

<i>NATIONAL MARINE FISHERIES SERVICE POLICY 02-201</i> Effective on: June 6, 1975	
To be reviewed on: April 1, 2024	
Protected Resources Management	
Policy Regarding Marine Mammal and Endangered Species Permit and Permit Applications	
NOTICE: This publication is available at: https://www.fisheries.noaa.gov/national/laws-and-policies/policy-directive-system	
Author name: NMFS Office: Protected Resources	Certified by: Donna Wieting Office: Protected Resources
Type of Issuance: Renewal, April 2019	
<i>SUMMARY OF REVISIONS:</i> Renewed in April 2019 with reformatting to conform to the Policy Directive System guidelines. (C. Nachman)	

I. Introduction

This policy is used to establish a standardized procedure concerning the processing of applications for permits and the suspension of activities pursuant to existing permits issued under the Marine Mammal Protection Act and/or the Endangered Species Act, under certain circumstances.

II. Objective

The provisions of this policy apply to all permittees or applicants who have been or may be issued permits under either Act where a permittee or applicant is under investigation for or has been formally charged either criminally or administratively with an alleged violation of either Act, the regulations promulgated thereunder or permits issued pursuant to said Acts and regulations.

III. Authorities and Responsibilities

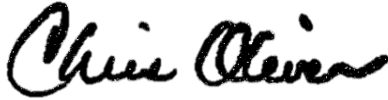
The attached Federal Register Notice is NMFS' official policy. That Notice should be cited when referencing this policy.

IV. Measuring Effectiveness

This policy will be reviewed in accordance with the NMFS Policy Directives System procedures.

V. References

Policy to Establish a Standardized Procedure Concerning Processing of Applications for Permits and the Suspension of Activities Pursuant to Existing Permits Issued Under the MMPA (40 FR 24948)

Signed  _____ 4/8/2019
Chris Oliver Date
Assistant Administrator for Fisheries

6/6/75

increase to VEPCO applicable to the sale of capacity from the John H. Kerr and Philpott Projects. VEPCO requests approval and confirmation for an increase in its deficiency energy rate from 4.5 to 5.0 mills per kilowatt-hour.

VEPCO states the contract with SEPA was negotiated at "arms length" as a "Jarl:age arrangement" to agree with f:C:SA's format for their other private u:Jity contracts in the area.

According to VEPCO, it sold 15,169,840 kilowatt-hours of deficiency energy to SEPA for \$69,164.28, in the twelve months preceding the requested increase. They estimate the long term yearly deficiency energy sale to SEPA to be 41,000,000 kilowatt-hours. The revenue received will be \$18,450 at their present 4.5 mill rate and \$205,000 at the proposed 5.0 mill rate: an increase of 11%. The Company avers. They allege that the cost of generation to VEPCO is in excess of the proposed 5.0 mill rate.

Any person desiring to be heard or to protest should file a petition in intervention or protest with the Federal Power Commission, 8:05 North Capitol Street, NE., Washington, D.C. 20426, in accordance with 1.8 and 1.10 of the Commission's rules of practice and procedure. All such petitions or protests should be filed on or before June 20, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestant parties to the proceeding. Any person wishing to become a party must file a petition in intervention. Copies of this application are on file with the Commission and are available for public inspection.

Kr:;: rrrl r. FLt:Mu. Secretary.

JFR Doc. 75-15250 Filed G-10-75;8:45 am J

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service
FLUE-CURED TOBACCO ADVISORY COMMITTEE
Meeting:

The Flue-Cured Tobacco Advisory Committee will meet in the board room of the Flue-Cured Tobacco Cooperative Stabilization Corporation, 1304 Annapolis Drive, Raleigh, North Carolina 27605, at 1 p.m. on Thursday, June 19, 1975.

At the May 9 meeting, the Committee recommended that marketing areas include all Georgia-Florida markets and Area n include all South Carolina-Border North Carolina market. The purpose of this meeting is to discuss remaining marketing areas and recommend marketing area opening dates and selling schedules for the flue-cured tobacco to be sold in each marketing area for the 1975 season. Also, matters, as specified in 7 CFR Part 1. Subpart G, § 19.11-10.1 will be discussed.

