

secret in the interest of foreign policy under the appropriate executive order (5 U.S.C. 552b(c)(1)) or would disclose information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action. (5 U.S.C. 552b(c)(9)(B)) In addition, part of the discussion will relate solely to the internal personnel and organizational issues of the BBG or the International Broadcasting Bureau. (5 U.S.C. 552b(c)(2) and (6)).

**CONTACT PERSON FOR MORE INFORMATION:** Persons interested in obtaining more information should contact Paul Kollmer-Dorsey at (202) 203-4545.

**Paul Kollmer-Dorsey,**  
*Deputy General Counsel.*

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**BILLING CODE 8610-01-P**

## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 12-2010]

#### Foreign-Trade Zone 170 - Jeffersonville, Indiana, Application for Reorganization/Expansion Under Alternative Site Framework

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the Ports of Indiana, grantee of Foreign-Trade Zone 170, requesting authority to reorganize the zone under the alternative site framework (ASF) adopted by the Board (74 FR 1170, 1/12/09; correction 74 FR 3987, 1/22/09). The ASF is an option for grantees for the establishment or reorganization of general-purpose zones and can permit significantly greater flexibility in the designation of new "usage-driven" FTZ sites for operators/users located within a grantee's "service area" in the context of the Board's standard 2,000-acre activation limit for a general-purpose zone project. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u) and the regulations of the Board (15 CFR part 400). It was formally filed on February 22, 2010.

FTZ 170 was approved by the Board on December 27, 1990 (Board Order 495, 56 FR 673, 1/8/91) and expanded on July 23, 1997 (Board Order 907, 62 FR 40796, 7/30/97) and September 24, 2004 (Board Order 1355, 69 FR 58884, 10/1/04). The general-purpose zone currently consists of the following sites: *Site 1:* (993 acres) - Clark Maritime Center Complex on Utica Pike at Port Road, Jeffersonville; *Site 2:* (22 acres) - Clark County Airport between State Route 31

and the airport terminal, Sellersburg; and, *Site 3:* (2,000 acres) - within the 10,000 acre former Indiana Army Ammunition Plant at 11452 State Road 62, Charlestown, Clark County, Indiana.

The grantee's proposed service area under the ASF would be Jackson, Washington, Harrison, Floyd, Clark and Scott Counties. If approved, the grantee would be able to serve sites throughout the service area based on companies' needs for FTZ designation. The proposed service area is within and adjacent to the Louisville Customs and Border Protection port of entry.

The applicant is requesting authority to reorganize its existing zone project to include all of its sites as "magnet sites" and proposes that *Site 1* be exempt from sunset time limits that otherwise apply to sites under the ASF. No usage-driven sites are being proposed at this time. In accordance with the Board's regulations, Claudia Hausler of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is May 10, 2010. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to May 25, 2010.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230-0002, and in the "Reading Room" section of the Board's website, which is accessible via [www.trade.gov/ftz](http://www.trade.gov/ftz). For further information, contact Claudia Hausler at [Claudia.Hausler@trade.gov](mailto:Claudia.Hausler@trade.gov) or (202)482-1379.

Dated: February 22, 2010

**Andrew McGilvray,**  
*Executive Secretary.*

[FR Doc. 2010-5293 Filed 3-10-10; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 14-2010]

#### Foreign-Trade Zone 70 - Detroit, Michigan, Application for Expansion

An application has been submitted to the Foreign-Trade Zones Board (the

Board) by the Greater Detroit Foreign Trade Zone, Inc., grantee of FTZ 70, requesting authority to expand FTZ 70 to include two new sites in Wayne County, Michigan, within the Detroit Michigan Customs and Border Protection Port of Entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on February 24, 2010.

FTZ 70 was approved on July 21, 1981 (Board Order 176, 46 F.R. 38941, 7/30/81), reorganized on April 15, 1985 (Board Order 299, 50 FR 16119, 4/24/85) and expanded on November 27, 1989 (Board Order 453, 54 FR 50258, 12/5/89), April 20, 1990 (Board Order 471, 55 F.R. 17775, 4/27/90), February 20, 1996 (Board Order 802, 61 FR 7237, 2/27/96), August 26, 1996, (Board Order 843, 61 FR 46763, 9/5/96), April 5, 2001 (Board Order 1162, 66 FR 19423, 4/16/01), May 23, 2005, (Board Order 1395, 70 FR 32570, 6/3/05) and June 22, 2007 (Board Order 1515, 72 FR 35968, 7/2/07). The general-purpose zone currently consists of 33 sites in the Detroit, Michigan area

The applicant is requesting authority to expand the zone to include two new sites in Wayne County, Michigan as follows: *Proposed Site 34* (33 acres) located at 6837 Wyoming Street, Dearborn, and *Proposed Site 35* (39 acres) located at 9400 McGraw Street, Detroit, Michigan Both sites will be operated by Dearborn Steel Center, Inc. No specific manufacturing authority is being requested at this time. Such requests would be made to the Board on a case-by-case basis.

In accordance with the Board's regulations, Claudia Hausler of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is May 10, 2010. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to May 25, 2010.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230-0002, and in the "Reading Room" section of the Board's

website, which is accessible via [www.trade.gov/ftz](http://www.trade.gov/ftz).

For further information, contact Claudia Hausler at [Claudia.Hausler@trade.gov](mailto:Claudia.Hausler@trade.gov) or (202) 482-1379.

Dated: February 24, 2010.

