

and low vacuum and electron energies; (2) high accuracy laser interferometry; and (3) a specially adapted stage to accommodate large samples for integrated circuit applications. Sandia National Laboratories and a university research center advise that (1) These capabilities are pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use.

We know of no other instrument or apparatus of equivalent scientific value to the foreign instrument which is being manufactured in the United States.

**Gerald A. Zerdy,**

*Program Manager, Statutory Import Programs Staff.*

[FR Doc. 04-3981 Filed 2-23-04; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **National Renewable Energy Laboratory, et al.; Notice of Consolidated Decision on Applications for Duty-Free Entry of Electron Microscopes**

This is a decision consolidated pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5 p.m. in Suite 4100W, Franklin Court Building, U.S. Department of Commerce, 1099 14th Street, NW., Washington, DC.

*Docket Number:* 03-051. *Applicant:* National Renewable Energy Laboratory, Golden, CO 80401. *Instrument:* Electron Microscope, Model Tecnai G<sup>2</sup> 20 TWIN. *Manufacturer:* FEI Company, the Netherlands. *Intended Use:* See notice at 68 FR 69659, December 15, 2003. *Order Date:* August 27, 2003.

*Docket Number:* 03-054. *Applicant:* Frostburg State University, Frostburg, MD 21532. *Instrument:* Electron Microscope, Model JEM-1011. *Manufacturer:* JEOL Ltd., Japan. *Intended Use:* See notice at 68 FR 74217, December 23, 2003. *Order Date:* August 14, 2003.

*Comments:* None received. *Decision:* Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as these instruments are intended to be used, was being manufactured in the United States at the time the instruments were ordered. *Reasons:* Each foreign instrument is a conventional

transmission electron microscope (CTEM) and is intended for research or scientific educational uses requiring a CTEM. We know of no CTEM, or any other instrument suited to these purposes, which was being manufactured in the United States at the time of order of each instrument.

**Gerald A. Zerdy,**

*Program Manager, Statutory Import Programs Staff.*

[FR Doc. 04-3980 Filed 2-23-04; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **Export Trade Certificate of Review**

**ACTION:** Notice of issuance of an Export Trade Certificate of Review, Application No. 03-00007.

**SUMMARY:** The Department of Commerce issued an Export Trade Certificate of Review to the Great Lakes Fruit Exporters Association, LLC (GLFEA), on December 15, 2003. This notice summarizes the conduct for which certification has been granted.

#### **FOR FURTHER INFORMATION CONTACT:**

Jeffrey C. Anspacher, Director, Office of Export Trading Company Affairs, International Trade Administration, by telephone at (202) 482-5131 (this is not a toll-free number) or E-mail at [onetca@ita.doc.gov](mailto:onetca@ita.doc.gov).

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4001-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. The regulations implementing Title III are found at 15 CFR part 325.2003. The Office of Export Trading Company Affairs ("OETCA") is issuing this notice pursuant to 15 CFR 325.6(b), which requires the Department of Commerce to publish a summary of a Certificate in the **Federal Register**. Under section 305 (a) of the Act and 15 CFR 325.11(a), any person aggrieved by the Secretary's determination may, within 30 days of the date of this notice, bring an action in any appropriate district court of the United States to set aside the determination on the ground that the determination is erroneous.

#### **Description of Certified Conduct**

Export Trade:

##### **1. Products**

Fresh apples.

##### **2. Services**

All export-related services, including, but not limited to, international market research, marketing, advertising, sales promotion, brokering, handling, transportation, common marking and identification, communication and processing of foreign orders to and for members, financing, export licensing and other trade documentation, warehousing, shipping, legal assistance, foreign exchange and taking title to goods.

##### **3. Technology Rights**

Technology rights, including, but not limited to, patents, trademarks, copyrights and trade secrets that relate to products and services.

##### **4. Export Trade Facilitation Services (As They Relate to the Export of Products, Services and Technology Rights)**

Export trade facilitation services, including, but not limited to, professional services and assistance relating to: Government relations; State and Federal export programs; foreign trade and business protocol; consulting; market research and analysis; collection of information on trade opportunities; marketing; negotiations; joint ventures; shipping and export management; export licensing; advertising; documentation and services related to compliance with customs requirements; insurance and financing; trade show exhibitions; organizational development; management and labor strategies; transfer of technology; transportation services; and the formation of shippers' associations.

##### **Export Markets**

The export markets include all parts of the world except the United States (the 50 States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands).

##### **Export Trade Activities and Methods of Operation**

1. With respect to the sale of products and services, licensing of technology rights and provisions of export trade facilitation services, GLFEA on its own or on behalf of any of its members may:

- a. Establish sale prices, minimum sale prices, target sale prices and/or minimum target sale prices and other terms of sale in export markets;
- b. Conduct marketing and distribution of fresh apples in export markets;
- c. Conduct promotion of fresh apples;

d. Agree on quantities of fresh apples to be sold provided that each member shall be required to dedicate only that quantity or quantities as each member shall independently determine.

e. Allocate geographic areas or countries in the export markets and/or customers in export markets among members.

f. Refuse to quote prices for fresh apples, or to market or sell fresh apples, to or for any customers in the export markets, or any countries or geographic areas in the export markets.

g. Enter into exclusive and nonexclusive agreements appointing one or more export intermediaries for the sales of fresh apples with price, quantity, territorial and/or customer restrictions as provided above.