TIH meeting is open to the public but space and facilities are limited. Public participation will be limited to written statement, submitted before or at the meeting unless their participation is otherwise requested by the Committee

Chairman. Persons other than members who wish to address the Committee at the meeting should contact Mr. J. W. York, Director, Tobacco Division, Agricultural Marketing Service, 300 12th Street, SW, United States Department of Agriculture, Washington, D.C. 20250 <202> 447-2567.

Dated: June 6, 1975.

JOHN C. HULL
Acting Administrator.

JFR Doc. 75-15250 Filed G-10-75;8:45 am J

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

NUMERICALLY CONTROLLED MACHINE TOOL TECHNICAL ADVISORY COMMITTEE

Partially Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I 101.101, notice is hereby given that a meeting of the Numerically Controlled Machine Tool Technical Advisory Committee will be held on Tuesday, July 15, 1975 at 9:30 a.m. in Room 7046, Main Commerce Building, 14th and Constitution Avenue, Washington, D.C.

This Numerically Controlled Machine Tool Technical Advisory Committee was initially established on January 3, 1973. On December 20, 1974, the Acting Assistant Secretary for Administration approved the recharter and extension of the Committee for two additional years, pursuant to section 51c(1) of the Export Administration Act of 1969, as amended, 50 U.S.C. App. sec. 2404(c)(1), Supp. III, 1973, and the Federal Advisory Committee Act.

This Committee is the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and utilization of production and technology and licensing procedures which may affect the level of export control applicable to numerically controlled machine tools, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls.

The Committee meeting agenda has the following:

GENERAL SESSION

1. Opening remarks by Rauer H. Meyer, Director, Office of Export Administration. (1) Election of Chairman.

(a) Presentation of papers or comments by the JHC.

(b) Discussion of future work program of the CPNIP.

(c) Need to continue current work program on foreign availability, end use, and distributions.

(d) Need for new work program on licensing; JHC's technology transfer, robot, etc. and components.

EXECUTIVE SESSION

(5. Discussion on matters properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and related matters.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Committee. Written statements may be submitted at any time before or after the meeting.

With respect to agenda item 15, the Assistant Secretary of Commerce for Administration, with the concurrence of the delegate to the General Council, formally determined on December 16, 1974, pursuant to section 101(d) of the Federal Advisory Committee Act that the matters to be discussed in the Executive Session should be exempt from the provisions of the Act relating to open meetings. This public participation therein, because the Executive Session will be concerned with matters listed in 5 U.S.C. 552(b)(1), i.e., it is specifically required by Executive Order 11652 that they be kept confidential in the interest of the national security. All materials to be reviewed and discussed by the Committee during the Executive Session of the meeting have been properly classified under the Executive Order. All Committee members have appropriate security clearances.

Minutes of the open portion of the meeting will be available upon written request addressed to the Central Reference and Records Inspection Facility, Room 7046, U.S. Department of Commerce.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 16:10, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202/117-4196.

In accordance with paragraph (d) of the Order of the United States District Court for the District of Columbia in Aviation Consumer Action Project, et al. v. C. Langhorne Washburn, et al., September 10, 1974 as amended, September 23, 1974 Civil Action No. JB38-131, the Complete Notice of Determination to close portions of the series of meetings of the Numerically Controlled Machine Tool Technical Advisory Committee and of any subcommittees thereof, was published in the FEDERAL REGISTER (40 FR 6801, appearing in the issue of February 14, 1975).

Date: June 5, 1975.

RAUER H. MEYER,

Director, Office of Export Administration, Bureau of East-West Trade, U.S. Department of Commerce.

JFR Doc. 75-15250 Filed G-10-75;8:45 am J

National Oceanic and Atmospheric Administration

MARINE MAMMAL AND ENDANGERED SPECIES PERMIT AND PERMIT APPLICATIONS

Policy Statement

1. Purpose. This policy is issued to establish a standardized procedure concerning the processing of applications

for permits and the suspension of activities pursuant to existing permits issued under the Marine Mammal Protection Act of 1972, 16 U.S.C. 1361-1407, and/or the Endangered Species Act of 1973, 16 U.S.C. 1531 et seq., under certain circumstances.