**Andrew McGilvray,**  
*Executive Secretary.*

[FR Doc. 2010-5281 Filed 3-10-10; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XU32

#### Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Application for an Exempted Fishing Permit

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; intent to issue exempted fishing permits, request for comment.

**SUMMARY:** NMFS announces the intent to issue exempted fishing permits (EFPs) to Pacific whiting shoreside vessels and first receivers that participate in a maximized retention and monitor program for the 2010 Pacific whiting shoreside fishery. EFPs are needed to allow vessels to retain catch in excess of the cumulative limits and to retain prohibited species until offloading. EFPs are also needed to allow first receivers to possess Pacific whiting deliveries with prohibited species, to possess catch that is in excess of cumulative limits, and to use hopper type scales to derive accurate catch weights prior to sorting. Issuance of the EFPs would allow NMFS to collect catch data on incidentally caught species, including salmonids listed under the Endangered Species Act, and would allow new components of an overall monitoring program to continue to be investigated before implementation of a regulatory program. **DATES:** Comments must be received by March 26, 2010.

**ADDRESSES:** You may submit comments, identified by RIN 0648-XU32, by any one of the following methods:

- E-mail: [whitingEFP@noaa.gov](mailto:whitingEFP@noaa.gov). Include 0648-XU32 in the subject line of the message.
- Fax: 206-526-6736, Attn: Becky Renko
- Mail: Barry A. Thom, Acting Regional Administrator, Northwest

Region, NMFS, 7600 Sand Point Way NE, Seattle, WA 98115-0070, Attn: Becky Renko.

Instructions: Attachments to e-mail comments will be accepted in Microsoft Word, Excel, WordPerfect, or Adobe PDF file formats only.

**FOR FURTHER INFORMATION CONTACT:** Becky Renko or Kevin Duffy at (206) 526-6140.

**SUPPLEMENTARY INFORMATION:** This action is authorized by the Magnuson Stevens Fishery Conservation and Management Act provisions at 50 CFR 600.745 which states that EFPs may be used to authorize fishing activities that would otherwise be prohibited in order to collect data among other activities. NMFS Northwest Region sent a letter to the Pacific Fishery Management Council (Council) that included a proposal for issuance of EFPs to vessels and first receivers participating in the 2010 Pacific whiting shoreside fishery. The Council considered the EFP activity at their November 2009 meeting. If issued, the EFPs would provide for a maximized retention and monitoring program for the Pacific whiting shoreside fishery. The maximized retention and monitoring program requirements specified in the EFP are intended to allow for the Pacific whiting shoreside fishery to be efficiently prosecuted while providing accurate catch data such that the Endangered Species Act and Magnuson-Stevens Fishery Conservation and Management Act requirements for this fishery are adequately met.

The issuance of EFPs would allow approximately 40 vessels to delay sorting of groundfish catch and to retain catch in excess of cumulative trip limits and prohibited species catch until offloading. These activities are otherwise prohibited by regulations at 50 CFR 660.306(a)(10) and 50 CFR 660.306(a)(2) respectively.

Additionally, issuance of the EFPs to approximately 15 first receivers (generally land-based processing facilities) would allow first receivers to possess more than a single cumulative limit of a particular species, per vessel, per applicable cumulative limit period. The possession of catch in excess of the cumulative limits is otherwise prohibited by regulations at 50 CFR 660.306(a)(10). In addition, the EFPs would include an allowance for first receivers to use hopper type scales to derive an accurate total catch weight prior to sorting. Regulations pertaining to sorting at § 660.370(h)(6) and prohibitions at § 660.306(a)(7) require vessels to sort the catch before weighing.

Issuance of the EFPs would allow for the collection of information on the catch of salmon, non-whiting groundfish, and other non-groundfish species incidentally taken with Pacific whiting. These data are needed to monitor the attainment of the shore based whiting allocation while assuring that the fishery specifications (bycatch limits, species allocations, OYs, and biological opinion thresholds) are not exceeded. Because whiting flesh deteriorates rapidly once the fish are caught, whiting must be minimally handled and immediately chilled to maintain the flesh quality. Allowing Pacific whiting shoreside vessels to retain unsorted catch will also enable whiting quality to be maintained.

At the June 2007 Pacific Fishery Management Council (PFMC) meeting, the PFMC recommended that NMFS implement a maximized retention program in Federal regulations that would allow full retention of Pacific whiting catch by the vessels, that is delivered to first receivers on shore. The terms and conditions of the EFPs used in 2008 and 2009 were consistent with the Council's June 2007 recommendation for implementing the provisions of Amendment 10 to the Pacific Coast Groundfish Fishery Management Plan (FMP), which allows implementation of this program. Although it was expected that a regulatory program would be in place at this time, it has not yet been implemented. At the June 2009 meeting the Council recommended a preferred alternative for implementation of a trawl rationalization program under Amendment 20 to the FMP that would change the future management and monitoring needs for the Pacific whiting shoreside fishery. EFPs will continue to be used until regulations implementing Amendment 10 to the groundfish FMP are implemented, or until tracking and monitoring regulations implementing the trawl rationalization program under Amendment 20 are effective. Additional information collected under this EFP program will benefit the development tracking and monitoring provisions of Amendment 20 to the groundfish FMP.

The vessel EFPs would require Pacific whiting shoreside vessels to dump unsorted catch directly below deck and would allow unsorted catch to be landed, providing that an electronic monitoring system (EMS) is used on all fishing trips to verify retention of catch at sea. The EMS has shown to be an effective tool for accurately monitoring catch retention and identifying the time and location of discard events. The EFPs would include provisions for EMS, paid for by the vessels, similar to the 2009