

that “related” algorithms or trading desks are in fact independent or are subject to supervision or management by separate personnel.⁵⁹ FINRA declined to specify a volume of trading that would constitute a “pattern or practice” for purposes of the proposed rule, explaining that it preferred not to “establish a specific threshold below which a firm could continue to engage in unlimited self-trading,”⁶⁰ but urged firms to examine their self-trading for volume and frequency, which could indicate a pattern or practice.⁶¹

Finally, FINRA noted that wash sales will continue to be subject to the same provisions in the federal securities laws and FINRA rules.⁶² The Commission believes that FINRA has sufficiently addressed the Commission’s concerns. For the reasons discussed above, the Commission finds that the proposed rule change is consistent with the Act.

IV. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,⁶³ that the proposed rule change (SR-FINRA-2013-036), as modified by Amendment No. 1, be, and hereby is, approved.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁶⁴

Kevin M. O’Neill,
Deputy Secretary.

[FR Doc. 2014–10384 Filed 5–6–14; 8:45 am]

BILLING CODE 8011-01-P

SECURITIES AND EXCHANGE COMMISSION

[File No. S7–40–10; Release No. 72079]

Securities Exchange Act of 1934; In the Matter of Exchange Act Rule 13p–1 and Form SD; Order Issuing Stay

May 2, 2014.

On April 14, 2014, the United States Court of Appeals for the District of Columbia Circuit issued a decision in

National Association of Manufacturers, et al. v. SEC, et al., No. 13–5252 (D.C. Cir. April 14, 2014). That case involved a challenge to Exchange Act Rule 13p–1 and Form SD.¹ The rule and form were adopted pursuant to Section 13(p) of the Securities Exchange Act of 1934, which was added by Section 1502 of the Dodd-Frank Wall Street Reform and Consumer Protection Act.² The Court of Appeals rejected all of the challenges to the rule based on the Administrative Procedure Act and the Exchange Act. The Court of Appeals, however, concluded that Section 13(p) and Rule 13p–1 “violate the First Amendment to the extent the statute and rule require regulated entities to report to the Commission and to state on their Web site that any of their products have ‘not been found to be ‘DRC conflict free.’”³ In so concluding, the Court of Appeals specifically noted that there was no “First Amendment objection to any other aspect of the conflict minerals report or required disclosures.”⁴ In an order issued concurrently with the decision, the Court of Appeals withheld the issuance of its mandate until seven days after disposition of any timely petition for rehearing or petition for rehearing en banc. As a result, the earliest date on which the Court of Appeals’s mandate is likely to issue is June 5, 2014. Under Rule 13p–1, the first reports are due to be filed on June 2, 2014.

Section 705 of the Administrative Procedure Act provides that an agency may postpone the effective date of an action taken by it pending judicial review when it finds that “justice so requires.”⁵ 5 U.S.C. 705. In light of the Court of Appeals’s decision, the Commission finds that it is consistent with what justice requires to stay the effective date for compliance with those portions of Rule 13p–1 and Form SD that would require the statements by issuers that the Court of Appeals held would violate the First Amendment.

Among other things, a stay of those portions of the rule avoids the risk of First Amendment harm pending further proceedings. Moreover, limiting the stay to those portions of the rule requiring the disclosures that the Court of Appeals held would impinge on issuers’ First Amendment rights furthers the public’s interest in having issuers comply with the remainder of the rule, which was mandated by Congress in Section 1502 and upheld by the Court of Appeals.

Accordingly, it is ordered, pursuant to Section 705 of the Administrative Procedure Act, that the effective date for compliance with those portions of Rule 13p–1 and Form SD subject to the Court of Appeals’s constitutional holding are hereby stayed pending the completion of judicial review, at which point the stay will terminate. For more detailed guidance regarding compliance, issuers should refer to the statement issued by the staff on April 29, 2014, and any further guidance subsequently provided.⁵

By the Commission.

Kevin M. O’Neill,
Deputy Secretary.

[FR Doc. 2014–10437 Filed 5–6–14; 8:45 am]

BILLING CODE 8011-01-P

SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

In the Matter of: Genosys, Inc.: Order of Suspension of Trading

May 5, 2014.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of Genosys, Inc. (“Genosys”) because Genosys has not submitted the following required periodic filings:

Filing	Due date
Annual report on Form 10–K for period ended Nov. 30, 2011	February 28, 2012.
Quarterly report on Form 10–Q for period ended Feb. 29, 2012	April 16, 2012.
Quarterly report on Form 10–Q for period ended May 31, 2012	July 16, 2012.
Quarterly report on Form 10–Q for period ended August 31, 2012	October 15, 2012.
Annual report on Form 10–K for period ended Nov. 30, 2012	February 28, 2013.
Quarterly report on Form 10–Q for period ended Feb. 28, 2013	April 15, 2013.
Quarterly report on Form 10–Q for period ended May 31, 2013	July 15, 2013.
Quarterly report on Form 10–Q for period ended August 31, 2013	October 15, 2013.
Annual report on Form 10–K for period ended Nov. 30, 2013	February 28, 2014.

⁵⁹ *Id.*

⁶⁰ *Id.* at 5.

⁶¹ *Id.*

⁶² See FINRA Response 2, *supra* note 10, at 3.

