

(3) does not become operative for 30 days from the date of filing, or such shorter time as the Commission may designate if consistent with the protection of investors and the public interest, the proposed rule change has become effective pursuant to section 19(b)(3)(A) of the Act and Rule 19b-4(f)(6) thereunder.

A proposed rule change filed under Rule 19b-4(f)(6) normally does not become operative prior to 30 days after the date of filing. However, Rule 19b-4(f)(6)(iii) permits the Commission to designate a shorter time if such action is consistent with the protection of investors and the public interest. Rule 19b-4(f)(6)(iii) also requires a self-regulatory organization to provide the Commission with written notice of its intent to file a proposed rule change pursuant to Rule 19b-4(f)(6), along with a brief description and text of the proposed rule change, at least five business days prior to filing the proposed rule change, or such shorter time as the Commission designates. The NYSE has requested that the Commission waive both the five-day pre-filing notice requirement and the 30-day operative delay to allow the NYSE to implement the systems change needed to continue trading stocks priced at \$100,000 or higher without interruption.

Although the Commission ordinarily would expect a proposed rule change to modify the minimum price variation to be filed pursuant to section 19(b)(2) of the Act,<sup>9</sup> the Commission believes that, under the narrow circumstances presented by the current proposal, it is appropriate for the NYSE to file the proposal pursuant to section 19(b)(3)(A) of the Act and Rule 19b-4(f)(6) thereunder. In this regard, the Commission notes that the proposed ten-cent minimum price variation would apply solely to equity securities priced at \$100,000 or higher and that the trading of such securities raises unique technological issues for the Exchange. For the same reasons, the Commission believes that waiving the 30-day operative delay is consistent with the protection of investors and the public interest, and the Commission designates the proposal to be operative upon filing with the Commission.<sup>10</sup> Finally, the Commission has waived the five-day pre-filing notice requirement.

At any time within 60 days of the filing of such proposed rule change, the

Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether it is consistent with the Act. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. Comments may also be submitted electronically at the following e-mail address: [rule-comments@sec.gov](mailto:rule-comments@sec.gov). All comment letters should refer to File No. SR-NYSE-2004-10. The file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, comments should be sent in hardcopy or by e-mail but not by both methods. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the NYSE. All submissions should refer to File No. SR-NYSE-2004-10 and should be submitted by April 2, 2004.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>11</sup>

**Jill M Peterson,**

*Assistant Secretary.*

[FR Doc. 04-5652 Filed 3-11-04; 8:45 am]

**BILLING CODE 8010-01-P**

## DEPARTMENT OF STATE

[Public Notice 4651]

### Culturally Significant Objects Imported for Exhibition Determinations: "Gondola Days: Isabella Stewart Gardner and the Palazzo Barbaro Circle"

**AGENCY:** Department of State.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, Delegation of Authority No. 236 of October 19, 1999, as amended, and Delegation of Authority No. 257 of April 15, 2003 [68 FR 19875], I hereby determine that the objects to be included in the exhibition "Gondola Days: Isabella Stewart Gardner and the Palazzo Barbaro Circle" imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to loan agreements with the foreign owners. I also determine that the exhibition or display of the exhibit objects at the Isabella Stewart Gardner Museum from on or about April 21, 2004, to on or about August 15, 2004, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, including a list of the exhibit objects, contact Wolodymyr R. Sulzysky, the Office of the Legal Adviser, U.S. Department of State, (telephone: 202/619-5078). The address is U.S. Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: March 5, 2004.

**C. Miller Crouch,**

*Principal Deputy Assistant Secretary for Educational and Cultural Affairs, Department of State.*

[FR Doc. 04-5659 Filed 3-11-04; 8:45 am]

**BILLING CODE 4710-08-P**

## TENNESSEE VALLEY AUTHORITY

### Meeting Notice

**AGENCY:** Tennessee Valley Authority (Meeting No. 1550).

*Time and Date:* 9 a.m. (EST), March 16, 2004, University of Tennessee

<sup>9</sup> 15 U.S.C. 78s(b)(2).

<sup>10</sup> For purposes only of waiving the 30-day operative delay, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

<sup>11</sup> 17 CFR 200.30-3(a)(12).

Chattanooga, College of Engineering Building Auditorium, 735 Vine Street, Chattanooga, Tennessee.  
*Status:* Open.

## Agenda

Approval of minutes of meeting held on January 14, 2004.

## New Business

### C—Energy

C1. Delegation of authority to the Executive Vice President, Fossil Power Group, to enter into a contract with Union Pacific Railroad for transportation of coal to various TVA fossil plants and third-party river terminals.

C2. Supplement to Contract No. 99998999 with G-UB-MK Constructors to provide management and craft labor for the planning and execution of modification and supplemental maintenance work at TVA's fossil and hydro plants, and other TVA-controlled facilities, and completion of multiple Selective Catalytic Reduction projects at TVA-assigned fossil plants.

C3. Supplement to Contract No. 297 with ALSTOM Power, Inc., to provide parts and services for pulverizers and burners and related technical services.

C4. Contract with Alcan Cable for aluminum conductor to be used for construction and maintenance of TVA's transmission lines.