2. GLFEA and its members may exchange and discuss the following information:

a. Information about sale and marketing efforts for the export markets, activities and opportunities for sales of fresh apples in the export markets, selling strategies for the export markets, sales for the export markets, contract and spot pricing in the export markets, projected demands in the export markets for fresh apples, customary terms of sale in the export markets, prices and availability of fresh apples from competitors for sale in the export markets, and specifications for fresh apples by customers in the export markets;

b. Information about the price, quality, quantity, source, and delivery dates of fresh apples available from the members to export;

c. Information about terms and conditions of contracts for sale in the export markets to be considered and/or bid on by GLFEA and its members;

d. Information about joint bidding or selling arrangements for the export markets and allocations of sales resulting from such arrangements among the members;

e. Information about expenses specific to exporting to and within the export markets, including without limitation, transportation, trans- or intermodel shipments, insurance, inland freights to port, port storage, commissions, export sales, documentation, financing, customs, duties, and taxes;

f. Information about U.S. and foreign legislation and regulations, including Federal marketing order programs, affecting sales for the export markets;

g. Information about GLFEA or its members' export operations, including without limitation, sales and distribution networks established by GLFEA or its members in the export markets, and prior export sales by

members (including export price information); and

h. Information about export customer credit terms and credit history.

3. GLFEA and its members may meet to engage in the activities described in items 1 and 2 above.

Members (Within the Meaning of Section 325.2(l) of the Regulations)

Greg Orchards and Produce, Inc., Benton Harbor, Michigan; Riveridge Produce Marketing, Inc., Sparta, Michigan; North Bay Produce, Inc., Traverse City, Michigan; Applewood Orchards, Inc., Deerfield, Michigan; Heeren Brothers Inc., d/b/a Heeren Brothers Produce, Grand Rapids, Michigan; Greenridge Fruit, Inc., Grand Rapids, Michigan; Jack Brown Produce, Inc., Sparta, Michigan; BelleHarvest Sales, Inc., Belding, Michigan; A.J.'s Produce Inc., Casnovia, Michigan; and Appletree Marketing LLC, Ada, Michigan. Review continue to comply with the standards of section 303(a) of the Act.

#### Protection Provided by Certificate

This Certificate protects GLFEA and its directors, officers, and employees acting on its behalf, as well as its members, and their directors, officers, and employees acting on their behalf, from private treble damage actions and governmental criminal and civil suits under U.S. Federal and State antitrust laws for the export conduct specified in the Certificate and carried out during its effective period in compliance with its terms and conditions.

#### Definitions

1. "Supplier" means a person who produces, provides, or sells a product and/or service.

Dated: February 17, 2004.

**Jeffrey C. Anspacher,**

*Director, Office of Export Trading Company Affairs.*

[FR Doc. 04-3871 Filed 2-23-04; 8:45 am]

**BILLING CODE 3510-DR-P**

## DEPARTMENT OF COMMERCE

### National Institute of Standards and Technology

#### Visiting Committee on Advanced Technology

**AGENCY:** National Institute of Standards and Technology; Department of Commerce.

**ACTION:** Notice of partially closed meeting.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act, 5 U.S.C. app.

2, notice is hereby given that the Visiting Committee on Advanced Technology, National Institute of Standards and Technology (NIST), will meet Tuesday, March 16, 2004, from 8:15 a.m. to 5 p.m. The Visiting Committee on Advanced Technology is composed of fifteen members appointed by the Director of NIST; who are eminent in such fields as business, research, new product development, engineering, labor, education, management consulting, environment, and international relations. The purpose of this meeting is to review and make recommendations regarding general policy for the Institute, its organization, its budget, and its programs within the framework of applicable national policies as set forth by the President and the Congress. The agenda will include updates on NIST and Management Priorities, facilities, NIST Administrative Efficiency and Effectiveness, and the Manufacturing Extension Partnership Program, as well as tours of the Advanced Measurement Laboratory. Discussions scheduled to begin at 8:15 a.m. and to end at 9:25 a.m. and to begin at 2:45 p.m. to end at 5 p.m. on March 16, on the NIST budget, planning information and feedback sessions will be closed. Agenda may change to accommodate Committee business. The final agenda will be posted on the NIST Web site. All visitors to the National Institute of Standards and Technology site will have to pre-register to be admitted. Please submit your name, time of arrival, e-mail address and phone number to Carolyn Peters no later than Thursday, March 11, 2004, and she will provide you with instructions for admittance. Mrs. Peter's e-mail address is [carolyn.peters@nist.gov](mailto:carolyn.peters@nist.gov) and her phone number is (301) 975-5607.

**DATES:** The meeting will convene March 16 at 8:15 a.m. and will adjourn at 5 p.m.

**ADDRESSES:** The meeting will be held in the Employees Lounge, Administration Building, at NIST, Gaithersburg, Maryland. Please note admittance instructions under **SUMMARY** paragraph.

#### FOR FURTHER INFORMATION CONTACT:

Carolyn J. Peters, Visiting Committee on Advanced Technology, National Institute of Standards and Technology, Gaithersburg, Maryland 20899-1004, telephone number (301) 975-5607.

**SUPPLEMENTARY INFORMATION:** The Assistant Secretary for Administration, with the concurrence of the General Counsel, formally determined on December 24, 2004, that portions of the meeting of the Visiting Committee on Advanced Technology which deal with