

Division, Office of Protected Resources, NMFS

Dr. David Weller, Research Biologist, Marine Mammal and Turtle Division, NMFS, Southwest Fisheries Science Center

Dr. Jeffrey Moore, Research Biologist, Marine Mammal and Turtle Division, NMFS, Southwest Fisheries Science Center

#### *For the Makah Tribe*

Jonathan Scordino, Marine Mammal Biologist, Makah Tribe Marine Mammal Program

John W. Bickham, Ph.D., Geneticist and Professor Emeritus, Department of Wildlife & Fisheries Sciences, Texas A&M University

John R. Brandon, Ph.D., Biometrician Joshua L. Reid, Ph.D., Historian and Professor, University of Washington

Greig Arnold, Member of the Makah Tribe and former Chairman, Vice Chairman, and member of the Makah Tribal Council

Polly DeBari, Member of the Makah Tribe

Maria Pascua, Member of the Makah Tribe

Daniel J. Greene, Sr., Member of the Makah Tribe

#### *For SSL*

Brett Sommermeyer, Esq., Sea Shepherd Legal

#### *For AWI*

Donald J. Schubert, Wildlife Biologist, Animal Welfare Institute

Dr. Naomi Rose, Wildlife Biologist, Animal Welfare Institute

#### *For Peninsula Citizens for the Protection of Whales*

Margaret Owens, Member, Peninsula Citizens for the Protection of Whales

#### **New Issues Identified**

The following issue was not included in the notice of hearing published on April 5, 2019 (84 FR 13639): Is the ENP stock currently undergoing an Unusual Mortality Event (UME)? If so, does this merit further consideration before a waiver may be granted?

Any person desiring to participate as a party at the hearing on the new issue of fact must file a notice of intent to participate with the NMFS West Coast Region Regional Administrator by certified mail, postmarked no later than July 8, 2019, as described in the **DATES** and **ADDRESSES** sections above.

#### **Scheduling of the Hearing**

The hearing on this matter is currently scheduled to begin on August 12, 2019 in the Jackson Federal

Building, Seattle, WA. At the pre-hearing conference, several parties requested a change in the date of the proceeding due to issues concerning the availability of witnesses and counsel. The parties are briefing the presiding officer on this issue. If the presiding officer reschedules the hearing, a notice will be published in the **Federal Register**.

The presiding officer, Judge George J. Jordan, prepared the contents of this notice. A copy of the draft notice Judge Jordan submitted to the NMFS Regulations Unit for filing with the Office of the Federal Register (OFR) was made available to all parties to this proceeding. The NMFS Regulations Unit reviewed the notice to ensure consistency with the OFR filing requirements. NMFS was otherwise not involved in the review of the contents of the notice. The signature of NMFS West Coast Regional Administrator Barry Thom is required to authorize the filing of the notice with the OFR.

Dated: June 21, 2019.

**Barry A. Thom,**

*Regional Administrator, West Coast Region, National Marine Fisheries Service.*

[FR Doc. 2019-13613 Filed 6-25-19; 8:45 am]

**BILLING CODE 3510-22-P**

## **DEPARTMENT OF COMMERCE**

### **National Oceanic and Atmospheric Administration**

**RIN 0648-XE938**

#### **Marine Mammals; File No. 20430**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; receipt of application for permit amendment.

**SUMMARY:** Notice is hereby given that James Harvey, Ph.D., Moss Landing Marine Laboratories, 8272 Moss Landing Road, Moss Landing, CA 95039, has applied for an amendment to Scientific Research Permit No. 20430.

**DATES:** Written, telefaxed, or email comments must be received on or before July 26, 2019.

**ADDRESSES:** The application and related documents are available for review by selecting "Records Open for Public Comment" from the "Features" box on the Applications and Permits for Protected Species home page, <https://apps.nmfs.noaa.gov>, and then selecting File No. 20430 from the list of available applications.

These documents are also available upon written request or by appointment in the Permits and Conservation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 427-8401; fax (301) 713-0376.

Written comments on this application should be submitted to the Chief, Permits and Conservation Division, at the address listed above. Comments may also be submitted by facsimile to (301) 713-0376, or by email to [NMFS.Pr1Comments@noaa.gov](mailto:NMFS.Pr1Comments@noaa.gov). Please include the File No. in the subject line of the email comment.

Those individuals requesting a public hearing should submit a written request to the Chief, Permits and Conservation Division at the address listed above. The request should set forth the specific reasons why a hearing on this application would be appropriate.

#### **FOR FURTHER INFORMATION CONTACT:**

Shasta McClenahan or Amy Hapeman, (301) 427-8401.

