

**DEPARTMENT OF COMMERCE****International Trade Administration****University of North Dakota; Notice of Decision on Application for Duty-Free Entry of Scientific Instrument**

This decision is made 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 Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 00-003. Applicant: University of North Dakota, Grand Forks, ND 58202-7129. Instrument: Scanning Tunneling Microscope, Model STM 25. Manufacturer: Omicron Associates, Germany. Intended Use: See notice at 65 FR 11986, March 7, 2000.

Comments: None received. Decision: Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as it is intended to be used, is being manufactured in the United States. Reasons: The foreign instrument provides: (1) ability to operate at temperatures as low as 25°K, (2) a vibrationally-isolated vacuum chamber capable to 10 - 11 mbar and (3) conduction of electron-tunneling spectroscopy measurements using the STM. The National Institute of Standards and Technology and a university research center for advanced microstructure devices advise that (1) these capabilities are pertinent to the applicant's intended purpose and (2) they know of no domestic instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use (comparable case).

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

**Frank W. Creel,**

*Director, Statutory Import Programs Staff.*

[FR Doc. 00-9996 Filed 4-20-00; 8:45 am]

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**DEPARTMENT OF COMMERCE****International Trade Administration****Applications for Duty-Free Entry of Scientific Instruments**

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), we invite comments on the question of whether instruments of equivalent scientific value, for the purposes for which the instruments shown below are intended to be used, are being manufactured in the United States.

Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be filed within 20 days with the Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230. Applications may be examined between 8:30 a.m. and 5 p.m. in Room 4211, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 00-007. Applicant: University of Wisconsin-Milwaukee, 1900 E. Kenwood Boulevard, Room B30, Milwaukee, WI 53211. Instrument: Scanning Tunneling Microscope, Model STM 25DH. Manufacturer: Omicron Vakuumphysik GmbH, Germany. Intended Use: The instrument is intended to be used for the growth of epitaxial semiconductors by molecular beam epitaxy technique and characterization in situ with variable temperature scanning tunneling microscopy, reflection high energy electron diffraction, low energy electron diffraction and Auger electron spectroscopy. The ultimate goal of this project is to investigate and understand the processes at atomic level and to control and manipulate the motion of atoms on surfaces so that the more sophisticated device structures can be made. Application accepted by Commissioner of Customs: March 24, 2000.

Docket Number: 00-008. Applicant: University of Delaware Department of Chemical Engineering, Colburn Laboratory, 150 Academy Street, Newark, DE 19716. Instrument: Electron Microscope, Model JEM-2010F. Manufacturer: JEOL Ltd., Japan. Intended Use: The instrument is intended to be used for the study of the microstructure of metals, ceramics, semiconductors, superconductors, zeolites, polymers, colloids and biomaterials to obtain structural and compositional information on the materials. In addition, the instrument will be used for the training of faculty, staff and graduate students in the graduate course Transmission Electron Microscopy in Materials Science (MASC 823). Application accepted by Commissioner of Customs: April 3, 2000.

**Frank W. Creel,**

*Director, Statutory Import Programs Staff.*

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**DEPARTMENT OF COMMERCE****International Trade Administration****Export Trade Certificate of Review**

**AGENCY:** International Trade Administration, Commerce.

**ACTION:** Notice of Revocation of Export Trade Certificate of Review No.89-00008.

**SUMMARY:** The Secretary of Commerce issued an export trade certificate of review to FEXCORP. Because this certificate holder has failed to file an annual report as required by law, the Secretary is revoking the certificate. This notice summarizes the notification letter sent to FEXCORP.

**FOR FURTHER INFORMATION CONTACT:** Morton Schnabel, Director, Office of Export Trading Company Affairs, International Trade Administration, 202/482-5131. This is not a toll-free number.

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 ("the Act") (Pub. L. No. 97-290, 15 U.S.C. 4011-21) authorizes the Secretary of Commerce to issue export trade certificates of review. The regulations implementing Title III ("the Regulations") are found at 15 CFR part 325 (1997). Pursuant to this authority, a certificate of review was issued on June 12, 1989 to FEXCORP.

A certificate holder is required by law to submit to the Department of Commerce annual reports that update financial and other information relating to business activities covered by its certificate (Section 308 of the Act, 15 U.S.C. 4018, Section 235.14(a) of the Regulations, 15 CFR 325.14(a)). The annual report is due within 45 days after the anniversary date of the issuance of the certificate of review (Sections 325.14(b) of the Regulations, 15 CFR 325.14 (b)). Failure to submit a complete annual report may be the basis for revocation (Sections 325.10(a) and 325.14(c) of the Regulations, 15 CFR 325.10(a) (3) and 325.14(c)).

On June 7, 1999, the Department of Commerce sent to FEXCORP a letter containing annual report questions with a reminder that its annual report was due on July 27, 1999. Additional reminders were sent on September 9, 1999 and on November 8, 1999. The Department has received no written response to any of these letters.

On January 11, 2000, and in accordance with Section 325.10(c)(1) of the Regulations, (15 CFR 325.10(c)(1)), the Department of Commerce sent a letter by certified mail to notify FEXCORP that the Department was