

### III. Notice of Filing

The Commission will continue to use Docket No. MT2019–1 to consider matters raised by the Postal Service's Request. The Commission invites comments on whether the Request complies with applicable statutory and regulatory requirements, including 39 U.S.C. 3641, 39 CFR part 3045, and Order No. 5239. Comments are due by May 14, 2021. The public portions of filings in this docket can be accessed via the Commission's website (<http://www.prc.gov>).

39 U.S.C. 505 requires the Commission to designate an officer of the Commission to represent the interests of the general public in all public proceedings (Public Representative). The Commission previously appointed Gregory Stanton to serve as the Public Representative in this proceeding. He remains appointed to serve as the Public Representative.

### IV. Ordering Paragraphs

*It is ordered:*

1. Pursuant to 39 U.S.C. 505, Gregory Stanton remains appointed to serve as the Public Representative in this proceeding.

2. Comments are due by May 14, 2021.

3. The Secretary shall arrange for publication of this Order in the **Federal Register**.

By the Commission.

**Erica A. Barker,**  
*Secretary.*

[FR Doc. 2021–08031 Filed 4–19–21; 8:45 am]

**BILLING CODE 7710–FW–P**

### RAILROAD RETIREMENT BOARD

#### Sunshine Act Meetings

**TIME AND DATE:** 1 p.m., April 19, 2021.

**PLACE:** Meeting will be held by teleconference.

**STATUS:** Closed.

**MATTERS TO BE CONSIDERED:** (1) Litigation Matter.

**CONTACT PERSON FOR MORE INFORMATION:** Stephanie Hillyard, Secretary to the Board, Phone No. 312–751–4920.

**Authority:** 5 U.S.C. 552b.

Dated: April 16, 2021.

**Stephanie Hillyard,**  
*Secretary to the Board.*

[FR Doc. 2021–08277 Filed 4–16–21; 4:15 pm]

**BILLING CODE 7905–01–P**

### SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–91564; File No. SR–NYSEARCA–2021–21]

#### Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Filing and Immediate Effectiveness of Proposed Rule Change To Amend Rule 7.37–E

April 14, 2021.

Pursuant to Section 19(b)(1) <sup>1</sup> of the Securities Exchange Act of 1934 (the “Act”) <sup>2</sup> and Rule 19b–4 thereunder, <sup>3</sup> notice is hereby given that, on April 1, 2021, NYSE Arca, Inc. (“NYSE Arca” or the “Exchange”) filed with the Securities and Exchange Commission (the “Commission”) the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend Rule 7.37–E to specify when the Exchange may adjust its calculation of the PBBO. The proposed rule change is available on the Exchange's website at [www.nyse.com](http://www.nyse.com), at the principal office of the Exchange, and at the Commission's Public Reference Room.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

##### A. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

###### 1. Purpose

The Exchange proposes to amend Rule 7.37–E to specify when the

Exchange may adjust its calculation of the PBBO.<sup>4</sup>

Generally, the Exchange updates both the PBBO and NBBO based on quote updates received from data feeds from Away Markets, which are disclosed in Rule 7.37–E(d).<sup>5</sup> In 2015, the Exchange described in a rule filing that when it routes interest to a protected quotation, the Exchange adjusts the PBBO.<sup>6</sup> The Exchange proposes to amend its rules to include that description in Rule 7.37–E and provide additional specificity of when it may adjust its calculation of the PBBO.

As proposed, new paragraph (d)(2) of Rule 7.37–E would provide:

The Exchange may adjust its calculation of the PBBO based on information about orders it sends to Away Markets with protected quotations, execution reports received from those Away Markets, and certain orders received by the Exchange.

This proposed rule text is consistent with the Exchange's disclosure in the Datafeed Filing and adds specificity that the Exchange may adjust its calculation of the PBBO based on execution reports received from Away Markets and certain orders received by the Exchange.<sup>7</sup>

Proposed Rule 7.37–E(d)(2) is based on MEMX LLC (“MEMX”) Rule 13.4(b) with two non-substantive differences.<sup>8</sup> First, the Exchange proposes to use the term “PBBO,” which is the term used in the Exchange's rules for the best-priced

<sup>4</sup> The term “PBBO” is defined in Rule 1.1 to mean the Best Protected Bid and the Best Protected Offer, which in turn mean the highest Protected Bid and the lowest Protected Offer, which refer to quotations in an NMS stock that is (i) displayed by an Automated Trading Center; (ii) disseminated pursuant to an effective national market system plan; and (iii) an Automated Quotation that is the best bid or best offer of a national securities exchange or the best bid or best offer of a national securities association. The term NBBO is defined to mean the national best bid and offer. The Exchange notes that the NBBO may differ from the PBBO because the NBBO includes Manual Quotations, which are defined as any quotation other than an automated quotation. 17 CFR 242.600(b)(37).

<sup>5</sup> The Exchange proposes non-substantive amendments to Rule 7.37–E(d) to update the names of the exchanges listed in the table by replacing the term “Bats” with “Cboe,” adding reference to “BYX” for one of the Cboe exchanges, replacing the term “NASDAQ” with “Nasdaq,” and adding the word “The” before Nasdaq Stock Market LLC.

<sup>6</sup> See Securities Exchange Act Release No. 74409 (March 2, 2015), 80 FR 12221 (March 6, 2015) (SR–NYSEARCA–2015–11) (Notice of filing and immediate effectiveness of proposed rule change) (“Datafeed Filing”).

<sup>7</sup> The Exchange does not adjust its calculation of the NBBO based on information about orders sent to Away Markets, execution reports from Away Markets, or certain orders received by the Exchange.

<sup>8</sup> MEMX Rule 13.4(b) provides: “The Exchange may adjust its calculation of the NBBO based on information about orders sent to other venues with protected quotations, execution reports received from those venues, and certain orders received by the Exchange.”

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 15 U.S.C. 78a.

<sup>3</sup> 17 CFR 240.19b–4.