

Department of Transportation, 400 7th St., SW, Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW, Washington, DC 20590. Telephone 202-366-4357.

**SUPPLEMENTARY INFORMATION:** Title V of Public Law 105-383 provides authority to the Secretary of Transportation to administratively waive the U.S.-build requirements of the Jones Act, and other statutes, for small commercial passenger vessels (no more than 12 passengers). This authority has been delegated to the Maritime Administration per 49 CFR § 1.66, Delegations to the Maritime Administrator, as amended. By this notice, MARAD is publishing information on a vessel for which a request for a U.S.-build waiver has been received, and for which MARAD requests comments from interested parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD'S regulations at 46 CFR Part 388.

#### **Vessel Proposed for Waiver of the U.S.-Build Requirement**

(1) Name of vessel and owner for which waiver is requested: Name of vessel: MENEHUNE. Owner: John M. Cece and Mary F. Cece.

(2) Size, capacity and tonnage of vessel: According to the Applicant: MENEHUNE is 42 feet long, with a beam of 13 feet and a gross tonnage of 24 tons (Net Tons: 22).

(3) Intended use for vessel, including geographic region of intended operation and trade: According to the applicant: The intended use of the vessel, after the granting of the waiver, is to conduct recreational, and learning cruises (usually day sails) on the Chesapeake Bay. The maximum number of passengers/students will be six (6) (NOT for the purpose of transportation between US ports, but for the purpose of recreation, and teaching sailing).

This will enable the vessel to operate as an uninspected vessel with a coastwise endorsement. The charter/lessons will be conducted by Menehune Charters in conjunction with Menehune Marine Services and John and Mary Cece. Menehune Marine Services is a Maryland Corporation and citizen of the United States.

(4) Date and place of construction and (if applicable) rebuilding: Date of construction: 1982. Place of construction: Whitby, Canada.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators: According to the applicant: It is anticipated that there will be NO impact on other commercial passenger operators (we anticipate that our passengers/students will come from an existing database of persons who have sailed with us in the past). Our charter/teaching operation was established in 1980.

(6) A statement on the impact this waiver will have on U.S. shipyards: According to the applicant: Granting of this waiver will have a positive impact on US shipyards. In addition to the estimated \$20,000 already deposited with US shipyards/suppliers for repair and upgrade of this vessel, we will continue to purchase stores, fuel, repairs, and wharfage from US businesses.

If the waiver is NOT granted, the vessel will NOT be used in commercial voyages, and expenditures will be minimal. In addition, if the business expands, we may purchase a larger vessel which will be U.S. built and certified as an Inspected Vessel.

Dated: August 21, 2000.

By Order of the Maritime Administrator.

**Joel C. Richard,**

*Secretary, Maritime Administration.*

[FR Doc. 00-21686 Filed 8-23-00; 8:45 am]

**BILLING CODE 4910-81-P**

## **DEPARTMENT OF TRANSPORTATION**

### **Maritime Administration**

#### **Marine Transportation System National Advisory Council**

**ACTION:** National Advisory Council public meeting.

**SUMMARY:** The Maritime Administration announces that the Marine Transportation System National Advisory Council (MTSNAC) will hold a meeting to discuss the Council's awareness initiative and strategic focus. A public comment period is scheduled for 1:15 to 1:45. To provide time for as many people to speak as possible,

speaking time for each individual will be limited to three minutes. Members of the public who would like to speak are asked to contact Kathleen Dunn by September 5, 2000. Commenters will be placed on the agenda in the order in which notifications are received. If time allows, additional comments will be permitted. Oral comments must be submitted in writing at the meeting. Additional written comments are welcome and must be filed by September 15, 2000.

**DATES:** The meeting will be held on Thursday September 7, 2000, from 9:00 AM to 3:00 PM.

**ADDRESSES:** The meeting will be held in the Delaware Ballroom of the Marriott Wardman Park Hotel, 2660 Woodley Road, NW, Washington, DC 20008. The hotel's phone number is (202) 328-2000.

**FOR FURTHER INFORMATION CONTACT:** Kathleen R. Dunn, (202) 366-2307; Maritime Administration, MAR 810, Room 7209, 400 Seventh St., SW, Washington, DC 20590; [Kathleen.Dunn@marad.dot.gov](mailto:Kathleen.Dunn@marad.dot.gov).

**Authority:** 5 U.S.C. App 2, Sec. 9(a)(2); 41 CFR 101-6.1005; DOT Order 1120.3B.

Dated: August 21, 2000.

