

marine mammals in the vicinity of the vessel to assist the vessel captain in avoiding harm to whales and other marine mammals;

- Vessels and aircraft will avoid areas where species that are sensitive to noise or vessel movements are concentrated;

- Communications and conflict resolution are detailed in the CAA. BP will participate in the Communications Center that is operated annually during the bowhead subsistence hunt;

- Communications with the village of Nuiqsut to discuss community questions or concerns including all subsistence hunting activities. Pre-project meeting(s) with Nuiqsut representatives will be held at agreed times with groups in the community of Nuiqsut. If additional meetings are requested, they will be set up in a similar manner;

- Contact information for BP will be provided to community members and distributed in a manner agreed at the community meeting;

- BP has contracted with a liaison from Nuiqsut who will help coordinate meetings and serve as an additional contact for local residents during planning and operations; and

- Inupiat Communicators will be employed and work on seismic source vessels. They will also serve as PSOs.

Unmitigable Adverse Impact Analysis and Determination

BP has adopted a spatial and temporal strategy for its Foggy Island Bay survey that should minimize impacts to subsistence hunters. First, BP's activities will not commence until after the spring hunts have occurred. Second, BP will conclude all airgun and other active sound source operations by midnight on August 25 prior to the start of the bowhead whale fall westward migration and any fall subsistence hunts by Beaufort Sea communities. Foggy Island Bay is not commonly used for subsistence hunts. Although some seal hunting co-occurs temporally with BP's survey, the locations do not overlap. BP's presence will not place physical barriers between the sealers and the seals. Additionally, BP will work closely with the closest affected communities and support Communications Centers and employ local Inupiat Communicators. Based on the description of the specified activity, the measures described to minimize adverse effects on the availability of marine mammals for subsistence purposes, and the required mitigation and monitoring measures, NMFS has determined that there will not be an unmitigable adverse impact on subsistence uses from BP's activities.

Endangered Species Act (ESA)

Within the project area, the bowhead whale is listed as endangered and the ringed and bearded seals are listed as threatened under the ESA. The NMFS Office of Protected Resources Permits and Conservation Division consulted with the NMFS Alaska Regional Office (AKRO) Protected Resources Division (PRD) on the issuance of an IHA under Section 101(a)(5)(D) of the MMPA because the action of issuing the IHA may affect threatened and endangered species under NMFS' jurisdiction. On June 19, 2014, NMFS AKRO PRD issued a Biological Opinion, which concluded that the issuance of an IHA to BP for the shallow geohazard survey is not likely to jeopardize the continued existence of the endangered bowhead whale, threatened Arctic subspecies of ringed seal, or the threatened Beringia distinct population segment of bearded seal. There is no critical habitat for any of these species in the survey area.

National Environmental Policy Act (NEPA)

NMFS prepared an EA that includes an analysis of potential environmental effects associated with NMFS' issuance of an IHA to BP to take marine mammals incidental to conducting a shallow geohazard survey program in the Beaufort Sea, Alaska. NMFS has finalized the EA and prepared a FONSI for this action. Therefore, preparation of an Environmental Impact Statement is not necessary.

Authorization

As a result of these determinations, NMFS has issued an IHA to BP for conducting a shallow geohazard survey in the Foggy Island Bay area of the Beaufort Sea, Alaska, during the 2014 open-water season, provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated.

Dated: June 25, 2014.

Perry F. Gayaldo,

Deputy Director, Office of Protected Resources, National Marine Fisheries Service.
[FR Doc. 2014-15239 Filed 6-27-14; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Admission To Practice and Roster of Registered Patent Attorneys and Agents Admitted To Practice Before the United States Patent and Trademark Office (USPTO)

ACTION: Notice.

SUMMARY: The United States Patent and Trademark Office (USPTO), as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the continuing information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before August 29, 2014.

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

- *Email:* InformationCollection@uspto.gov. Include "0651-0012 comment" in the subject line of the message.

