DEPARTMENT OF COMMERCE
Bureau of Industry and Security
15 CFR Part 748
[Docket No. 100205080–0187–01]
RIN 0694–AE87

Addition to the List of Validated End-Users: Advanced Micro Devices China, Inc.

AGENCY: Bureau of Industry and Security, Commerce.

ACTION: Final rule.

SUMMARY: In this final rule, the Bureau of Industry and Security (BIS) amends the Export Administration Regulations (EAR) to add an end-user to the list of validated end-users in the People’s Republic of China (PRC). Exports, reexports and transfers (in-country) of certain items to three facilities of this end-user are now authorized under Authorization Validated End-User (VEU).

DATES: This rule is effective May 10, 2010. Although there is no formal comment period, public comments on this regulation are welcome on a continuing basis.

ADDRESSES: You may submit comments, identified by RIN 0694–AE87, by any of the following methods:

E-mail: publiccomments@bis.doc.gov
Include “RIN 0694–AE87” in the subject line of the message.

Fax: (202) 482–3355. Please alert the Regulatory Policy Division, by calling (202) 482–2440, if you are faxing comments.


Rome, NY, Griffiss Intl, RNAV (GPS) RWY 33, Amdt 1
Williamson/Sodus, NY, Williamson-Sodus, RNAV (GPS) RWY 28, Amdt 2
Bryan, OH, Williams County, GPS RWY 7, Orig, CANCELLED
Bryan, OH, Williams County, GPS RWY 25, Orig, CANCELLED
Bryan, OH, Williams County, NDB–A, Amdt 7
Bryan, OH, Williams County, RNAV (GPS) RWY 7, Orig
Bryan, OH, Williams County, RNAV (GPS) RWY 25, Orig
Bryan, OH, Williams County, Takeoff Minimums and Obstacle DP, Orig
East Liverpool, OH, Columbiana County, GPS RWY 25, Orig, CANCELLED
East Liverpool, OH, Columbiana County, RNAV (GPS) RWY 25, Orig
Millsburg, OH, Holmes County, Takeoff Minimums and Obstacle DP, Amdt 1
Steubenville, OH, Jefferson County Airpark, GPS RWY 14, Orig, CANCELLED
Steubenville, OH, Jefferson County Airpark, GPS RWY 32, Orig, CANCELLED
Steubenville, OH, Jefferson County Airpark, RNAV (GPS) RWY 14, Orig
Steubenville, OH, Jefferson County Airpark, RNAV (GPS) RWY 32, Orig
Youngstown, OH, Youngstown Elser Metro, GPS RWY 10, Orig-B, CANCELLED
Youngstown, OH, Youngstown Elser Metro, GPS RWY 28, Orig-B, CANCELLED
Youngstown, OH, Youngstown Elser Metro, RNAV (GPS) RWY 10, Orig
Youngstown, OH, Youngstown Elser Metro, GPS RWY 10, Orig-B, CANCELLED
Youngstown, OH, Youngstown Elser Metro, GPS RWY 28, Orig-B, CANCELLED
Youngstown, OH, Youngstown Elser Metro, RNAV (GPS) RWY 10, Orig
Youngstown, OH, Youngstown Elser Metro, GPS RWY 10, Orig-B, CANCELLED
Pauls Valley, OK, Pauls Valley, RNAV (GPS) RWY 35, Amdt 1
Pauls Valley, OK, Pauls Valley, Takeoff Minimums and Obstacle DP, Orig
Woodward, OK, West Woodward, VOR/DME–A, Amdt 7
Gettysburg, PA, Gettysburg Rgnl, RNAV (GPS)–A, Orig
Gettysburg, PA, Gettysburg Rgnl, Takeoff Minimums and Obstacle DP, Orig
Washington, PA, Washington County, VOR–B, Amdt 7, CANCELLED
Orangeburg, SC, Orangeburg Muni, NDB RWY 5, Amdt 1, CANCELLED