**Joel C. Richard,**

*Secretary, Maritime Administration.*

[FR Doc. 00-21685 Filed 8-23-00; 8:45 am]

**BILLING CODE 4910-81-P**

## **DEPARTMENT OF TRANSPORTATION**

### **Research and Special Programs Administration**

#### **Office of Hazardous Materials Safety; Notice of Delays in Processing of Exemption Applications**

**AGENCY:** Research and Special Programs Administration, DOT.

**ACTION:** List of Applications Delayed more than 180 days.

**SUMMARY:** In accordance with the requirements of 49 U.S.C. 5117(c), RSPA is publishing the following list of exemption applications that have been in process for 180 days or more. The reason(s) for delay and the expected completion date for action on each application is provided in association with each identified application.

**FOR FURTHER INFORMATION CONTACT:** J. Suzanne Hedgepeth, Director, Office of Hazardous Materials, Exemption and Approvals, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW, Washington, DC 20590-0001, (202) 366-4535.

Key to "Reasons for Delay"

- 1. Awaiting additional information from applicant
- 2. Extensive public comment under review
- 3. Application is technically complex and is of significant impact or

- precedent-setting and requires extensive analysis
- 4. Staff review delayed by other priority issues or volume of exemption applications
- Meaning of Application Number Suffixes
- N—New application

M—Modification request  
 PM—Party to application with modification request  
 Issued in Washington, DC, on August 10, 2000.  
**J. Suzanne Hedgepeth,**  
*Director, Office of Hazardous Materials Exemptions and Approvals.*

NEW EXEMPTION APPLICATIONS

| Application No. | Applicant   | Reason for delay | Estimated date of completion |
|-----------------|---|------------------|------------------------------|
| 11862-N         | The BOC Group, Murray Hill, NJ .....                                    | 4                | 09/29/2000                   |
| 11927-N         | Alaska Marine Lines, Inc., Seattle, WA .....                            | 4                | 09/29/2000                   |
| 12125-N         | Mayo Foundation, Rochester, MN .....                                    | 4                | 09/29/2000                   |
| 12142-N         | Aristech Chemical Corp., Pittsburgh, PA .....                           | 4                | 09/29/2000                   |
| 12148-N         | Eastman Kodak Company, Rochester, NY .....                              | 4                | 09/29/2000                   |
| 12158-N         | Hickson Corporation, Conley, GA .....                                   | 4                | 09/29/2000                   |
| 12181-N         | Aristech, Pittsburgh, PA .....  | 4                | 09/29/2000                   |
| 12205-N         | Independent Chemical Corp., Glendale, NY .....                          | 4                | 09/29/2000                   |
| 12248-N         | Ciba Specialty Chemicals Corp., High Point, NC .....                    | 4                | 09/29/2000                   |
| 12277-N         | The Indian Sugar & General Engineering Corp. ISGE, Haryana, IX .....    | 1                | 09/29/2000                   |
| 12281-N         | ABS Group, Inc., Houston, TX .....                                      | 4                | 09/29/2000                   |
| 12290-N         | Savage Industries, Inc., Pottstown, PA .....                            | 4                | 09/29/2000                   |
| 12307-N         | Kern County Dept. of Weights & Measures, Bakersfield, CA .....          | 4                | 09/29/2000                   |
| 12325-N         | Lifeline Technologies, Inc., Sharon Hill, PA .....                      | 4                | 09/29/2000                   |
| 12332-N         | Automotive Occupant Restraints Council, Lexington, KY .....             | 4                | 09/29/2000                   |
| 12339-N         | BOC Gases, Murray Hill, NJ .....  | 4                | 09/29/2000                   |
| 12343-N         | City Machine & Welding, Inc. of Amarillo, Amarillo, TX .....            | 1                | 09/29/2000                   |
| 12350-N         | BAC Technologies, Ltd., West Liberty, OH .....                          | 4                | 09/29/2000                   |
| 12351-N         | Nalco/Exxon Energy Chemicals, L.P., Freeport, TX .....                  | 4                | 09/29/2000                   |
| 12353-N         | Monson Companies, South Portland, ME .....                              | 4                | 09/29/2000                   |
| 12355-N         | Union Tank Car Company, East Chicago, IN .....                          | 4                | 09/29/2000                   |
| 12368-N         | Occidental Chemical Corp., Dallas, TX .....                             | 4                | 09/29/2000                   |
| 12381-N         | Ideal Chemical & Supply Co., Memphis, TN .....                          | 4                | 10/31/2000                   |
| 12388-N         | Mountain Safety Research, Seattle, WA .....                             | 4                | 10/31/2000                   |
| 12391-N         | Airgas Mgmt., Inc., Cheyenne, WY .....                                  | 4                | 10/31/2000                   |
| 12392-N         | Consani Engineering, Elsie's River, SA .....                            | 1                | 10/31/2000                   |
| 12397-N         | FMC Corporation, Philadelphia, PA .....                                 | 4                | 10/31/2000                   |
| 12398-N         | Praxair, Danbury, CT .....  | 4                | 10/31/2000                   |
| 12401-N         | DG Supplies, Inc., Hamilton, NJ .....                                   | 4                | 10/31/2000                   |
| 12405-N         | Air Products and Chemicals, Inc., Allentown, PA .....                   | 4                | 10/31/2000                   |
| 12406-N         | Occidental Chemical Corporation Dallas, TX .....                        | 4                | 09/29/2000                   |
| 12412-N         | Great Western Chemical Company, Portland, OR .....                      | 4                | 10/31/2000                   |
| 12413-N         | CP Industries, Inc., McKeesport, PA .....                               | 4                | 10/31/2000                   |
| 12422-N         | Connecticut Yankee Atomic Power Co., East Hampton, CT .....             | 4                | 10/31/2000                   |
| 8308-M          | Tradewind Enterprises, Inc., Hillsboro, OR .....                        | 4                | 09/29/2000                   |
| 8556-M          | Gardner Cryogenics, Lehigh Valley, PA .....                             | 4                | 09/29/2000                   |
| 9266-M          | ERMEWA, Inc., Houston, TX .....   | 4                | 09/29/2000                   |
| 9847-M          | FIBA Technologies, Inc., Westboro, MA .....                             | 4                | 09/29/2000                   |
| 10656-M         | Conf. of Radiation Control Program Directors, Inc., Frankfort, KY ..... | 4                | 09/29/2000                   |
| 10672-M         | Burlington Packaging, Inc., Brooklyn, NY .....                          | 4                | 09/29/2000                   |
| 10921-M         | The Procter & Gamble Company, Cincinnati, OH .....                      | 1                | 09/29/2000                   |
| 10977-M         | Federal Industries Corporation, Plymouth, MN .....                      | 4                | 09/29/2000                   |
| 11202-M         | Newport News Shipbuilding and Dry Dock Company, Newport News, VA .....  | 4                | 09/29/2000                   |
| 11296-M         | Heritage Transport, LLC, Indianapolis, IN .....                         | 4                | 09/29/2000                   |
| 11406-M         | Conf. of Radiation Control Program Directors, Inc., Frankfort, KY ..... | 4                | 09/29/2000                   |
| 11537-M         | JCI Jones Chemicals, Inc., Milford, VA .....                            | 4                | 09/29/2000                   |
| 11722-M         | CITERGAS, S.A., Civray, FR .....  | 4                | 09/29/2000                   |
| 11769-M         | Great Western Chemical Company, Portland, OR .....                      | 4                | 09/29/2000                   |
| 11769-M         | Great Western Chemical Company, Portland, OR .....                      | 4                | 09/29/2000                   |
| 11769-M         | Hydrite Chemical Company, Brookfield, WI .....                          | 4                | 09/29/2000                   |
| 11798-M         | Air Products and Chemicals, Inc., Allentown, PA .....                   | 1, 4             | 09/29/2000                   |
| 12056-M         | Defense of Defense (MTMC) Falls Church, VA .....                        | 4                | 09/29/2000                   |
| 12074-M         | Van Hool NV B-2500 Lier Koningshooikt, BG .....                         | 1                | 09/29/2000                   |
| 12178-M         | STC Technologies, Inc., Bethlehem, PA .....                             | 1                | 09/29/2000                   |

