

<p><b>Southern Missouri</b> <i>Survey Area</i></p> <p>Missouri: Christian Greene Laclede Phelps Pulaski Webster</p> <p><i>Area of Application. Survey area plus:</i></p> <p>Kansas: Cherokee Crawford</p> <p>Missouri: Barry Barton Benton Butler Camden Carter Cedar Dade Dallas Dent Douglas Hickory Howell Iron Jasper Lawrence Madison Maries Miller Mississippi Morgan New Madrid Newton Oregon Ozark Polk Reynolds Ripley St. Clair Scott Shannon Stoddard Stone Taney Texas Vernon Wayne Wright</p> <p style="text-align: center;">*   *   *   *   *</p> <p style="text-align: center;"><b>NEW MEXICO</b> <b>Albuquerque</b> <i>Survey Area</i></p> <p>New Mexico: Bernalillo Sandoval</p> <p><i>Area of Application. Survey area plus:</i></p> <p>New Mexico: Catron Cibola Colfax Curry De Baca Guadalupe Harding Lincoln (Does not include White Sands Missile Range portion) Los Alamos Mora Quay</p>	<p>Rio Arriba Roosevelt San Miguel Santa Fe Socorro (Does not include White Sands Missile Range portion) Taos Torrance Union Valencia</p> <p style="text-align: center;">*   *   *   *   *</p> <p style="text-align: center;"><b>OHIO</b></p> <p style="text-align: center;"><b>Cleveland</b> <i>Survey Area</i></p> <p>Ohio: Cuyahoga Geauga Lake Medina</p> <p><i>Area of Application. Survey area plus:</i></p> <p>Ohio: Ashland Ashtabula Carroll Columbiana Erie Huron Lorain Mahoning Ottawa Portage Sandusky Seneca Stark Summit Trumbull Wayne</p> <p>Pennsylvania: Mercer</p> <p style="text-align: center;">*   *   *   *   *</p> <p style="text-align: center;"><b>PENNSYLVANIA</b></p> <p style="text-align: center;"><b>Pittsburgh</b> <i>Survey Area</i></p> <p>Pennsylvania: Allegheny Beaver Butler Washington Westmoreland</p> <p><i>Area of Application. Survey area plus:</i></p> <p>Ohio: Belmont Harrison Jefferson Tuscarawas</p> <p>Pennsylvania: Armstrong Bedford Blair Cambria Cameron Centre Clarion Clearfield Clinton Crawford</p>	<p>Elk (Does not include the Allegheny National Forest portion) Erie Fayette Forest (Does not include the Allegheny National Forest portion) Greene Huntingdon Indiana Jefferson Lawrence Potter Somerset Venango</p> <p>West Virginia: Brooke Hancock Marshall Ohio</p> <p style="text-align: center;">*   *   *   *   *</p> <p style="text-align: center;"><b>TEXAS</b></p> <p style="text-align: center;">*   *   *   *   *</p> <p style="text-align: center;"><b>El Paso</b> <i>Survey Area</i></p> <p>New Mexico: Dona Ana Otero</p> <p>Texas: El Paso</p> <p><i>Area of Application. Survey area plus:</i></p> <p>New Mexico: Chaves Eddy Grant Hidalgo Lincoln (Only White Sands Missile Range portion) Luna Sierra Socorro (Only White Sands Missile Range portion)</p> <p>Texas: Culberson Hudspeth</p> <p style="text-align: center;">*   *   *   *   *</p>
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[FR Doc. 2012-27671 Filed 11-14-12; 8:45 am]

**BILLING CODE 6325-39-P**

**LIBRARY OF CONGRESS**

**Copyright Office**

**37 CFR Part 201 and 210**

[Docket No. 2012-7]

**Mechanical and Digital Phonorecord Delivery Compulsory License**

**AGENCY:** Copyright Office, Library of Congress.

**ACTION:** Notice of proposed rulemaking; Extension of reply comment periods.

**SUMMARY:** The Copyright Office is extending the deadline for filing reply comments regarding its Notice of Proposed Rulemaking concerning

regulations for reporting Monthly and Annual Statements of Account for the making and distribution of phonorecords under a compulsory license.

**DATES:** Reply comments on the proposed regulation must be received in the Office of the General Counsel of the Copyright Office no later than 5 p.m. Eastern Daylight Time (EDT) on December 10, 2012.

**ADDRESSES:** The Copyright Office strongly prefers that reply comments be submitted electronically. A comment submission page is posted on the Copyright Office Web site at <http://www.copyright.gov/docs/section115/soa/comments/>. The Web site interface requires submitters to complete a form specifying name and other required information, and to upload comments as an attachment. To meet accessibility standards, all comments must be uploaded in a single file in either the Adobe Portable Document File (PDF) format that contains searchable, accessible text (not an image); Microsoft Word; WordPerfect; Rich Text Format (RTF); or ASCII text file format (not a scanned document). The maximum file size is 6 megabytes (MB). The name of the submitter and organization should appear on both the form and the face of the comments. All comments will be posted publicly on the Copyright Office Web site exactly as they are received, along with names and organizations if provided. If electronic submission of comments is not feasible, please contact the Copyright Office at (202) 707-8380 for special instructions.

