

presented by BIS demonstrated that the Respondents conspired to do acts that violated the EAR and did in fact commit numerous violations of the EAR by participating in the unlicensed export of triggered spark gaps and oscilloscopes, items controlled for nuclear non-proliferation reasons, to Pakistan. Acting Assistant Secretary Wysong further found that such violations had been significant, deliberate and covert, and were likely to occur again, especially given the nature of the structure and relationships of the Respondents.

On August 1, 2005, Acting Assistant Secretary Wysong was presented additional evidence that Khan has been indicted for his role in the illegal exports of triggered spark gaps and oscilloscopes to Pakistan. In addition, OEE presented evidence that Khan and Pakland have refused to return to the United States an oscilloscope that was sent to Pakistan for demonstration purposes only. Acting Assistant Secretary Wysong again found that such violations had been significant, deliberate and covert, and were likely to occur again, especially given the nature of the structure and relationships of the Respondents.

OEE has not provided any additional evidence regarding Khan or Pakland in this renewal, however, because the previously identified violations were significant, deliberate, covert, and likely to occur again, and because of the serious nature of the items which Khan and Pakland diverted and attempted to divert to Pakistan, I find that it is necessary in the public interest to prevent an imminent violation of the EAA and the EAR that Khan and Pakland's export privileges be denied for a period of 180 days from the date of the expiration of the previous denial of Khan and Pakland's export privileges. All parties to this TDO have been given notice of the request for renewal.

*It is therefore ordered:*

First, that the Respondents, Pakland PME Corporation, ("Pakland"), Unit 7&8, 2nd Floor, Mohammadi Plaza, Jinnah Avenue, Blue Area, F-6/4, Islamabad-44000, Pakistan and, Humayun Khan, ("Khan"), Unit 7&8, 2nd Floor, Mohammadi Plaza, Jinnah Avenue, Blue Area, F-6/4, Islamabad-44000, Pakistan (hereinafter collectively referred to as "Respondents"), and their successors and assigns and when acting on behalf of any of the Respondents, their officers, employees, agents or representatives, ("Denied Persons") may not, directly or indirectly, participate in any way in any transaction involving any commodity, software or technology (hereinafter collectively referred to as

"item") exported or to be exported from the United States that is subject to the Export Administration Regulations ("EAR"), or in any other activity subject to the EAR including, but not limited to:

A. Applying for, obtaining, or using any license, License Exception, or export control document;

B. Carrying on negotiations concerning, or ordering, buying, receiving, using, selling, delivering, storing, disposing of, forwarding, transporting, financing, or otherwise servicing in any way, any transaction involving any item exported or to be exported from the United States that is subject to the EAR, or in any other activity subject to the EAR; or

C. Benefitting in any way from any transaction involving any item exported or to be exported from the United States that is subject to the EAR, or in any other activity subject to the EAR.

Second, that no person may, directly or indirectly, do any of the following:

A. Export or reexport to or on behalf of the Denied Person any item subject to the EAR;

B. Take any action that facilitates the acquisition or attempted acquisition by the Denied Person of the ownership, possession, or control of any item subject to the EAR that has been or will be exported from the United States, including financing or other support activities related to a transaction whereby the Denied Person acquires or attempts to acquire such ownership, possession or control;

C. Take any action to acquire from or to facilitate the acquisition or attempted acquisition from the Denied Person of any item subject to the EAR that has been exported from the United States;

D. Obtain from the Denied Person in the United States any item subject to the EAR with knowledge or reason to know that the item will be, or is intended to be, exported from the United States; or

E. Engage in any transaction to service any item subject to the EAR that has been or will be exported from the United States and which is owned, possessed or controlled by the Denied Person, or service any item, of whatever origin, that is owned, possessed or controlled by the Denied Person if such service involves the use of any item subject to the EAR that has been or will be exported from the United States. For purposes of this paragraph, servicing means installation, maintenance, repair, modification or testing.

Third, that after notice and opportunity for comment as provided in section 766.23 of the EAR, any other person, firm, corporation, or business organization related to any of the Respondents by affiliation, ownership,

control, or position of responsibility in the conduct of trade or related services may also be made subject to the provisions of this Order.

Fourth, that this Order does not prohibit any export, reexport, or other transaction subject to the EAR where the only items involved that are subject to the EAR are the foreign-produced direct product of U.S.-origin technology.

In accordance with the provisions of Section 766.24(e) of the EAR, the Respondents may, at any time, appeal this Order by filing a full written statement in support of the appeal with the Office of the Administrative Law Judge, U.S. Coast Guard ALJ Docketing Center, 40 South Gay Street, Baltimore, Maryland 21202-4022.

In accordance with the provisions of Section 766.24(d) of the EAR, BIS may seek renewal of this Order by filing a written request not later than 20 days before the expiration date. The Respondents may oppose a request to renew this Order by filing a written submission with the Assistant Secretary for Export Enforcement, which must be received not later than seven days before the expiration date of the Order.

A copy of this Order shall be served on the Respondents and the Related Party, and shall be published in the **Federal Register**.

This Order is effective on February 3, 2006 and shall remain in effect for 180 days.

Entered this 31st day of January, 2006.

**Darryl W. Jackson,**

*Assistant Secretary of Commerce for Export Enforcement.*

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BILLING CODE 3510-DT-M

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

#### Information Systems Technical Advisory Committee; Notice of Partially Closed Meeting

The Information Systems Technical Advisory Committee (ISTAC) will meet on February 22 and 23, 2006, 9 a.m., at the Space and Naval Warfare Systems Center (SPAWAR), Building 33, Cloud Room, 53560 Hull Street, San Diego, California, 92152. The Committee advises the Office of the Assistant Secretary for Export Administration on technical questions that affect the level of export controls applicable to information systems equipment and technology.