[FR Doc. 00-21565 Filed 8-23-00; 8:45 am]

BILLING CODE 4910-60-M

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. MC-F-20972]

**Laidlaw Inc., et al.—Control and Merger—918897 Ontario Inc., B. R. Babcock Limited, Babcock Coach Lines Limited, Lee Line Corp., and Lee Charter Services, Inc.**

**AGENCY:** Surface Transportation Board Department of Transportation.

**ACTION:** Postponement of effective date and establishment of new filing dates.

**SUMMARY:** In a notice served and published in the *Federal Register* on July 13, 2000 (65 FR 43395), the Surface Transportation Board (Board) tentatively approved, *inter alia*, an application filed under 49 U.S.C. 14303 by Laidlaw Inc. (Laidlaw), a noncarrier, to acquire indirect control, through two subsidiaries, Laidlaw Transit Ltd., and Laidlaw Transit, Inc., of a noncarrier and several motor passenger carriers. Comments concerning the application were due to be filed by August 28, 2000, and if no opposing comments were received, the notice would become the final Board action and approval of the application would be effective on that date. Based on information in the application, the Board tentatively found the proposed transaction to be in the public interest. In *Laidlaw Inc., and Laidlaw Transit Acquisition Corp.—Merger—Greyhound Lines, Inc.*, STB Docket No. MC-F-20940 (STB served Aug. 18, 2000), however, the Board has requested additional information from Laidlaw and Greyhound Lines, Inc. (Greyhound), because Greyhound, in a recent filing with the Securities and Exchange Commission, indicated that Laidlaw is having financial problems and is curtailing funding to Greyhound. Greyhound indicated that if it does not find additional funding from other sources, it “may not be able to continue to operate as a going concern.” In view of this significant new development, the Board’s tentative finding that the proposed transaction is in the public interest may no longer be appropriate. Accordingly, the effective date in this proceeding is being postponed pending further action by the Board. Interested persons and applicants may file comments under the schedule set out in this decision.