**FOR FURTHER INFORMATION CONTACT:** Tanya Sandros, Deputy General Counsel, or Stephen Ruwe, Attorney Advisor, Copyright GC/I&R, P.O. Box 70400, Washington, DC 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

**SUPPLEMENTARY INFORMATION:** On July 27, 2012, the Copyright Office published a notice of proposed rulemaking and request for comments concerning a new regulation that would amend the regulations for reporting Monthly and Annual Statements of Account for the making and distribution of phonorecords under the compulsory license, 17 U.S.C. 115, to bring the regulations up-to-date to reflect recent and pending rate determinations by the Copyright Royalty Judges, which among other things provide new rates for limited downloads, interactive streaming and incidental digital phonorecord deliveries, and to harmonize these reporting requirements with the existing regulations for reporting the making and distribution of

physical phonorecords, permanent downloads and ringtones. The notice of proposed rulemaking stated that comments would be due no later than September 25, 2012 and that reply comments would be due October 25, 2012. Upon the request of several active institutional participants in the mechanical compulsory license system, the Copyright Office extended the comment deadline, making the comments due on October 25, 2012 and reply comments due on November 26, 2012. 77 FR 55783 (September 11, 2012). The Copyright Office posted all comments received by the October 25, 2012 deadline on the Copyright Office Web site at <http://www.copyright.gov/docs/docket2012-7/comments/initial/>.

On November 7, 2012, the Copyright Office received a joint motion filed on behalf of the Recording Industry Association of America, Inc., National Music Publishers Association, Digital Media Association, and Music Reports, Inc., (“Joint Requestors”) to extend the reply comment period by two weeks (*i.e.* until December 10, 2012). The Joint Requestors stated that they hope to be in a position to suggest specific certification language in their reply comments. However, they note that several key individuals involved in the Joint Requestors’ discussions were adversely affected by Hurricane Sandy, and that discussions have been disrupted for over a week. They stated that a two week extension would allow them to discuss consensus positions and prepare a written submission setting forth whatever consensus positions are able to be reached.

In the interest of giving the Joint Requestors, the necessary time to conclude the process of formulating consensus positions, the progress of which was interrupted by Hurricane Sandy, the Copyright Office has decided to grant the request and extend the reply comment period by two weeks, making the reply comments due on December 10, 2012).

Dated: November 8, 2012.

**Maria Pallante,**

*Register of Copyrights.*

[FR Doc. 2012-27774 Filed 11-14-12; 8:45 am]

**BILLING CODE 1410-30-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 52 and 81

[EPA-R03-OAR-2012-0174; FRL-9752-1]

#### Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Redesignation of the West Virginia Portion of the Huntington-Ashland, WV-KY-OH 1997 Annual PM<sub>2.5</sub> Nonattainment Area to Attainment and Approval of the Associated Maintenance Plan

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a redesignation request and State Implementation Plan (SIP) revision submitted by the State of West Virginia. The West Virginia Department of Environmental Protection (WVDEP) is requesting that the West Virginia portion of the Huntington-Ashland, WV-KY-OH-fine particulate matter (PM<sub>2.5</sub>) nonattainment area (“Huntington-Ashland Area” or “Area”) be redesignated as attainment for the 1997 annual PM<sub>2.5</sub> national ambient air quality standard (NAAQS). The Huntington-Ashland Area is comprised of Cabell and Wayne Counties and a portion of Mason County in West Virginia (West Virginia portion of the Area); Boyd County and a portion of Lawrence County in Kentucky; and Lawrence and Scioto Counties and portions of Adams and Gallia Counties in Ohio. In this rulemaking action, EPA is proposing to approve the PM<sub>2.5</sub> redesignation request for the West Virginia portion of the Area. EPA is also proposing to approve the maintenance plan SIP revision that the State submitted in conjunction with its redesignation request. The maintenance plan provides for continued attainment of the 1997 annual PM<sub>2.5</sub> NAAQS for 10 years after redesignation of the West Virginia portion of the Area. The maintenance plan includes an insignificance determination for the on-road motor vehicle contribution of PM<sub>2.5</sub>, nitrogen oxides (NO<sub>x</sub>), and sulfur dioxide (SO<sub>2</sub>) for the West Virginia portion of the Area for purposes of transportation conformity. EPA is proposing to find that West Virginia’s insignificance determination for transportation conformity is adequate.<sup>1</sup>

<sup>1</sup> On November 5, 2012, EPA initiated the comment period for this proposed insignificance determination on the Office of Transportation and Air Quality (OTAQ) Web site (<http://www.epa.gov/otaq/stateresources/transconf/currsips>) in order to