

SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST—Continued

Country	Entity	License requirement	License review policy	Federal Register citation
	53 prospekt Vernadskogo, Moscow, 119415, Russia			
	*	*	*	*
	Transoil, a.k.a., the following four aliases: —Limited Liability Company Transoil, and —Transoil LLC, and —Transoil SNG Ltd., and —Obshchestvo S Organichernnoi Otvetstvennostyu Transoil 18A Petrogradskaya nab., St. Peters- burg, Russia, 197046	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Volga Group, a.k.a., the following three aliases: —Volga Group Investments, and —Volga Resources, and —Volga Resources Group. Russia (see alternate address under Luxembourg).	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*

Dated: April 28, 2014.

Eric L. Hirschhorn,
Under Secretary of Commerce for Industry
and Security (BIS).

[FR Doc. 2014-10027 Filed 4-30-14; 8:45 am]

BILLING CODE 3510-33-P

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

15 CFR Part 744

[Docket No. 120504049-1049-01]

RIN 0694-AF69

Addition of Certain Persons to the Entity List

AGENCY: Bureau of Industry and
Security, Commerce.

ACTION: Final rule.

SUMMARY: This rule amends the Export
Administration Regulations (EAR) by
adding nine persons to the Entity List.
The persons who are added to the Entity
List have been determined by the U.S.
Government to be acting contrary to the
national security or foreign policy
interests of the United States. These
persons will be listed on the Entity List
under the destination of China.

DATES: *Effective Date:* This rule is
effective May 1, 2014.

FOR FURTHER INFORMATION CONTACT:
Karen Nies-Vogel, Chair, End-User

Review Committee, Office of the
Assistant Secretary, Export
Administration, Bureau of Industry and
Security, Department of Commerce,
Phone: (202) 482-5991, Fax: (202) 482-
3911, Email: ERC@bis.doc.gov.

SUPPLEMENTARY INFORMATION:

Background

The Entity List (Supplement No. 4 to
Part 744) notifies the public about
entities that have engaged in activities
that could result in an increased risk of
the diversion of exported, reexported or
transferred (in-country) items to
weapons of mass destruction (WMD)
programs. Since its initial publication,
grounds for inclusion on the Entity List
have expanded to include activities
sanctioned by the State Department and
activities contrary to U.S. national
security or foreign policy interests,
including terrorism and export control
violations involving abuse of human
rights. Certain exports, reexports, and
transfers (in-country) to entities
identified on the Entity List require
licenses from BIS and are usually
subject to a policy of denial. The
availability of license exceptions in
such transactions is very limited. The
license review policy for each entity is
identified in the license review policy
column on the Entity List and the
availability of license exceptions is
noted in the **Federal Register** notices
adding persons to the Entity List. BIS

places entities on the Entity List based
on certain sections of part 744 (Control
Policy: End-User and End-Use Based) of
the EAR.

The End-user Review Committee
(ERC), composed of representatives of
the Departments of Commerce (Chair),
State, Defense, Energy and, where
appropriate, the Treasury, makes all
decisions regarding additions to,
removals from, or other modifications to
the Entity List. The ERC makes all
decisions to add an entry to the Entity
List by majority vote and all decisions
to remove or modify an entry by
unanimous vote.

ERC Entity List Decisions

Additions to the Entity List

This rule implements the decision of
the ERC to add nine persons under nine
entries to the Entity List on the basis of
§ 744.11 (License requirements that
apply to entities acting contrary to the
national security or foreign policy
interests of the United States) of the
EAR. The nine entries added to the
Entity List consist of nine entries in
China.

The ERC reviewed § 744.11(b)
(Criteria for revising the Entity List) in
making the determination to add these
nine persons to the Entity List. Under
that paragraph, persons for whom there
is reasonable cause to believe, based on
specific and articulable facts, have been
involved, are involved, or pose a

significant risk of being or becoming involved in, activities that are contrary to the national security or foreign policy interests of the United States and those acting on behalf of such persons may be added to the Entity List. Paragraphs (b)(1) through (b)(5) of § 744.11 include an illustrative list of activities that could be contrary to the national security or foreign policy interests of the United States.