**DATES:** Comments may be filed by September 11, 2000. Applicants may file a reply to comments by September 25,

2000. Regardless of whether comments are filed, the effective date of this proceeding is postponed pending further order of the Board.

**ADDRESSES:** Send an original and 10 copies of any comments referring to STB Docket No. MC-F-20972 to: Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, send one copy of comments to applicants’ representative: Fritz R. Kahn, 1920 N Street (8th Floor), N.W., Washington, DC 20036-1601.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar, (202) 565-1600. [TDD for the hearing impaired: 1-800-877-8339.]

This decision will not significantly affect the quality of the human environment or the conservation of energy resources.

*It is ordered:*

1. The effective date of the Board’s prior decision in this proceeding is postponed pending further order of the Board.

2. Comments and replies are now due by September 11, 2000, and September 25, 2000, respectively. Regardless of whether comments are filed, the prior decision will not become effective pending further order of the Board.

3. This decision will be effective on August 18, 2000.

4. A copy of this notice will be served on: (1) The U.S. Department of Transportation, Federal Motor Carrier Safety Administration—HMCE-20, 400 Virginia Avenue, S.W., Suite 600, Washington, DC 20024; (2) the U.S. Department of Justice, Antitrust Division, 10th Street & Pennsylvania Avenue, N.W., Washington, DC 20530; and (3) the U.S. Department of Transportation, Office of the General Counsel, 400 7th Street, S.W., Washington, DC 20590.

Decided: August 18, 2000.

By the Board, Vernon A. Williams, Secretary.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 00-21676 Filed 8-23-00; 8:45 am]

BILLING CODE 4915-00-P

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. MC-F-20940]

**Laidlaw Inc. and Laidlaw Transit Acquisition Corp.—Merger—Greyhound Lines, Inc.**

**AGENCY:** Surface Transportation Board, Department of Transportation.

**ACTION:** The Board is issuing a supplemental order directing the parties to the merger transaction to provide additional information.

**SUMMARY:** The Surface Transportation Board (Board) approved the merger of Greyhound Lines, Inc. (Greyhound) into Laidlaw Transit Acquisition Corp. (LTAC), a wholly owned subsidiary of Laidlaw Inc. (Laidlaw), a noncarrier,<sup>1</sup> under 49 U.S.C. 14303. *Laidlaw Inc. and Laidlaw Transit Acquisition Corp.—Merger—Greyhound Lines, Inc.*, STB Docket No. MC-F-20940 (STB served Dec. 17, 1998), 63 FR 69710 (Dec. 17, 1998).<sup>2</sup> In a recent filing with the Securities and Exchange Commission (SEC), Greyhound has indicated that it may not be able to continue operating due to financial difficulties related, at least in part, to financial problems of Laidlaw. We are directing the parties to the merger to provide information that would permit the Board to determine whether further action by the Board is necessary. Interested persons will also be given an opportunity to comment.

**DATES:** Comments must be filed by September 1, 2000. Replies must be filed September 15, 2000.

**ADDRESSES:** Send an original and 10 copies of any comments and replies referring to STB Docket No. MC-F-20940 to: Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001.

**FOR FURTHER INFORMATION CONTACT:** Beryl Gordon, (202) 565-1600. [TDD for the hearing impaired: 1-800-877-8339.]

**SUPPLEMENTARY INFORMATION:** Under 49 U.S.C. 14303, the Board must approve and authorize a proposed merger of intercity bus companies if we find the merger to be consistent with the public interest. In assessing the public interest, we must consider at a minimum: (1) the effect of the proposed merger on the adequacy of transportation to the public; (2) the total fixed charges that would result from the merger; and (3) the interest of affected carrier employees. 49 U.S.C. 14303(b). We may impose conditions governing the merger, *id.*, and issue supplemental orders in a

<sup>1</sup> By letter filed with the Board on June 13, 2000, Laidlaw advised the Board that Greyhound is now an indirect subsidiary of Laidlaw, as Greyhound is a subsidiary of Laidlaw Transportation, Inc., a noncarrier controlled by Laidlaw, and not a direct subsidiary of Laidlaw as was described and anticipated in the application filed in this proceeding in November 1998.

<sup>2</sup> The December 17, 1998 order tentatively approved the merger. Because no opposing comments were filed, final Board approval became effective on February 1, 1999, without a further Board order. See 49 CFR 1182.5.