

terminated. If the MDU owner declines to purchase the cable home wiring, the MDU owner may allow the alternative provider to purchase the home wiring upon service termination under the terms and conditions of §76.802. If the MDU owner or the alternative provider elects to purchase the home wiring under these rules, it must so notify the incumbent MVPD provider not later than 30 days before the incumbent's termination of access to the building will become effective. If the MDU owner and the alternative provider fail to elect to purchase the home wiring, the incumbent provider must then remove the cable home wiring, under normal operating conditions, within 30 days of actual service termination, or make no subsequent attempt to remove it or to restrict its use.

In the Telecommunications Act of 1996, Congress directed that every broadcaster be given a second channel for digital operations. At the end of the transition, broadcasters' analog channels will be returned to the government. Congress set a target date of December 31, 2006 for the end of the transition, although that date can be extended if 85% of viewers in a particular market do not have access to the digital signals. In addition, at the end of the transition the broadcast spectrum will contract from channels 2–69 to channels 2–51. This 108 MHz of spectrum (channels 52–69) can then be used by advanced wireless services and public safety authorities. There are several key building blocks to a successful transition. First, content – consumers must perceive something significantly different than what they have in analog. Second, distribution – the content must be delivered to consumers in a simple and convenient way. Third, equipment – equipment must be capable, affordable and consumer-friendly. And fourth, education – consumers must be educated about what digital television is, and what it can do for them. These information requests are designed to gather data in these key areas.

Federal Communications Commission.

**William F. Caton,**

*Deputy Secretary.*

[FR Doc. E9–24868 Filed 10–15–09; 8:45 am]

**BILLING CODE: 6712–01–S**

## FEDERAL DEPOSIT INSURANCE CORPORATION

### Sunshine Act; Notice of Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5

U.S.C. 552b), notice is hereby given that the Federal Deposit Insurance Corporation's Board of Directors will meet in open session at 10 a.m. on Tuesday, October 20, 2009, to consider the following matters:

*Summary Agenda:* No substantive discussion of the following items is anticipated. These matters will be resolved with a single vote unless a member of the Board of Directors requests that an item be moved to the discussion agenda.

Disposition of minutes of previous Board of Directors' Meetings.

Summary reports, status reports, reports of the Office of Inspector General, and reports of actions taken pursuant to authority delegated by the Board of Directors.

Memorandum and resolution re: Interagency Final Model Privacy Form under the Gramm-Leach-Bliley Act.

Memorandum and resolution re: Authorization to Publish Privacy Act System of Records Notices in the **Federal Register**.

Memorandum and resolution re: Proposed Mid-Year Increase in 2009 Corporate Operating Budget.

#### *Discussion Agenda*

Memorandum and resolution re:

Temporary Liquidity Guarantee Program Final Rule.

The meeting will be held in the Board Room on the sixth floor of the FDIC Building located at 550 17th Street, NW., Washington, DC.

This Board meeting will be Webcast live via the Internet and subsequently made available on-demand approximately one week after the event. Visit <http://www.vodium.com/goto/fdic/boardmeetings.asp> to view the event. If you need any technical assistance, please visit our Video Help page at: <http://www.fdic.gov/video.html>.

The FDIC will provide attendees with auxiliary aids (e.g., sign language interpretation) required for this meeting. Those attendees needing such assistance should call (703) 562–6067 (Voice or TTY), to make necessary arrangements.

Requests for further information concerning the meeting may be directed to Mr. Robert E. Feldman, Executive Secretary of the Corporation, at (202) 898–7043.

Dated: October 13, 2009.

Federal Deposit Insurance Corporation.

**Robert E. Feldman,**

*Executive Secretary.*

[FR Doc. E9–25029 Filed 10–14–09; 11:15 am]

**BILLING CODE P**

## FEDERAL LABOR RELATIONS AUTHORITY

### Membership of the Federal Labor Relations Authority's Senior Executive Service Performance Review Board

**AGENCY:** Federal Labor Relations Authority.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the members of the Performance Review Board.

