

The mislabeling does not cause any safety problems, such as increasing the probability of tire failure, and it is unlikely to result in unsafe use of the tires.

The agency also believes that the noncompliance of the subject tires with the ply labeling requirements of paragraph S5.5(f) of FMVSS No. 139 is inconsequential to motor vehicle safety because the noncompliance does not affect the operational safety of the vehicles on which these tires are mounted. Although tire construction affects the strength and durability, information relating tire strength and durability to the number of plies and types of ply cord material in the tread and sidewall is not readily available to tire dealers and consumers. Therefore, tire dealers and consumers should consider the tire construction information along with other information such as load capacity, maximum inflation pressure, and tread wear, temperature, and traction ratings, to assess performance capabilities of various tires. In the agency's judgment, the incorrect labeling of the tire construction information will have an inconsequential effect on motor vehicle safety because most consumers do not base tire purchases or vehicle operation parameters on the number of plies in a tire.

NHTSA has also considered the safety of personnel working in the tire retread, repair, and recycling industries in assessing whether the noncompliance of the subject tires with paragraph S5.5(f) FMVSS No. 139 is inconsequential to motor vehicle safety. The agency believes the noncompliance will have no measurable effect on the safety of tire retread, repair, and recycling industries. The use of steel cord construction in the sidewall and tread is the primary safety concern of these industries. In this case, since the tire sidewall is marked correctly for the number of steel plies, this potential safety concern does not exist.

NHTSA Decision: In consideration of the foregoing, NHTSA has decided that CTA has met its burden of persuasion that the FMVSS No. 139 noncompliance is inconsequential to motor vehicle safety. Accordingly, CTA's petition is hereby granted and CTA is exempted from the obligation of providing notification of, and a remedy for, that noncompliance under 49 U.S.C. 30118 and 30120.

NHTSA notes that the statutory provisions (49 U.S.C. 30118(d) and 30120(h)) that permit manufacturers to file petitions for a determination of inconsequentiality allow NHTSA to exempt manufacturers only from the

duties found in sections 30118 and 30120, respectively, to notify owners, purchasers, and dealers of a defect or noncompliance and to remedy the defect or noncompliance. Therefore, this decision only applies to the subject noncompliant tires that CTA no longer controlled at the time it determined that the noncompliance existed. However, the granting of this petition does not relieve equipment distributors and dealers of the prohibitions on the sale, offer for sale, or introduction or delivery for introduction into interstate commerce of the noncompliant tires under their control after CTA notified them that the subject noncompliance existed.

Authority: (49 U.S.C. 30118, 30120; delegations of authority at 49 CFR 1.95 and 501.8)

Jeffrey M. Giuseppe,
Director, Office of Vehicle Safety Compliance.
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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. AB 290 (Sub-No. 377X)];
[Docket No. AB 1231X]

Norfolk Southern Railway Company— Discontinuance of Service Exemption—in Lucas County, Ohio; Midwest Rail, LLC d/b/a/Toledo, Lake Erie and Western Railway— Discontinuance of Service Exemption—in Lucas County, Ohio

Norfolk Southern Railway Company (NSR) and Midwest Rail, LLC d/b/a Toledo, Lake Erie and Western Railway (TLEW) (collectively, applicants) have jointly filed a verified notice of exemption under 49 CFR part 1152 subpart F—*Exempt Abandonments and Discontinuances of Service* for NSR to discontinue rail service, and for TLEW to discontinue lease operations, over approximately 1.80-miles of rail line owned by NSR between milepost TS 13.2 near Maumee, to milepost TS 15.0 at Waterville, in Lucas County, Ohio (the Line). Applicants state that TLEW originally obtained authority to operate the Line in 2012;¹ however, TLEW did not conduct any business on the Line and eventually defaulted on the lease. Thereafter, NSR cancelled the lease pursuant to the terms of the parties' contract, and NSR has been given power of attorney to file for discontinuance of TLEW's lease operations on TLEW's

behalf. The Line traverses United States Postal Service Zip Codes 43537 and 43566.