The nine persons being added have been determined by the ERC to be involved in activities that are contrary to the national security or foreign policy interests of the United States, specifically the activities described under paragraphs (b)(2) and (b)(5) of § 744.11.

The ERC has reasonable cause to believe that the nine persons, who are being added under nine entries in this rule and are located in China, have supplied Iran's ballistic missile program through the Chinese proliferator Li Fangwei (a.k.a. Karl Lee). Since 2004, at least one of Li's companies or Li has been designated by the Department of State under the Iran North Korea and Syria Nonproliferation Act (INKSNA) sanctions or by the Department of the Treasury's Office of Foreign Assets Control (OFAC) under Executive Order 13392 on the basis of support to Iran's ballistic missile program. The nine persons are as follows: Beijing Aeronautical Manufacturing Technology Research Institute, Chengdu Latest Electronics Technology Company, Dalian Ligong Safety Equipment Company Limited, Fushun Jinly Petrochemical Carbon Co., Ltd., Liaoyang Carbon Co., Ltd., Shanghai Hentong Optics Technology Limited, Weihai New Era Chemical Industrial Company Limited, Xinghe Xingyong Carbon Co., Ltd. and Zhu Kuibao.

Pursuant to § 744.11(b)(2) and (b)(5) of the EAR, the ERC determined that the conduct of these nine persons raises sufficient concern that prior review of exports, reexports, or transfers (in-country) of items subject to the EAR involving these persons, and the possible imposition of license conditions or license denials on shipments to the persons, will enhance BIS's ability to prevent violations of the EAR.

For the Beijing Aeronautical Manufacturing Technology Research Institute, the ERC specified a license requirement for all items subject to the EAR, and established a license application review policy of presumption of approval for EAR99 items and case-by-case review for all items on the Commerce Control List. For the other eight persons recommended

for addition, the ERC specified a license requirement for all items subject to the EAR and a license review policy of presumption of denial. The license requirements apply to any transaction in which items are to be exported, reexported, or transferred (in-country) to any of the persons or in which such persons act as purchaser, intermediate consignee, ultimate consignee, or end-user. In addition, no license exceptions are available for exports, reexports, or transfers (in-country) to the persons being added to the Entity List in this rule.

This final rule adds the following nine persons to the Entity List:

China

(1) *Beijing Aeronautical Manufacturing Technology Research Institute*, a.k.a., the following two aliases:

—BAMTRI; and
—Aviation Industry Corporation of China's (AVIC) Institute 625.
No. 1 East Military Village, North Baliqiao Station, Chaoyang District, Beijing, China; and
Xue Yuan Road No. 37, Haidian District, Beijing, China;

(2) *Chengdu Latest Electronics Technology Company*,

No. 2069 West Yuanda Road, Pixian Modern Industry Harbor South District, Chengdu, Sichuan, China 611730; and Suite 1–6–1702, West Diaoyu Yaijia Garden, Haidian District, Beijing, China 100142;
C8–1–402 Xiduan Zhonghua Century City, Technology Road, Xian China 710075; and 2–308 No. 115 Hongshan Road, Nanjing, China 210018;

(3) *Dalian Ligong Safety Equipment Company Limited*,

No. 26 Liaohe East Road, Double D Port, Economic and Technological Development Zone, Dalian, China 116620;

(4) *Fushun Jinly Petrochemical Carbon Co., Ltd.*,

Room 2104, Jinhui Plaza, No. 16 Dongsi Road, Xinfu District, Fushun, Liaoning, China, 113015; and East of No. 2 Petroleum Factory, Dongzhou District, Fushun, Liaoning, China, 113004;

(5) *Liaoyang Carbon Co., Ltd.*,

No. 688 Liuan Road, Liuerpu Economic Development Zone Liaoyang City, Liaoning, China 11212;

(6) *Shanghai Hentong Optics Technology Limited*, a.k.a., the following two aliases:

—Shanghai Hengtong Group; and
—Shanghai Hengtong Optic-Electric Co., Ltd.