⁶³ 15 U.S.C. 78s(b)(2).

⁶⁴ 17 CFR 200.30–3(a)(12).

¹ *Conflict Minerals*, 77 FR 56,274 (Sept. 12, 2012) (codified at 17 CFR 240, 249b).

² Public Law 111–203, 124 Stat. 1376, 2213 (2010).

³ Slip. Op. at 23.

⁴ Slip. Op. at 17 n.8.

⁵ On April 30, 2014, the National Association of Manufacturers, the Chamber of Commerce, and Business Roundtable filed a motion requesting that the Commission stay Rule 13p–1 in its entirety. In accordance with the above order, the motion is denied.

Filing	Due date
Quarterly report on Form 10-Q for period ended Feb. 28, 2013	April 14, 2014.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company.

Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EDT on Monday, May 5, 2014 through 11:59 p.m. EDT on May 16, 2014.

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2014-10553 Filed 5-5-14; 11:15 am]

BILLING CODE 8011-01-P

DEPARTMENT OF STATE

[Public Notice: 8721]

60-Day Notice of Proposed Information Collection: Form DS-6561, Non-Foreign Service Personnel and Their Family Members

ACTION: Notice of request for public comment.

SUMMARY: The Department of State is seeking Office of Management and Budget (OMB) approval for the information collection described below. In accordance with the Paperwork Reduction Act of 1995, we are requesting comments on this collection from all interested individuals and organizations. The purpose of this notice is to allow 60 days for public comment preceding submission of the collection to OMB.

DATES: The Department will accept comments from the public up to 60 days from May 7, 2014.

ADDRESSES: You may submit comments by any of the following methods:

- **Web:** Persons with access to the Internet may use the Federal Docket Management System (FDMS) to comment on this notice by going to www.Regulations.gov. You can search for the document by entering "Public Notice 8721" in the Search bar. If necessary, use the Narrow by Agency filter option on the Results page.
 - **Email:** summerssb@state.gov.
 - **Mail:** Department of State, Office of Medical Clearances, SA-15 Room 400, 1800 North Kent St., Rosslyn, VA 22209.
 - **Fax:** 703-875-4850.
- You must include the DS form number (if applicable), information

collection title, and the OMB control number in any correspondence.

FOR FURTHER INFORMATION CONTACT:

Direct requests for additional information regarding the collection listed in this notice, including requests for copies of the proposed collection instrument and supporting documents, to Susan B. Summers, who may be reached on 703-875-5411 or at summerssb@state.gov.

SUPPLEMENTARY INFORMATION:

- **Title of Information Collection:** Pre-Assignment For Overseas Duty—Non-Foreign Service Personnel and Their Family Members.
- **OMB Control Number:** 1405-0194.
- **Type of Request:** Extension of a Currently Approved Collection.
- **Originating Office:** Office of Medical Services—Medical Clearances.
- **Form Number:** DS 6561.
- **Respondents:** Non-foreign service employees or family members.
- **Estimated Number of Respondents:** 8,000.
- **Estimated Number of Responses:** 8,000.
- **Average Time per Response:** 1 hour.
- **Total Estimated Burden Time:** 8,000 hours.
- **Frequency:** As needed.
- **Obligation to Respond:** Mandatory to retain medical clearances.

We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary for the proper functions of the Department.
- Evaluate the accuracy of our estimate of the time and cost burden for this proposed collection, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected.
- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Please note that comments submitted in response to this Notice are public record. Before including any detailed personal information, you should be aware that your comments as submitted, including your personal information, will be available for public review.

Abstract of proposed collection: Form DS-6561 provides a concise summary of basic medical history, lab tests and physical examination for employees and

family members that are not members of one of the five Foreign Affairs agencies to include State, USAID, Foreign Commercial Service, Foreign Agricultural Service and Board of Broadcasting Governors. It is designed to collect current and adequate information on which medical providers can base decisions on whether an employee and family members will have sufficient medical resources at a diplomatic mission abroad to maintain the health and fitness of the individual and family members.

Methodology: The information collected will be collected through the use of an electronic forms engine or by hand written submission using a pre-printed form.

Dated: April 23, 2014.

Ernest E. Davis,

Director of Medical Clearances, Office of Medical Services, Department of State.

[FR Doc. 2014-10486 Filed 5-6-14; 8:45 am]

BILLING CODE 4710-36-P

DEPARTMENT OF STATE

[Public Notice: 8719]

Notice of Renewal of the Advisory Committee on International Law Charter

The Department of State has renewed the charter of the Advisory Committee on International Law. The Committee is comprised of all former Legal Advisers of the Department of State and, under the renewed charter, up to 30 individuals appointed by the Legal Adviser or a Deputy Legal Adviser. Through the Committee, the Department of State will continue to obtain the views and advice of a cross section of the country's outstanding members of the legal profession on significant issues of international law. The Committee follows procedures prescribed by the Federal Advisory Committee Act (FACA). Its meetings are open to the public unless a determination is made in accordance with the FACA and 5 U.S.C. 552b(c) that a meeting or portion of a meeting should be closed to the public. Notice of each meeting will be published in the **Federal Register** at least 15 days prior to the meeting, unless extraordinary circumstances require shorter notice. For further information, please contact Jonas Lerman, Executive Director, Advisory Committee on International Law,