Applicants have certified that: (1) No local traffic has moved over the Line for at least two years; (2) no overhead traffic has moved over the Line for at least two years and overhead traffic, if any, could be rerouted over other lines; (3) no formal complaint filed by a user of rail service on the Line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the Line either is pending with the Surface Transportation Board or with any U.S. District Court or has been decided in favor of complainant within the two-year period; and (4) the requirements at 49 CFR 1105.12 (newspaper publication) and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to these exemptions, any employee adversely affected by the discontinuance of service shall be protected under *Oregon Short Line Railroad—Abandonment Portion Goshen Branch Between Firth & Ammon, in Bingham & Bonneville Counties, Idaho*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) to subsidize continued rail service has been received, these exemptions will be effective on July 1, 2015, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues and formal expressions of intent to file an OFA to subsidize continued rail service under 49 CFR 1152.27(c)(2)² must be filed by June 11, 2015.³ Petitions to reopen must be filed by June 22, 2015, with the Surface Transportation Board, 395 E Street SW., Washington, DC 20423-0001.

A copy of any petition filed with the Board should be sent to applicants' representative: William A. Mullins, Baker & Miller PLLC, 2401 Pennsylvania Ave. NW., Suite 300, Washington, DC 20037.

If the notice contains false or misleading information, these exemptions are void *ab initio*.

Board decisions and notices are available on our Web site at "www.stb.dot.gov."

² Each OFA must be accompanied by the filing fee, which is currently set at \$1,600. See 49 CFR 1002.2(f)(25).

³ Because applicants are seeking to discontinue service, not to abandon the Line, trail use/rail banking and public use conditions are not appropriate.

¹ *Midwest Rail, LLC d/b/a Toledo, Lake Erie & W. Ry.—Lease & Operation Exemption—Norfolk S. Ry.*, FD 35634 (STB served June 29, 2012).

Decided: May 27, 2015.

By the Board, Rachel D. Campbell,
Director, Office of Proceedings.

Brendetta S. Jones,

Clearance Clerk.

[FR Doc. 2015-13096 Filed 5-29-15; 8:45 am]

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DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

Privacy Act of 1974, as Amended

AGENCY: Office of the Comptroller of the
Currency, Treasury.

ACTION: Notice of proposed new Privacy
Act system of records.

SUMMARY: In accordance with the
requirements of the Privacy Act of 1974,
as amended, 5 U.S.C. 552a, the Office of
the Comptroller of the Currency (OCC)
gives notice of a proposed new system
of records entitled “Treasury/CC .800—
Office of Inspector General
Investigations System.”

DATES: Comments must be received no
later than July 1, 2015. This new system
of records will be effective July 6, 2015
unless the OCC receives comments that
would result in a contrary
determination.

ADDRESSES: Because paper mail in the
Washington, DC area and at the OCC is
subject to delay, commenters are
encouraged to submit comments by
email, if possible. Please use the title
“Notice of Proposed New Privacy Act
System of Records” to facilitate the
organization and distribution of the
comments. You may submit comments
by any of the following methods:

- *Email:* regs.comments@occ.treas.gov

- *Mail:* Legislative and Regulatory
Activities Division, Office of the
Comptroller of the Currency, 400 7th
Street SW., Suite 3E-218, Mail Stop
9W-11, Washington, DC 20219.

- *Hand Delivery/Courier:* 400 7th
Street SW., Suite 3E-218, Mail Stop
9W-11, Washington, DC 20219.

- *Fax:* (571) 465-4326.

Instructions: You must include
“OCC” as the agency name and the
docket number in your comment. In
general, OCC will enter all comments
received into the docket without
change, including any business or
personal information that you provide
such as name and address information,
email addresses, or phone numbers.
Comments received, including
attachments and other supporting
materials, are part of the public record

and subject to public disclosure. Do not
enclose any information in your
comment or supporting materials that
you consider confidential or
inappropriate for public disclosure.