Orangeburg, SC, Orangeburg Muni, RNAV (GPS) RWY 5, Amdt 1
Orangeburg, SC, Orangeburg Muni, RNAV (GPS) RWY 23, Amdt 1
Orangeburg, SC, Orangeburg Muni, RNAV (GPS) RWY 35, Amdt 1
Athens, TN, McMinn County, NDB RWY 2, Amdt 6
Athens, TN, McMinn County, NDB RWY 20, Amdt 7
Athens, TN, McMinn County, RNAV (GPS) RWY 2, Orig
Athens, TN, McMinn County, RNAV (GPS) RWY 20, Amdt 1
Athens, TN, McMinn County, Takeoff Minimums and Obstacle DP, Amdt 1
Clarksville, TN, Outlaw Field, RNAV (GPS) RWY 17, Orig
Lafayette, TN, Lafayette Muni, RNAV (GPS) RWY 1, Orig
Lafayette, TN, Lafayette Muni, RNAV (GPS) RWY 19, Amdt 1
Follett, TX, Follett-Lipscomb County, RNAV (GPS) RWY 35, Orig
Follett, TX, Follett-Lipscomb County, Takeoff Minimums and Obstacle DP, Orig
Follett, TX, Follett-Lipscomb County, VOR/DME–A, Amdt 3
Grayford, TX, Possum Kingdom, Takeoff Minimums and Obstacle DP, Orig-A
Lubbock, TX, Lubbock Preston Smith Intl, RADAR–1, Amdt 7, CANCELLED
Farmville, VA, Farmville Rgnl, Takeoff Minimums and Obstacle DP, Amdt 1
Wise, VA, Lonesome Pine, LOC/DME RWY 24, Orig-A
Barre/Montpelier, VT, Edward F. Knapp State, RNAV (GPS) RWY 17, Orig-A
Richland, WA, Richland, Takeoff Minimums and Obstacle DP, Orig
Appleton, WI, Outagamie County Rgnl, ILS OR LOC RWY 30, Amdt 3
Appleton, WI, Outagamie County Rgnl, RNAV (GPS) RWY 12, Amdt 1
Appleton, WI, Outagamie County Rgnl, RNAV (GPS) RWY 21, Amdt 2
Appleton, WI, Outagamie County Rgnl, RNAV (GPS) RWY 30, Amdt 1
Appleton, WI, Outagamie County Rgnl, Takeoff Minimums and Obstacle DP, Orig
Janesville, WI, Southern Wisconsin Rgnl, RNAV (GPS) RWY 4, Amdt 1
Janesville, WI, Southern Wisconsin Rgnl, RNAV (GPS) RWY 14, Amdt 1
Janesville, WI, Southern Wisconsin Rgnl, RNAV (GPS) RWY 22, Amdt 1
Manitowish Waters, WI, Manitowish Waters, GPS RWY 32, Orig-B, CANCELLED
Manitowish Waters, WI, Manitowish Waters, NDB RWY 32, Orig-A, CANCELLED
Manitowish Waters, WI, Manitowish Waters, RNAV (GPS) RWY 14, Orig
Manitowish Waters, WI, Manitowish Waters, RNAV (GPS) RWY 32, Orig
Superior, WI, Richard I Bong, NDB RWY 31, Amdt 4A, CANCELLED
Kutztown, PA, Kutztown, Takeoff Minimums and Obstacle DP, Orig
Kutztown, PA, Kutztown, RNAV (GPS)–A, Orig, CANCELLED
Kutztown, PA, Kutztown, RNAV (GPS)–A, Orig, CANCELLED
Kutztown, PA, Kutztown, Takeoff Minimums and Obstacle DP, Orig, CANCELLED
Kutztown, PA, Kutztown, Takeoff Minimums and Obstacle DP, Orig, CANCELLED
On April 15, 2010 (75 FR 19542) the FAA published an Amendment in Docket No. 30716, Amdt 3366 to Part 97 of the Federal Aviation Regulations under section 97.23 and 97.33. The following entries effective 3 June 2010 are hereby rescinded:
Kutztown, PA, Kutztown, RNAV (GPS)–A, Orig, CANCELLED
On April 28, 2010 (75 FR 22217) the FAA published an Amendment in Docket No. 30720, Amdt 3370 to Part 97 of the Federal Aviation Regulations under section 97.23 and 97.33. The following entries effective 3 June 2010 are hereby rescinded:
Fostoria, OH, Fostoria Metropolitan, RNAV (GPS) RWY 27, Amdt 1

