

expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier **Federal Register** publications, they are not repeated here. Requests for modification of special permits (e.g. to provide for additional hazardous materials, packaging design changes, additional mode of transportation, etc.) are described in footnotes to the application number. Application numbers with the suffix "M" denote a modification request. These applications have been separated from

the new application for special permits to facilitate processing.  
**DATES:** Comments must be received on or before March 18, 2010.  
**ADDRESS COMMENTS TO:** Record Center, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, Washington, DC 20590.  
 Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the special permit number.  
**FOR FURTHER INFORMATION CONTACT:** Copies of the applications are available

for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington DC or at <http://regulations.gov>.

This notice of receipt of applications for modification of special permit is published in accordance with Part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5 117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on February 23, 2010.

**Delmer F. Billings,**  
*Director, Office of Hazardous Materials Special Permits and Approvals.*

Application number	Docket number	Applicant	Regulation(s) affected	Nature of special permit
<b>MODIFICATION SPECIAL PERMITS</b>				
8826-M .....	.....	Phoenix Air Group, Inc. Cartersville, GA.	49 CFR 172.101; 172.204(c)(3); 173.27; 175.30(a)(1); 175.320(b).	To modify the special permit to authorize additional Division 1.5 and 1.6 hazardous materials and make corrections to reflect the current statutes and regulations changes.
11447-M .....	.....	SAES Pure Gas, Inc. San Luis Obispo, CA.	49 CFR 173.187 .....	To modify the special permit to increase the number of pressure vessels from six to eight.
13057-M .....	.....	MINTEQ International Inc. Canaan, CT.	49 CFR 172 Subparts D, E and F; 173.24(c) Subparts E and F of Part 173.	To modify the special permit by the deleting of three hazardous materials from paragraph 6; change the length of continuous roller coil from 10,000 meters to 12,500 meters; and authorize steel pallets in addition to wooden pallets in paragraph 7.a.(5).
14282-M .....	.....	T.F. Boyle Transportation, Inc. (Boyle Transportation) Billerica, MA.	49 CFR 173.835(g) .....	To modify the special permit to authorize an additional four Class hazardous materials.
14650-M .....	.....	Air Transport International, L.L.C. Little Rock, AR.	49 CFR 172.101; 171.11; 172.204(c)(3); 173.27; 175.30(a)(1); 175.320(b).	To modify the special permit to authorize additional Division 1.4D explosives and to authorize additional dedicated air charter flights.

[FR Doc. 2010-4035 Filed 3-2-10; 8:45 am]  
**BILLING CODE 4910-60-M**

**DEPARTMENT OF TRANSPORTATION**

**Federal Highway Administration**

**Cancellation of Environmental Impact Statement; Harris and Brazoria Counties, TX**

**AGENCY:** Federal Highway Administration (FHWA), TxDOT.

**ACTION:** Cancellation of SH 35 EIS.

**SUMMARY:** In Vol. 68, No. 210/Thursday, October 30, 2003/Notices, FHWA issued a Notice of Intent to advise the public that an Environmental Impact Statement would be prepared for the proposed SH 35 roadway between Bellfort Road and FM 1462 in Harris and Brazoria Counties, Texas. The use of Federal funding for this project is no longer proposed and a State Environmental Impact Statement will be prepared.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gregory S. Punske, Federal Highway Administration, Texas Division, 300 East 8th Street, Room 826, Austin, Texas 78701, Telephone (512) 536-5960.

Issued on: February 19, 2010.  
**Gregory S. Punske,**  
*District Engineer, FHWA Texas Division.*

[FR Doc. 2010-4036 Filed 3-2-10; 8:45 am]  
**BILLING CODE 4910-22-M**

**DEPARTMENT OF TRANSPORTATION**

**Federal Railroad Administration**

**Notice of Informational Filing**

In accordance with Section 236.913 of Title 49 of the Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) has received an informational filing from the Marquette Rail, LLC to permit field testing of the TrackAccess System in the autonomous mode without a dispatcher. The

informational filing is described below, including the requisite docket number where the informational filing and any related information may be found. The document is also available for public inspection; however, FRA is not accepting public comments.

**Marquette Rail, LLC**

[Docket Number FRA-2008-0081]

The Marquette Rail, LLC has submitted an informational filing to permit field testing of the software-based dispatch system for low density lines identified as TrackAccess System. The informational filing addresses the requirements under 49 CFR 236.913(j)(1). Specifically, the informational filing contains a description of the TrackAccess product and an operational concepts document, pursuant to 49 CFR 236.913(j)(1).