- *Mail:* Susan K. Fawcett, Records Officer, Office of the Chief Information Officer, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

- *Federal Rulemaking Portal:* <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT:

Requests for additional information should be directed to Dahlia George, Office of Enrollment and Discipline, United States Patent and Trademark Office, Mail Stop OED, P.O. Box 1450, Alexandria, VA 22313-1450; by telephone at 571-272-4097; or by email to Dahlia.George@uspto.gov. Additional information about this collection is also available at <http://www.reginfo.gov> under "Information Collection Review."

SUPPLEMENTARY INFORMATION:

I. Abstract

This collection of information is required by 35 U.S.C. 2(b)(2)(D), which permits the United States Patent and Trademark Office (USPTO) to establish regulations governing the recognition and conduct of agents, attorneys or other persons representing applicants or other parties before the USPTO. This statute also permits the USPTO to require information from applicants that shows that they are of good moral character and reputation and have the necessary qualifications to assist applicants with the patent process and to represent them before the USPTO.

The USPTO administers the statute through 37 CFR 1.21, 10.14 and 11.5 through 11.12. These rules address the requirements to apply for the examination for registration and to demonstrate eligibility to be a registered attorney or agent before the USPTO, including the fee requirements. The Office of Enrollment and Discipline (OED) collects information to determine the qualifications of individuals entitled to represent applicants before the USPTO in the preparation and prosecution of applications for a patent. The OED also collects information to administer and maintain the roster of attorneys and agents registered to practice before the USPTO. Information concerning registered attorneys and agents is published by the OED in a public roster that can be accessed through the USPTO Web site.

The information in this collection is used by the USPTO to review applications for the examination for

registration and to determine whether an applicant may be added to, or an existing practitioner may remain on, the Register of Patent Attorneys and Agents.

II. Method of Collection

By mail to the USPTO when the individual desires to participate in the information collection except for the Change of Address which will be collected electronically.

III. Data

OMB Number: 0651-0012.

Form Number(s): PTO-158, PTO-158A, PTO/275, PTO-107A, PTO-1209, PTO-2126, PTO-2149 and PTO-2150. Two new forms are being introduced into the collection are PTO-158T and PTO-158LS.

Type of Review: Revision of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Number of Respondents: 25,855 responses per year.

Estimated Time Per Response: The USPTO estimates that it will take the public approximately 1 minute (0.01667 hours) to 40 hours, depending upon the respondents needs, to gather, prepare, and submit the various documents in this information collection.

Estimated Total Annual Respondent Burden Hours: 34,530 hours.

Estimated Total Annual Respondent Cost Burden: \$2,603,170. The cost to respondents for taking the registration examination is estimated to be at the rate of \$39 per hour, for a cost burden of \$1,206,660. The USPTO estimates that the remaining items in this collection will be prepared by attorneys in private firms. Using the professional hourly rate of \$389 for attorneys in private firms, the USPTO estimates \$1,396,510 per year in respondent cost burden associated with the remaining items in this information collection.

