

above that it has knowingly caused the introduction into commerce of the aforesaid banned hazardous toys, or that it has violated the FHSA as alleged by the staff.

IV. Agreement of the Parties

12. The Consumer Product Safety Commission has jurisdiction over Boley and the subject matter of this Settlement Agreement under the following acts: Consumer Product Safety Act, 15 U.S.C. 2051 *et seq.*, and the Federal Hazardous Substances Act, 15 U.S.C. 1261 *et seq.*

13. Upon final acceptance by the Commission of this Settlement Agreement and Order, the Commission shall issue the attached Order incorporated herein by reference.

14. The Commission does not make any determination that Boley knowingly violated the FHSA. The Commission and Boley agree that this Agreement is entered into for the purposes of settlement only.

15. Upon final acceptance of this Settlement Agreement by the Commission and issuance of the Final Order, Boley knowingly, voluntarily and completely, waives any rights it may have in this matter (1) to an administrative or judicial hearing, (2) to judicial review or other challenge or contest of the validity of the Commission's actions, (3) to a determination by the Commission as to whether Boley failed to comply with the FHSA as aforesaid, (4) to a statement of findings of fact and conclusions of law, and (5) to all claims under the Equal Access to Justice Act, 28 U.S.C. 2412.

16. For purposes of section 6(b) of the CPSA, 15 U.S.C. 2055(b), this matter shall be treated as if a complaint had issued; and, the Commission may publicize the terms of the Settlement Agreement and the Order.

17. Upon provisional acceptance of this Settlement Agreement by the Commission, this Settlement Agreement and the Provisional Order shall be placed on the public record and shall be published in the **Federal Register** in accordance with the procedures set forth in 16 CFR 1118.20(e)-(h). If the Commission does not receive any written request not to accept the Settlement Agreement within 15 days, the Settlement Agreement shall be deemed finally accepted and the Final Order shall be deemed issued on the 16th day after the date the Settlement Agreement is published in the **Federal Register**.

18. The parties further agree that the Commission shall issue the aforesaid Order; and that a violation of the Order shall subject Boley to appropriate legal action.

19. Agreements, understandings, representations, or interpretations made outside of this Settlement Agreement may not be used to vary or contradict its terms.

20. The provisions of the Settlement Agreement and Final Order shall apply to Boley and each of its successors and assign.

Respondent Boley Corporation,

Dated: November 11, 1994, by:

Ronald Wong,

President, Boley Corporation, 2022 Violet Street, Los Angeles, California 90021.

Commission Staff

David Schmeltzer,

Assistant Executive Director, Office of Compliance and Enforcement.

Eric L. Stone,

Acting Director, Division of Administrative Litigation, Office of Compliance and Enforcement.

Dated: December 6, 1994, by:

Earl A. Gershenow,

Trial Attorney, Division of Administrative Litigation, Office of Compliance and Enforcement.

Dated: December 6, 1994, by:

Dennis C. Kacoyanis,

Trial Attorney, Division of Administrative Litigation, Office of Compliance and Enforcement.

Order

Upon consideration of the Settlement Agreement entered into between respondent Boley Corporation, a corporation, and the staff of the Consumer Product Safety Commission, and the Commission having jurisdiction over the subject matter and Boley Corporation; and it appearing that the Settlement Agreement and Order is in the public interest, it is

Ordered, That the Settlement Agreement and Order be and hereby is accepted; and it is

Further Ordered, That upon final acceptance of the Settlement Agreement and Order, Boley Corporation shall pay to the Commission a civil penalty in the amount of sixty thousand and 00/100 dollars (\$60,000.00) in three (3) payments of twenty thousand and 00/100 dollars (\$20,000.00) each. The first payment shall be due within twenty (20) days after service of the Final Order of the Commission accepting the Settlement Agreement, hereinafter, the "anniversary date." The second payment shall be made within one year of the anniversary date, and the third payment shall be made within two years of the anniversary date. Payment of the full amount of the civil penalty shall settle fully the staff's allegations set forth in paragraphs 5 through 11 of the

Settlement Agreement and Order that Boley Corporation knowingly violated the FHSA. Upon the failure by Boley Corporation to make a payment or upon the making of a late payment by Boley Corporation (a) the entire amount of the civil penalty shall be due and payable, and (b) interest on the outstanding balance shall accrue and be paid at the federal legal rate of interest under the provisions of 28 U.S.C. 1961 (a) and (b).

Provisionally accepted and Provisional Order issued on the 11th day of January 1995.

By order of the Commission.

Sadye E. Dunn,

Secretary, Consumer Product Safety Commission.

[FR Doc. 95-1203 Filed 1-17-95; 8:45 am]

BILLING CODE 6355-01-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Partnership Council Meeting

AGENCY: Department of Defense.

ACTION: Notice of meeting.

SUMMARY: The Department of Defense (DoD) announces a meeting of the Defense Partnership Council. Notice of this meeting is required under the Federal Advisory Committee Act. This meeting is open to the public. The topics to be discussed are promotion of partnership and partnership training.

DATES: The meeting is to be held Wednesday February 1, 1995, in room 1E801, Conference Room 4 the Pentagon from 10:00 a.m. until 12 noon. Comments should be received by January 24, 1995, in order to be considered at the February 1, meeting.