2. Scope. The provisions of this policy apply to all permittees or applicants who have been or may be issued permits under either Act where a permittee or applicant is under investigation for or has been formally charged either criminally or administratively with an alleged violation of either Act, the regulations promulgated thereunder or permits issued pursuant to said Acts and regulations. It also applies to all permittees or applicants who have been convicted of or administratively assessed a penalty for such violations or have disposed of charges by a civil compromise acceptable to the National Marine Fisheries Service.

3. Procedure. (a) No permit shall be issued under either Act to any person who is under investigation for or officially charged with a violation until the matter is resolved.

(b) Action will be initiated to suspend, in accordance with applicable regulations, a permit of any person under investigation or officially charged with a violation.

(c) No permit shall be issued to any person if any person who is under investigation or officially charged with a violation named in the permit application as a participant in the activities until the matter under investigation or the formal charges against such person have been resolved, or in the alternative person's name is stricken from the application.

(d) If a person, who has been found guilty of a violation (either through administrative or criminal proceedings) or has disposed of a Notice of Violation by a compromise acceptable to the National Marine Fisheries Service, should (i) apply for a permit, (ii) be working under a permit, issued by the National Marine Fisheries Service, or (iii) be included as a participant in activities authorized by a permit or activities set forth in a permit application, the National Marine Fisheries Service will consider each such case on its merits, taking into consideration the circumstances surrounding the violation and severity of the penalty imposed.

Effective Date. This policy becomes effective on June 6, 1975.

JACK W. GEHRINGER,
Acting Director,
National Marine Fisheries Service.
JFR Doc.75--1521G Filed G-10-75;8:45 am J

National Technical Information Service
GOVERNMENT-OWNED INVENTIONS
Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for licensing in accordance with the licensing policy of each Agency-sponsor.

Copies of patents are available from the Commissioner of Patents, Washington, D.C. 20231, at \$.50 each. Requests for copies of patents must include the patent number.

Copies of patent applications, either paper copy (IPC) or microfiche (IMF), can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia: J. 22161, at the prices cited. Requests for copies of patent applications must include the PAT-APPL-number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent Office. Claims and other technical data can usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information should be directed to the address cited below for each agency.

DoUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information Service.

Department of Health, Education, and Welfare,
National Institute of Health, Chief,
Patent Branch, Bethesda, Maryland
20014.

Patent 3,868,047: Concave Electrode Construction for an Electrocardio ram Transmitter; filed October 1973; patented 4 March 1975; not available NTIS.

Department of the Navy, Assistant Chief of Patents, Office of Naval Research, Arlington, Va. 22217.

Patent application 40G.059: Electron Beam Ionization Signal Sampler; filed 12 October 1973; PC \$3.25; MF \$2.25.

Patent application 408,136: Apparatus and Method for Tuning a Broad Bandwidth Transducer Array; filed 19 October 1973; PC \$3.75; MF \$2.25.

Patent application 415.0: 4: Method and Apparatus for Injection Molding of Explosive and Pyrotechnic Materials; filed 12 November 1973; PC 3-25; MF 2.25.

Patent application 116,468: FJ-Ceramic Disc Ceramic Transducer; filed 10 October 1973; PC \$3.25; MF 2.25.

Patent application 419,117: Two Element Optical System; filed 26 November 1973; PC \$3.25; MF \$2.25.

Patent application 419.851: Apparatus and Method for Control of the Inflation of a Tire and Applied to a Tire; filed 28 November 1973; PC 3-25; MF \$2.25.

Patent application 422,810: Preamplifier; filed 7 December 1973; PC \$3.25; MF \$2.25.

Patent application 422.382: Method and Means for Insulating Bore Surfaces in Elongated Articles; filed 17 December 1973; PC 3.25; MF \$2.25.

Patent application 428.5UB: Vane Thruster; filed 26 December 1973; PC 3.25; MF 2.25.

Patent application 470,145.1: Dye Laser for Holographic Applications; filed 7 June 1974; PC 3.25; MF 2.25.

