

simultaneously. Any credit rating and related information of an NRSRO would be displayed on the EMMA public Web site only with the agreement of such NRSRO to such use of its information. The MSRB believes that the benefits realized by the investing public from the broader and easier availability of credit rating and related information provided by NRSROs, including in particular retail investors in municipal securities, who do not normally have access to information services customarily used by professional market participants, would justify any potentially negative impact on such existing information services from the display of credit rating and related information on the EMMA public Web site.

*C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others*

Written comments were neither solicited nor received on the proposed rule change.

**III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action**

The MSRB represented that the proposed rule change qualifies for immediate effectiveness pursuant to Section 19(b)(3)(A)(iii) of the Exchange Act<sup>6</sup> because it: (i) Does not significantly affect the protection of investors or the public interest; (ii) does not impose any significant burden on competition; and (iii) does not become operative for 30 days after filing or such shorter time as the Commission may designate consistent with the protection of investors and the public interest. The MSRB provided the required written notice of its intention to file the proposed rule change to the Commission on August 31, 2011,<sup>7</sup> and the proposed rule change will become operative on October 12, 2011, which is more than 30 days after the filing of the proposed rule change, or on such earlier date as designated by the Commission.

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of

investors, or otherwise in furtherance of the purposes of the Exchange Act.<sup>8</sup> If the Commission takes such action, the Commission shall institute proceedings to determine whether the proposed rule change should be approved or disapproved.

**IV. Solicitation of Comments**

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Exchange Act. Comments may be submitted by any of the following methods:

*Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-MSRB-2011-16 on the subject line.

*Paper Comments*

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-MSRB-2011-16. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the MSRB's offices. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that

you wish to make available publicly. All submissions should refer to File Number SR-MSRB-2011-16 and should be submitted on or before October 13, 2011.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>9</sup>

**Elizabeth M. Murphy,**

*Secretary.*

[FR Doc. 2011-24329 Filed 9-21-11; 8:45 am]

BILLING CODE 8011-01-P

**DEPARTMENT OF STATE**

**[Public Notice 7608]**

**In the Matter of the Designation of Muhammad Hisham Muhammad Isma'il Abu Ghazala, Also Known as Muhammad Hisham Isma'il Abu-Ghazalah, Also Known as Muhammad Hisham Muhammad Abu-Ghazalah, Also Known as Abu Ghazala, Also Known as Abu Ghazaleh, Also Known as Mansur Abu Layth, Also Known as Abu Layth al-Filistini, Also Known as 'Ali 'Abd Al-Rahman Isma'il, Also Known as 'Ali 'Abd Al-Rahman Abu Suwaywin, as a Specially Designated Global Terrorist Pursuant to Section 1(b) of Executive Order 13224, as Amended**

Acting under the authority of and in accordance with section 1(b) of Executive Order 13224 of September 23, 2001, as amended by Executive Order 13268 of July 2, 2002, and Executive Order 13284 of January 23, 2003, I hereby determine that the individual known as Muhammad Hisham Muhammad Isma'il Abu Ghazala, also known as Muhammad Hisham Isma'il Abu-Ghazalah, also known as Muhammad Hisham Muhammad Abu-Ghazalah, committed, or poses a significant risk of committing, acts of terrorism that threaten the security of U.S. nationals or the national security, foreign policy, or economy of the United States.

Consistent with the determination in section 10 of Executive Order 13224 that "prior notice to persons determined to be subject to the Order who might have a constitutional presence in the United States would render ineffectual the blocking and other measures authorized in the Order because of the ability to transfer funds instantaneously," I determine that no prior notice needs to be provided to any person subject to this determination who might have a constitutional presence in the United States, because to do so would render

<sup>6</sup> 15 U.S.C. 78s(b)(3)(A)(iii).

<sup>7</sup> Rule 19b-4(f)(6)(iii) requires a self-regulatory organization to submit to the Commission written notice of its intent to file the proposed rule change, along with a brief description and text of the proposed rule change, at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission. The MSRB has complied with the requirement.

<sup>8</sup> See Section 19(b)(3)(C) of the Act, 15 U.S.C. 78s(b)(3)(C).

<sup>9</sup> 17 CFR 200.30-3(a)(12).

ineffectual the measures authorized in the Order.

This notice shall be published in the **Federal Register**.

Dated: September 16, 2011.

**William J. Burns,**

*Deputy Secretary of State.*

[FR Doc. 2011-24512 Filed 9-21-11; 8:45 am]

**BILLING CODE 4710-10-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### 2011 Special 301 Out-of-Cycle Review of Notorious Markets: Request for Public Comments

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Request for written submissions from the public.

