

(NAD) to review the accuracy of our finding that the decision cannot be appealed. The appeal must be in writing and filed at the appropriate Regional Office, which can be found at <http://www.nad.usda.gov/offices.htm> or by calling (703) 305-1166.

D. Applicants selected for funding will complete a grant agreement, which outlines the terms and conditions of the grant award.

E. Grantees will be reimbursed as follows:

1. SF-270, "Request for Advance or Reimbursement," will be completed by the grantee and submitted to either the State or National Office not more frequently than monthly.

2. Upon receipt of a properly completed SF-270, the funds will be requested through the field office terminal system. Ordinarily, payment will be made within 30 days after receipt of a proper request for reimbursement.

3. Grantees are encouraged to use women- and minority-owned banks (a bank which is owned at least 50 percent by women or minority group members) for the deposit and disbursement of funds.

F. Any change in the scope of the project, budget adjustments of more than 10 percent of the total budget, or any other significant change in the project must be reported to and approved by the approval official by written amendment to the grant agreement. Any change not approved may be cause for termination of the grant.

G. Grantees shall constantly monitor performance to ensure that time schedules are being met, projected work by time periods is being accomplished, and other performance objectives are being achieved. The Grantee will provide project reports as follows:

1. SF-269, "Financial Status Report (short form)," and a project performance activity report will be required of all grantees on a quarterly basis, due 30 days after the end of each quarter.

2. A final project performance report will be required with the last SF-269 due 90 days after the end of the last quarter in which the project is completed. The final report may serve as the last quarterly report.

3. All multi-State grantees are to submit an original of each report to the National Office. Grantees serving only one State are to submit an original of each report to the State Office. The project performance reports should detail, preferably in a narrative format, activities that have transpired for the specific time period.

H. The grantee will provide an audit report or financial statements as follows:

1. Grantees expending \$500,000 or more Federal funds per fiscal year will submit an audit conducted in accordance with OMB Circular A-133. The audit will be submitted within 9 months after the grantee's fiscal year. Additional audits may be required if the project period covers more than one fiscal year.

2. Grantees expending less than \$500,000 will provide annual financial statements covering the grant period, consisting of the organization's statement of income and expense and balance sheet signed by an appropriate official of the organization. Financial statements will be submitted within 90 days after the grantee's fiscal year.

VII. Agency Contacts

A. Web site: <http://www.usda.gov/rus/water>. The USDA Rural Development Utilities Programs Web site maintains up-to-date resources and contact information for RFP programs.

B. Phone: 202-690-3789.

C. Fax: 202-690-0649.

D. E-mail: anita.obrien@wdc.usda.gov.

E. Main point of contact: Anita O'Brien, Loan Specialist, Water and Environmental Programs, Water Programs Division, USDA Rural Development Utilities Programs, U.S. Department of Agriculture.

Dated: April 19, 2007.

James M. Andrew,

Administrator, Rural Utilities Service.

[FR Doc. E7-9819 Filed 5-21-07; 8:45 am]

BILLING CODE 3410-15-P

DEPARTMENT OF COMMERCE

Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

Title: Licensing of Private Remote-Sensing Space Systems.

Form Number(s): None.

OMB Approval Number: 0648-0174.

Type of Request: Regular submission.

Burden Hours: 552.

Number of Respondents: 18.

Average Hours Per Response: License application, 40 hours; executive summary, 2 hours; data protection plan, 10 hours; submission of data collection

restriction plan, 5 hours; submission of operational plans for restricting collection or dissemination of Israeli territory, 3 hours; submission of data flow diagrams, 3 hours; submission of satellite subsystem drawings, 2 hours; submission of final imaging system specifications, 3 hours; notification of disposition/orbital debris change, 2 hours; license amendment, 10 hours; foreign agreements notification (including investments), 2 hours; submission of preliminary design review, 2 hours; submission of critical design review, 2 hours; notification of binding launch service contract, 1 hour; notification of completion of pre-ship review, 1 hour; submission of information when spacecraft becomes operational, 2 hours; notification of the demise of a system or decision to discontinue system operations, 2 hours; notification of any operational deviation, 2 hours; notification for planned purges of information, 2 hours; operational quarterly reports, 3 hours; annual compliance audit, 8 hours; annual operational audit, 10 hours.

Needs and Uses: The information is being collected in order to issue licenses and related amendments to operate space-based private remote-sensing systems, to review foreign agreements entered into by licensees, and to perform monitoring and compliance functions for licensed systems. The National Oceanic and Atmospheric Administration (NOAA) has issued regulations for its licensing program under Title II of the Land Remote-Sensing Policy Act of 1992, 15 U.S.C. 5601 *et seq.* (1992 Act), the 1997 National Defense Authorization Act section 1064, and the Commercial Space Act of 1998, 42 U.S.C. 70101 *et seq.* They facilitate the development of the U.S. commercial remote-sensing industry and thus promote the collection and widespread availability of Earth remote-sensing data while preserving essential U.S. national security and foreign policy interests. The amendment to the previous version of the regulations reflected improvements that take into account public comments received on the regulations. The amended regulations now allows NOAA to more effectively license Earth remote-sensing space systems and help to ensure their compliance with the requirements of the Act. The final regulations were published in the **Federal Register** on April 25, 2006.