**SUPPLEMENTARY INFORMATION:** The subject amendment to Permit No. 20430 is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

Permit No. 20430, issued on March 30, 2017 (82 FR 29053), authorizes the permit holder to conduct research on 12 species of marine mammals in California waters to study their distribution, movement, diet, foraging, and acoustic behaviors. Permitted research activities include passive acoustic recordings, behavioral observations, photography, photo-identification, videography, biological sampling (skin and blubber biopsy or sloughed skin), tagging (suction cup or dart/barb), and tracking. Additionally, a small number of non-target marine mammals may be incidentally harassed during research.

The permit holder is requesting the permit be amended to (1) authorize aerial surveys by unmanned aircraft systems (UAS) for photography, video recording, and photogrammetry for a new research objective to determine morphometric measurements to better understand reproductive health, growth rates, maneuverability, and energy capacity; (2) increase the number of takes for humpback whales (*Megaptera novaeangliae*) to 500 Level B

harassment takes, 50 suction-cup tags, and 35 dart/barb tags, annually, due to their increased presence in the research area; and (3) increase the number of incidental disturbance takes for California sea lions (*Zalophus californianus*) to 1,000 individuals, annually.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an initial determination has been made that the activity proposed is categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: June 21, 2019.

**Julia Marie Harrison,**

*Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2019-13594 Filed 6-25-19; 8:45 am]

**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[0648-XR004]

#### Marine Mammals; File No. 21163

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; receipt of application.

**SUMMARY:** Notice is hereby given that Marine Ecology and Telemetry Research, 2468 Camp McKenzie Trl NW, Seabeck, WA 98380 (Responsible Party: Greg Schorr), has applied in due form for a permit to conduct research on and import specimens of 38 marine mammal species including the following endangered species and Distinct Population Segments (DPSs): Cook Inlet DPS of beluga whale (*Delphinapterus leucas*), blue whale (*Balaenoptera musculus*), Main Hawaiian Islands Insular DPS of false killer whale (*Pseudorca crassidens*), fin whale (*B. physalus*), Western North Pacific DPS and Central America DPS of humpback whale (*Megaptera novaeangliae*), Southern resident DPS of killer whale (*Orcinus orca*), North Pacific right whale (*Eubalaena japonica*), sei whale (*B. borealis*), and sperm whale (*Physeter macrocephalus*).

**DATES:** Written, telefaxed, or email comments must be received on or before July 26, 2019.

**ADDRESSES:** The application and related documents are available for review by selecting "Records Open for Public Comment" from the "Features" box on the Applications and Permits for Protected Species (APPS) home page, <https://apps.nmfs.noaa.gov>, and then selecting File No. 21163 from the list of available applications.

These documents are also available upon written request or by appointment in the Permits and Conservation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 427-8401; fax (301) 713-0376.

Written comments on this application should be submitted to the Chief, Permits and Conservation Division, at the address listed above. Comments may also be submitted by facsimile to (301) 713-0376, or by email to [NMFS.Pr1Comments@noaa.gov](mailto:NMFS.Pr1Comments@noaa.gov). Please include the File No. in the subject line of the email comment.

Those individuals requesting a public hearing should submit a written request to the Chief, Permits and Conservation Division at the address listed above. The request should set forth the specific reasons why a hearing on this application would be appropriate.

**FOR FURTHER INFORMATION CONTACT:** Amy Hapeman or Sara Young, (301) 427-8401.

**SUPPLEMENTARY INFORMATION:** The subject permit is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (MMPA; 16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226), and the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*).

The applicant requests a five-year permit to assess the biology and ecology of cetaceans in U.S. and international waters along the U.S. west coast south to the Baja California Peninsula, Hawaii and Alaska. The main research objectives are to investigate cetacean (1) distribution, abundance, stock structure, habitat use and demographics, (2) behavioral ecology, (3) population health and exposure to potential stressors, and (4) behavioral responses to military sound sources. Research would be conducted from vessel and aerial platforms (manned and

unmanned aircraft systems), for: Counts, sample collection (prey remains, fecal, sloughed skin, skin and blubber biopsy, breath), observations, acoustic recordings, acoustic playbacks, photo-identification, videography, photogrammetry, tagging and tracking. Researchers may incidentally disturb seven pinniped species, including the endangered Western DPS of Steller sea lion (*Eumetopias jubatus*) and Hawaiian monk seals (*Neomonachus schauinslandi*), during studies. Biological samples collected in international waters may be imported and re-exported. See the application for take numbers requested.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an initial determination has been made that the activity proposed is categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of the application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: June 21, 2019.

**Julia Marie Harrison,**

*Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2019-13565 Filed 6-25-19; 8:45 am]

**BILLING CODE 3510-22-P**

## COMMODITY FUTURES TRADING COMMISSION

### Agency Information Collection Activities: Notice of Intent To Renew Collection Number 3038-0084, Regulations Establishing and Governing the Duties of Swap Dealers and Major Swap Participants

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 (PRA), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collection and its expected costs and burden.

**DATES:** Comments must be submitted on or before July 26, 2019.

**ADDRESSES:** Comments regarding the burden estimate or any other aspect of