C5. Contract with Consolidated Pipe & Supply Company, Inc., for purchase of pipe, valves, fittings, and related materials for any TVA location.

### E—Real Property Transactions

E1. Modification of certain deed restrictions affecting approximately 1.0 acre of former TVA land on Chickamauga Reservoir in Rhea County, Tennessee, Tract No. XCR-169, S.8X, to allow for construction of a house and for an existing fill and garage to remain on part of the property.

E2. Modification of certain deed restrictions affecting approximately 12.6 acres of former TVA land on Fort Loudoun Reservoir in Knox County, Tennessee, Tract Nos. XTFL-79, S.1X and XTFL-86, S.1X, to allow the property to be sold for residential development.

E3. Sale of a 30-year easement and a temporary construction easement to the Middle Tennessee Natural Gas Utility District for the construction and operation of a refined petroleum pipeline, affecting approximately 4.0 acres of land on Great Falls Reservoir in Warren County, Tennessee, Tract No. XGFR-36P.

E4. Grant of a permanent easement to the State of Tennessee for a highway

improvement project, affecting approximately 13.76 acres of TVA land on Norris Reservoir in Grainger and Claiborne Counties, Tennessee, Tract No. XTNR-113H.

E5. Sale of a permanent easement to the City of Rockwood, Tennessee, for a road right-of-way, affecting approximately 0.5 acre of land at TVA's Rockwood Primary Substation in Roane County, Tennessee, Tract No. XTRWSS-1H.

E6. Grant of a noncommercial, nonexclusive permanent easement to Charles McLeroy for construction and maintenance of recreational water use facilities, affecting approximately 0.43 acre of land on Watts Bar Reservoir, Tract No. XWBR-715RE, in exchange for approximately 5.3 acres of land on Watts Bar Reservoir in Roane County, Tennessee, Tract WBR-1797.

E7. Grant of a permanent easement to the City of Parsons, Tennessee, for a raw water intake structure and waterline, affecting approximately 5.4 acres of TVA land on Kentucky Reservoir in Decatur County, Tennessee, Tract No. XTGIR-152E.

E8. Grant of a 30-year public recreation easement to Grainger County, Tennessee, for use as a public park, with an option to renew for additional 30-year terms, affecting approximately 90 acres of land on Cherokee Reservoir in Grainger County, Tennessee, Tract No. XTCK-67RE.

### F—Other

F1. Approval to file condemnation cases to acquire easements and rights-of-way for a TVA power transmission line project affecting the Morgan Energy Center-General Motors Transmission Line in Limestone County, Alabama.

## Information Items

1. Approval of a delegation of authority to add and remove Disclosure Control Committee members, and to amend TVA's Corporate Accountability and Disclosure Plan.

2. Approval of appointment of Janice K. Pulver as Assistant Secretary of TVA.

3. Approval of a contract pricing policy applicable to negotiations with distributors who have given notice that they are terminating their wholesale power contract with TVA and who later seek to negotiate a return to TVA service before that contract expires.

4. Approval of the recommendations resulting from the 68th Annual Wage Conference for Construction Project Hourly Wage Rates for 2004.

5. Approval of the recommendations resulting from the 68th Annual Wage Conference for Annual Trades and Labor employees for 2004.

6. Approval of a supplement to contract with Medco Health Solutions, Inc.

7. Approval of the sale of a permanent easement to the City of West Point, Mississippi, for commercial or light industrial development purposes, affecting approximately 4.14 acres in Clay County, Mississippi, Tract No. XWPAH-2E.

## FOR FURTHER INFORMATION CONTACT:

Please call TVA Media Relations at (865) 632-6000, Knoxville, Tennessee. Information is also available at TVA's Washington Office (202) 898-2999. People who plan to attend the meeting and have special needs should call (865) 632-6000. Anyone who wishes to comment on any of the agenda in writing may send their comments to: TVA Board of Directors, Board Agenda Comments, 400 West Summit Hill Drive, Knoxville, Tennessee 37902.

Dated: March 9, 2004.

**Clifford L. Beach, Jr.,**

*Attorney and Assistant Secretary.*

[FR Doc. 04-5735 Filed 3-10-04; 10:05 am]

**BILLING CODE 8120-08-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Docket No. WTO/DS-281]

## WTO Dispute Settlement Proceeding Regarding Antidumping Measures on Cement From Mexico

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice; request for comments.

**SUMMARY:** The Office of the United States Trade Representative ("USTR") is providing notice that the Government of Mexico has requested the establishment of a dispute settlement panel under the Marrakesh Agreement Establishing the World Trade Organization ("WTO Agreement") regarding various measures relating to the antidumping duty order on gray portland cement and cement clinker ("cement") from Mexico. Mexico alleges that determinations made by U.S. authorities concerning this product, and certain related matters, are inconsistent with Articles 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 18 and Annex II of the Agreement of Implementation of Article VI of the General Agreements on Tariffs and Trade 1994 ("AD Agreement"), Articles VI and X of the General Agreement on Tariffs and Trade 1994 ("GATT 1994"), and Article XVI:4 of the WTO Agreement. USTR invites written comments from the public concerning the issues raised in this dispute.