

**DEPARTMENT OF COMMERCE****International Trade Administration****Applications for Duty-Free Entry of Scientific Instruments**

Pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897; 15 CFR part 301), we invite comments on the question of whether instruments of equivalent scientific value, for the purposes for which the instruments shown below are intended to be used, are being manufactured in the United States.

Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be filed within 20 days with the Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230. Applications may be examined between 8:30 A.M. and 5:00 P.M. in Suite 4100W, U.S. Department of Commerce, Franklin Court Building, 1099 14th Street, NW, Washington, D.C.

*Docket Number:* 05-016. Applicant: University of California, Lawrence Livermore National Laboratory, 7000 East Avenue., L-516 Livermore, CA 94550. Instrument: Electron Microscope, Model Technai G<sup>2</sup> F20 S-TWIN. Manufacturer: FEI Company, The Netherlands. Intended Use: The instrument is intended to be used to perform imaging and measuring the compositions and crystal structures of extraterrestrial samples returned to Earth by NASA Apollo missions as well as to study cometary nanomaterials to be returned to Earth by the STARDUST mission in 2006. Techniques include imaging, diffraction, x-ray spectroscopy and electron energy-loss spectroscopy. It will also be used for graduate student training. Application accepted by Commissioner of Customs: April 8, 2005.

*Docket Number:* 05-019. Applicant: The University of Texas at Austin, Texas Materials Institute, 1 University Station, C2201, Austin, TX 78712. Instrument: Electron Microscope, Model Technai G<sup>2</sup> F20 X-TWIN. Manufacturer: FEI Company, The Netherlands. Intended Use: The instrument is intended to be used to study a broad spectrum of materials including polymers, metals, ceramics and biological tissues and specimens by determining and imaging the morphology of multiphase materials and nanoparticles, particle size and distribution, crystal structure, and the metrology of semiconductor systems. It will also be employed in the teaching of a variety of courses. Application

accepted by Commissioner of Customs: April 22, 2005.

*Docket Number:* 05-022. Applicant: The Mayo Clinic, 200 First Street, S.W., Rochester, MN 55905. Instrument: Electron Microscope, Model Technai G<sup>2</sup> 12 TWIN. Manufacturer: FEI Company, Japan. Intended Use: The instrument is intended to be used by all Mayo Clinic researchers and investigators. Most specimens will be of biological origin. Some of the human tissue studied may involve pathological consequences. The microscope will also be used for training in basic TEM operation for graduate students, medical students and residents. Application accepted by Commissioner of Customs: April 26, 2005.

**Gerald A. Zerdy,**

*Program Manager Statutory Import Programs Staff.*

[FR Doc. E5-2354 Filed 5-11-05; 8:45 am]

**BILLING CODE 3510-DS-S**

**DEPARTMENT OF COMMERCE****International Trade Administration****University of Wisconsin, Madison, Notice of Decision on Application for Duty-Free Entry of Scientific Instrument**

This decision is made pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Suite 4100W, U.S. Department of Commerce, Franklin Court Building, 1099 14th Street, NW, Washington, D.C.

*Docket Number:* 05-017. Applicant: University of Wisconsin, Madison, WI, 53706. Instrument: High Power Pulsed Ultra-Fast Fiber Laser, Model FCPA  $\mu$  Jewel B-250. Manufacturer: Aisin Seiki Co., Ltd., Japan. Intended Use: See notice at 70 FR 20356, April 19, 2005. Comments: None received. Decision: Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as it is intended to be used, is being manufactured in the United States. Reasons: The foreign instrument provides: A fiber laser that is readily portable with turnkey operation having: (1) a wavelength > 1300 for measuring water vapor absorption, (2) pulse energy > 1  $\mu$  J and (3) a pulse duration < 1 ps.

The National Institute of Standards and Technology advised on May 6, 2005 that (1) these capabilities are pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument

or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use.

We know of no other instrument or apparatus of equivalent scientific value to the foreign instrument which is being manufactured in the United States.

**Gerald A. Zerdy,**

*Program Manager Statutory Import Programs Staff.*

[FR Doc. E5-2353 Filed 5-11-05; 8:45 am]

**BILLING CODE 3510-DS-S**

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****Federal Consistency Appeal by Singleton Development Corporation From an Objection by the Mississippi Department of Marine Resources**

**AGENCY:** National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (Commerce).

**ACTION:** Notice of closure—administrative appeal decision record.

**SUMMARY:** This announcement provides notice that the decision record has been closed for an administrative appeal filed with the Department of Commerce by Singleton Development Corporation.

**DATES:** The decision record for the Singleton Development Corporation administrative appeal will close as of the date of publication of this notice.

**ADDRESSES:** Materials from the appeal record are available at the Office of the Assistant General Counsel for Ocean Services, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, 1305 East-West Highway, Silver Spring, Maryland 20910.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Nist, Deputy Assistant General Counsel for Ocean Services, NOAA Office of the General Counsel, 301-713-2967, extension 207.

**SUPPLEMENTARY INFORMATION:** Singleton Development Corporation has filed a notice of appeal with the Secretary of Commerce pursuant to section 307(c)(3)(A) of the Coastal Zone Management Act of 1972 (CZMA), as amended, 16 U.S.C. 1456(c)(3)(A), and implementing regulations found at 15 CFR part 930, subpart H. Singleton Development Corporation appeals an objection raised by the Mississippi Department of Marine Resources to a consistency certification contained within its application for a U.S. Army Corps of Engineers permit necessary to expand a residential subdivision. The