

delivery of redried tobacco to STEs, but excluding the cost of green leaf tobacco at auction and processing charges. Handling charges include, but are not limited to, inland freight, container cost, dealer commissions, tagging, inspection, storage, warehousing, financing, fumigation, by-product credits and ocean shipping.

"Subsidiary" means a U.S. tobacco dealer which is a wholly- or majority-owned subsidiary of a Member or of a Member's controlling entity.

"Supplier" means a person who produces, provides, or sells a Product or Service, whether a Member or nonmember.

A copy of this certificate will be kept in the International Trade Administration's Freedom of Information Records Inspection Facility Room 4102, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230.

Dated: July 1, 1996.

W. Dawn Busby,
Director, Office of Export Trading Company Affairs.

Attachment A

Member

Universal Leaf Tobacco Company, Incorporated

Subsidiaries: Universal Leaf Tobacco Company, Incorporated, Richmond, VA; Virginia Tobacco Company, Incorporated, Richmond, VA; Virsa Incorporated, Richmond, VA; Winston Leaf Tobacco Company, Incorporated, Richmond, VA; Southern States Tobacco Company, Incorporated, Richmond, VA; Thorpe & Ricks, Inc. (VA), Richmond, VA; Thorpe-Greenville Export Tobacco Company, Rocky Mount, NC; Thorpe-Ricks, Inc (NC), Rocky Mount, NC; Southern Processors, Inc., Danville, VA; Danville Leaf Tobacco Company, Inc., Danville, VA; J.P. Taylor Company, Inc., Henderson, NC; Eastern Leaf Tobacco Company, Richmond, VA; K.R. Edwards Leaf Tobacco Company, Incorporated, Smithfield, NC; Southwestern Tobacco Company, Incorporated, Lexington, KY; W.H. Winstead Company, Inc., Richmond, VA; Tobacco Processors, Inc., Wilson, NC; R.P. Watson Company, Richmond, VA; and Dunnington-Beach Tobacco, Incorporated, Farmville, VA.

Member

DIMON International, Inc., Farmville, NC

Subsidiaries: A.C. Monk & Company, Inc., Farmville, NC; The Austin Company, Incorporated, Kinston, NC; T.S. Ragsdale Company, Inc., Lake City, NC; Dibrell Brothers Tobacco USA, Inc., Danville, VA; Carolina Leaf Tobacco Company, Inc., Greenville, NC; Dimon International, A.G., Basel, Switzerland; and Dimon Asia on behalf of Dimon International, Inc., Farmville, NC.

Member

Unitob Inc., Greenville, NC

Subsidiaries: China American Tobacco Co., Greenville, NC; and Intabex-Hail & Cotton International Co., Greenville, NC.

Member

Standard Commercial Corporation, Wilson, NC

Subsidiaries: Standard Commercial Tobacco Co., Inc., Wilson, NC; and W A Adams Company, Wilson, NC.

Member

G.F. Vaughan Tobacco Co., Inc., Lexington, KY

[FR Doc. 96-17730 Filed 7-11-96; 8:45 am]

BILLING CODE 3510-DR-P

Export Trade Certificate of Review

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of Issuance of an Export Trade Certificate of Review, Application No. 95-00006.

SUMMARY: The Department of Commerce has issued an Export Trade Certificate of Review to Water and Wastewater Equipment Manufacturers Association. This notice summarizes the conduct for which certification has been granted.

FOR FURTHER INFORMATION CONTACT: W. Dawn Busby, 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 (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 (1994). 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

Machinery, equipment, instrumentation, chemicals, supplies, systems, accessories, turnkey systems, and software development (as these

items are used in the treatment of water and/or wastewater).

Export Trade

1. Products

Machinery, equipment, instrumentation, chemicals, supplies, systems, accessories, turnkey systems, and software development (as these items are used in the treatment of water and/or wastewater).

