

**§ 102.24 Procedures for making requests for records.**

(a) Any individual, regardless of age, who is a citizen of the United States or an alien lawfully admitted for permanent residence into the United States may submit a request for access to records to USPTO. The request should be made either in person at Two Crystal Park, 2121 Crystal Drive, Suite 905, Arlington, Virginia, or by mail addressed to the Privacy Officer, United States Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450.

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39. Section 102.29 is amended by revising paragraph (b) to read as follows:

**§ 102.29 Appeal of initial adverse determination on correction or amendment.**

\* \* \* \* \*

(b) An appeal should be addressed to the General Counsel, United States Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. An appeal should include the words "PRIVACY APPEAL" in capital letters at the top of the letter and on the face of the envelope. An appeal not addressed and marked as provided herein will be so marked by USPTO personnel when it is so identified and will be forwarded immediately to the General Counsel. An appeal which is not properly addressed by the individual will not be deemed to have been "received" for purposes of measuring the time periods in this section until actual receipt by the General Counsel. In each instance when an appeal so forwarded is received, the General Counsel shall notify the individual that his or her appeal was improperly addressed and the date when the appeal was received at the proper address.

\* \* \* \* \*

**PART 104—LEGAL PROCESSES**

40. The authority citation for 37 CFR part 104 continues to read as follows:

**Authority:** 35 U.S.C. 2(b)(2), 10, 23, 25; 44 U.S.C. 3101.

41. Section 104.1 is amended by revising the second sentence to read as follows:

**§ 104.1 Definitions.**

\* \* \* \* \*

*Director* means the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (see § 1.9(j)).

\* \* \* \* \*

**PART 150—REQUESTS FOR PRESIDENTIAL PROCLAMATIONS PURSUANT TO 17 U.S.C. 902(a)(2)**

42. The authority citation for 37 CFR part 150 is revised to read as follows:

**Authority:** 35 U.S.C. 2(b)(2); E.O. 12504, 50 FR 4849; 3 CFR, 1985 Comp., p. 335.

43. In 37 CFR part 150, revise all references to "Commissioner" to read "Director".

44. Section 150.1 is amended by revising paragraph (a) to read as follows:

**§ 150.1 Definitions.**

(a) *Director* means the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (see § 1.9(j)).

\* \* \* \* \*

45. Section 150.6 is revised to read as follows:

**§ 150.6 Mailing address.**

Requests and all correspondence pursuant to these guidelines shall be addressed to: Mail Stop 4, Director of the United States Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450.

Dated: March 19, 2003.

**James E. Rogan,**

*Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.*

[FR Doc. 03-6971 Filed 3-24-03; 8:45 am]

**BILLING CODE 3510-16-P**

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 312**

[FRL-7472-3]

**RIN 2050-AF05**

**Clarification to Interim Standards and Practices for All Appropriate Inquiry Under CERCLA and Notice of Future Rulemaking Action**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** On January 24, 2003, we published a direct final rule entitled "Clarification to Interim Standards and Practices for All Appropriate Inquiry Under CERCLA and Notice of Future Rulemaking Action" (68 FR 3430). We published the direct final rule to clarify a provision included in recent amendments to the Comprehensive Environmental Response, Compensation, and Liability Act

(CERCLA). Specifically, the direct final rule addressed the interim standard set by Congress in the Small Business Liability Relief and Brownfields Revitalization Act ("the Brownfields Law") for conducting "all appropriate inquiry." We stated in the direct final rule that if we received adverse comment by February 24, 2003, we would publish a timely withdrawal in the **Federal Register**. We subsequently received adverse comment on the direct final rule, and therefore are withdrawing the direct final rule. We will address those comments in a subsequent final action on the parallel proposed rule also published on January 24, 2003 (68 FR 3478). As stated in the parallel proposed rule, we will not institute a second comment period on this action.

**DATES:** As of March 25, 2003, EPA withdraws the direct final rule "Clarification to Interim Standards and Practices for All Appropriate Inquiry Under CERCLA and Notice of Future Rulemaking Action" published at 68 FR 3430, on January 24, 2003.

**FOR FURTHER INFORMATION CONTACT:** For general information, contact the RCRA/CERCLA Call Center at 800-424-9346 or TDD 800-553-7672 (hearing impaired). In the Washington, DC metropolitan area, call 703-412-9810 or TDD 703-412-3323.

For more detailed information on specific aspects of this rule, contact Patricia Overmeyer, Office of Brownfields Clean up and Redevelopment (5105T), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460-0002, 202-566-2774, [overmeyer.patricia@epa.gov](mailto:overmeyer.patricia@epa.gov).

**SUPPLEMENTARY INFORMATION:****General Information**

EPA established an official public docket for the direct final rule and its companion proposed rule under Docket ID No. SFUND-2002-0007. The official public docket consists of the documents specifically referenced in the direct final rule, the comments received by the Agency in response to the proposed rule, and other information related to the proposed and direct final rules. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the EPA Docket Center located at 1301 Constitution Ave., NW., Washington, DC 20004. This Docket Facility is open from 8:30 a.m. to 4:30 p.m., Monday

through Friday, excluding federal holidays. To review docket materials, it is recommended that the public make an appointment by calling (202) 566-0276. The public may copy a maximum of 100 pages from any regulatory docket at no charge. Additional copies cost \$0.15/page.

