disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify the NRC’s Disability Program Coordinator, Rohn Brown, at 301–492–2279, TDD: 301–415–2100, or by e-mail at rohn.brown@nrc.gov. Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301–415–1969).

In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to darlene.wright@nrc.gov.


Rochelle C. Bavol,
Office of the Secretary.
[FR Doc. E9–6549 Filed 3–20–09; 8:45 am]
Annex I

A. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after March 23, 2009, subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTS) is modified by deleting the following HTS subheadings: 9903.02.31, 9903.02.33, 9903.02.35, 9903.02.36, 9903.02.37, 9903.02.38, and 9903.02.47.

B. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after March 23, 2009, subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTS) is modified by deleting HTS subheading 9903.02.39 and the superior text thereto.

C. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after March 23, 2009, subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTS) is modified by deleting HTS subheadings 9903.02.40, 9903.02.41, and 9903.02.42 and the superior text thereto.

D. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after March 23, 2009, the Harmonized Tariff Schedule of the United States (HTS) is modified by adding in numerical sequence the following superior text and subheading to subchapter III of chapter 99 to the HTS. The superior text and subheading are set forth in columnar format, and material in such columns is inserted in the columns of the HTS designated “Heading/Subheading”, “Article Description”, and “Rates of Duty 1-General”, respectively:

“Articles the product of Austria or France:

9903.02.83 Juice of any other single fruit, not elsewhere specified or included, not fortified with vitamins or minerals, unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter (provided for in subheading 2009.80.60) ................................. 100%”

Annex II

A. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after April 23, 2009, subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTS) is modified by deleting the following HTS subheadings and the superior text thereto: 9903.02.21, 9903.02.22, 9903.02.23, 9903.02.24, 9903.02.25, 9903.02.26, 9903.02.27, 9903.02.28, 9903.02.29, 9903.02.30, 9903.02.32, 9903.02.34, 9903.02.43, 9903.02.44, 9903.02.45, 9903.02.46, and 9903.02.83.

B. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after April 23, 2009, the Harmonized Tariff Schedule of the United States (HTS) is modified by adding in numerical sequence the following superior text and subheadings to subchapter III of chapter 99 to the HTS. The superior text and subheadings are set forth in columnar format, and
material in such columns is inserted in the columns of the HTS designated “Heading/Subheading”, “Article Description”, and “Rates of Duty 1-General”, respectively:

“Articles the product of Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain or Sweden:

Meat of bovine animals, fresh or chilled (provided for in heading 0201):

9903.02.48 Articles of subheading 0201.10.05, 0201.10.10, 0201.20.02, 0201.20.04, 0201.20.06, 0201.20.10, 0201.20.30, 0201.20.50, 0201.30.02, 0201.30.04, 0201.30.06, 0201.30.10, 0201.30.30 or 0201.30.50 ................................. 100%

9903.02.49 Articles of subheading 0201.10.50, 0201.20.80 or 0201.30.80 ................................. 100%

Meat of bovine animals, frozen (provided for in heading 0202):

9903.02.50 Articles of subheading 0202.10.05, 0202.10.10, 0202.20.02, 0202.20.04, 0202.20.06, 0202.20.10, 0202.20.30, 0202.20.50, 0202.30.02, 0202.30.04, 0202.30.06, 0202.30.10, 0202.30.30 or 0202.30.50 ................................. 100%

9903.02.51 Articles of subheading 0202.10.50, 0202.20.80 or 0202.30.80 ................................. 100%

9903.02.52 Meat of swine, fresh or chilled (provided for in subheading 0203.11, 0203.12 or 0203.19) .......................................................... 100%

9903.02.53 Carcasses and half-carcasses of swine, frozen (provided for in subheading 0203.21) .......................................................... 100%

9903.02.54 Hams, shoulders, and cuts thereof, with bone in, of swine, frozen (provided for in subheading 0203.22) .......................................................... 100%

9903.02.55 Processed meat of swine, frozen, other than carcasses and half-carcasses of swine and other than hams, shoulders, and cuts thereof, with bone in (provided for in subheading 0203.29.20) .......................................................... 100%

9903.02.56 Edible offal of bovine animals, fresh or chilled (provided for in subheading 0206.10) .......................................................... 100%

9903.02.57 Edible offal of bovine animals, frozen (provided for in subheading 0206.21, 0206.22 or 0206.29) .......................................................... 100%

9903.02.58 Meat and edible offal, of the poultry of heading 0105, fresh, chilled or frozen (provided for in heading 0207) .......................................................... 100%

9903.02.59 Hams, shoulders, and cuts thereof, with bone in, of swine, salted, in brine, dried or smoked (provided for in subheading 0210.11) .......................................................... 100%

9903.02.60 Meat of bovine animals, salted, in brine, dried or smoked (provided for in subheading 0210.20) .......................................................... 100%

9903.02.61 Meat of poultry of heading 0105, salted, in brine, dried or smoked (provided for in subheading 0210.99.20) .......................................................... 100%