**SUMMARY:** In 2010 the Office of the United States Trade Representative (USTR) began publishing the notorious market list as an “Out of Cycle Review” separately from the annual Special 301 report. This review of Notorious Markets (“Notorious Markets List”) results in the publication of examples of Internet and physical markets that have been the subject of enforcement action or that may merit further investigation for possible intellectual property infringements. The Notorious Markets List does not represent a finding of violation of law, but rather is a summary of information that serves to highlight the problem of marketplaces that deal in infringing goods and which help sustain global piracy and counterfeiting. USTR is hereby requesting written submissions from the public identifying potential Internet and physical notorious markets that exist outside the United States and that may be included in the 2011 Notorious Markets List.

**DATES:** The deadline for interested parties to submit written comments is October 26, 2011.

**ADDRESSES:** All written comments should be sent electronically via <http://www.regulations.gov>, docket number USTR-2011-0012. Submissions should contain the term “2011 Out-of-Cycle Review of Notorious Markets” in the “Type comment” field on <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Paula Karol Pinha, Director for Intellectual Property Enforcement, Office of the United States Trade Representative, at (202) 395-5419. Further information about Special 301 can be found at <http://www.ustr.gov>.

**SUPPLEMENTARY INFORMATION:**

### 1. Background

Pursuant to the 2010 Joint Strategic Plan on Intellectual Property Enforcement, USTR began publishing the Notorious Markets List separately from the annual Special 301 report in which it had previously been included. After a dedicated request for comments and separate review which took place in the fall and winter of 2010, USTR published the first Out-of-Cycle Review of Notorious Markets (“Notorious Markets List”) in February 2011.

The 2010 Notorious Markets List identified 34 markets, including both physical and virtual markets, as examples of marketplaces that have been the subject of enforcement action or that may merit further investigation for possible intellectual property rights infringements, or both. The 2010 Notorious Markets List did not reflect findings of violation of law, nor did it reflect the United States’ analysis of the general climate of protection and enforcement of intellectual property rights in the countries where the markets were located. Rather, the list identified certain prominent examples of markets in which pirated or counterfeit goods were reportedly available. Through the Notorious Markets List, the United States encourages the responsible authorities to step up efforts to combat piracy and counterfeiting in these and similar markets.

### 2. Public Comments

#### A. Written Comments

The Special 301 Subcommittee invites written submissions from the public concerning potential examples of Internet and physical “notorious markets.” Notorious markets are those where counterfeit or pirated products are prevalent to such a degree that the market exemplifies the problem of marketplaces that deal in infringing goods and help sustain global piracy and counterfeiting.

#### B. Requirements for Comments

Interested parties must submit written comments by October 26, 2011. Written comments should be as detailed as possible and should clearly identify the reason or reasons why the nature or scope of activity associated with the identified market or markets exemplify the problem of marketplaces that deal in infringing goods and help sustain global piracy and counterfeiting. Information that would be particularly helpful would include: location; principal owners/operators (if known); types of products sold, distributed, or otherwise made available; information on the

volume of Internet traffic associated with the Web site, such as the Alexa ranking; any known civil or criminal enforcement activity against the market; any other efforts to remove/limit infringing materials, including the Web site’s responsiveness to notices of infringement and requests to remove or disable access to allegedly infringing material; and any other relevant information, including with respect to any other positive progress made by the operators of the market in addressing infringing activity. Any comments that include quantitative loss claims should be accompanied by the methodology used in calculating such estimated losses. Comments must be in English.

All comments should be sent electronically via <http://www.regulations.gov>, docket number USTR-2011-0012. To submit comments to <http://www.regulations.gov>, find the docket by entering the number USTR-2011-0012 in the “Enter Keyword or ID” window at the <http://www.regulations.gov> home page and click “Search.” The site will provide a search-results page listing all documents associated with this docket. Find a reference to this notice by selecting “Notice” under “Document Type” on the left side of the search results page, and click on the link entitled “Submit a comment.” (For further information on using the <http://www.regulations.gov> Web site, please consult the resources provided on the Web site by clicking on “How to Use This Site” on the left side of the home page.) The <http://www.regulations.gov> site provides the option of providing comments by filling in a “Type comment” field, or by attaching a document. It is USTR’s preference that comments be provided in an attached document. If a document is attached, please type “2011 Out-of-Cycle Review of Notorious Markets” in the “Type comment” field. USTR prefers submissions in Microsoft Word (.doc) or Adobe Acrobat (.pdf). If the submission is in an application other than those two, please indicate the name of the application in the “Type comment” field.

### 3. Inspection of Comments

USTR will maintain a docket on the 2011 Out-of-Cycle Review of Notorious Markets accessible to the public. The public file will include all comments received which will be placed in the docket and open to public inspection pursuant to 15 CFR 2006.13, except confidential business information exempt from public inspection in accordance with 15 CFR 2006.15. Comments may be viewed on the <http://www.regulations.gov> Web site by