

FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 96-45; DA 01-2869]

IT&E Overseas, Inc. Petition for Designation as an Eligible Telecommunications Carrier in the Territory of Guam**AGENCY:** Federal Communications Commission.**ACTION:** Notice; solicitation of comments.

SUMMARY: In a Public Notice in this proceeding released on December 11, 2001, the Common Carrier Bureau sought comment on the IT&E Overseas, Inc. Petition for Designation as an Eligible Telecommunications Carrier in the territory of Guam.

DATES: Comments are due on or before January 18, 2002. Reply comments are due on or before February 4, 2002.

ADDRESSES: See **SUPPLEMENTARY INFORMATION** section for where and how to file comments.

FOR FURTHER INFORMATION CONTACT: Richard D. Smith or Anita Cheng, Attorney, or Sheryl Todd, Management Analyst, Common Carrier Bureau, Accounting Policy Division, (202) 418-7400 TTY: (202) 418-0484.

SUPPLEMENTARY INFORMATION: On December 6, 2001, IT&E Overseas, Inc. (IT&E) filed with the Commission a petition under section 214(e)(6) seeking designation as an eligible telecommunications carrier (ETC) to receive Federal universal service support for service offered in Guam. Specifically, IT&E contends that the Public Utilities Commission of Guam (Guam Commission) has provided an affirmative statement that it does not regulate commercial mobile radio service (CMRS) carriers, IT&E meets all the statutory and regulatory prerequisites for ETC designation, and designating IT&E as an ETC will serve the public interest. The Common Carrier Bureau seeks comment on the IT&E petition, including the requested service area.

The petitioner must provide copies of its petition to the Guam Commission at the time of filing with the Commission. The Commission will also send a copy of this Notice to the Guam Commission by overnight express mail to ensure that the Guam Commission is notified of the notice and comment period.

Pursuant to §§ 1.415 and 1.419 of the Commission's rules, interested parties may file comments as follows: Comments are due January 18, 2002 and reply comments are due February 4, 2002. Comments may be filed using the

Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit electronic comments by Internet e-mail. To receive filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply. Parties who choose to file by paper must file an original and four copies of each filing. All filings must be sent to the Commission's Secretary, Magalie Roman Salas, Office of the Secretary, Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554.

Parties also must send three paper copies of their filing to Sheryl Todd, Accounting Policy Division, Common Carrier Bureau, Federal Communications Commission, 445 Twelfth Street, SW., Room 5-B540, Washington, DC 20554. In addition, commenters must send diskette copies to the Commission's copy contractor, Qualex International, Portals II, 445 Twelfth Street, SW., Room CY-B402, Washington, DC 20554.

Pursuant to § 1.1206 of the Commission's rules, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are permitted subject to disclosure.

Dated: December 13, 2001.

Katherine L. Schroder,
Division Chief, Accounting Policy Division.
[FR Doc. 01-31226 Filed 12-18-01; 8:45 am]
BILLING CODE 6712-01-M

FEDERAL MARITIME COMMISSION**Notice of Agreement(s) Filed**

The Commission hereby gives notice of the filing of the following agreement(s) under the Shipping Act of 1984. Interested parties can review or obtain copies of agreements at the Washington, DC offices of the Commission, 800 North Capitol Street, NW., Room 940. Interested parties may submit comments on an agreement to

the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days of the date this notice appears in the **Federal Register**.

Agreement No.: 011453-001.

Title: Southern Africa/Oceania Agreement.

Parties: Safmarine Container Lines N.V.; Mediterranean Shipping Co. S.A.; A.P. Moller-Maersk Sealand.

Synopsis: The proposed amendment changes one party to reflect a corporate change, increases the maximum dry and reefer container capacity under the agreement, and extends the earliest date for notice of withdrawal.

Agreement No.: 011783.

Title: Lykes/Italia di Navigazione SpA Space Charter and Sailing Agreement.

Parties: Lykes Lines Limited, LLC; Italia di Navigazione SpA.

Synopsis: The proposed agreement authorizes Italia to charter space from Lykes in the trade between ports in the Dominican Republic, Mexico, Costa Rica, Panama, and the Caribbean coasts of Colombia and Venezuela and the U.S. Gulf coast.

By Order of the Federal Maritime Commission.

Dated: December 14, 2001.

Bryant L. VanBrakle,
Secretary.

[FR Doc. 01-31268 Filed 12-18-01; 8:45 am]

BILLING CODE 6730-01-P

FEDERAL MARITIME COMMISSION

[Docket No. 01-12]

Commonwealth Shipping Ltd., Cargo Carriers Ltd., Martyn C. Merritt and Mary Anne Merritt—Submission of Materially False or Misleading Statements to the Federal Maritime Commission and False Representation of Common Carrier Vessel Operations; Notice of Show Cause Proceeding

Notice is given that the Commission, on December 11, 2001, served an Order to Show Cause ("Order") on Cargo Carriers Ltd., Commonwealth Shipping Ltd., Martyn C. Merritt and Mary Anne Merritt.

Cargo Carriers Ltd. is a licensed ocean transportation intermediary ("OTI") that operates as a non-vessel-operating common carrier and ocean freight forwarder (FMC Organization No. 13507). It appears that Cargo Carriers Ltd.'s 1999 OTI license application contains false information concerning its qualifying individual and the sharing of office space with a company controlled by Mary Anne Merritt.

