

Inspection Service (APHIS). On March 10, 2004, CDC lifted the embargo of birds and bird products from Hong Kong Special Administrative Region because of the documented public health and animal health measures taken by Hong Kong officials to prevent spread of the outbreak within Hong Kong and the absence of avian influenza cases in Hong Kong's domestic and wild bird populations. APHIS took a similar action. CDC and APHIS are now imposing an embargo on birds and bird products from Malaysia because of the documented cases of Influenza A (H5N1) in poultry in Malaysia. All other portions of the February 4, 2004, order and March 10, 2004, amendment remain in effect until further notice.

**DATES:** This action is effective on September 28, 2004 and will remain in effect until further notice.

**FOR FURTHER INFORMATION CONTACT:** Paul Arguin, National Center for Infectious Diseases, Centers for Disease Control and Prevention, Mailstop C-14, 1600 Clifton Road, Atlanta, GA 30330, telephone, 404-498-1600.

**SUPPLEMENTARY INFORMATION:**

**Background**

On August 19, 2004, the Office of International Epizootics (OIE), an international organization that reports the occurrence of animal diseases detected worldwide, listed Malaysia among the countries in which an outbreak of avian influenza was occurring. According to the OIE emergency report, there was a laboratory-confirmed report of H5N1 influenza virus on one farm in Malaysia at Kelantan State, Tumpat district, Pasir Pekan village. The initial flock of village chickens consisted of 60 birds of mixed ages, reared free range. Within a 1-km radius of the affected flock there are another 103 village chickens, 62 birds of mixed species and 8 ducks (173 birds total). On September 9, 2004, OIE reported a second laboratory-confirmed occurrence of H5N1 influenza in a flock of birds located in an area 5 kilometers from the previously infected flock. The susceptible avian population within the village included 1,608 chickens, 68 bantam chickens, 4 turkeys, 93 ducks, 9 geese, 60 quail, and 193 other species (2,035 birds total).

The government of Malaysia has instituted a number of control measures, including depopulation of poultry and birds within a one-kilometer radius of the infective flock; quarantine and clinical surveillance within a 10-kilometer radius of the infected flock; and restrictions on the movement of

birds and their products to other states within Malaysia.

Introduction of influenza A (H5N1)-infected birds into the United States could lead to outbreaks of disease in the human population, a significant public health threat. Banning the importation of all avian species from affected countries, including Malaysia, is an effective means of limiting this threat. CDC is therefore taking this action to reduce the chance of introduction or spread of influenza A (H5N1).

**Immediate Action**

Therefore, pursuant to 42 CFR 71.32(b), the February 4, 2004, order is amended to add Malaysia to the list of countries subject to that order's embargo of birds and products derived from birds (including hatching eggs). All other portions of the February 4, 2004 order (69 FR 7165, Feb. 13, 2004) and the March 10, 2004 amendment (69 FR 12975, Mar. 19, 2004) shall remain in effect until further notice.

**Julie Louise Gerberding,**

*Director, Centers for Disease Control and Prevention.*

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Parts 0, 1, and 54**

[CC Docket No. 02-6; FCC 04-190]

**Schools and Libraries Universal Service Support Mechanism**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule, correction.

**SUMMARY:** This document corrects an error in the dates and final rules sections of a **Federal Register** document regarding the Commission adopting measures to protect against waste, fraud, and abuse in the administration of the schools and libraries universal service support mechanism. In addition, the Commission resolved a number of issues that have arisen from audit activities conducted as part of ongoing oversight over the administration of the universal service fund, and the Commission addressed programmatic concerns raised by our Office of Inspector General. The summary was published in the **Federal Register** on September 13, 2004.

**DATES:** Effective October 4, 2004.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Schneider, Attorney, Telecommunications Access Policy

Division, Wireline Competition Bureau, (202) 418-7400.

**SUPPLEMENTARY INFORMATION:** This summary contains a correction to the dates and final rules sections of a **Federal Register** summary, 69 FR 55097 (September 13, 2004). The full text of the Commission's Fifth Report and Order and Order in CC Docket No. 02-6, FCC 04-190 released on August 13, 2004 is available for public inspection during regular business hours in the FCC Reference Center, Room CY-A257, 445 Twelfth Street, SW., Washington, DC 20554.

■ In rule FR Doc. 04-20363 published September 13, 2004 (69 FR 55097) make the following corrections.

■ 1. On page 55097, in the second column, in the dates section, remove "54.504(f)" and add in its place "54.504(h)."

**PART 54—[CORRECTED]**

■ 2. On page 55109, in the third column, in paragraph 8, third line, remove "(f)" and add in its place "(h)."

**§ 54.504 [Corrected]**

■ 3. On page 55110, in the third column, in the twentieth line, remove "(f)" and add in its place "(h)."

■ 4. On page 55110, in the third column, in paragraph 9, remove "E" and add in its place "F."

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 04-22228 Filed 10-1-04; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 101**

[ET Docket No. 98-206; RM-9147; RM-9245; DA 04-3007]

**Amendment of the Commission's Rules Governing Multichannel Video Distribution and Data Service in the 12.2-12.7 GHz Band**

**AGENCY:** Federal Communications Commission.

**ACTION:** Correcting amendment.

**SUMMARY:** On April 11, 2002, the Commission adopted rules to establish technical, service and licensing rules governing Multichannel Video Distribution and Data Service (MVDDS) in the 12 GHz band. Because an error was made in the final rules, this document contains correcting amendments to the final rules that were published in the **Federal Register**.