12F Tower A, Fareast International Plaza, 319 Xianxia Road, Shanghai, China;

(7) *Weihai New Era Chemical Industrial Company Limited*,

No. 985 Fenghua Shan Road, Yangting New Industrial District, Huancui District, Weihai, China;

(8) *Xinghe Xingyong Carbon Co., Ltd.*,
Xicheng Wai, Chengguan Town, Xinghe County, Inner Mongolia, China; and

(9) *Zhu Kuibao*,

No. 51 Yongding Rd., Haidian District, Beijing, China; and

No. 37 Xueyuan Road, Haidian District, Beijing, China.

Savings Clause

Shipments of items removed from eligibility for a License Exception or export or reexport without a license (NLR) as a result of this regulatory action that were en route aboard a carrier to a port of export or reexport, on May 1, 2014 pursuant to actual orders for export or reexport to a foreign destination, may proceed to that destination under the previous eligibility for a License Exception or export or reexport without a license (NLR).

Export Administration Act

Although the Export Administration Act expired on August 20, 2001, the President, through Executive Order 13222 of August 17, 2001, 3 CFR, 2001 Comp., p. 783 (2002), as amended by Executive Order 13637 of March 8, 2013, 78 FR 16129 (March 13, 2013) and as extended by the Notice of August 8, 2013, 78, 2013, 78 FR 49107 (August 12, 2013), has continued the Export Administration Regulations in effect under the International Emergency Economic Powers Act. BIS continues to carry out the provisions of the Export Administration Act, as appropriate and to the extent permitted by law, pursuant to Executive Order 13222.

Rulemaking Requirements

1. Executive Orders 13563 and 12866 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This rule has been determined to be not

significant for purposes of Executive Order 12866.

2. Notwithstanding any other provision 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 regulation involves collections previously approved by OMB under control number 0694–0088, Simplified Network Application Processing System, which includes, among other things, license applications and carries a burden estimate of 43.8 minutes for a manual or electronic submission.

Total burden hours associated with the PRA and OMB control number 0694–0088 are not expected to increase as a result of this rule. You may send comments regarding the collection of information associated with this rule, including suggestions for reducing the burden, to Jasmeet K. Seehra, Office of Management and Budget (OMB), by email to Jasmeet.K.Seehra@omb.eop.gov, or by fax to (202) 395–7285.

3. This rule does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

4. The provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed

rulemaking, the opportunity for public comment and a delay in effective date are inapplicable because this regulation involves a military or foreign affairs function of the United States. (See 5 U.S.C. 553(a)(1)). BIS implements this rule to protect U.S. national security or foreign policy interests by preventing items from being exported, reexported, or transferred (in country) to the persons being added to the Entity List. If this rule were delayed to allow for notice and comment and a delay in effective date, then entities being added to the Entity List by this action would continue to be able to receive items without a license and to conduct activities contrary to the national security or foreign policy interests of the United States. In addition, because these parties may receive notice of the U.S. Government’s intention to place these entities on the Entity List if a proposed rule is published, doing so would create an incentive for these persons to either accelerate receiving items subject to the EAR to conduct activities that are contrary to the national security or foreign policy interests of the United States, or to take steps to set up additional aliases, change addresses, and other measures to try to limit the impact of the listing on the Entity List once a final rule was published. Further, no other law requires that a notice of proposed rulemaking and an opportunity for public comment be given for this rule. Because a notice of proposed rulemaking and an opportunity for public comment are not

required to be given for this rule by 5 U.S.C. 553, or by any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are not applicable. Accordingly, no regulatory flexibility analysis is required and none has been prepared.

List of Subject in 15 CFR Part 744

Exports, Reporting and recordkeeping requirements, Terrorism.

