

4. A determination has been made that the recipient country can provide substantially the same degree of protection for the sensitive technology being released as the US Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

5. All defense articles and services listed in this transmittal have been authorized for release and export to the United Kingdom.

[FR Doc. 2016-29393 Filed 12-7-16; 8:45 am]

BILLING CODE 5001-06-P

## DEPARTMENT OF DEFENSE

### Office of the Secretary

[Docket ID: DOD-2016-OS-0110]

### Manual for Courts-Martial; Publication of Supplementary Materials

**AGENCY:** Joint Service Committee on Military Justice (JSC), Department of Defense.

**ACTION:** Publication of Discussion (Supplementary Materials) accompanying the Manual for Courts-Martial, United States (2012 ed.) (MCM).

**SUMMARY:** The JSC hereby publishes Supplementary Materials accompanying the MCM as amended by Executive Orders 13643, 13669, 13696, 13730, and 13740. These changes have not been coordinated within the Department of Defense under DoD Directive 5500.1, "Preparation, Processing and Coordinating Legislation, Executive Orders, Proclamations, Views Letters and Testimony," June 15, 2007, and do not constitute the official position of the Department of Defense, the Military Departments, or any other Government agency. These Supplementary Materials have been approved by the JSC and the General Counsel of the Department of Defense, and shall be applied in conjunction with the rule with which they are associated. The Discussion is effective insofar as the Rules it supplements are effective, but may not be applied earlier than the date of publication in the **Federal Register**.

**DATES:** This Discussion is effective as of December 8, 2016.

**FOR FURTHER INFORMATION CONTACT:** Major Harlye S.M. Carlton, USMC, (703) 963-9299 or [harlye.carlton@usmc.mil](mailto:harlye.carlton@usmc.mil). The JSC Web site is located at: <http://jsc.defense.gov>.

**SUPPLEMENTARY INFORMATION:** The Discussion to Part IV of the Manual for Courts-Martial, United States, is amended as follows:

(a) The Discussion immediately after paragraph 60.c.(6)(a) is amended to read as follows:

"Clauses 1 and 2 are theories of liability that must be expressly alleged in a specification so that the accused will be given notice as to which clause or clauses to defend against. The words "to the prejudice of good order and discipline in the armed forces" encompass both paragraph c.(2)(a), prejudice to good order and discipline, and paragraph c.(2)(b), breach of custom of the Service. A generic sample specification is provided below:

*In that \_\_\_\_\_ (personal jurisdiction data), did (at/on board location), on or about \_\_\_\_\_ 20\_\_\_\_, (commit elements of Article 134 clause 1 or 2 offense), and that said conduct (was to the prejudice of good order and discipline in the armed forces) (and) (was of a nature to bring discredit upon the armed forces).*

If clauses 1 and 2 are alleged together in the terminal element, the word "and" should be used to separate them. Any clause not proven beyond a reasonable doubt should be excepted from the specification at findings. See R.C.M. 918(a)(1). See also Appendix 23 of this Manual, Art. 79. Although using the conjunctive "and" to connect the two theories of liability is recommended, a specification connecting the two theories with the disjunctive "or" is sufficient to provide the accused reasonable notice of the charge against him. See Appendix 23 of this Manual, Art. 134.

Lesser included offenses are defined and explained under Article 79; however, in 2010, the Court of Appeals for the Armed Forces examined Article 79 and clarified the legal test for lesser included offenses. See *United States v. Jones*, 68 M.J. 465 (C.A.A.F. 2010). Under *Jones*, an offense under Article 79 is "necessarily included" in the offense charged only if the elements of the lesser offense are a subset of the elements of the greater offense alleged. 68 M.J. at 472; see also discussion following paragraph 3b(1)(c) in this part and the related analysis in Appendix 23 of this Manual. Practitioners should carefully consider lesser included offenses using the elements test in conformity with *Jones*. See paragraph 3b(4) in Appendix 23 of this Manual. If it is uncertain whether an Article 134 offense is included within a charged offense, the government may plead in the alternative or, with the consent of the accused, the government may amend the charge sheet. *Jones*, 68 M.J. at 472-73 (referring to R.C.M. 603(d) for amending a charge sheet)."

Dated: December 2, 2016.

