

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[Doc. No. AMS-FV-10-0016]

#### Notice of Request for Extension and Revision of a Currently Approved Information Collection

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), this notice announces the Agricultural Marketing Service's (AMS) intention to request approval from the Office of Management and Budget (OMB) for an extension of a currently approved information collection for the Reporting and Recordkeeping Requirements Under Regulations Under the Perishable Agricultural Commodities Act, 1930, as amended.

**DATES:** Comments received by July 2, 2010 will be considered.

**Additional Information or Comments:** You may submit written or electronic comments to PACA Recordkeeping and Reporting Comments, AMS, F&V Programs, PACA Branch, 1400 Independence Avenue, SW., Room 2095-S, Stop 0242, Washington DC 20250-0242; fax: 202-690-4413; or Internet: <http://www.regulations.gov>.

#### SUPPLEMENTARY INFORMATION:

**Title:** Reporting and Recordkeeping Requirements Under Regulations (Other than Rules of Practice) Under the Perishable Agricultural Commodities Act, 1930.

**OMB Number:** 0581-0031.

**Expiration Date of Approval:** December 31, 2010.

**Type of Request:** Extension of a currently approved information collection.

**Abstract:** The PACA was enacted by Congress in 1930 to establish a code of

fair trading practices covering the marketing of fresh and frozen fruits and vegetables in interstate or foreign commerce. It protects growers, shippers, and distributors dealing in those commodities by prohibiting unfair and fraudulent trade practices.

The law provides a forum for resolving contract disputes, and a mechanism for the collection of damages from anyone who fails to meet contractual obligations. In addition, the PACA provides for prompt payment to fruit and vegetable sellers and for revocation of licenses and sanctions against firms or principals found to have violated the law's standards for fair business practices. The PACA also imposes a statutory trust that attaches to perishable agricultural commodities received by regulated entities, products derived from the commodities, and any receivables or proceeds from the sale of the commodities. The trust exists for the benefit of produce suppliers, sellers, or agents that have not been paid, and continues until they have been paid in full.

The PACA is enforced through a licensing system. All commission merchants, dealers, and brokers engaged in business subject to the PACA must be licensed. Retailers and grocery wholesalers must renew their licenses every three years. All other licensees have the option of a one, two, or three-year license term. Those who engage in practices prohibited by the PACA may have their licenses suspended or revoked.

The information collected pursuant to OMB Number 0581-0031 is used to administer licensing provisions under the PACA, to adjudicate contract disputes, and to enforce the PACA and the regulations. The purpose of this notice is to solicit comments from the public concerning our information collection.

We estimate the paperwork and time burden of the above referenced information collection to be as follows:  
**Form FV-211, Application for License:** Average of .25 hours per application per response.

**Form FV-231-1 (or 231-1A, or 231-2, or 231-2A), Application for Renewal or Reinstatement of License:** Average of .05 hours per application per response.

**Regulations Section 46.13—Letters to Notify USDA of Changes in Business Operations:** Average of .05 hours per notice per response.

**Regulations Section 46.4—Limited Liability Company Articles of Organization and Operating Agreement:** Average of .083 hours with approximately 408 recordkeepers.

**Regulations Section 46.18—Record of Produce Received:** Average of 5 hours with approximately 6,725 recordkeepers.

**Regulations Section 46.20—Records Reflecting Lot Numbers:** Average of 8.25 hours with approximately 683 recordkeepers.

**Regulations Section 46.46(c)(2)—Waiver of Rights to Trust Protection:** Average of .25 hours per notice with approximately 100 principals.

**Regulations Sections 46.2(aa)(11) and 46.46(e)(1)—Copy of Written Agreement Reflecting Times for Payment:** Average of 20 hours with approximately 2,343 recordkeepers.

**Estimate of Burden:** Public reporting burden for this collection of information is estimated to average 3.214 hours per response annually.

**Respondents:** Commission merchants, dealers, and brokers engaged in the business of buying, selling, or negotiating the purchase or sale of commercial quantities of fresh and/or frozen fruits and vegetables in interstate or foreign commerce are required to be licensed under the PACA (7 U.S.C. 499(c)(a)).

**Estimated Number of Respondents:** 14,492.

**Estimated Total Annual Responses:** 27,171.

**Estimated Number of Responses per Respondent:** 1.8749.

**Estimated Total Annual Burden on Respondents:** 87,328.

Comments are invited on: (1) 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; (2) 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; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record.

Dated: April 27, 2010.

**Rayne Pegg,**

*Administrator, Agricultural Marketing Service.*

[FR Doc. 2010-10274 Filed 4-30-10; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF AGRICULTURE

### Farm Service Agency

#### Information Collection; Inventory Property Management

**AGENCY:** Farm Service Agency, USDA.

**ACTION:** Notice; request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, the Farm Service Agency (FSA) is seeking comments from all interested individuals and organizations on the extension of a currently approved information collection that supports Inventory Property Management. The information is used to evaluate applicant requests to purchase inventory property, determine eligibility to lease or purchase inventory property, and ensure the payment of the lease amount or purchase amount associated with the acquisition of inventory property.