[FR Doc. 2010–10708 Filed 5–7–10; 8:45 am]
of Commerce, 14th Street & Pennsylvania Avenue, NW., Washington, DC 20230; by telephone (202) 482–0117, or by e-mail to skramer@bis.doc.gov.

SUPPLEMENTARY INFORMATION:

Background

Authorization Validated End-User (VEU): The List of Approved End-Users, Eligible Items and Destinations in the People’s Republic of China (PRC)

Consistent with U.S. Government policy to facilitate trade for civilian end-users in the PRC, BIS amended the EAR in a final rule on June 19, 2007 (72 FR 33646) by creating a new authorization for “validated end-users” located in eligible destinations to which eligible items may be exported, reexported or transferred under a general authorization instead of an individually validated license, in conformance with Section 748.15 of the EAR. Validated end-users may obtain eligible items that are on the Commerce Control List without having to wait for their suppliers to obtain export or reexport licenses from BIS. Eligible items include commodities, software and technology, except those controlled for missile technology or crime control reasons. Authorization VEU may be used by U.S. and foreign reexporters, and does not have an expiration date.

Authorization VEU is a mechanism to facilitate increased high-technology exports to companies that have a verifiable record of civilian uses for such items. The validated end-users listed in Supplement No. 7 to Part 748 were reviewed and approved by the U.S. Government in accordance with the provisions of Section 748.15 and Supplement Nos. 8 and 9 to Part 748 of the EAR. Currently, validated end-users may be located in the PRC and India.

Additional Validated End-User in the PRC and Its Respective “Eligible Items (By ECCN)” and “Eligible Destination”

This final rule amends Supplement No. 7 to Part 748 of the EAR to identify the eligible facilities in the PRC of a company that has been designated a validated end-user, and to identify the items that may be exported, reexported or transferred (in-country) to the specified eligible facilities under Authorization VEU. The names and addresses of the newly approved validated end-user and its three eligible facilities are as follows:

**Validated End-User**

Advanced Micro Devices China, Inc.

**Eligible Destinations**

- AMD Technologies (China) Co., Ltd., No. 88, Su Tong Road, Suzhou, China 215021.
- AMD Technology Development (Beijing) Co., Ltd., 18F, North Building, Raycom Infotech Park Tower C, No. 2 Science Institute South Rd., Zhong Guan Cun, Haidian District, Beijing, China 100190.

The eligible items that may be sent to these facilities under Authorization VEU are classified under Export Control Classification Numbers (ECCNs) 3D002, 3D003, 3E001 (as it applies to “technology” for items classified under 3B001, 3B002, 3C002 and 3C004), 3E002, 3E003.e (limited to the “development” and “production” of integrated circuits for commercial applications), 4D001, 4D002, 4D003 and 4E001 (applicable to the “development” of products under ECCN 4A003). This authorization was made based on an application submitted to BIS, which was reviewed by the interagency End-User Review Committee.

Approving this end-user as a validated end-user and these three facilities is expected to further facilitate exports to civilian end-users in the PRC, and is expected to result in a significant savings of time and resources for suppliers and the eligible facilities. Authorization VEU eliminates the burden on exporters and reexporters of preparing individual license applications, because exports, reexports, and transfers (in-country) of eligible items to these facilities may now be made under general authorization instead of under license. Exporters and reexporters may now supply validated end-users much more quickly, thus enhancing the competitiveness of the exporters, reexporters, and end-users in the PRC.