9903.02.62 Roquefort cheese (provided for in subheading 0406.40.20 and 0406.40.40) .......................................................... 300%
Foliage, branches and other parts of plants, without flowers or flower buds, and grasses, being goods of a kind suitable for bouquets or for ornamental purposes, fresh, dried or bleached (provided for in subheading 0604.91 or 0604.99.30) 100%

Truffles, fresh or chilled (provided for in subheading 0709.59.10) 100%

Rolled or flaked grains of oats (provided for in subheading 1104.12) 100%

Grains of oats, hulled, pearled, sliced, kibbled or otherwise worked, not elsewhere specified or included (provided for in subheading 1104.22) 100%

Sausages and similar products of beef, and food preparations based on these products, in airtight containers (provided for in subheading 1601.00.40) 100%

Other prepared or preserved meat, meat offal or blood, of liver of any animal (provided for in subheading 1602.20) 100%

Other prepared or preserved meat, meat offal or blood, of poultry of heading 0105 (provided for in subheading 1602.31, 1602.32, 1602.39) 100%

Other prepared or preserved meat, meat offal or blood, of bovine animals (provided for in subheading 1602.50) 100%

Chewing gum, whether or not sugar-coated, not containing cocoa (provided for in subheading 1704.10) 100%

Chocolate and other food preparations containing cocoa, in blocks, slabs or bars, filled, weighing 2 kg or less each (provided for in subheading 1806.31) 100%

Lingonberry and raspberry jams (provided for in subheading 2007.99.05) 100%

Pears, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included (provided for in subheading 2008.40) 100%

Peaches, excluding nectarines, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included (provided for in subheading 2008.70.20) 100%

Articles the product of Finland, France, Ireland, the Netherlands or Sweden:

Meat of swine, frozen, not processed, other than carcases and half-carcases of swine and other than hams. shoulders, and cuts thereof, with bone in (provided for in subheading 0203.29.40) 100%

Articles the product of France:

Chestnuts (Castanea spp.), fresh or dried, whether or not shelled or peeled (provided for in subheading 0802.40) 100%

Wool grease (other than crude wool grease) and fatty substances derived from wool grease (including lanolin) (provided for in subheading 1505.00.90) 100%

Articles the product of Austria, Cyprus, France or Poland:

Grape juice (including grape must), not fortified with vitamins or minerals, unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter (provided for in subheading 2009.61 or 2009.69) 100%
The Postal Service contemporaneously filed a contract related to the proposed new product pursuant to 39 U.S.C. 3632(b)(3) and 39 CFR 3015.5. The contract has been assigned Docket No. CP2009–26. Request. The Request incorporates (1) a redacted version of the Governors’ Decision authorizing the new product; (2) a redacted version of the contract; (3) requested changes in the Mail Classification Schedule product list; (4) a statement of supporting justification as required by 39 CFR 3020.32; and (5) certification of compliance with 39 U.S.C. 3633(a). Substantively, the Request seeks to add Priority Mail Contract 5 to the Competitive Product List, Id. at 1–2.

In the statement of supporting justification, Mary {insert name}, Acting Manager, Sales and Communications, Expedited Shipping, asserts that the service to be provided under the contract will cover its attributable costs, make a positive contribution to institutional costs, and increase contribution toward the requisite 5.5 percent of the Postal Service’s total institutional costs. Id., Attachment D. Thus, Ms. {insert name} contends there will be no issue of subsidization of competitive products by market dominant products as a result of this contract. Id.

Related Contract. A redacted version of the specific Priority Mail Contract 5 is included with the Request. The contract is for 1 year and is to be effective 1 day after the Commission provides all necessary regulatory approvals. The Postal Service represents that the contract is consistent with 39 U.S.C. 3633(a) and 39 CFR 3015.7(c). See id., Attachment A and Attachment E. It notes that actual performance under this contract could vary from estimates, but concludes that the risks are manageable. Id. at Attachment A.

The Postal Service filed much of the supporting materials, including the Governors’ Decision and the specific Priority Mail Contract 5, under seal. In its Request, the Postal Service maintains that the contract and related financial information, including the customer’s name and the accompanying analyses that provide prices, terms, conditions, and financial projections should remain under seal. Id. at 2–3.

II. Notice of Filings

The Commission establishes Docket Nos. MC2009–21 and CP2009–26 for consideration of the Request pertaining to the proposed Priority Mail Contract 5 product and the related contract, respectively. In keeping with practice, these dockets are addressed on a consolidated basis for purposes of this order; however, future filings should be made in the specific docket in which issues being addressed pertain.

Interested persons may submit comments on whether the Postal Service’s filings in the captioned dockets are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642 and 39 CFR parts 3015 and 3020 subpart B. Comments are due no later than March 25, 2009. The public portions of these filings can be accessed via the Commission’s Web site (http://www.prc.gov).

The Commission appoints Paul L. Harrington to serve as Public Representative in these dockets. It is Ordered:

1. The Commission establishes Docket Nos. MC2009–21 and CP2009–26 for...