Commonwealth Shipping Ltd. holds itself out to the public as an ocean

common carrier in its tariff and FMC-1 form (FMC Organization No. 9587). Martyn and Mary Anne Merritt have been identified as corporate directors of this company, which is located at the same address as Cargo Carriers Ltd. For a common carrier to be considered an ocean common carrier under the Shipping Act of 1984, it must operate a vessel on the high seas between a port in the United States and a foreign port. Commonwealth Shipping Ltd. does not appear to operate any vessels on the high seas between a port in the United States and a foreign port. Therefore, it appears that Commonwealth Shipping Ltd.'s tariff in which it is identified as a vessel-operating common carrier contains false information.

The Order directs Cargo Carriers Ltd. to show cause why the Commission should not order the revocation of its ocean transportation intermediary license for providing materially false or misleading statements to the Commission; and to show cause why the Commission should not order the cancellation of its non-vessel-operating common carrier tariff if its license is revoked. The Order also directs Commonwealth Shipping Ltd. show cause why the Commission should not order the cancellation of its tariff holding itself out to the public as an ocean common carrier because it does not operate as an ocean common carrier. The Order further directs Cargo Carriers Ltd., Commonwealth Shipping Ltd., Martyn C. Merritt and Mary Anne Merritt show cause why the Commission should not order Cargo Carriers Ltd., Commonwealth Shipping Ltd., Martyn C. Merritt and Mary Anne Merritt to cease and desist from future violations of the Shipping Act of 1984.

The full text of the Order may be viewed on the Commission's homepage at www.fmc.gov, or at the Office of the Secretary, Room 1046, 800 N. Capitol Street, NW., Washington, DC.

Any person having an interest and desiring to intervene in this proceeding shall file a petition for leave to intervene no later than December 31, 2001 in accordance with 46 CFR 502.72.

Bryant L. VanBrakle,
Secretary.

[FR Doc. 01-31269 Filed 12-18-01; 8:45 am]
BILLING CODE 6730-01-P

FEDERAL MARITIME COMMISSION

Ocean Transportation Intermediary License Revocations

The Federal Maritime Commission hereby gives notice that the following Ocean Transportation Intermediary

licenses have been revoked pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. app. 1718) and the regulations of the Commission pertaining to the licensing of Ocean Transportation Intermediaries, effective on the corresponding date shown below:

License Number: 4656N.

Name: Barsan International, Inc.

Address: 50 Cragwood Road, Third Floor, South Plainfield, NY 07080.

Date Revoked: October 24, 2001.

Reason: Failed to maintain a valid bond.

License Number: 7913N.

Name: Conterm Consolidation Services (USA), Inc.

Address: 555 East Ocean Blvd., Suite 700, Long Beach, CA 90802.

Date Revoked: October 24, 2001.

Reason: Failed to maintain a valid bond.

License Number: 4148F.

Name: Fleura Meler dba US Western Forwarders.

Address: 19528 Ventura Blvd., Suite 380, Tarzana, CA 91356.

Date Revoked: October 24, 2001.

Reason: Failed to maintain a valid bond.

License Number: 3261N.

Name: Geologistics Services, Inc. dba Matrix Container Lines.

Address: 205 South Whiting Street, Suite 500, Alexandria, VA 22304.

Date Revoked: October 24, 2001.

Reason: Failed to maintain a valid bond.

License Number: 15765N.

Name: Rush Interamerican Cargo Services, Inc.

Address: 10862 NW 27th Street, Miami, FL 33172.

Date Revoked: November 1, 2001.

Reason: Failed to maintain a valid bond.

License Number: 16999N.

Name: Sonic Container Line, Inc.

Address: 870 Sivert Drive, Wood Dale, IL 60191.

Date Revoked: November 1, 2001.

Reason: Failed to maintain a valid bond.

License Number: 16470N.

Name: South Beach Maritime Company.

Address: 8626 NW 55th Place, Coral Springs, FL 33067.

Date Revoked: November 6, 2001.

Reason: Surrendered license voluntarily.

License Number: 16838N.

Name: Webtrans Logistics, Inc. dba ANC International.

Address: 21136 S. Wilmington Avenue, #110, Carson, CA 90810.

Date Revoked: October 27, 2001.

Reason: Failed to maintain a valid bond.

Sandra L. Kusumoto,

Director, Bureau of Consumer Complaints and Licensing.

[FR Doc. 01-31266 Filed 12-18-01; 8:45 am]

BILLING CODE 6730-01-P

FEDERAL MARITIME COMMISSION

Ocean Transportation Intermediary License; Correction

In the **Federal Register** Notice listing applicants for licenses as Non-Vessel Operating Common Carrier and Ocean Freight Forwarder—Ocean Transportation Intermediary published October 24, 2001 (66 FR 53795) the reference to Direct Shipping Line is corrected to read: "Direct Shipping Corp."

Dated: December 14, 2001.

Bryant L. VanBrakle,

Secretary.

[FR Doc. 01-31267 Filed 12-18-01; 8:45 am]

BILLING CODE 6730-01-P

FEDERAL MARITIME COMMISSION

Performance Review Board

AGENCY: Federal Maritime Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given of the names of the members of the Performance Review Board.

FOR FURTHER INFORMATION CONTACT:

Harriette H. Charbonneau, Director of Human Resources, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573.

SUPPLEMENTARY INFORMATION:

Sec. 4314(c) (1) through (5) of title 5, U.S.C., requires each agency to establish, in accordance with regulations prescribed by the Office of Personnel Management, one or more performance review boards. The board shall review and evaluate the initial appraisal of a senior executive's performance by the supervisor, along with any recommendations to the appointing authority relative to the performance of the senior executive.

Harold J. Creel, Jr.,

Chairman.

The Members of the Performance Review Board Are:

1. Joseph E. Brennan, Commissioner
1. Antony M. Merck, Commissioner
3. John A. Moran, Commissioner
4. Delmond J.H. Won, Commissioner
5. Norman D. Kline, Chief Administrative Law Judge