To ensure appropriate facilitation of exports and reexports, on-site reviews of the validated end-users may be warranted pursuant to paragraph 748.15(f)(2) and Section 7(iv) of Supplement No. 8 to Part 748 of the EAR. If such reviews are warranted, BIS will inform the PRC Ministry of Commerce.

Since August 21, 2001, the Export Administration Act has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 CFR, 2001 Comp., p. 783 (2002)), as extended most recently by the Notice of August 13, 2009 (74 FR 41325 (August 14, 2009)), has continued the EAR in effect under the International Emergency Economic Powers Act. BIS continues to carry out the provisions of the Act, as appropriate and to the extent permitted by law, pursuant to Executive Order 13222.

**Rulemaking Requirements**

1. This final rule has been determined to be not significant for the purposes of Executive Order 12866.
2. Notwithstanding any other provisions of law, no person is required to respond to nor be subject to a penalty for failure to comply with a collection of information, subject to the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.) (PRA), unless that collection of information displays a currently valid Office of Management and Budget (OMB) Control Number. This rule involves collections previously approved by the OMB under control number 0994–0088, “Multi-Purpose Application,” which carries a burden hour estimate of 58 minutes to prepare and submit form BIS–748; and for recordkeeping, reporting and review requirements in connection with Authorization Validated End-User, which carries and estimated burden of 30 minutes per submission. This rule is expected to result in a decrease in license applications submitted to BIS. Total burden hours associated with the Paperwork Reduction Act and Office of Management and Budget control number 0994–0088 are not expected to increase significantly as a result of this rule.

3. This rule does not contain policies with Federalism implications as that term is defined under Executive Order 13132.
4. Pursuant to 5 U.S.C. 553(a)(1), notice of proposed rulemaking, the opportunity for public participation and a delay in effective date are inapplicable because this regulation involves a national and foreign affairs function of the United States. Further, no other law requires that a notice of proposed rulemaking and an opportunity for public comment be given for this final rule. Because a notice of proposed rulemaking and an opportunity for public comment are not required to be given for this rule under the Administrative Procedure Act or by any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.) are not applicable. Therefore, this rule is issued in final form. Although there is no formal comment period, public comments on this regulation are welcome on a continuing basis. Comments should be
submitted to Sheila Quarterman,
Regulatory Policy Division, Bureau of
Industry and Security, U.S. Department
of Commerce, 14th Street &
Pennsylvania Avenue, NW., Room 2705,
Washington, DC 20230.

List of Subjects in 15 CFR Part 748

Administrative practice and
procedure, Exports, Reporting and
recordkeeping requirements.

Accordingly, part 748 of the Export
Administrative Regulations (15 CFR
Parts 730–774) is amended as follows:

PART 748—[AMENDED]

1. The authority citation for 15 CFR
Part 748 continues to read as follows:

Authority: 50 U.S.C. app. 2401 et seq.; 50
U.S.C. 1701 et seq.; E.O. 13026, 61 FR 58767,
3 CFR. 1996 Comp., p. 228; E.O. 13222, 66
FR 44025, 3 CFR, 2001 Comp., p. 783; Notice
of August 13, 2009, 74 FR 41325 (August 14,
2009).

2. Supplement No. 7 to Part 748 is
amended by adding one entry for “China
(People’s Republic of)” in alphabetical
order to read as follows:

SUPPLEMENT NO. 7 TO PART 748—
AUTHORIZATION VALIDATED END–
USER (VEU); LIST OF VALIDATED
END–USERS, RESPECTIVE ITEMS
ELIGIBLE FOR EXPORT, REEXPORT
AND TRANSFER AND ELIGIBLE
DESTINATIONS