**Aaron Siegel,**

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

[FR Doc. 2016-29384 Filed 12-7-16; 8:45 am]

BILLING CODE 5001-06-P

## ELECTION ASSISTANCE COMMISSION

### Sunshine Act Notice of Public Meeting Agenda

**DATE AND TIME:** Thursday, December 15, 2016 (10:30 a.m.–1:00 p.m.—EDT).

**PLACE:** 1335 East West Highway (First Floor Conference Room) Silver Spring, MD 20910.

**AGENDA:** Commissioners will meet to provide an initial de-brief on the 2016 election and to celebrate the 10th anniversary of the EAC's Testing and Certification Program. Commissioners will discuss the 2016 election with a panel of state and local election administrators, and a panel representing the perspectives of military and overseas voters, voters with disabilities and other election administration interest groups. Commissioners will hear from a panel to discuss the past ten years of EAC Testing and Certification of voting systems. Voting system manufacturers will discuss the evolution of the program from their perspective; a state certification official will provide insight into how EAC certification assists the states in their unique certification roles, and EAC program staff will provide their thoughts on ten years in the certification business.

**STATUS:** This meeting will be open to the public.

**PERSON TO CONTACT FOR INFORMATION:** Bryan Whitener, Telephone: (301) 563-3961.

**Bryan Whitener,**

*Director of Communications and Clearinghouse, U.S. Election Assistance Commission.*

[FR Doc. 2016-29592 Filed 12-6-16; 4:15 pm]

BILLING CODE 6820-KF-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER17-423-000]

### Rubicon NYP Corp; Supplemental Notice That Initial Market-Based Rate Filing Includes Request for Blanket Section 204 Authorization

This is a supplemental notice in the above-referenced proceeding of Rubicon

NYP Corp's application for market-based rate authority, with an accompanying rate tariff, noting that such application includes a request for blanket authorization, under 18 CFR part 34, of future issuances of securities and assumptions of liability.

Any person desiring to intervene or to protest should file with the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant.

Notice is hereby given that the deadline for filing protests with regard to the applicant's request for blanket authorization, under 18 CFR part 34, of future issuances of securities and assumptions of liability, is December 20, 2016.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 5 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

The filings in the above-referenced proceeding are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for electronic review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Dated: November 30, 2016.

**Nathaniel J. Davis, Sr.,**

*Deputy Secretary.*

[FR Doc. 2016-29418 Filed 12-7-16; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER15-13-007.  
*Applicants:* Transource Wisconsin, LLC.

*Description:* Compliance filing: Transource Wisconsin Protocols Compliance Filing to be effective 12/1/2014.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5169  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-427-000.  
*Applicants:* Southwest Power Pool, Inc.

*Description:* § 205(d) Rate Filing: 1266R4 Kansas Municipal Energy Agency NITSA and NOA to be effective 2/1/2017.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5156.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-428-000.  
*Applicants:* Southwest Power Pool, Inc.

*Description:* § 205(d) Rate Filing: Missouri River Energy Services Member Formula Rate (Vermillion) to be effective 2/1/2017.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5178.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-429-000.  
*Applicants:* Southern California Edison Company.

*Description:* § 205(d) Rate Filing: Fourth Amendment of SGIA for Western Antelope Dry Ranch Project to be effective 12/1/2016.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5195.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-430-000.  
*Applicants:* PJM Interconnection, L.L.C.

*Description:* Tariff Cancellation: Notice of Cancellations for Service Agreements for Deactivated Units to be effective 9/1/2013.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5196.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-431-000.  
*Applicants:* Pacific Gas and Electric Company.

*Description:* § 205(d) Rate Filing: November 2016 Western Interconnection Agreement Biannual Filing to be effective 2/1/2017.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5204.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-432-000.  
*Applicants:* Pacific Gas and Electric Company.

*Description:* § 205(d) Rate Filing: November 2016 Western WDT Service Agreement Biannual Filing to be effective 2/1/2017.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5207.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-433-000.  
*Applicants:* Eagle Point Power Generation LLC.

*Description:* Compliance filing: Revised MBR Tariff to be effective 1/30/2017.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5275.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-434-000.  
*Applicants:* Alcoa Power Generating Inc.

*Description:* § 205(d) Rate Filing: Transmission Svc Agmt for Native Load Customer—APGI (Long Sault) & Alcoa to be effective 11/1/2016.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5284.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-435-000.  
*Applicants:* Alcoa Power Generating Inc.

*Description:* § 205(d) Rate Filing: Transmission Svc Agmt for Native Load Customer—APGI (Tapoco) & Arconic to be effective 11/1/2016.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5285.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-436-000.  
*Applicants:* Marcus Hook Energy, L.P.

*Description:* § 205(d) Rate Filing: Notice of Succession to be effective 11/21/2016.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5307.  
*Comments Due:* 5 p.m. ET 12/21/16.

*Docket Numbers:* ER17-437-000.  
*Applicants:* Marcus Hook 50, L.P.

*Description:* § 205(d) Rate Filing: Notice of Succession to be effective 11/21/2016.

*Filed Date:* 11/30/16.

*Accession Number:* 20161130-5308.  
*Comments Due:* 5 p.m. ET 12/21/16.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern