@gsa.gov](mailto:karlos.morgan@gsa.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Purpose**

In accordance with Federal  
Acquisition Regulation 19.702,  
contractors receiving a contract for more  
than the simplified acquisition  
threshold agree to have small business,  
small disadvantaged business, and  
women-owned small business,  
HUBZone small business, veteran-  
owned small business and service-  
disabled veteran-owned small business  
concerns participate in the performance  
of the contract as far as practicable.  
Contractors receiving a contract or a  
modification to a contract expected to  
exceed \$650,000 (\$1,500,000 for  
construction) must submit a  
subcontracting plan that provides  
maximum practicable opportunities for  
the above named concerns. Specific

elements required to be included in the  
plan are specified in section 8(d) of the  
Small Business Act and implemented in  
FAR subpart 19.7.

In conjunction with the  
subcontracting plan requirements,  
contractors must submit semi-annual  
reports of their small business  
subcontracting progress to the  
government. With the exception of those  
contracts noted in FAR 4.606(c)(5)  
which states "Actions that, pursuant to  
other authority, will not be entered in  
FPDS (e.g., reporting of the information  
would compromise national security)",  
contractors must use the electronic  
Individual Subcontract Report (ISR) in  
lieu of the Standard Form 294,  
Subcontracting Report for Individual  
Contracts. Those contract actions noted  
in FAR 4.606(c)(5) will continue to use  
the Standard Form 294.

The ISR in the Electronic  
Subcontracting Reporting System (eSRS)  
is the electronic equivalent of the  
Standard Form 294, Subcontracting  
Report for Individual Contracts. The  
Electronic Subcontracting Reporting  
System streamlines the small business  
subcontracting program reporting  
process and provides the data to  
agencies in a manner that enables them  
to more effectively manage the program.

## **II. Annual Reporting Burden**

Based on information from eSRS and  
an estimate of the use of eSRS, an  
upward adjustment is being made to the  
number of respondents, but a downward  
adjustment is being made to the average  
burden hours for reporting and  
recordkeeping per response. As a result,  
a downward adjustment is being made  
to the estimated annual reporting  
burden since the notice regarding an  
extension to this clearance published in  
the **Federal Register** at 75 FR 9604, on  
March 3, 2010.

*Respondents:* 129,009.

*Responses per Respondent:* 3.

*Total Responses:* 387,027.

*Average Burden Hours per Response:*  
8.50.

*Total Burden Hours:* 3,289,729.50.

#### *Obtaining Copies of Proposals:*

Requesters may obtain a copy of the  
information collection documents from  
the General Services Administration,  
Regulatory Secretariat (MVCB), 1275  
First Street NE., Washington, DC 20417,  
telephone (202) 501-4755. Please cite  
OMB Control No. 9000-0006,  
Subcontracting Plans/Individual  
Subcontract Report (SF-294), in all  
correspondence.

Dated: November 8, 2012.

**William Clark,**

*Acting Director, Federal Acquisition Policy Division, Office of Governmentwide Acquisition Policy, Office of Acquisition Policy, Office of Governmentwide Policy.*

[FR Doc. 2012-28034 Filed 11-19-12; 8:45 am]

**BILLING CODE 6820-EP-P**

## DEPARTMENT OF DEFENSE

### GENERAL SERVICES ADMINISTRATION

### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000-0175; Docket 2012-0076, Sequence 65]

#### Information Collection; Use of Project Labor Agreements for Federal Construction Projects

**AGENCY:** Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of request for public comments regarding an extension of an existing OMB information clearance.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act, the Regulatory Secretariat will be submitting to the Office of Management and Budget (OMB) a request to review and approve an extension of an existing information collection requirement regarding Use of Project Labor Agreements for Federal Construction Projects.

Public comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the Federal Acquisition Regulations (FAR), and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; ways to enhance the quality, utility, and clarity of the information to be collected; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

**DATES:** Submit comments on or before January 22, 2013.

**ADDRESSES:** Submit comments identified by *Information Collection 9000-0175, Use of Project Labor Agreements for Federal Construction Projects*, by any of the following methods:

- *Regulations.gov:* <http://www.regulations.gov>. Submit comments via the Federal eRulemaking portal by searching the OMB control number. Select the link "Submit a Comment" that corresponds with "Information Collection 9000-0175, Use of Project Labor Agreements for Federal Construction Projects". Follow the instructions provided at the "Submit a Comment" screen. Please include your name, company name (if any), and "Information Collection 9000-0175, Use of Project Labor Agreements for Federal Construction Projects" on your attached document.

- *Fax:* 202-501-4067.

- *Mail:* General Services

Administration, Regulatory Secretariat (MVCB), 1275 First Street NE., Washington, DC 20417. ATTN: Hada Flowers/IC 9000-0175, Use of Project Labor Agreements for Federal Construction Projects.

*Instructions:* Please submit comments only and cite Information Collection 9000-0175, Use of Project Labor Agreements for Federal Construction Projects, in all correspondence related to this collection. All comments received will be posted without change to <http://www.regulations.gov>, including any personal and/or business confidential information provided.

**FOR FURTHER INFORMATION CONTACT:** Mr. Edward Loeb, Procurement Analyst, Office of Governmentwide Acquisition Policy, at telephone (202) 501-0650 or via email to [Edward.loeb@gsa.gov](mailto:Edward.loeb@gsa.gov).

#### SUPPLEMENTARY INFORMATION:

##### A. Purpose

FAR 22.501 prescribes policies and procedures to implement Executive Order 13502, February 6, 2009 which encourages Federal agencies to consider the use of a project labor agreement (PLA), as they may decide appropriate, on large-scale construction projects, where the total cost to the Government is more than \$25 million, in order to promote economy and efficiency in Federal procurement. A PLA is a pre-hire collective bargaining agreement with one or more labor organizations that establishes the terms and conditions of employment for a specific construction project. FAR 22.503(b) provides that an agency may, if appropriate, require that every contractor and subcontractor engaged in construction on the project agree, for that project, to negotiate or become a party to a project labor agreement with one or more labor organizations if the agency decides that the use of project labor agreements will—

(1) Advance the Federal Government's interest in achieving economy and

efficiency in Federal procurement, producing labor-management stability, and ensuring compliance with laws and regulations governing safety and health, equal employment opportunity, labor and employment standards, and other matters; and,

(2) Be consistent with law.

#### B. Annual Reporting Burden

*Respondents:* 70.

*Responses per Respondent:* 1.

*Annual Responses:* 70.

*Hours per Response:* 1.

*Total Burden Hours:* 70.

*Obtaining Copies of Proposals:*

Requesters may obtain a copy of the information collection documents from the General Services Administration, Regulatory Secretariat (MVCB), 1275 First Street NE., Washington, DC 20417, telephone (202) 501-4755. Please cite OMB Control No. 9000-0175, Use of Project Labor Agreements for Federal Construction Projects, in all correspondence.

Dated: November 8, 2012.

**William Clark,**

*Acting Director, Federal Acquisition Policy Division, Office of Governmentwide Acquisition Policy, Office of Acquisition Policy, Office of Governmentwide Policy.*

[FR Doc. 2012-28251 Filed 11-19-12; 8:45 am]

**BILLING CODE 6820-EP-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### Findings of Research Misconduct

**AGENCY:** Office of the Secretary, HHS.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Office of Research Integrity (ORI) has taken final action in the following case:

*Eric J. Smart, Ph.D., University of Kentucky:* Based on the report of an investigation conducted by the University of Kentucky (UK) and additional analysis conducted by ORI in its oversight review, ORI found that Dr. Eric J. Smart, former Professor of Pediatrics and Physiology, Department of Pediatrics and Physiology, UK, engaged in research misconduct in research supported by National Heart, Lung, and Blood Institute (NHLBI), National Institutes of Health (NIH), grants R01 HL062844, R01 HL058475, R01 HL064056, R01 HL068059, and R01 HL073693, National Institute of Diabetes and Digestive and Kidney Diseases (NIDDK), NIH, grant R56 DK063025, and National Center for Research Resources (NCRR), NIH, grant P20 RR105592.