Item #	Item	Estimated time for response (minutes)	Estimated annual responses	Rate	Estimated annual burden hours
1	Application for Registration to Practice Before the United States Patent and Trademark Office (includes both the computerized exam and the USPTO-administered exam) PTO-158.	30	4,420	389.00	2,210
1	Application for Registration to Practice Before the United States Patent and Trademark Office (former examiners; examination waived) PTO-158.	30	100	389.00	50
2	Application for Registration to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.6(c) by a Foreign Resident (examination waived) PTO-158A.	30	100	389.00	50
3	Application for Reciprocal Recognition to Practice in Trademark Matters Before the United States Patent and Trademark Office Under 37 CFR 11.14(c) by a Foreign Attorney or Agent (examination waived) PTO-158T.	30	25	389.00	12.5
4	Application for Registration in the USPTO Law School Program for Law Students to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.14(c) (examination waived) (Law School students only) PTO-158LS.	30	60	389.00	30
5	Registration Examination to Become a Registered Practitioner	420	4,420	39.00	30,940
6	Undertaking under 37 CFR 11.10(b) PTO-275	20	520	389.00	173.3333
7	Data Sheet—Register of Patent Attorneys and Agents (individuals passing the registration exam) PTO-107A.	10	1,995	389.00	332.5
7	Data Sheet—Register of Patent Attorneys and Agents (foreign applicants) PTO-107A.	10	100	389.00	16.6667
7	Data Sheet—Register of Patent Attorneys and Agents (former examiners seeking registration) PTO-107A.	10	100	389.00	16.6667
8	Oath or Affirmation. PTO-1209	5	2,195	389.00	182.9166
9	Reinstatement to the Register. PTO-107R	10	30	389.00	5
10	Written request for reconsideration and further review of disapproval notice of application.	90	30	389.00	45
11	Cover pages used for submitting correspondence to OED (for documents submitted with applications, requests for reconsideration, and petitions).	1	7,500	389.00	125
12	Change of address	2	4,200	389.00	140
13	Petition for reinstatement after disciplinary removal under 37 CFR 11.7(h).	2,400	4	389.00	160
14	Practitioner's supporting documentation for a motion to hold in abeyance a disciplinary proceeding because of a current disability or addiction.	2,400	1	389.00	40
Totals	25,800	34,530

Estimated Total Annual Non-hour Respondent Cost Burden: \$1,538,386.14. There are no capital start-up or maintenance costs associated with this information collection. There are, however, non-hour costs due to recordkeeping requirements, filing fees, and postage costs.

There are recordkeeping costs as a result of the Oath which includes a notary public requirement. The average fee for having a document notarized is \$2. The USPTO estimates that it will receive 2,195 responses to this information collection per year as a result of this notary requirement, for a total cost of \$4,390 per year. Also, there

is another recordkeeping cost being added into the collection. The General Requirements Bulletin recommends that “applicants should make and keep a copy of every document submitted to the office in connection with an application for registration.” The USPTO estimates that it will take an applicant approximately 5 (0.0833 hours) to print and retain a copy of the submissions and that approximately 4,700 responses will be made per year, for a total of 391.6667 hours. Using the professional rate of \$389 per hour for attorneys in private firms, the USPTO estimates that the record keeping cost associated with this copy requirement

will be \$152,358.34 per year, for a total recordkeeping cost of \$156,748.34.

There are also filing fees associated with this collection. The application fees for registration to practice before the USPTO vary depending on whether the applicant is a current applicant, a former examiner, or a foreign resident, or seeking reinstatement to the Register to become active upon leaving the USPTO. The fee for administration of the computerized examination to become a registered patent practitioner also varies depending on how the examination is administered. The total annual non-hour cost burden associated with filing fees is \$1,377,636.60.