TrackAccess is an electronic track occupancy system similar to the conventional block register. It is designed to protect the area of exclusive track occupancy given to roadway

workers or train crew members by excluding the possibility of electronic issuance of conflicting track occupancy authorities. TrackAccess aims to reduce the potential for human errors associated with issuance of track occupancy authorities to roadway workers and train crews by the dispatcher. In its autonomous mode of operation, the TrackAccess System assumes electronic delivery of track occupancy authorities to roadway workers and train crews.

The Marquette Rail, LLC desires to commence field testing of the product on or about March 1, 2010, or as soon thereafter as practicable, contingent upon FRA acceptance and approval of their informational filing.

Interested parties are invited to review the informational filing and associated documents at DOT's Docket Management Facility during regular business hours (9 a.m.–5 p.m.) at 1200 New Jersey Avenue, SE., Room W12–140, Washington DC 20590. All documents in the public docket are available for inspection and copying on the Internet at <http://www.regulations.gov>.

Anyone is able to search the electronic form of any written communications received into any of our dockets by name of the individual submitting the document (or signing the document, if submitted on behalf of an association, business, labor union, etc.). You may review the DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, number 70; Pages 19477–78).

Issued in Washington, DC on February 25, 2010.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety, Standards and Program Development.*

[FR Doc. 2010–4334 Filed 3–2–10; 8:45 am]

**BILLING CODE 4910–06–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Summary Notice No. PE–2010–03]

#### Petition for Exemption; Summary of Petition Received

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of petition for exemption received.

**SUMMARY:** This notice contains a summary of a petition seeking relief from specified requirements of 14 CFR. The purpose of this notice is to improve the public's awareness of, and

participation in, this aspect of FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

**DATES:** Comments on this petition must identify the petition docket number involved and must be received on or before March 23, 2010.

**ADDRESSES:** You may send comments identified by Docket Number FAA–2010–0010 using any of the following methods:

- *Government-wide rulemaking Web site:* Go to <http://www.regulations.gov> and follow the instructions for sending your comments electronically.
- *Mail:* Send comments to the Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12–140, Washington, DC 20590.
- *Fax:* Fax comments to the Docket Management Facility at 202–493–2251.
- *Hand Delivery:* Bring comments to the Docket Management Facility in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Privacy:* We will post all comments we receive, without change, to <http://www.regulations.gov>, including any personal information you provide. Using the search function of our docket Web site, anyone can find and read the comments received into any of our dockets, including the name of the individual sending the comment (or signing the comment for an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477–78).

*Docket:* To read background documents or comments received, go to <http://www.regulations.gov> at any time or to the Docket Management Facility in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Anna Bruse, 202–267–9655, or Laverne Brunache, 202–267–3133, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC, on February 25, 2010.

**Pamela Hamilton-Powell,**

*Director, Office of Rulemaking.*

#### Petition for Exemption

*Docket No.:* FAA–2010–0010.

*Petitioner:* Federal Aviation Administration, Air Traffic Organization's Administration & Talent Management Directorate.

*Section of SFAR Affected:* SFAR 103(5)(b)(vii).

#### Description of Relief Sought

Federal Aviation Administration, Air Traffic Organization's Administration & Talent Management Directorate seeks an exemption from SFAR 103(5)(b)(vii) to forgo inclusion of a statement identifying any operational error, operational deviation or runway incursion in the last 5 years while working a control position for Air Traffic Controllers reaching the age of 56 through December 31, 2011.

[FR Doc. 2010–4357 Filed 3–2–10; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

#### Petition for Waiver of Compliance

In accordance with Part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) has received a request for a waiver of compliance from certain requirements of its safety standards. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favor of relief.

#### S&S Shortline Railroad, LLC

[Waiver Petition Docket Number FRA–2010–0002]

The S&S Shortline Railroad, LLC (SSR) of Farmington, Utah, has petitioned for a permanent waiver of compliance for one locomotive (SSR 4501) and one cabooses (SSR 1469) from the requirements of the Railroad Safety Glazing Standards, 49 CFR part 223, which require certified glazing in all windows. SSR is a small railroad in Northern Nevada. The railroad is located in a very remote and isolated portion of the state and has been free of vandalism and other incidents. Because of the remoteness and isolation, SSR does not anticipate any vandalism problems.

The subject locomotive, SSR 4501, is a 1940's era GE 45-ton 300-hp switching