**DATES:** We will consider comments that we receive by July 2, 2010.

**ADDRESSES:** We invite you to submit comments on this notice. In your comments, include date, volume, and page number, the OMB control number, and the title of the information collection of this issue of the **Federal Register**. You may submit comments by any of the following methods:

- *Mail:* J. Lee Nault, Loan Specialist, USDA/FSA/FLP, STOP 0523, 1400 Independence Avenue, SW., Washington, DC 20250-0503.

- *E-mail:* [lee.nault@wdc.usda.gov](mailto:lee.nault@wdc.usda.gov).

- *Fax:* 202-690-0949.

You may also send comments to the Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503. Copies of the information collection may be requested by contacting J. Lee Nault at the above address.

**FOR FURTHER INFORMATION CONTACT:** J. Lee Nault, Loan Specialist, Farm Service Agency, (202) 720-6834.

#### SUPPLEMENTARY INFORMATION:

*Title:* (7 CFR part 767) Farm Loan Programs—Inventory Property Management.

*OMB Number:* 0560-0234.

*Expiration Date:* 11/30/2010.

*Type of Request:* Extension of a currently approved information collection.

**Abstract:** FSA's Farm Loan Programs provide supervised credit in the form of loans to family farmers to purchase real estate and equipment and finance agricultural production. Inventory Property Management, as specified in 7 CFR part 767, provides the requirements for the management, lease, and sale of security property acquired by FSA. FSA may take title to real estate as part of dealing with a problem loan either by entering a winning bid in an attempt to protect its interest at a foreclosure sale, or by accepting a deed of conveyance in lieu of foreclosure. Information collections established in the regulation are necessary for FSA to determine an applicant's eligibility to lease or purchase inventory property and to ensure the applicant's ability to make payment on the lease or purchase amount.

*Respondents:* Individuals or households, businesses or other for profit farms.

*Estimated Annual Number of Respondents:* 280.

*Estimated Number of Responses per Respondent:* 1.04.

*Total Annual Responses:* 290.

*Estimated Total Annual Burden Hours:* 432.

*We are requesting comments on all aspects of this information collection and to help us to:*

- (1) Evaluate whether the collection of information is necessary for the proper performance of the functions of FSA, including whether the information will have practical utility;

- (2) Evaluate the accuracy of FSA's estimate of burden including the validity of the methodology and assumptions used;

- (3) Enhance the quality, utility and clarity of the information to be collected;

- (4) 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.

All comments received in response to this notice, including names and addresses when provided, will be a matter of public record. Comments will be summarized and included in the submission for Office of Management and Budget approval.

Signed at Washington, DC, on April 20, 2010.

**Jonathan W. Coppess,**

*Administrator, Farm Service Agency.*

[FR Doc. 2010-10191 Filed 4-30-10; 8:45 am]

**BILLING CODE 3410-05-P**

## DEPARTMENT OF AGRICULTURE

### Farm Service Agency

#### Information Collection; Direct Loan Servicing—Regular

**AGENCY:** Farm Service Agency, USDA.

**ACTION:** Notice; request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, the Farm Service Agency (FSA) is seeking comments from all interested individuals and organizations on the extension with a revision of a currently approved information collection that supports Direct Loan Servicing-Regular programs. The information is used to determine borrower compliance with loan agreements, assist the borrower in achieving business goals, and regular servicing of the loan account such as graduation, subordination, partial release, and use of proceeds.

**DATES:** We will consider comments that we receive by July 2, 2010.

**ADDRESSES:** We invite you to submit comments on this notice. In your comments, include date, volume, and page number, and the OMB control number and the title of the information collection of this issue of the **Federal Register**. You may submit comments by any of the following methods:

- *Mail:* J. Lee Nault, Loan Specialist, USDA/FSA/FLP, STOP 0523, 1400 Independence Avenue, SW., Washington, DC 20250-0503.

- *E-mail:* [lee.nault@wdc.usda.gov](mailto:lee.nault@wdc.usda.gov).

- *Fax:* 202-690-0949.

You may also send comments to the Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503. Copies of the information collection may be requested by contacting J. Lee Nault at the above address.

**FOR FURTHER INFORMATION CONTACT:** J. Lee Nault, Loan Specialist, Farm Service Agency, (202) 720-6834.

#### SUPPLEMENTARY INFORMATION:

*Title:* (7 CFR part 765) Farm Loan Programs—Direct Loan Servicing—Regular.

*OMB Number:* 0560-0236.

*Expiration Date:* 11/30/2010.

*Type of Request:* Extension of a currently approved information collection.