	Item	Responses (yr) (a)	Filing fee (\$) (b)	Total non-hour cost burden (\$/hr) (a) (b) × (c)
ITEMS FOR WHICH FEES CURRENTLY ARE COLLECTED				
1	Non-Refundable Application Fee for Registration to Practice Before the United States Patent and Trademark Office (includes both the computerized exam and the USPTO-administered exam). PTO–158.	4,420	40.00	176,800.00
1	Application Fee for Registration to Practice Before the United States Patent and Trademark Office, as applicable when used for registration fees only (former examiners; examination waived). PTO–158.	100	40.00	4,000.00
2	Application Fee for Registration to Practice Before the United States Patent and Trademark Office, as applicable when used for registration fees only (former examiners; examination waived). PTO–158A.	100	40.00	4,000.00
3	Application Fee for Reciprocal Recognition to Practice in Trademark Matters Before the United States Patent and Trademark Office Under 37 CFR 11.14(c) by a Foreign Attorney/Agent (examination waived). PTO–158T.	25	40.00	1,000.00
4	Application for Registration in the USPTO Law School Program for Law Students to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.14(c) (examination waived; Law School students only). PTO–158LS.	60	0.61	36.60
5	Registration examination fee for administration of computerized examination to become a registered patent practitioner administered by the USPTO (USPTO-administered exam).	20	450.00	9,000.00
15	Registration examination fee for administration of computerized examination to become a registered patent practitioner administered by a commercial entity (computer exam).	4,400	200.00	880,000.00
6	Undertaking under 37 CFR 11.10(b). PTO–275	520	0.00	0.00
17	Data Sheet—Register of Patent Attorneys and Agents (individuals passing the registration exam). PTO–107A.	1,995	100.00	199,500.00
7	Data Sheet—Register of Patent Attorneys and Agents (foreign applicants). PTO–107A.	100	100.00	10,000.00
7	Data Sheet—Register of Patent Attorneys and Agents (former examiners seeking registration). PTO–107A.	100	100.00	10,000.00
8	Oath or Affirmation. PTO–1209	2,195	0.00	0.00
9	Reinstatement to the Register. PTO–107A	30	100.00	3,000.00
10	Written request for reconsideration and further review of disapproval notice of application.	30	130.00	3,900.00
11	Cover pages used for submitting correspondence to OED (for documents submitted with applications, requests for reconsideration, and petitions).	7,500	0.00	0.00
12	Change of address	4,200	0.00	0.00
13	Petition to the Director of the Office of Enrollment and Discipline under 11.12(c)	20	130.00	2,600.00
13	Petition for reinstatement after disciplinary removal under 37 CFR 11.7(h)	4	1,600.00	6,400.00
13	Non-Refundable Application Fee for Enrollment and/or Reinstatement to Practice Before the United States Patent and Trademark Office under 37 CFR 1.21(a)(10) (those who must prove fitness to practice).	35	1,600.00	56,000.00
14	Practitioner's supporting documentation for a motion to hold in abeyance a disciplinary proceeding because of a current disability or addiction.	1	11,400.00	11,400.00
Total	25,855	\$1,377,636.60

The General Requirements Bulletin for Admission to the Examination for Registration to Practice in Patent Cases before the USPTO states that all business with the USPTO should be transacted in writing. The actions of the OED will be based exclusively on the written record in the USPTO (37 CFR 1.2). Personal attendance is

unnecessary. All documents may be submitted to the USPTO by first-class mail through the United States Postal Service. Mailed submissions may include a certificate of mailing for each piece of correspondence enclosed, stating the date of deposit or transmission to the USPTO. The USPTO estimates that the average first-class

postage cost for responses to this collection will vary from \$0.49 cents for one ounce to \$4.80 for one pound, depending on the individual submission. The total annual non-hour cost burden associated with postage costs is \$4,001.20.