2. Services

A. Identification, conceptual prefeasibility, and feasibility assessments of residential, commercial, industrial, and municipal Products and water and/or wastewater treatment facilities for homeowners, businesses, companies, utilities, or foreign government entities;

B. Engineering and architectural services related to Products and/or to turnkey contracts that substantially incorporate Products;

C. Design and installation of water and/or wastewater treatment facilities and/or Products;

D. Project and construction management of water and/or wastewater treatment facilities;

E. Arranging or offering financing for investments in water and/or wastewater treatment facilities and/or Products, including lease, loan, shared savings arrangements, guaranteed lease or loans, and third party financing;

F. Providing bonded performance guarantees that guarantee a certain level of water and/or wastewater treatment as a result of the installation of water and/or wastewater treatment Products;

G. Servicing, training, and other services related to the sale, use, installations, maintenance monitoring, rehabilitation, or upgrading of Products or to projects that substantially incorporate Products;

H. All other services related to water and/or wastewater treatment.

3. Export Trade Facilitation Services (as They Relate to the Export of Products and Services)

Consulting; international market research; insurance; legal assistance; accounting assistance; services related to compliance with foreign customs requirements; trade documentation and freight forwarding; communication and processing of export orders and sales leads; warehousing; foreign exchange; financing; liaison with U.S. and foreign government agencies, trade associations and banking institutions; taking title to goods; marketing and trade promotion; trade show participation; coordination and negotiation of the terms and

conditions of participation in trade promotion activities such as trade shows, expositions, exhibitions, conferences or similar events; and negotiations with providers of transportation, insurance, exhibits and lodging in connection with such trade promotion opportunities.

4. Technology Rights

Patents, trademarks, service marks, trade names, copyrights (including neighboring rights); trade secrets; know-how; technical expertise; utility models (including petty patents); computer modeling; semiconductor mask works; industrial designs; computer software protection associated with Products, Services, industrial designs, first die proofs, design of die block impressions, inserts, and Export Trade Facilitation Services.

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

A. Except as set forth in Paragraph F, WWEMA and/or one or more of its Members may:

1. Engage in joint selling arrangements for the sale of Products and/or Services in the Export Markets, such as joint marketing, joint negotiation, joint offering, joint bidding, and joint financing; and allocate sales resulting from such arrangements.

2. Establish export prices of Products and/or Services by the Members in Export Markets.

3. Discuss and reach agreements relating to the interface specifications and engineering of Products and/or Services required by specific export customers, potential export customers, or Export Markets.

4. Refuse to quote prices for, or to market or sell, Products and/or Services in Export Markets;

5. Solicit non-Member Suppliers to sell such non-Member Suppliers' Products and/or Services, or offer such non-Member Suppliers' Export Trade Facilitation Services through the certified activities of WWEMA and/or its Members; provided, however, that WWEMA and/or one or more of its Members shall make such solicitations or offers to non-Member Suppliers on a transaction by transaction basis only

and then only when the Members are unable to supply, at a price competitive under the circumstances, the requisite Products or Services for such transaction; provided further that WWEMA and/or one or more of its Members may exchange only such information with such non-Member Suppliers as is reasonably required by such transaction.

6. Coordinate with respect to
 - (a) the development of water and/or wastewater treatment projects in Export Markets, including project identification, scientific and technical assessment, transportation and/or delivery, engineering, design, maintenance, monitoring, construction and delivery, installation and construction, project ownership, project operation, and transfer of project ownership;

- (b) the installation and servicing of Products in Export Markets, including establishment of joint warranty, service, and training centers in such markets; and

- (c) the operation of and maintenance services for water and/or wastewater treatment facilities, parts warehousing, and support services related to the foregoing.

7. License associated Technology Rights in conjunction with the sale of Products, but in all instances, the terms of such licenses shall be determined solely by negotiations between the licensor Member and the export customer without coordination with WWEMA or any Member.

8. Engage in joint promotional activities aimed at developing existing or new Export Markets. Such promotional activities may include advertising, demonstrating, field trips, trade missions, reverse trade missions, and conferences.

9. Agree on the frequency, level of, duration, or other terms and conditions of participation in joint Export Trade Promotion activities conducted in Export Markets. Such activities may include trade shows for the purpose of promoting the industry's Products in Export Markets.

10. Enter into agreements wherein WWEMA and/or one or more Members acts in certain Export Markets as the Members' exclusive or non-exclusive Export Intermediary. The Export Intermediary shall be responsible for coordinating the level of participation and joint export trade promotion and facilitation activities by WWEMA and its Members, as well as for negotiating agreements with foreign government agencies, corporations, or trade associations concerning terms and conditions of participation,

transportation, insurance, lodging, local transportation, and food services in connection with such joint promotional activities. When acting as an Export Intermediary, WWEMA and/or any one or more Members shall make its services available to any Member on non-discriminatory terms.