**February 22***Public Session*

1. Opening Remarks and Introductions.
2. Digital Rights Management (DRM) and Consumer Products.
3. Mil-spec Qualification of Semiconductors.
4. AMD Roadmap and Directions.
5. Arbitrary Waveform Generators.
6. Quality of Service (QoS) in VoIP networks.
7. Robotics and Communications.
8. FPGAs in Defense Applications.

**February 23***Closed Session*

9. Discussion of matters determined to be exempt from the provisions relating to public meetings found in 5 U.S.C. app. 2 10(a)(1) and 10(a)(3).

A limited number of seats will be available for the public session. Reservations are not accepted. To the extent time permits, members of the public may present oral statements to the Committee. The public may submit written statements at any time before or after the meeting. However, to facilitate distribution of public presentation materials to Committee members, the Committee suggests that public presentation materials or comments be forwarded before the meeting to Ms. Yvette Springer at [Yspringer@bis.doc.gov](mailto:Yspringer@bis.doc.gov)

The Assistant Secretary for Administration, with the concurrence of the delegate of the General Counsel, formally determined on January 23, 2006, pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. app. 2 (10)(d)), that portion of the meeting concerning trade secrets and commercial or financial information deemed privileged or confidential as described in 5 U.S.C. 552b(c)(4) and the portion of the meeting concerning matters the disclosure of which would be likely to frustrate significantly implementation of an agency action as described in 5 U.S.C. 552b(c)(9)(B) shall be exempt from the provisions relating to public meetings found in 5 U.S.C. app. 2 10(a)(1) and 10(a)(3). The remaining portions of the meeting will be open to the public.

For more information, call Yvette Springer at (202) 482-4814.

Dated: February 1, 2006.

**Yvette Springer,**

*Committee Liaison Officer.*

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**DEPARTMENT OF COMMERCE****International Trade Administration**

[A-823-812]

**Carbon and Certain Alloy Steel Wire Rod from Ukraine: Notice of Rescission of Antidumping Administrative Review**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** In response to a request from JSC Kryvorizhstal, a Ukrainian producer of carbon and certain alloy steel wire rod, the Department of Commerce (the Department) initiated an administrative review of the antidumping duty order on carbon and certain alloy steel wire rod from Ukraine. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Deferral of Administrative Reviews*, 70 FR 72107 (December 1, 2005) (*Initiation Notice*). The period of review (POR) covers October 1, 2004, through September 30, 2005. We are now rescinding this review because the respondent has withdrawn its request within 90 days of the initiation and is the only party to have requested the review. The respondent indicated that it is withdrawing its request because it realized, in preparing a response to the Department's questionnaire, that it did not have any reviewable U.S. transactions during the POR.

**EFFECTIVE DATE:** February 7, 2006.

**FOR FURTHER INFORMATION CONTACT:** Scot Fullerton or Christopher Riker, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Room 4003, Washington, DC 20230; telephone: (202) 482-1386 and (202) 482-3441, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

The Department published an antidumping order on carbon and certain alloy steel wire rod from Ukraine on October 29, 2002. *See Notice of Antidumping Duty Orders: Carbon and Certain Alloy Steel Wire Rod from Brazil, Indonesia, Mexico, Moldova, Trinidad and Tobago, and Ukraine*, 67 FR 65945 (October 29, 2002). On October 3, 2005 the Department published a notice of "Opportunity to Request Administrative Review" of the antidumping duty order for the period of October 1, 2004 through September 30, 2005. *See Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity*

*to Request Administrative Review*, 70 FR 57558 (October 3, 2005). In accordance with 19 C.F.R. 351.213(b)(1), on October 28, 2005, respondent, JSC Kryvorizhstal, requested an administrative review of this order. In response to this request, the Department published the initiation of the antidumping duty administrative review on carbon and certain alloy steel wire rod from Ukraine on December 1, 2005. *See Initiation Notice*.

On December 12, 2005, we issued an antidumping questionnaire to JSC Kryvorizhstal to which we did not receive a response. However, on January 10, 2006, JSC Kryvorizhstal notified the Department that it did not have any reviewable U.S. transactions during the POR, and requested that this review be suspended or terminated.

*See* "Letter from JSC Kryvorizhstal re: Request for Suspension or Termination of Review" (January 10, 2006). If by requesting a "suspension," JSC Kryvorizhstal meant to request a "deferral," pursuant to section 351.213(c) of the Department's regulations, we note that a deferral is not appropriate here, as a deferral may only be requested prior to initiation of a review. As this review has already been initiated, we cannot defer the review. We address JSC Kryvorizhstal's alternative request for a "termination," below.

**Rescission of the Administrative Review**

The Department's regulations at section 351.213(d)(1) provide that it will rescind an administrative review if the party that requested the review withdraws its request within 90 days of the date of publication of the notice of initiation of the requested review, or withdraws its request at a later date, if the Department determines that it is reasonable to extend the time limit for withdrawing the request. The respondent was the only party to request this review and properly withdrew its request, by requesting termination of the review, within the 90-day period. Accordingly, we are rescinding this administrative review.

The Department will issue appropriate assessment instructions to U.S. Customs and Border Protection within 15 days of publication of this notice. This notice serves as a reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of the return or destruction of APO materials or