Patent Application 4-0111: Control of Fiber Optic Transmitter and Receiver Terminal; filed 8 February 1974; PC \$2.25; MF \$2.25.

Patent Application 454.H77: Sintered Dielectric; filed 20 March 1974; PC \$2.25; MF \$2.25.

Patent Application 451.H78: Signal Detector; filed 26 March 1974; PC \$2.25; MF \$2.25.

Patent Application 458.2fi: J: A Method for Illuminating a Cartridge; filed 5 April 1974; PC \$3.25; MF 2.25.

Patent Application 467,173: Gating Mechanism; filed 6 May 1974; PC \$3.25/MF \$2.25.

Patent Application 469,199: Broadband Optical Coupler; filed 13 May 1974; PC \$3.25/MF \$2.25.

Patent Application 477,141: Polymeric Sensor of Vibration; filed 6 June 1974; PC \$3.25/MF \$2.25.

Patent Application 478,008: Load Actuator; filed 10 June 1974; PC \$3.25/MF \$2.25.

Patent Application 478,009: Rocket Nozzle; filed 10 June 1974; PC \$3.25/MF \$2.25.

Patent Application 478,011: Towline Thermal Protection System; filed 10 June 1974; PC \$3.25/MF \$2.25.

Patent application 482.704: Intervalometer; filed 24 June 1974; PC \$3.25/MF \$2.25.

Patent application 484.484: Method for Precipitating; High Efficiency Semi-Planar Electro-Optical Modulators; filed 1 July 1974; PC 1.25; MF \$2.25.

Patent application 484.132: Electro-Optical Beam Detector; filed 2 August 1974; PC \$3.25/MF \$2.25.

Patent application 502.596: Passive Frequency-Selective Optical Coupler; filed 3 September 1974; PC \$1.25/MF \$2.25.

Patent application 505.306: Video Retention System; filed 12 September 1974; PC \$3.50/MF \$2.25.

Patent application 527,111: PSK-FSK Spread Spectrum Modulation; filed 25 November 1974; PC \$3.25/MF \$2.25.

Patent application 529,301: Ripcord Pin Insertion Thread; filed 4 December 1974; PC \$3.25/MF \$2.25.

Patent application 530,794: PCI Synchronization and Multiplexing System; filed 9 December 1974; PC \$3.25/MF \$2.25.

Patent application 533,905: Chemiluminescence Apparatus; filed 18 December 1974; PC \$3.25; MF \$2.25.

Patent application 534,965: Method and Means for Narrow Band Wide Field-of-View Filter; of Background Radiation; filed 20 December 1974; PC \$3-25; MF \$2.25.

Patent application 537,971: Closest Point of Approach Calculator; filed 2 January 1975; PC 3.25; MF \$2.25.

Patent application 538,001: Watt Trap for Static System; filed 6 January 1975; PC \$3.25; MF \$2.25.

Patent application 540,367: Slit Coded Strip Transmission Line; filed 13 January 1975; PC \$3.25/MF \$2.25.

Patent application 542.4B5: Universal Binary Digital Controller; filed 20 January 1975; PC 1.75; MF 2.25.

Patent application 544.JG7: Linearized Minimization; filed 13 February 1975; PC \$3.25; MF \$2.25.

Patent application 54G.3fi8: Microcircuit Resistor-Junction Hybrid Resistor; filed 3 February 1975; PC \$1.25; MF \$2.25.

Patent application 54fi.JG7: Microstrip Resistor-Passive Hybrid Resistor; filed 3 February 1975; PC \$3.25; MF \$2.25.

Patent application 54fi.651: Electro-Optical Tuning of Orally Dye Laser; filed 3 February 1975; PC \$3.25; MF 2.25.

Patent application 54fi.111: A Nonlinear State-Linear Tool; filed 7 February 1975; PC \$3.25; MF \$2.25.

Patent application 54fi.21q: Tuning of Electric Transistor; filed 14 February 1975; PC 1.75; MF \$2.25.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, Aeronautics Division, Langley Research Center, Hampton, Virginia 23061.

Patent application 52551: Readout Electrode Assembly for Measuring Biological Impedance; filed 21 February 1975; PC \$3.25; MF \$2.25.