11. Agree to refuse to attend any specific trade show, exposition, exhibition, or conference conducted in the Export Markets.

12. Establish and operate jointly owned subsidiaries or other joint venture entities owned exclusively by Members for the purposes of engaging in the Export Trade Activities and Methods of Operation herein, other than the licensing of associated Technology Rights pursuant to subparagraph (7) above. WWEMA and/or one or more of its Members may establish and operate joint ventures for operations in Export Markets with non-Members, including public-sector foreign corporations and other foreign government entities, and/or private sector foreign entities such as corporations. Non-Members engaging in such activities shall not receive protection under this Certificate of Review.

13. Enter into exclusive arrangements with an Export Intermediary, which arrangement may provide that such Export Intermediary may not represent any non-Member Supplier of Products and/or Services in specified Export Markets.

14. Agree not to export independently into specified Export Markets, either directly or through any other Export Intermediary or other party.

15. Agree that any information obtained pursuant to this Certificate shall not be provided to any non-Member.

16. For the transportation of Products, act as a shippers' association to negotiate favorable transportation rates and other terms for the transportation of Products with individual common carriers and individual shipping conferences.

B. Except as set forth in Paragraph F, WWEMA and/or one or more of its Members may exchange and discuss the following types of information as they relate solely to Export Trade and Export Markets:

1. Information (other than information about the cost, output, capacity, inventories, domestic prices, domestic sales, domestic orders, terms of domestic marketing or sale, or United States business plans, strategies or methods) that is already generally available to the trade or public.

2. Information about sales and marketing efforts for Export Markets,

activities and opportunities for sales of Products and Services in Export Markets, selling strategies for Export Markets, pricing in Export Markets, projected demands in Export Markets (quality and quantity), customary terms of sale in Export Markets, the types of Products available from competitors for sale in particular Export Markets and the prices for such Products, customer specifications for Products in Export Markets, and market strengths and economic and business conditions in Export Markets.

3. Information about the export prices, quality, quantity, sources, available capacity, and delivery dates of Products available from Members for export, provided however that exchanges of information and discussions as to Product quantity, sources, available capacity to produce, and delivery dates must be on a transaction-by-transaction basis and involve only those Members who are participating or have genuine interest in participating in each such transaction.

4. Information about terms and conditions of contracts for sales in Export Markets to be considered and/or bid on by WWEMA and/or its Members.

5. Information about joint bidding, joint selling, or joint servicing arrangements for Export Markets and allocation of sales resulting from such arrangements among the Members.

6. Information about expenses specific to exporting to, and within Export Markets, including without limitation, transportation, intermodal shipments, insurance, inland freight to port, port storage, commissions, export sales, documentation, financing, customs, duties, and taxes.

7. Information about U.S. and foreign legislation, regulations and policies and executive actions affecting the sales of Products and/or Services in the Export Markets, such as U.S. Federal and State programs affecting the sales of Products and/or Services in the Export Markets or foreign policies that would affect the sale of Products and/or Services.

8. Information about WWEMA's and/or its Members' export operations, including without limitation, sales and distribution networks established by WWEMA or its Members in Export Markets, and prior export sales by Members (including export price information).

C. Except as set forth in Paragraph F, WWEMA and/or one or more of its Members may meet to engage in the activities described in paragraphs A through B above.

D. Except as set forth in Paragraph F, WWEMA and/or one or more of its Members may refuse to provide Export

Trade Facilitation Services to non-Members or refuse to participate in other activities described in paragraphs A through B above.

E. WWEMA and/or one or more of its Members may forward to the appropriate individual Member requests for information received from a foreign government or its agent (including private pre-shipment inspection firms) concerning that Member's domestic or export activities (such as prices and/or costs). If such Member elects to respond with respect to domestic activities, it shall respond directly to the requesting foreign government or its agent with respect to such information.

F. If an Export Trade Activity or Method of Operation described in paragraphs A through D would involve: (a) a Product identified in Attachment II as a "Restricted Product", and (b) two or more Member Suppliers of a Restricted Product identified in Attachment II ("Restricted Members"), then such Export Trade Activity or Method of Operation shall be subject to the following limitations:

1. Participation in any price discussion is limited to instances in which the prices are discussed and determined solely in the following manner: a Neutral Third Party, as hereinafter defined, acting independently, will obtain price information concerning each Restricted Product for which the Restricted Members listed in conjunction therewith intend to participate as part of a joint bid or other sales arrangement, and will incorporate such price information into the bid or other arrangement.