**DATE:** October 16, 2009.

#### **FOR FURTHER INFORMATION CONTACT:**

Sonna Stampone, Executive Director, Federal Labor Relations Authority (FLRA); 1400 K Street, NW.; Washington, DC 20424–0001; (202) 218–7941.

**SUPPLEMENTARY INFORMATION:** Section 4314(c) of Title 5, U.S.C. (as amended by the Civil Service Reform Act of 1978) requires each agency to establish, in accordance with regulations prescribed by the Office of Personnel Management, one or more Performance Review Boards (PRBs). Section 4314(c)(4) requires that notice of appointment of the PRB be published in the **Federal Register**.

As required by 5 CFR 430.310, the following executives have been appointed to serve on the 2009–2011 PRB for the FLRA, beginning October 2009 through September 2011:

Erin M. McDonnell, Associate Special Counsel for Legal Counsel and Policy, United States Office of Special Counsel.

William D. Spencer, Clerk of the Board, United States Merit Systems Protection Board.

Kathleen James, Deputy Director of Administration, National Labor Relations Board.

James E. Petrucci, Director, Dallas Regional Office, Federal Labor Relations Authority.

Susan McCluskey, Chief Counsel for the Chairman, Federal Labor Relations Authority.

Catherine V. Emerson, Director, Office of Policy and Personnel Management, Federal Labor Relations Authority.

**Authority:** 5 U.S.C. 4134(c)(4).

Dated: October 9, 2009.

**Sonna Stampone,**

*Executive Director.*

[FR Doc. E9–24947 Filed 10–15–09; 8:45 am]

**BILLING CODE 6727–01–P**

## FEDERAL MARITIME COMMISSION

### Sunshine Act; Notice of Meeting

**DATE:** October 21, 2009–10 a.m.

**PLACE:** 800 North Capitol Street, NW., First Floor Hearing Room, Washington, DC.

**STATUS:** A portion of the meeting will be in Open Session and the remainder of the meeting will be in Closed Session.

**MATTERS TO BE CONSIDERED:**

**Open Session**

1. Discussion of Court of Appeals Mandate in Landstar.
2. Briefing on Conclusion of FY 2009 Budget.

**Closed Session**

1. World Chance Logistics (Hong Kong).
2. Lindblad Expeditions, Inc.—Evidence of Financial Responsibility.
3. Staff Briefing Regarding Global Economic Downturn and Potential Impact on Stakeholders.

**CONTACT PERSON FOR MORE**

**INFORMATION:** Karen V. Gregory, Secretary, (202) 523-5725.

Karen V. Gregory,

Secretary.

[FR Doc. E9-25065 Filed 10-14-09; 4:15 pm]

**BILLING CODE P**

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**FEDERAL TRADE COMMISSION**

**Agency Information Collection Activities; Submission for OMB Review and Reinstatement of Existing Collection; Comment Request**

**AGENCY:** Federal Trade Commission (“FTC” or “Commission”).

**ACTION:** Notice and request for comment.

**SUMMARY:** The FTC plans to conduct a national study of the accuracy of consumer reports in connection with Section 319 of the Fair and Accurate Credit Transactions Act of 2003, Pub. L. 108-159 (2003). This study is a follow-up to the Commission’s two previous pilot studies that were undertaken to evaluate a potential design for a national study.<sup>1</sup> This is the second of two notices required under the Paperwork Reduction Act (“PRA”), and the Commission seeks additional public comments on its proposed national study before requesting Office of Management and Budget (“OMB”) review of, and clearance for, the

<sup>1</sup> Reports to Congress Under Sections 318 and 319 of the Fair and Accurate Credit Transactions Act of 2003, Federal Trade Commission, December 2006 and 2008. The reports may be accessed at the FTC’s Web site. December 2006 Report: ([http://www.ftc.gov/reports/FACTACT/FACT\\_Act\\_Report\\_2006.pdf](http://www.ftc.gov/reports/FACTACT/FACT_Act_Report_2006.pdf)); December 2008 Report: (<http://www.ftc.gov/opa/2008/12/factreport.shtm>).

collection of information discussed herein.

