

under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA’s authority to issue rules regarding aviation safety is found in Title 49 of the U.S. Code. Subtitle 1, Section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency’s authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends controlled airspace at Mankato Regional Airport, Mankato, MN.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

■ In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR Part 71 as follows:

#### PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR Part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E. O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

##### § 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR Part 71.1 of the Federal Aviation Administration Order 7400.9T, Airspace Designations and Reporting Points, signed August 27, 2009, and effective September 15, 2009:

*Paragraph 6002 Class E Airspace designated as surface areas.*

\* \* \* \* \*

#### AGL MN E2 Mankato, MN [Amended]

Mankato Regional Airport, MN  
(Lat. 44°13′22″ N., long. 93°55′10″ W.)  
Mankato VOR/DME

(Lat. 44°13′12″ N., long. 93°54′45″ W.)

Within a 4.2-mile radius of Mankato Regional Airport and within 1.8 miles each side of the Mankato VOR/DME 167° radial extending from the 4.2-mile radius to 7 miles south of the VOR/DME; and within 2.7 miles each side of the Mankato VOR/DME 326° radial extending from the 4.2-mile radius to 7 miles northwest of the VOR/DME. This Class E airspace is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

\* \* \* \* \*

*Paragraph 6005 Class E Airspace areas extending upward from 700 feet or more above the surface of the earth.*

\* \* \* \* \*

#### AGL MN E5 Mankato, MN [Amended]

Mankato Regional Airport, MN  
(Lat. 44°13′22″ N., long. 93°55′10″ W.)  
Immanuel-St. Joseph’s Hospital, MN  
Point In Space Coordinates  
(Lat. 44°09′48″ N., long. 93°57′40″ W)

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Mankato Regional Airport, and within 2 miles each side of the 047° bearing from the airport extending from the 7-mile radius to 8 miles northeast of the airport; and within 4 miles each side of the 020° bearing from the airport extending from the 7-mile radius to 11 miles north of the airport; and within a 6-mile radius of the point in space serving Immanuel-St. Joseph’s Hospital.

\* \* \* \* \*

Issued in Fort Worth, Texas, on October 30, 2009.

**Anthony D. Roetzel,**

*Manager, Operations Support Group, ATO  
Central Service Center.*

[FR Doc. E9–27514 Filed 11–17–09; 8:45 am]

BILLING CODE 4910–13–P

#### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (09–098)]

#### 14 CFR Part 1245

RIN 2700–AD45

#### Patents and Other Intellectual Property Rights

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Final rule.

**SUMMARY:** NASA is amending its regulations by removing a subpart concerning authority and delegations to take certain actions relating to patents and other intellectual property rights. The NASA General Counsel establishes Agency-wide legal policies and procedures in conjunction and coordination with the various Center

Chief Counsels and determines best methods and practices for providing legal advice, assistance, and functional guidance inherent in rendering legal services.

**DATES:** *Effective Date:* November 18, 2009.

**FOR FURTHER INFORMATION CONTACT:** Robert F. Rotella, Office of the General Counsel, NASA Headquarters, telephone (202) 358–2066, fax (202) 358–4341.

**SUPPLEMENTARY INFORMATION:** NASA Policy Directive NPD 2000.1F, “Authority to Take Certain Actions for The General Counsel,” serves as the delegation from, and governs such delegated authority by, the General Counsel to the various designated Agency counsel to carry out such duties and responsibilities. NPD 2000.1 provides greater implementation details of the delegation as compared to 14 CFR part 1245, subpart 5. Accordingly, 14 CFR part 1245, subpart 5 is superfluous and can be eliminated.

#### List of Subjects in 14 CFR Part 1245

Authority delegations (Government agencies), inventions and patents.

■ Under the authority, 42 U.S.C. 2473, 14 CFR Part 1245 is amended as follows:

#### PART 1245—PATENTS AND OTHER INTELLECTUAL PROPERTY RIGHTS

■ 1. The authority citation for Part 1245 continues to read as follows:

**Authority:** 42 U.S.C. 2457

#### Subpart 5—[Removed and Reserved]

■ 2. Remove and reserve Subpart 5, consisting of §§ 1245.500 through 1245.504.

**Charles F. Bolden, Jr.,**

*Administrator.*

[FR Doc. E9–27687 Filed 11–17–09; 8:45 am]

BILLING CODE 7510–13–P

#### DEPARTMENT OF HOMELAND SECURITY

#### Coast Guard

#### 33 CFR Part 117

[Docket No. USCG–2009–0976]

**Drawbridge Operation Regulation; Delaware River, Between Tacony, PA and Palmyra, NJ**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander Fifth Coast Guard District has issued a temporary deviation from the regulations governing the operation of the Tacony-Palmyra Bridge (Route 73), across the Delaware River, mile 107.2 between the townships of Tacony, PA and Palmyra, NJ. The deviation is necessary to facilitate the resurfacing of the bridge roadway. This deviation reduces the vertical clearance of the bridge in the closed position by three feet and restricts operation of the draw span.