	Item	Responses (a)	Postage Fee (\$) (b)	Total non-hour cost burden (a) × (b) (c)
ITEMS FOR WHICH POSTAGE FEES CURRENTLY ARE COLLECTED				
1	Non-Refundable Application Fee for Registration to Practice Before the United States Patent and Trademark Office (includes both the computerized exam and the USPTO-administered exam). PTO–158.	4,420	\$0.61	2,696.20
1	Application Fee for Registration to Practice Before the United States Patent and Trademark Office, as applicable when used for registration fees only (former examiners; examination waived). PTO–158.	100	0.61	61.00
2	Application Fee for Registration to Practice Before the United States Patent and Trademark Office, as applicable when used for registration fees only (former examiners; examination waived). PTO–158A.	100	0.49	49.00
3	Application Fee for Reciprocal Recognition to Practice in Trademark Matters Before the United States Patent and Trademark Office Under 37 CFR 11.14(c) by a Foreign Attorney/Agent (examination waived). PTO–158T.	25	0.61	15.25
4	Application for Registration in the USPTO Law School Program for Law Students to Practice Before the United States Patent and Trademark Office Under 37 CFR 11.14(c) (examination waived; Law School students only). PTO–158LS.	60	0.61	36.60
5	Registration examination fee for administration of computerized examination to become a registered patent practitioner administered by the USPTO (USPTO-administered exam).	20	0.00	0.00
5	Registration examination fee for administration of computerized examination to become a registered patent practitioner administered by a commercial entity (computer exam).	4,400	0.00	0.00
6	Undertaking under 37 CFR 11.10(b). PTO–275	520	0.00	0.00
7	Data Sheet—Register of Patent Attorneys and Agents (individuals passing the registration exam). PTO–107A.	1,995	0.49	977.55
7	Data Sheet—Register of Patent Attorneys and Agents (foreign applicants). PTO–107A.	100	0.49	49.00
7	Data Sheet—Register of Patent Attorneys and Agents (former examiners seeking registration). PTO–107A.	100	0.49	49.00
8	Oath or Affirmation. PTO–1209	2,195	0.00	0.00
9	Reinstatement to the Register. PTO–107A	30	0.49	14.70
10	Written request for reconsideration and further review of disapproval notice of application.	30	0.61	18.30
11	Cover pages used for submitting correspondence to OED (for documents submitted with applications, requests for reconsideration, and petitions).	7,500	0.00	0.00
12	Change of address	4,200	0.00	0.00
13	Petition to the Director of the Office of Enrollment and Discipline under 11.12(c).	20	1.73	34.60
13	Petition for reinstatement after disciplinary removal under 37 CFR 11.7(h)	4	0.00	0.00
13	Non-Refundable Application Fee for Enrollment and/or Reinstatement to Practice Before the United States Patent and Trademark Office under 37 CFR 1.21(a)(10) (those who must prove fitness to practice).	35	0.00	0.00
14	Practitioner's supporting documentation for a motion to hold in abeyance a disciplinary proceeding because of a current disability or addiction.	1	0.00	0.00
Total		25,855		4,001.20

The USPTO estimates that the total (non-hour) respondent cost burden for this collection in the form of recordkeeping costs, filing fees, and postage costs is \$1,538,386.14.

IV. Request for Comments

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record.

The USPTO is soliciting public comments to: (a) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) Evaluate the

accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) Enhance the quality, utility, and clarity of the information to be collected; and (d) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Dated: June 25, 2014.

Susan K. Fawcett,

Records Officer, USPTO, Office of the Chief Information Officer.

[FR Doc. 2014-15217 Filed 6-27-14; 8:45 am]

BILLING CODE 3510-16-P

DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

[Docket No.: PTO-P-2014-0036]

Request for Comments and Extension of Comment Period on Examination Instruction and Guidance Pertaining to Patent-Eligible Subject Matter

AGENCY: United States Patent and Trademark Office, Commerce.

ACTION: Request for comments.

SUMMARY: The United States Supreme Court (Supreme Court) recently issued a decision in *Alice Corporation Pty. Ltd. v. CLS Bank International (Alice Corp.)*, which dealt with claims to a computerized scheme for mitigating settlement risk. The Supreme Court held in a unanimous decision that the claimed subject matter was not patent-eligible because it was drawn to the abstract idea of intermediated settlement implemented on a generic computer. The United States Patent and Trademark Office (USPTO) has issued preliminary instructions on *Alice Corp.* to the patent examining corps and these preliminary instructions have been posted on the USPTO's Internet Web site. The USPTO is inviting public comment on the *Alice Corp.* preliminary instructions. The USPTO is also extending the period for public comment on the Examination Guidance For Determining Subject Matter Eligibility Of Claims Reciting Or Involving Laws of Nature, Natural Phenomena, and Natural Products (Laws of Nature/Natural Products Guidance).

DATES: Written comments on the *Alice Corp.* preliminary instructions and/or on the Laws of Nature/Natural Products Guidance must be received on or before July 31, 2014.