You may review comments and other
related materials that pertain to this
notice by appearing personally to
inspect and photocopy comments at the
OCC, 400 7th Street SW., Washington,
DC. For security reasons, the OCC
requires that visitors make an
appointment to inspect comments. You
may do so by calling (202) 649-6700.
Upon arrival, visitors will be required to
present valid government-issued photo
identification and to submit to security
screening in order to inspect and
photocopy comments.

FOR FURTHER INFORMATION CONTACT:

Kristin Merritt, Special Counsel,
Administrative and Internal Law, Office
of the Comptroller of the Currency, 400
7th Street SW., Washington, DC 20219.
Phone: (202) 649-5585 (not a toll-free
number).

SUPPLEMENTARY INFORMATION: By this
notice, the OCC announces its intent to
maintain a new Privacy Act system of
records in its Office of Enterprise
Governance and the Ombudsman.

A proposed rule exempting the
proposed system of records from certain
provisions of the Privacy Act pursuant
to 5 U.S.C. 552a(k)(2) will be published
separately in the **Federal Register**.

As required by 5 U.S.C. 552a(r), a
report of a new system of records has
been provided to the Committee on
Oversight and Government Reform of
the House of Representatives, the
Committee on Homeland Security and
Governmental Affairs of the Senate, and
the Office of Management and Budget.

The system of records entitled
“Treasury/CC .800—Office of Inspector
General Investigations System” is
published in its entirety below.

Helen Goff Foster,

*Deputy Assistant Secretary for Privacy,
Transparency, and Records.*

Treasury/CC .800

SYSTEM NAME:

Office of Inspector General
Investigations System

SYSTEM LOCATION:

OCC Headquarters, Office of
Enterprise Governance and the
Ombudsman, 400 7th Street SW.,
Washington, DC.

**CATEGORIES OF INDIVIDUALS COVERED BY THE
SYSTEM:**

(1) Current and former OCC
employees who are being investigated

by the Treasury Office of the Inspector
General;

(2) Current and former OCC
contractors who are being investigated
by the Treasury Office of the Inspector
General (OIG); and

(3) Current and former directors,
officers, employees, shareholders, and
independent contractors of financial
institutions who are being investigated
by the OIG.

CATEGORIES OF RECORDS IN THE SYSTEM:

Referrals regarding potential or
alleged violations of laws, rules or
regulations; names of targets,
complainants, managers, Enterprise
Governance staff and other government
employees who may be named in
referral or investigative documents;
documents regarding resolutions and
remedial action in connection with
referrals; other supporting
documentation, including bank-related
information, investigative
documentation, and correspondence
related to investigations.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. App. 3; 12 U.S.C. 1, as
amended; 31 CFR 0.207.

PURPOSES(S):

This system of records is used by the
OCC to monitor the OIG’s referrals and
investigations related to the OCC.

**ROUTINE USES OF RECORDS MAINTAINED IN THE
SYSTEM INCLUDING CATEGORIES OF USERS AND
THE PURPOSES OF SUCH USES:**

Records in this system may be
disclosed to:

(1) An OCC-regulated entity when the
information is relevant to the entity’s
operations;

(2) Third parties to the extent
necessary to obtain information that is
relevant to an investigation;

(3) Appropriate governmental or self-
regulatory organizations when the OCC
determines that the records are relevant
and necessary to the governmental or
self-regulatory organization’s regulation
and supervision of financial service
providers, including the review of the
qualifications and fitness of individuals
who are or propose to become
responsible for the business operations
of such providers;

(4) An appropriate governmental,
international, tribal, self-regulatory, or
professional organization if the
information is relevant to a known or
suspected violation of a law or licensing
standard within that organization’s
jurisdiction;

(5) A Federal, State, local, or tribal
agency, or other public authority, which
has requested information relevant or
necessary to hiring or retaining an