Affected Public: Business or other for-profit.

Frequency: On occasion, quarterly and annually.

Respondent's Obligation: Mandatory.

OMB Desk Officer: David Rostker, (202) 395-3897.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at dHynek@doc.gov).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, FAX number (202) 395-7285, or David_Rostker@omb.eop.gov.

Dated: May 16, 2007.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. E7-9770 Filed 5-21-07; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

Agency: National Oceanic and Atmospheric Administration (NOAA).

Title: Highly Migratory Species Dealer Reporting Family of Forms.

Form Number(s): None.

OMB Approval Number: 0648-0040.

Type of Request: Regular submission.

Burden Hours: 6,148.

Number of Respondents: 1,751.

Average Hours Per Response:

Biweekly reports, 15 minutes (3 minutes for negative reporting); application for nongovernmental validation authorization, 2 hours; daily landing reports, 2 minutes; daily tagging, 1 minute; and statistical documents and re-export certificates, 18 minutes.

Needs and Uses: This information collection consists of a mandatory dealer reporting program for domestic landings and international trade of highly migratory species. The catch and trade monitoring is required under provisions of the Atlantic Tunas Convention Act, Tunas Convention Act, and the Magnuson-Stevens Fishery Conservation and Management Act. Information collected through this program is essential for the United States to meet its reporting obligations to the International Commission for the

Conservation of Atlantic Tunas and the Inter-American Tropical Tuna Commission.

Affected Public: Business or other for-profit organizations.

Frequency: Daily, biweekly, on occasion and annually.

Respondent's Obligation: Mandatory.

OMB Desk Officer: David Rostker, (202) 395-3897.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at dHynek@doc.gov).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, FAX number (202) 395-7285, or David_Rostker@omb.eop.gov.

Dated: May 16, 2007.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

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BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

Action Affecting Export Privileges; Bill Chen, aka Yueqiang Chen; In the Matter of: Bill Chen, AKA Yueqiang Chen, Manager, Data Physics China, RM. 1509, Building 2, Xinquan Jiayan, No. 5 Changchunquia Road, Haidian District, Beijing, P.R. China, 100089 and 615 Blossom Hill Road, #17, Los Gatos, CA 95032, Respondent: Order Temporarily Denying Export Privileges

Pursuant to Section 766.24 of the Export Administration Regulations ("EAR"),¹ I hereby grant the Bureau of Industry and Security's request for an Order Temporarily Denying the Export Privileges of Respondent, Bill Chen aka Yueqiang Chen, for 180 days as I find that the TDO is necessary in the public

¹ 15 CFR Parts 730-774 (2007). The EAR are issued under the Export Administration Act of 1979, as amended (50 U.S.C. app. § 2401-2420 (2000)) ("EAA"). Since August 21, 2001, the EAA has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 CFR 2001 Comp. 783 (2002)), as extended most recently by the Notice of August 3, 2006 (71 FR 44551, (August 7, 2006)), has continued the EAR in effect under the International Emergency Economic Powers Act (50 U.S.C. § 1701-1706 (2000)) ("IEEPA").

interest to prevent an imminent violation of the EAR.

I. Legal Standard

Pursuant to § 766.24(b) of the EAR, the Assistant Secretary may issue a TDO "upon a showing by BIS that the order is necessary in the public interest to prevent an imminent violation of the * * * EAR." "A violation may be 'imminent' either in time or in degree of likelihood." 15 CFR 766.24(b)(3). This includes a violation that "is about to occur, or that the general circumstances of the matter under investigation or case under criminal or administrative charges demonstrate a likelihood of future violations." *Id.* Significant, deliberate, and covert violations are more probative of imminence and the likelihood of future violations than lesser technical ones. *Id.* A "lack of information establishing the precise time a violation may occur does not preclude a finding that a violation is imminent, so long as there is sufficient reason to believe the likelihood of a violation." *Id.*

II. Findings

Respondent has been under a temporary denial order since May 12, 2006 for his role in selling and shipping items subject to the EAR to end-users in China who are engaged in the design, development, production and use of cruise missile systems without the required export licenses. On May 24, 2006, the Respondent was indicated by a federal grand in the Northern District of California for violating the EAR in connection with five unlicensed exports, occurring as early as January 22, 2003 and as recently as July 3, 2005, to end-users in China knowing that such items would be used in the design, development, production, and use of missiles. On April 6, 2007, Mr. Chen submitted a declaration that he would assert his Fifth Amendment privilege against self incrimination in connection with any questions that would be raised during his deposition in a related administrative proceeding. Then, on April 30, 2007, a U.S. Magistrate Judge granted Respondent's request to travel to China to visit ailing family members while the indictment is pending against him. Based upon this authorization, Mr. Chen has departed for China and is scheduled return in late May 2007. While Mr. Chen has been placed on administrative leave, he remains an employee of Data Physics. Additionally, BIS has submitted evidence to me that shows that Respondent has played a role in selling items subject to the EAR