POLICY JUSTIFICATION

Korea – Upgrade of F-16 Block 32 Aircraft

The Republic of Korea has requested a possible sale to support the upgrade of 35 F-16 Block 32 aircraft to allow employment of Joint Direct Attack Munitions, Advanced Medium Range Air-to-Air Missiles, Improved Data Modem, and Secure Voice capabilities, test and support equipment, spare and repair parts, personnel training and training equipment, publications and technical data, U.S. Government and contractor technical assistance and other related logistics support. The estimated cost is $250 million.

The Republic of Korea is one of the major political and economic powers in East Asia and the Western Pacific and a key partner of the United States in ensuring peace and stability in that region. It is vital to the U.S. national interest to assist our ally in developing and maintaining a strong and ready self-defense capability, which will contribute to an acceptable military balance in the area. This proposed sale is consistent with those objectives. No foreign policy or military developments affect this proposed sale.

The Republic of Korea needs the material and services proposed to adequately operate the F-16 weapon system to its fullest and utmost capability in both a deterrent role and a coalition role with United States Forces Korea and the Combined Forces Command.

The prime contractor will be Lockheed Martin Aeronautics Company in Fort Worth, Texas. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require temporary travel for U.S. Government or contractor representatives to the Republic of Korea for in-country support.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

Dated: May 29, 2009.

Patricia L. Toppings,

OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. E9–15111 Filed 6–25–09; 8:45 am]

BILLING CODE 5001–06–C

DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal Nos. 09–22]

36(b)(1) Arms Sales Notification

AGENCY: Department of Defense.

ACTION: Notice.

SUMMARY: The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104–164 dated 21 July 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English, DSCA/DBO/CFM, (703) 601–3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 09–22 with attached transmittal, policy justification, and Sensitivity of Technology.

BILLING CODE 5001–06–M

DEFENSE SECURITY COOPERATION AGENCY
201 12TH STREET SOUTH, STE 203
ARLINGTON, VA 22202-5408

MAY 22 2009

The Honorable Nancy Pelosi
Speaker of the House of Representatives
Washington, DC 20515-6501

Dear Madam Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 09-22, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to the Republic of Korea for defense articles and services estimated to cost $170 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

Beth M. McCormick
Deputy Director

Enclosures:
1. Transmittal
2. Policy Justification
3. Sensitivity of Technology

Same ltr to:

House	Senate
Committee on Foreign Affairs	Committee on Foreign Relations
Committee on Armed Services	Committee on Armed Services
Committee on Appropriations	Committee on Appropriations

Transmittal No. 09-22

Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act, as amended

(i) **Prospective Purchaser:** Korea

(ii) **Total Estimated Value:**

Major Defense Equipment*	$150 million
Other	$ 20 million
TOTAL	$170 million

(iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** 46 SM-2 Block IIIA Tactical STANDARD missiles, 35 SM-2 Block IIIB Tactical STANDARD missiles, 3 SM-2 Block IIIB Telemetry Missiles, 84 SM-2 missile containers, missile modifications, test and support equipment, spare and repair parts, personnel training and training equipment, publications and technical data, U.S. Government and contractor technical assistance and other related logistics support.

(iv) **Military Department:** Navy (AJX)

(v) **Prior Related Cases, if any:**
FMS case AHU-$124M-10Oct00
FMS case AJA-$67M-09Jun05
FMS case AJP-$356M-03Jan08

(vi) **Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid:** none

(vii) **Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:** See Annex attached

(viii) **Date Report Delivered to Congress:** MAY 22 2009

* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Korea – SM-2 BLOCK IIIA STANDARD Missiles

The Republic of Korea has requested a possible sale of 46 SM-2 Block IIIA Tactical STANDARD missiles, 35 SM-2 Block IIIB Tactical STANDARD missiles, 3 SM-2 Block IIIB Telemetry Missiles, 84 SM-2 missile containers, missile modifications, test and support equipment, spare and repair parts, personnel training and training equipment, publications and technical data, U.S. Government and contractor technical assistance and other related logistics support. The estimated cost is $170 million.

The proposed sale will enhance the Republic of Korea's defensive capabilities and increase interoperability with U.S. and multi-national forces supporting coalition operations. The country already has these missiles in its inventory and will have no difficulty absorbing these items.

The prime contractor will be Raytheon Electronic Systems Company in Tucson, Arizona. At this time, there are no known offset agreements in connection with this potential sale.

Implementation of this proposed sale will require temporary travel for U.S. Government or contractor representatives to the Republic of Korea for in-country training. Training will be a recurring requirement during the life of the missile system.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

Transmittal No. 09-22

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex
Item No. vii

(vii) Sensitivity of Technology:

1. The possible sale of SM-2 Block IIIA/IIIB STANDARD Missiles consists of Guidance Unit, Dual Thrust Rocket Motor, Steering Control Unit, and Telemeter with omni-directional antenna. The proposed sale will result in the transfer of sensitive technology and information as well as classified and unclassified defense equipment and technical data. The hardware and installed software is classified Secret. Training documentation is classified Confidential. Shipboard operational/tactical employment is generally Confidential, but includes some Secret data. The all-up round STANDARD missiles are classified Confidential. Certain operating frequencies and performance characteristics are classified Secret.

2. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

Dated: May 29, 2009.

Patricia L. Toppings,

OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. E9–15112 Filed 6–25–09; 8:45 am]

BILLING CODE 5001–06–C

DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal Nos. 09–16]

36(b)(1) Arms Sales Notification

AGENCY: Department of Defense, Defense Security Cooperation Agency.

ACTION: Notice.

SUMMARY: The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104–164 dated 21 July 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English, DSCA/DBO/CFM, (703) 601–3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 09–16 with attached transmittal, and policy justification.

BILLING CODE 5001–06–M