ADDRESSES: Comments on the *Alice Corp.* preliminary instructions may be sent by electronic mail message over the Internet addressed to: alice_2014@uspto.gov.

Comments on the Laws of Nature/Natural Products Guidance may be sent by electronic mail message over the Internet addressed to: myriad-mayo_2014@uspto.gov.

Comments that apply to both the *Alice Corp.* preliminary instructions and the Laws of Nature/Natural Products Guidance may be sent by electronic mail message over the Internet addressed to either: myriad-mayo_2014@uspto.gov, or alice_2014@uspto.gov.

Electronic comments submitted in plain text are preferred, but also may be submitted in ADOBE® portable document format or MICROSOFT WORD® format. Comments not submitted electronically should be submitted on paper in a format that facilitates convenient digital scanning into ADOBE® portable document format. The comments will be available for viewing via the Office's Internet Web site (<http://www.uspto.gov>). Because comments will be made available for public inspection, information that the submitter does not desire to make public, such as an address or phone number, should not be included in the comments.

FOR FURTHER INFORMATION CONTACT: Raul Tamayo, Senior Legal Advisor, Office of Patent Legal Administration, by telephone at 571-272-7728, or Caroline D. Dennison, Senior Legal Advisor, Office of Patent Legal Administration, by telephone at 571-272-7729.

SUPPLEMENTARY INFORMATION: The Supreme Court recently issued a decision in *Alice Corp. (Alice Corporation Pty. Ltd. v. CLS Bank International, 573 U.S. ____ (2014))*, which dealt with claims to a computerized scheme for mitigating settlement risk. The Supreme Court held in a unanimous decision that the claimed subject matter in question was not patent-eligible because it was drawn to the abstract idea of intermediated settlement implemented on a generic computer. The United States Patent and Trademark Office (USPTO) has issued preliminary instructions to the patent examining corps and these preliminary instructions are available on the USPTO's Internet Web site (patent examining corps guidance and instructions can be found at:

<http://www.uspto.gov/patents/law/exam/examguide.jsp>). The USPTO is inviting public comment on the *Alice Corp.* preliminary instructions before providing more comprehensive guidance to the patent examining corps. Written comments on the *Alice Corp.* preliminary instructions must be received on or before July 31, 2014.

The USPTO is also extending the period for public comment on the Laws of Nature/Natural Products Guidance. The USPTO published the Laws of Nature/Natural Products Guidance on its Internet Web site (as discussed previously, examining corps guidance and instructions can be found at: <http://www.uspto.gov/patents/law/exam/examguide.jsp>). The USPTO also published an announcement on its Internet Web site that it was hosting a public forum (conducted on May 9, 2014) and providing until June 30, 2014, for public comment on the Laws of Nature/Natural Products Guidance. See *Notice of Forum on the Guidance For Determining Subject Matter Eligibility of Claims Reciting or Involving Laws of nature, Natural Phenomena, and Natural Products*, 79 FR 21736 (Apr. 17, 2014).

The USPTO has received several requests from our stakeholders for additional time to submit comments on the Laws of Nature/Natural Products Guidance. In addition, the Supreme Court in *Alice Corp.* applied its framework from *Mayo Collaborative Services v. Prometheus Laboratories, Inc.*, 566 U.S. ____ (2012), in determining whether the claims in *Alice Corp.* were directed to a patent-ineligible abstract idea. For these reasons, the USPTO is extending the period for public comment on the Laws of Nature/Natural Products Guidance until July 31, 2014.

Dated: June 25, 2014.

Margaret A. Focarino,

Commissioner for Patents.

[FR Doc. 2014-15352 Filed 6-27-14; 8:45 am]

BILLING CODE 3510-16-P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DoD-2012-OS-0137]

Proposed Collection; Comment Request

AGENCY: United States Transportation Command, DoD.

ACTION: Notice.

SUMMARY: In compliance with Section 3506(c)(2)(A) of the *Paperwork Reduction Act of 1995*, the United States