#### Summary of Today's Action

EPA published a direct final rule on January 24, 2003, clarifying the interim standard for all appropriate inquiry established in the Small Business Liability Relief and Brownfields Revitalization Act for *bona fide* prospective purchasers, contiguous property owners, and those parties wishing to establish an innocent landowner defense under CERCLA. The direct final rule stated that such property owners or prospective purchasers could use the current version of ASTM standard E1527 (*i.e.*, E1527-00) for conducting all appropriate inquiry as provided in CERCLA section 101(35)(B) for properties purchased on or after May 31, 1997. In addition, the direct final rule stated that ASTM's previous standard, E1527-97, could be used for conducting all appropriate inquiry. ASTM's E1527-97 standard, entitled "Standard Practice for Environmental Site Assessment: Phase I Environmental Site Assessment Process," is the interim standard included by Congress in the Small Business Liability Relief and Brownfields Revitalization Act.

The companion proposed rule, also published on January 24, 2003, invited comment on the direct final rule and stated that if adverse comment was received by February 24, 2003, the direct final rule would not become effective and a notice would be published in the **Federal Register** to withdraw the direct final rule before the March 25, 2003, effective date. EPA subsequently received adverse comment on the direct final rule. EPA plans to address those comments in a subsequent action. Today's action withdraws the direct final rule "Clarification to Interim Standards and Practices for All Appropriate Inquiry Under CERCLA and Notice of Future Rulemaking Action."

#### List of Subjects in 40 CFR Part 312

Environmental protection, Administrative practice and procedure, Hazardous substances.

Dated: March 18, 2003.

**Christine Todd Whitman,**  
Administrator.

[FR Doc. 03-7050 Filed 3-24-03; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 76

[CS Docket No. 00-2; FCC 02-287]

#### Implementation of the Satellite Home Viewer Improvement Act of 1999: Application of Network Non-Duplication, Syndicated Exclusivity, and Sports Blackout Rules to Satellite Retransmissions of Broadcast Signals

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** This document announces the effective date of certain sections of the Commission's network non-duplication protection, syndicated exclusivity and sports blackout protection rules. Certain sections of the rule contained information collection requirements that required the approval of the Office of Management and Budget ("OMB") before they could become effective. Those sections of the network non-duplication protection, syndicated exclusivity and sports blackout protection rules have been approved by OMB.

**DATES:** The amendments to 47 CFR 76.122(c)(2) and 76.127(c), published at 67 FR 68944, November 14, 2002, will become effective on March 25, 2003.

**FOR FURTHER INFORMATION CONTACT:** Peter Corea of the Policy Division, Media Bureau at (202) 418-7200, TTY (202) 418-7172, or via Internet at [pcorea@fcc.gov](mailto:pcorea@fcc.gov).

**SUPPLEMENTARY INFORMATION:** On October 17, 2002, the Commission released an Order on Reconsideration in CS Docket No. 00-2, pertaining to the Commission's network non-duplication, syndicated exclusivity and sports blackout rules as applied to satellite retransmission of broadcast signals. A summary of the Order on Reconsideration was published in the **Federal Register** at 67 FR 68944, November 14, 2002. The Order on Reconsideration made revisions to conform the satellite rules to the cable rules and amended a rule to permit sports rights holders with a discernable season to submit blackout notifications for an entire season, but also to establish a date certain by when those notifications must be received by satellite carriers. Sections 76.122(c)(2) and 76.127(c) of the rules contained new or modified information collection requirements that required OMB approval before they could become effective. The Commission received

OMB approval for the information collection requirements on March 10, 2003. See OMB No. 3060-0960, 67 FR 5291, February 3, 2003. Accordingly, §§ 76.122(c)(2) and 76.127(c) of the rules will become effective on March 25, 2003. This document constitutes publication of the effective date of those sections.

Pursuant to the Paperwork Reduction Act of 1995, Pub. L. 96-511, an agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. Notwithstanding any other provisions of law, no person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Questions concerning the OMB control numbers and expiration dates should be directed to Les Smith, Federal Communications Commission, (202) 418-0217.

Federal Communications Commission.

**Marlene H. Dortch,**

Secretary.

[FR Doc. 03-6969 Filed 3-24-03; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 76

[CS Docket No. 00-2; FCC 02-287]

#### Implementation of the Satellite Home Viewer Improvement Act of 1999: Application of Network Non-Duplication, Syndicated Exclusivity, and Sports Blackout Rules to Satellite Retransmissions of Broadcast Signals; Correction

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; correction.

**SUMMARY:** The Federal Communications Commission published in the **Federal Register** of November 14, 2002, a document concerning application of network non-duplication, syndicated exclusivity, and sports blackout rules to satellite retransmissions of broadcast signals. Inadvertently, the instruction that notifications given pursuant to § 76.127 must be received by the satellite carrier was inserted incorrectly. This document corrects that error.

**DATES:** Effective March 25, 2003. An announcement of effective date is published elsewhere in this issue of the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Peter Corea of the Policy Division,