**DATES:** Comments must be received on or before November 16, 2009.

**ADDRESSES:** Interested parties are invited to submit written comments electronically or in paper form, by following the instructions in the Request for Comments to 30-Day Notice part of the **SUPPLEMENTARY INFORMATION** section below. Comments in electronic form should be submitted by using the following Web link: (<https://secure.commentworks.com/ftc/FACTA319studypra2>) (and following the instructions on the web-based form). Comments in paper form should be mailed or delivered to the following address: Federal Trade Commission, Office of the Secretary, Room H-135 (Annex J), 600 Pennsylvania Avenue, NW, Washington, DC 20580, in the manner detailed in the **SUPPLEMENTARY SECTION** below.

**FOR FURTHER INFORMATION CONTACT:**

Peter Vander Nat, Economist, (202) 326-3518, Federal Trade Commission, Bureau of Economics.

**SUPPLEMENTARY INFORMATION:** Under the PRA, 44 U.S.C. 3501-3520, federal agencies must obtain approval from OMB for each collection of information they conduct or sponsor. “Collection of information” means agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. 44 U.S.C. 3502(3); 5 CFR 1320.3(c).

On July 20, 2009, the FTC sought comment on the information collection requirements associated with the proposed national study.<sup>2</sup> As discussed below under (II)(D) - Summary of and Response to Public Comments to 60-Day Notice, three comments were received (*see* (<http://www.ftc.gov/os/comments/facta319study/index.shtm>) for text of the comments). Pursuant to the OMB regulations, 5 CFR Part 1320, that implement the PRA, the FTC is providing this second opportunity for public comment while seeking OMB approval to reinstate the clearance for the proposed national study, which is a follow-up to the FTC’s two prior pilot studies (OMB Control No. 3084-0133) that were undertaken to evaluate a potential design for a national study. All comments should be filed as prescribed in the **ADDRESSES** section above and in the Request for Comments to 30-Day Notice (found below at II.E.), and must be received on or before November 16, 2009.

<sup>2</sup> 74 FR 35191.

**I. Background**

Section 319 of the Fair and Accurate Credit Transactions Act of 2003 (“FACT Act” or the “Act”), Pub. L. 108-159 (2003) requires the FTC to study the accuracy and completeness of information in consumers’ credit reports and to consider methods for improving the accuracy and completeness of such information. Section 319 of the Act also requires the Commission to issue a series of biennial reports to Congress over a period of eleven years. The first report was submitted to Congress in December 2004.<sup>3</sup> The second report was submitted to Congress in December 2006 (“December 2006 Report”), describing the results of a pilot study. The third report was submitted in December 2008 (“December 2008 Report”), describing the results of a second pilot study.

In July 2005, OMB approved the FTC’s request to conduct a pilot study to evaluate the feasibility of a methodology that involves direct review by consumers of the information in their credit reports (OMB Control Number 3084-0133),<sup>4</sup> and the FTC conducted that pilot study in 2005-2006. As explained in the December 2006 report, FTC staff concluded that it was necessary to conduct a second pilot study to evaluate additional design elements prior to carrying out a nationwide survey. Upon receiving further OMB approval (reinstatement of Control No. 3084-0133), the FTC conducted the second pilot study in 2007-2008. The FTC’s pilot studies used small samples and did not rely on the selection of a nationally representative sample of credit reports; accordingly, no statistical projections were made. The FTC now plans to conduct a national study of the accuracy of consumer reports in connection with Section 319 of the Fair and Accurate Credit Transactions Act of 2003, Pub. L. 108-159 (2003). This study is a follow-up to the Commission’s two previous pilot studies.

*A. Initial Pilot Study (2005-2006)*

The goal of the initial pilot study was to assess the feasibility of directly engaging consumers in an in-depth review of their credit reports for the purpose of identifying alleged material errors and channeling such errors through the Fair Credit Report Act

<sup>3</sup> Report to Congress Under Sections 318 and 319 of the Fair and Accurate Credit Transactions Act of 2003, Federal Trade Commission, December 2004. The December 2004 Report is available at (<http://www.ftc.gov/reports/index.htm#2004>).

<sup>4</sup> See 70 FR 24583 (May 10, 2005) for discussion of the initial pilot study and related public comments.