Accordingly, part 744 of the Export Administration Regulations (15 CFR parts 730–774) is amended as follows:

PART 744—[AMENDED]

■ 1. The authority citation for 15 CFR part 744 continues to read as follows:

Authority: 50 U.S.C. app. 2401 *et seq.*; 50 U.S.C. 1701 *et seq.*; 22 U.S.C. 3201 *et seq.*; 42 U.S.C. 2139a; 22 U.S.C. 7201 *et seq.*; 22 U.S.C. 7210; E.O. 12058, 43 FR 20947, 3 CFR, 1978 Comp., p. 179; E.O. 12851, 58 FR 33181, 3 CFR, 1993 Comp., p. 608; E.O. 12938, 59 FR 59099, 3 CFR, 1994 Comp., p. 950; E.O. 12947, 60 FR 5079, 3 CFR, 1995 Comp., p. 356; E.O. 13026, 61 FR 58767, 3 CFR, 1996 Comp., p. 228; E.O. 13099, 63 FR 45167, 3 CFR, 1998 Comp., p. 208; E.O. 13222, 66 FR 44025, 3 CFR, 2001 Comp., p. 783; E.O. 13224, 66 FR 49079, 3 CFR, 2001 Comp., p. 786; Notice of August 8, 2013, 78 FR 49107 (August 12, 2013); Notice of September 18, 2013, 78 FR 58151 (September 20, 2013); Notice of November 7, 2013, 78 FR 67289 (November 12, 2013); Notice of January 21, 2014, 79 FR 3721 (January 22, 2014).

■ 2. Supplement No. 4 to part 744 is amended by adding under China, in alphabetical order, nine Chinese entities; the additions read as follows:

SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST

Country	Entity	License requirement	License review policy	Federal Register citation
*	*	*	*	*
China, People’s Republic of.	Beijing Aeronautical Manufacturing Technology Research Institute, a.k.a., the following two aliases: —BAMTRI; and —Aviation Industry Corporation of China’s (AVIC) Institute 625. No. 1 East Military Village, North Baliqiao Station, Chaoyang District, Beijing, China; and Xue Yuan Road No. 37, HaiDian District, Beijing, China.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of approval for EAR99; case-by-case review for all items on the CCL.	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
*	*	*	*	*

SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST—Continued

Country	Entity	License requirement	License review policy	Federal Register citation
	Chengdu Latest Electronics Technology Company, No. 2069 West Yuanda Road, Pixian Modern Industry Harbor South District, Chengdu, Sichuan, China 611730; <i>and</i> Suite 1–6–1702, West Diaoyu Yaijia Garden, Haidian District, Beijing, China 100142; <i>and</i> C8–1–402 Xiduan Zhonghua Century city, Technology Road, Xian, China 710075; <i>and</i> 2–308 No. 115 Hongshan Road, Nanjing, China 210018.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Dalian Ligong Safety Equipment Company Limited, No. 26 Liaohe East Road, Double D Port, Economic and Technological Development Zone, Dalian, China 116620.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Fushun Jinly Petrochemical Carbon Co., Ltd., Room 2104, Jinhui Plaza, No. 16 Dongsu Road, Xinfu District, Fushun, Liaoning, China; <i>and</i> 113015 East of No. 2 Petroleum Factory, Dongzhou District, Fushun, Liaoning, China, 113004.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Liaoyang Carbon Co., Ltd., No. 688 Liuan Road, Liuerpu Economic Development Zone, Liaoyang City, Liaoning, China 11212.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Shanghai Hengtong Optics Technology Limited, a.k.a., the following two aliases: —Shanghai Hengtong Group; <i>and</i> —Shanghai Hengtong Optic-Electric Co., Ltd. 12F Tower A, Fareast International Plaza, 319 Xianxia Road, Shanghai, China.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Weihai New Era Chemical Industrial Company Limited, No. 985 Fenghua Shan Road, Yangting New Industrial District, Huancui District, Weihai, China.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
	*	*	*	*
	Xinghe Xingyong Carbon Co., Ltd., Xicheng Wai, Chengguan Town, Xinghe County, Inner Mongolia, China.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
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SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST—Continued

Country	Entity	License requirement	License review policy	Federal Register citation
	Zhu Kuibao, No. 51 Yongding Rd., Haidian District, Beijing, China; and No. 37 Xueyuan Road, Haidian District, Beijing, China.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	79 FR [INSERT FR PAGE NUMBER] May 1, 2014.
*	*	*	*	*

Dated: April 28, 2014.