<table>
<thead>
<tr>
<th>Country</th>
<th>Validated end-user</th>
<th>Eligible items (by ECCN)</th>
<th>Eligible destination</th>
</tr>
</thead>
<tbody>
<tr>
<td>China (People’s Republic of)</td>
<td>Advanced Micro Devices China, Inc</td>
<td>3D002, 3D003, 3E001 (as it applies to “technology” for items classified under 3B001, 3B002, 3C002 and 3C004), 3E002, 3E003.e (limited to the “development” and “production” of integrated circuits for commercial applications), 4D001, 4D002, 4D003 and 4E001 (applicable to the “development” of products under ECCN 4A003)</td>
<td>AMD Technologies (China) Co., Ltd No. 88, Su Tong Road, Suzhou, China 215021. Advanced Micro Devices (Shanghai) Co., Ltd. Riverfront Harbor, Building 48, Zhangjiang Hi-Tech Park 1387 Zhangdong Rd., Pudong, Shanghai, 201203. AMD Technology Development (Beijing) Co., Ltd. 18F, North Building Raycom Infotech Park Tower C, No. 2 Science Institute South Rd., Zhong Guan Cun, Haidian District, Beijing, China 100190.</td>
</tr>
</tbody>
</table>


Kevin J. Wolf,
Assistant Secretary for Export
Administration.

[FR Doc. 2010–11024 Filed 5–7–10; 8:45 am]
BILLING CODE 3510–33–P

DEPARTMENT OF HOMELAND
SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2010–0311]

Drawbridge Operation Regulation;
Mermentau River, Mermentau, LA

AGENCY: Coast Guard, DHS.

ACTION: Notice of temporary deviation
from regulations.

SUMMARY: The Commander, Eighth
Coast Guard District, has issued a
temporary deviation from the regulation
governing the operation of the
Burlington Northern Santa Fe Railroad
swing span bridge across the
Mermentau River, mile 68.0, at
Mermentau, Acadia and Jefferson
Parishes, Louisiana. The deviation is
necessary to replace the top flanges on
four floor beams. This deviation allows
the bridge to remain closed to
navigation for ten days.

DATES: This deviation is effective from
6:30 a.m. on May 18, 2010 through 5
p.m. on May 27, 2010.

ADDRESSES: Documents mentioned in
this preamble as being available in the
docket are part of docket USCG–2010–
0311 and are available online by going
to http://www.regulations.gov, inserting
USCG–2010–0311 in the “Keyword” box
and then clicking “Search.” They are
also available for inspection or copying
at the Docket Management Facility (M–
30), U.S. Department of Transportation,
West Building Ground Floor, Room
W12–140, 1200 New Jersey Avenue, SE.,
Washington, DC 20590, between 9 a.m.
and 5 p.m., Monday through Friday,
except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If
you have questions on this rule, call or
e-mail Kay Wade, Bridge
Administration Branch, Coast Guard;
telephone 504–671–2128, e-mail
Kay.B.Wade@uscg.mil. If you have
questions on viewing the docket, call
Renée V. Wright, Program Manager,
Docket Operations, telephone 202–366–
9826.

SUPPLEMENTARY INFORMATION: The
Burlington Northern Santa Fe Railway
Company has requested a temporary
deviation from the operating schedule of
the swing span bridge across the
Mermentau River at mile 68.0 in
Mermentau, Acadia and Jefferson
Parishes, Louisiana. The closure is
necessary in order to remove and
replace the top flanges on four floor
beams on the bridge. This maintenance
is essential for the continued operation
of the bridge.

Presently, the bridge opens on signal
for the passage of vessels, as required by
33 CFR 117.5. This deviation will allow
the bridge to remain in the closed-to-
navigation position from 6:30 a.m.
Tuesday, May 18 through 5 p.m.
Thursday, May 27, 2010.

The vertical clearance of the swing
span bridge in the closed-to-navigation
position is 10.0 feet above Mean High
Water. There are no alternate waterway
routes available. Navigation on the
waterway consists of tugs with tows,
fishing vessels and recreational craft.

The bridge opens for the passage of
navigation an average of 5 times per
month. With sufficient notice, the
bridge can be opened for emergencies.

Due to prior experience and