ADDRESSES: We invite interested persons and organizations to submit written comments or recommendations. Mail or deliver your comments or recommendations to Mr. Kenneth Oprisko at the address shown below. Seating is limited and available on a first-come, first-served basis. Individuals wishing to attend who do not possess an appropriate Pentagon building pass should call the below listed telephone number to obtain instructions for entry into the Pentagon. Handicapped individuals wishing to attend should also call the below listed telephone number to obtain appropriate accommodations.

FOR FURTHER INFORMATION CONTACT:

Mr. Kenneth Oprisko, Chief, Labor Relations Branch, Field Advisory Services Division, Defense Civilian Personnel Management Service, 2461

Eisenhower Ave., Hoffman Building #1, Suite 152, Alexandria, VA 22331-0900, (703) 325-1380.

Dated: January 11, 1995.

Patricia L. Toppings,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 95-1090 Filed 1-17-95; 8:45 am]

BILLING CODE 5000-04-M

Department of the Army

Army Science Board; Open Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following Committee Meeting:

Name of Committee: Army Science Board (ASB).

Date of Meeting: 8 February 1995.

Time of Meeting: 0900-1600.

Place: Arlington, VA.

Agenda: The Army Science Board Infrastructure and Environment Issue Group will meet to develop a working outline in preparation for writing a study report on "Natural Attenuation as a Remedial Alternative." Any interested person may attend, appear before, or file statements with the committee at the time and in the manner permitted by the committee. The ASB Administrative Officer, Sally Warner, may be contacted for further information at (703) 695-3039/7046.

Sally A. Warner,

Administrative Officer, Army Science Board.

[FR Doc. 95-1112 Filed 1-17-95; 8:45 am]

BILLING CODE 3710-08-M

Department of the Navy

CNO Executive Panel; Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (5 U.S.C. App. 2), notice is hereby given that the Chief of Naval Operations (CNO) Executive Panel will meet on January 30 from 10:00 a.m. to 11:30 a.m., February 2 from 9:30 a.m. to 11:00 a.m., and February 3, 1995, from 11:00 a.m. to 12:30 p.m., at the Pentagon Room 4E674. These meetings will be closed to the public.

The purpose of these meetings is to present initial briefings on naval warfare innovations, surface warship design, and strategies for an uncertain future. These matters constitute classified information that is specifically authorized by Executive order to be kept secret in the interest of national defense and are, in fact, properly classified pursuant to such Executive order. Accordingly, the Secretary of the Navy has determined in writing that the public interest requires that all sessions

of the meeting be closed to the public because they will be concerned with matters listed in section 552b(c)(1) of title 5, United States Code.

For further information concerning this meeting, contact: Timothy J. Galpin, Assistant for CNO Executive Panel Management, 4401 Ford Avenue, Suite 601, Alexandria, VA 22302-0268, Phone: (703) 756-1205.

Dated: January 11, 1995.

L.R. McNees,

LCDR, JAGC, USN, Federal Register Liaison Officer.

[FR Doc. 95-1162 Filed 1-17-95; 8:45 am]

BILLING CODE 3810-FF-F

DEPARTMENT OF DEFENSE

**GENERAL SERVICES
ADMINISTRATION**

**NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION**

[OMB Control No. 9000-0013; FAR Case 94-721]

**Clearance Request for Cost or Pricing
Data and Exemption Information**

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for a revision to an existing OMB clearance (9000-0013).

SUMMARY: Under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501), the Federal Acquisition Regulation (FAR) Secretariat has submitted to the Office of Management and Budget (OMB) a request to review and approve a revision of a currently approved information collection requirement concerning Cost or Pricing Data and Exemption Information.

FOR FURTHER INFORMATION CONTACT:

Beverly Fayson, Office of Federal Acquisition Policy, GSA (202) 501-4755.

SUPPLEMENTARY INFORMATION:

A. Purpose

FAR case 94-721 implements Section 1201 through 1210 and Sections 1251 and 1252 of the Federal Acquisition Streamlining Act of 1994 (the Act). It was published as a proposed rule on January 6, 1995 (60 FR 2282). Highlights include making TINA requirements for civilian agencies substantially the same as those for the Department of Defense (increasing the threshold for submission of "cost or pricing data" to \$500,000 and adding penalties for defective pricing). Provisions are also included

that increase the threshold for October 1, 1995. New exceptions are added to the requirement for the submission of "cost or pricing data" for commercial items; approval levels for waivers are changed, and prohibitions are placed on acquiring "cost or pricing data" when an exception applies. The coverage includes a clear explanation of adequate price competition as required by the Act.

Also, FAR coverage has been included that addresses (1) "information other than cost or pricing data", (2) exemptions based on established catalog or market price, (3) inter-divisional transfers of commercial items at price, and (4) price competition when only one offer has been received.

B. Annual Reporting Burden

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to General Services Administration, FAR Secretariat, 18th & F Streets, NW, Room 4037, Washington, DC 20405, and to the FAR Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

The annual reporting burden is estimated as follows: Respondents, 14,633; response per respondent, 6; total annual responses, 87,798; preparation hours per response, 3.89; and total response burden hours, 341,534.

Obtaining Copies of Proposals

Requester may obtain copies of OMB applications or justifications from the General Services Administration, FAR Secretariat (VRS), Room 4037, Washington, DC 20405, telephone (202) 501-4755. Please cite OMB Control No. 9000-0013, Cost or Pricing Data and Exemption Information, FAR case 94-721, Truth in Negotiations Act and Related Changes, in all correspondence.

Dated: January 11, 1995.

Beverly Fayson,

FAR Secretariat.

[FR Doc. 95-1204 Filed 1-17-95; 8:45 am]

BILLING CODE 6820-34-M