Matthew S. Borman,

Deputy Assistant Secretary for Export Administration.

[FR Doc. 2014–10035 Filed 4–30–14; 8:45 am]

BILLING CODE 3510–33–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2014–0303]

Drawbridge Operation Regulation; Miner Slough, Near Rio Vista, CA

AGENCY: Coast Guard, DHS.

ACTION: Notice of deviation from drawbridge regulation.

SUMMARY: The Coast Guard has issued a temporary deviation from the operating schedule that governs the California Department of Transportation, Hwy 84 drawbridge across Miner Slough, mile 5.5, near Rio Vista, CA. The deviation is necessary to allow the bridge owner to repair the damaged deck system of the bridge. This deviation allows the bridge to remain in the closed-to-navigation position with a 7 foot reduction in vertical clearance during the deviation period.

DATES: This deviation is effective without actual notice from May 1, 2014 through 6 p.m. on July 21, 2014. For the purposes of enforcement, actual notice will be used from 7 a.m. on April 23, 2014, until May 1, 2014.

ADDRESSES: The docket for this deviation, [USCG–2014–0303], is available at <http://www.regulations.gov>. Type the docket number in the “SEARCH” box and click “SEARCH.” Click on Open Docket Folder on the line associated with this deviation. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 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 temporary deviation, call or email David H. Sulouff, Chief, Bridge Section, Eleventh Coast Guard District; telephone 510–437–3516, email David.H.Sulouff@uscg.mil. If you have questions on viewing the docket, call Cheryl Collins, Program Manager, Docket Operations, telephone 202–366–9826.

SUPPLEMENTARY INFORMATION: The California Department of Transportation has requested a temporary change to the operation of the Hwy 84 drawbridge, mile 5.5, over Miner Slough near Rio Vista, CA. The drawbridge navigation span ordinarily provides 17 feet vertical clearance above Mean High Water in the closed-to-navigation position. Containment installed below low steel of the bridge reduces vertical clearance by 7 feet and will be lighted at night with red lights. In accordance with 33 CFR 117.173 Miner Slough, the draw of the California Department of Transportation highway bridge, mile 5.5 between the northerly end of Ryer Island and Holland Tract, shall open on signal if at least 12 hours notice is given to the drawtender at the Rio Vista bridge across the Sacramento River, mile 12.8. Navigation on the waterway is commercial and recreational.

The drawspan will be secured in the closed-to-navigation position from 7 a.m. on April 23, 2014 to 6 p.m. on July 21, 2014, to allow Caltrans to repair the damaged deck system of the bridge. This temporary deviation has been coordinated with the waterway users. No objections to the proposed temporary deviation were raised.

Vessels able to pass through the bridge in the closed position with a 7 foot reduction in vertical clearance due to containment installed below the bridge, may do so at any time. The bridge will not be able to open for emergencies during this deviation. The Sacramento Deep Water Channel and Steamboat Slough can be used as

alternate routes for vessels unable to pass through the bridge in the closed position, and with containment installed. The Coast Guard will also inform the users of the waterways through our Local and Broadcast Notices to Mariners of the change in operating schedule for the bridge so that vessels can arrange their transits to minimize any impact caused by the temporary deviation.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule and all encroachments in the navigational openings shall be removed, immediately at the end of the effective period of this temporary deviation. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: April 21, 2014.

D.H. Sulouff,

District Bridge Chief, Eleventh Coast Guard District.

[FR Doc. 2014–09986 Filed 4–30–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2014–0285]

RIN 1625–AA09

Drawbridge Operation Regulation; Elizabeth River, Elizabeth, NJ

AGENCY: Coast Guard, DHS.

ACTION: Final rule.

SUMMARY: The Coast Guard is removing the existing drawbridge operation regulation for the First Street Bridge across the Elizabeth River at mile 0.4, at Elizabeth, New Jersey. The drawbridge was converted to a fixed bridge in July 2010, and the operating regulation is no longer necessary.

DATES: This rule is effective May 1, 2014.