

disclosure statements filed after the final rejection or after the filing of a notice of appeal. Furthermore, petitions concerning the refusal to enter amendments and/or evidence remain delegated to the Patent Examining Corps as provided in the Manual of Patent Examining Procedure (MPEP) 1002.02(b) and (c).

Once the Chief Judge accepts the appeal brief as compliant, an examiner's answer will be provided in the *ex parte* reexamination proceeding if the examiner determines that the appeal should be maintained. The examiner will treat all pending, rejected claims as being on appeal. If the notice of appeal or appeal brief identifies fewer than all of the rejected claims as being appealed, the issue will be addressed by the BPAI panel. The jurisdiction of the *ex parte* reexamination proceeding will be transferred to the BPAI when a docketing notice is entered after the time period for filing a reply brief expires or the examiner acknowledges the receipt and entry of the reply brief. After taking jurisdiction, the BPAI will not return or remand the *ex parte* reexamination proceeding to the Patent Examining Corps for issues related to a noncompliant appeal brief.

This notice does not apply to *inter partes* reexamination proceedings. The Office is considering a streamlined procedure for review of briefs filed in *inter partes* reexamination proceedings, in which the Chief Judge will also have the sole responsibility for determining whether briefs filed in *inter partes* reexamination proceedings comply with 37 CFR 41.37, 41.67, 41.68, and 41.71.

Dated: May 18, 2010.

**David J. Kappos,**

*Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.*

[FR Doc. 2010-12534 Filed 5-24-10; 8:45 am]

**BILLING CODE 3510-16-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Base Closure and Realignment

**AGENCY:** Office of Economic Adjustment, DoD.

**ACTION:** Notice.

**SUMMARY:** This notice is provided pursuant to section 2905(b)(7)(B)(ii) of the Defense Base Closure and Realignment Act of 1990. It provides a partial list of military installations closing or realigning pursuant to the 2005 Base Closure and Realignment (BRAC) Report. It also provides a

corresponding listing of the Local Redevelopment Authorities (LRA) for the Air Force Research Laboratory, Arizona, and portions of the Newport Naval Complex, Rhode Island, recognized by the Secretary of Defense, acting through the Department of Defense, Office of Economic Adjustment (OEA), as well as the point of contact, address, and telephone number for the LRA for each installation. Representatives of State and local governments, homeless providers, and other parties interested in the redevelopment of the installation should contact the person or organization listed. The following information will also be published simultaneously in a newspaper of general circulation in the area of the installation.

**DATES:** Effective May 25, 2010.

#### FOR FURTHER INFORMATION CONTACT:

Director, Office of Economic Adjustment, Office of the Secretary of Defense, 400 Army Navy Drive, Suite 200, Arlington, VA 22202-4704, (703) 604-6020.

#### Local Redevelopment Authority (LRA)

##### Arizona

*Installation Name:* Air Force Research Laboratory.

*LRA Name:* City of Mesa.

*Point of Contact:* Patrick Murphy, Project Manager, City of Mesa Economic Development.

*Address:* 20 E. Main Street, Suite 200, P.O. Box 1466, Mesa, AZ 85211-1466.

*Phone:* (480) 644-3964.

*E-mail address:*  
*patrick.murphy@mesaaz.gov.*

##### Rhode Island

*Installation Name:* Newport Naval Complex.

*LRA Name:* Aquidneck Island Reuse Planning Authority (AIRPA).

*Point of Contact:* Tina Dolen, Executive Director, Aquidneck Island Reuse Planning Authority.

*Address:* 437 Broadway, Newport, RI 02840-1739.

*Phone:* (401) 845-9299.

*E-mail Address:*  
*tina@acquidneckplanning.org.*

Dated: May 20, 2010.

**Mitchell S. Bryman,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 2010-12521 Filed 5-24-10; 8:45 am]

**BILLING CODE 5001-06-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Federal Advisory Committee; Department of Defense Wage Committee; Closed Meeting

**AGENCY:** Civilian Personnel Management Service (Wage and Salary Division), DoD.

**ACTION:** Notice of meeting.

**SUMMARY:** Pursuant to the provisions of section 10 of Public Law 92-463, the Federal Advisory Committee Act, DoD announces the Department of Defense Wage Committee will meet in closed session on June 1, 2010, in Rosslyn, Virginia.

**DATES:** The meeting will be held on June 1, 2010, at 10 a.m.

**ADDRESSES:** The meeting will be held at 1400 Key Boulevard, Level A, Room A101, Rosslyn, Virginia 22209-5144.

**FOR FURTHER INFORMATION CONTACT:** Mr. Craig Jerabek, Designated Federal Officer for the Department of Defense Wage Committee, 1400 Key Boulevard, Suite A105, Arlington, Virginia 22209-5144, Telephone: (703) 696-1735, Fax: (703) 696-5472, E-mail: *craig.jerabek@cpms.osd.mil.*

**SUPPLEMENTARY INFORMATION:** Under the provisions of section 10(d) of the Federal Advisory Committee Act of 1972, Public Law 92-463, it is hereby determined that every Wage Committee meeting concerns matters listed in 5 U.S.C. 552b(c)(2) and 5 U.S.C. 552b(c)(4), and that, accordingly, the meeting will be closed to the public.

#### Purpose of Meeting

The Committee will receive, review, and consider wage survey specifications, wage survey data, local wage survey committee reports and recommendations, and wage schedules derived there from.

#### Request for Waiver

Due to unforeseen difficulties, the Designated Federal Officer was unable to process the **Federal Register** notice for the June 1, 2010, meeting of the Department of Defense Wage Committee, as required by 41 CFR 102-3.150(a). Accordingly, the Committee Management Officer for the Department of Defense, pursuant to 41 CFR 102-3.150(b), waives the 15-calendar day notification requirement.