**DATES:** This deviation is effective from 9 p.m. on November 16, 2009, until 5 a.m. on December 23, 2009.

**ADDRESSES:** Documents mentioned in this preamble as being available in the docket are part of docket USCG-2009-0976 and are available online by going to <http://www.regulations.gov>, inserting USCG-2009-0976 in the "Keyword" box and then clicking "Search." They are also available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or e-mail Terrance Knowles, Environmental Protection Specialist, Fifth Coast Guard District; telephone 757-398-6587, e-mail [Terrance.A.Knowles@uscg.mil](mailto:Terrance.A.Knowles@uscg.mil). If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

**SUPPLEMENTARY INFORMATION:** The Burlington County Bridge Commission, who owns and operates this bascule drawbridge, has requested a temporary deviation from the current operating regulations set out in 33 CFR 117.5 and 117.716(b) to facilitate the resurfacing of the bridge roadway.

The Tacony-Palmyra Bridge (Route 73) at mile 107.2, across the Delaware River, between Tacony, PA and Palmyra, NJ, has a vertical clearance in the closed position to vessels of 53 feet above mean high water (MHW). This clearance will be reduced for safety netting by approximately three feet to 50 feet above MHW.

Under this temporary deviation, the resurfacing repairs will restrict the operation of the draw span on the following dates and times:

Closed-to-navigation each day from 9 p.m. to 5 a.m., from 9 p.m. on November 16, 2009 to 5 a.m. on November 24, 2009; and from 9 p.m. on November 30, 2009 to 5 a.m. on December 23, 2009;

except vessel openings will be provided with at least four hours advance notice given to the bridge operator at (856) 829-3002 or via marine radio on Channel 13. The drawbridge will open in the event of an emergency. Vessels that can pass under the bridge without a bridge opening may do so at all times. There are no alternate routes for vessels transiting this section of the Delaware River.

The Coast Guard has coordinated the restrictions with the Delaware River Pilots Association and will inform the other users of the waterways through our Local and Broadcast Notices to Mariners of the closure periods for the bridge so that vessels can arrange their transits to minimize any impact caused by the temporary deviation.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: November 6, 2009.

**Waverly W. Gregory, Jr.,**

*Chief, Bridge Administration Branch, by direction of the Commander, Fifth Coast Guard District.*

[FR Doc. E9-27635 Filed 11-17-09; 8:45 am]

**BILLING CODE 9110-04-P**

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 117

[Docket No. USCG-2009-0967]

#### Drawbridge Operation Regulation; Three Mile Slough, Rio Vista, CA

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, Eleventh Coast Guard District, has issued a temporary deviation from the regulation governing the operation of the California Route 160 Drawbridge across Three Mile Slough, mile 0.1, near Rio Vista, CA. The deviation is necessary to allow Caltrans to conduct drawbridge maintenance. This deviation allows the bridge to remain in the closed-to-navigation position during the maintenance period.

**DATES:** This deviation is effective from 8 a.m. on November 18, 2009 through 4 p.m. on November 20, 2009.

**ADDRESSES:** Documents mentioned in this preamble as being available in the docket are part of docket USCG-2009-

0967 and are available online by going to <http://www.regulations.gov>, inserting USCG-2009-0967 in the "Keyword" box and then clicking "Search." This material is also available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or e-mail David H. Sulouff, Chief, Bridge Section, Eleventh Coast Guard District; telephone 510-437-3516, e-mail [David.H.Sulouff@uscg.mil](mailto:David.H.Sulouff@uscg.mil). If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

**SUPPLEMENTARY INFORMATION:** Caltrans requested a time extension to the temporary change to the operation of the California Route 160 Drawbridge, mile 0.1, Three Mile Slough, near Rio Vista, CA. Reference docket USCG-2009-0896. The drawbridge navigation span provides a vertical clearance of 12 feet above Mean High Water in the closed-to-navigation position. The drawbridge opens on signal as required by 33 CFR 117.5. Navigation on the waterway is commercial and recreational.

The drawbridge will be secured in the closed-to-navigation position from 8 a.m. through 4 p.m. Monday through Friday, from November 18, 2009 through November 20, 2009, to allow Caltrans to replace the industrial staircase leading to the control house. At all other times during this period, and on November 11, 2009, Veterans Day Holiday, the drawbridge will open on signal as required by 33 CFR 117.5. This temporary deviation has been coordinated with commercial and recreational waterway users. There is no anticipated levee maintenance during this deviation period. No objections to the proposed temporary deviation were raised.

Vessels that can transit the drawbridge, while in the closed-to-navigation position, may continue to do so at any time.

In the event of an emergency the drawbridge can be opened with 4 hours advance notice.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.