

Commerce,² no person convicted of violating IEEPA, or certain other provisions of the United States Code, shall be eligible to apply for or use any license, including any License Exception, issued pursuant to, or provided by, the Act or the Export Administration Regulations (currently codified at 15 C.F.R. Parts 768-799 (1996), as amended (61 FR 12714, March 25, 1996)) (the Regulations),³ for a period of up to 10 years from the date of the conviction. In addition, any license issued pursuant to the Act in which such a person had any interest at the time of conviction may be revoked.

Pursuant to Sections 766.25 and 750.8(a) of the Regulations, upon notification that a person has been convicted of violating IEEPA, the Director, Office of Exporter Services, in consultation with the Director, Office of Export Enforcement, shall determine whether to deny that person permission to apply for or use any license, including any License Exception, issued pursuant to, or provided by, the Act and the Regulations, and shall also determine whether to revoke any license previously issued to such a person.

Having received notice of McCarthy's conviction for violating IEEPA, and following consultations with the Acting Director, Office of Export Enforcement, I have decided to deny McCarthy permission to apply for or use any license, including any License Exception, issued pursuant to, or provided by, the Act and the Regulations, for a period of 10 years from the date of his conviction. The 10-year period ends on February 12, 2006. I have also decided to revoke all licenses issued pursuant to the Act in which McCarthy had an interest at the time of his conviction.

Accordingly, it is hereby Ordered:

I. Until February 12, 2006, Walton W. McCarthy, 138-1 Blakes Hill Road, Northwood, New Hampshire 03261, may not, directly or indirectly, participate in any way, in any transaction involving any commodity, software or technology (hereinafter collectively referred to as "item") exported or to be exported from the United States, that is subject to the

Regulations, or in any other activity subject to the Regulations, including but not limited to:

A. Applying for, obtaining, or using any license,⁴ License Exception, or export control document;

B. Carrying on negotiations concerning, or ordering, buying, receiving, using, selling, delivering, storing, disposing of, forwarding, transporting, financing, or otherwise servicing in any way, any transaction involving any item exported or to be exported from the United States that is subject to the EAR, or in any other activity subject to the EAR; or

C. Benefiting in any way from any transaction involving any item exported or to be exported from the United States that is subject to the EAR, or in any other activity subject to the EAR.

II. No person may directly or indirectly, do any of the following:

A. Export or reexport to or on behalf of the denied person any item subject to the EAR;

B. Take any action that facilitates the acquisition or attempted acquisition by the denied person of the ownership, possession, or control of any item subject to the EAR that has been or will be exported from the United States, including financing or other support activities related to a transaction whereby the denied person acquires or attempts to acquire such ownership, possession or control;

C. Take any action to acquire from or to facilitate the acquisition or attempted acquisition from the denied person of any item subject to the EAR that has been exported from the United States;

D. Obtain from the denied person in the United States any item subject to the EAR with knowledge or reason to know that the item will be, or is intended to be, exported from the United States; or

E. Engage in any transaction to service any item subject to the EAR that has been or will be exported from the United States and which is owned, possessed or controlled by the denied person, or service any item, of whatever origin, that is owned, possessed or controlled by the denied person if such service involves the use of any item subject to the EAR that has been or will be exported from the United States. For purposes of this paragraph, servicing means installation, maintenance, repair, modification or testing.

III. After notice and opportunity for comment as provided in Section 766.23 of the Regulations, any person, firm, corporation, or business organization

related to McCarthy by affiliation, ownership, control, or position of responsibility in the conduct of trade or related services may also be subject to the provisions of this Order.

IV. This Order does not prohibit any export, reexport, or other transaction subject to the Regulations where the only items involved that are subject to the Regulations are the foreign-produced direct product of U.S.-origin technology.

V. This Order is effective immediately and shall remain in effect until February 12, 2006.y

VI. A copy of this Order shall be delivered to McCarthy.

This Order shall be published in the Federal Register.

Dated: October 11, 1996.

Eileen M. Albanese,

Director, Office of Exporter Services.

[FR Doc. 96-27259 Filed 10-23-96; 8:45 am]

BILLING CODE 3510-DT-M

National Oceanic and Atmospheric Administration

[I.D. 092796]

Gulf of Mexico Fishery Management Council; Public Meeting

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

ACTION: Notice of cancellation of a public meeting.

SUMMARY: The Gulf of Mexico Fishery Management Council (Council) has cancelled the public meeting of the Red Snapper Advisory Panel (AP) that was scheduled for October 31, 1996. The meeting was announced in the Federal Register on October 7, 1996.

FOR FURTHER INFORMATION CONTACT: Antonio Lamberte, Economist; telephone: 813-228-2815.

SUPPLEMENTARY INFORMATION: The initial notice published on October 7, 1996 (61 FR 52438). The purpose of this meeting was for the AP to review both the SAP and SEP reports and provide recommendations to the Council.

The meeting will be rescheduled at a future date.

Dated: October 18, 1996.

Gary C. Matlock,

Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 96-27335 Filed 10-23-96; 8:45 am]

BILLING CODE 3510-22-F

²Pursuant to appropriate delegations of authority that are reflected in the Regulations, the Director, Office of Exporter Services, in consultation with the Director, Office of Export Enforcement, exercises the authority granted to the Secretary by Section 11(h) of the Act.

³The March 25, 1996 Federal Register publication redesignated, but did not republish, the existing Regulations as 15 C.F.R. Parts 768A-799A. In addition, the March 25 Federal Register publication restructured and reorganized the Regulations, designating them as an interim rule at 15 C.F.R. Parts 730-774, effective April 24, 1996.

⁴For purposes of this Order, "license" includes any general license established in 15 C.F.R. Parts 768A-799A.