(i) For purposes of this paragraph, "acting independently" means that the Neutral Third Party who obtains the price information from the Restricted Members, and who negotiates offer prices on behalf of the Restricted Members, will not disclose the price information of one Restricted Member to another Restricted Member intending to participate in a joint bid or other sales arrangement as a Supplier of the Restricted Products.

(ii) For purposes of this paragraph, "Neutral Third Party" means an individual, partnership, corporation (profit or non-profit), or any representative thereof which is not engaged in the manufacture, distribution, or sale of any Restricted Product. Any Member may be a Neutral Third Party as long as it meets the requirements set out above.

2. The limitation set forth in paragraph F.1 above also shall apply to instances where more than one Restricted Member intends to

participate in the joint bid or other sales arrangement but the participation of one is solely as an Export Intermediary for the Export Trade Activity or Method of Operation.

3. Neither WWEMA nor any Member participating in the Export Trade Activity or Method of Operation shall disclose the price information of one Restricted Member to another Restricted Member with respect to the relevant Restricted Product.

Terms and Conditions of Certificate

1. Except as expressly authorized in Export Trade Activity and Method of Operation B.6, in engaging in Export Trade Activities and Methods of Operation, neither WWEMA nor any Member shall intentionally disclose, directly or indirectly, to any other Member or Supplier (including parent companies, subsidiaries, or other entities related to any Member not named as a Member) any information that is about its or any other Member's or Supplier's costs, production, inventories, domestic prices, domestic sales, capacity to produce Products for domestic sale, domestic orders, terms of domestic marketing or sale, or U.S. business plans, strategies, or methods, unless (1) Such information is already generally available to the trade or public; or (2) the information disclosed is a necessary term or condition (e.g., price, time required to fill an order, etc.) of an actual or potential *bona fide* sale and the disclosure is limited to the prospective purchaser.

2. Any agreements, discussions, or exchanges of information under this Certificate relating to quantities of Products available for Export Markets, product specifications or standards, export prices, product quality or other terms and conditions of export sales (other than export financing, servicing and repair arrangements) shall be in connection with actual or potential *bona fide* export transactions and shall be on a transaction-by-transaction basis only and shall include only those Members participating or having a genuine interest in participating in such transactions; provided that WWEMA and/or its Members may discuss standardization of Products and Services for purposes of making *bona fide* recommendations to foreign governmental or private standard-setting organizations.

3. Participation by a Member in any Export Trade Activity or Method of Operation under this Certificate shall be entirely voluntary as to that Member, subject to the honoring of contractual commitments for sales of Products or Services in specific export transactions.

A Member may withdraw from coverage under this Certificate at any time by giving written notice to WWEMA, a copy of which WWEMA shall promptly transmit to the Secretary of Commerce and the Attorney General.

4. WWEMA and its Members will comply with requests made by the Secretary of Commerce on behalf of the Secretary or the Attorney General for information or documents relevant to conduct under the Certificate. The Secretary of Commerce will request such information or documents when either the Attorney General or the Secretary of Commerce believes that the information or documents are required to determine that the Export Trade, Export Trade Activities and Methods of Operation of a person protected by this Certificate of Review continue to comply with the standards of section 303(a) of the Act.

Definitions

1. "Export Intermediary" means a person who acts as a distributor, sales representative, sales or marketing agent, or broker, or who performs similar functions, including providing or arranging for the provision of Export Trade Facilitation Services.

2. "Member" means a person who has membership in WWEMA, has been certified as a "Member" within the meaning of Section 325.2(1) of the Regulations, and is listed in Attachment I.

3. "Supplier" means a person who produces, provides, or sells a Product, Service, and/or Export Trade Facilitation Service, whether a Member or non-Member.

Protection Provided by Certificate

This Certificate protects WWEMA, its Members, and directors, officers, and employees acting on behalf of WWEMA and its Members from private treble damage actions and government 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.

Effective Period of Certificate

This Certificate continues in effect from the effective date indicated below until it is relinquished, modified, or revoked as provided in the Act and the Regulations.

Other Conduct

Nothing in this Certificate prohibits WWEMA and its Members from engaging in conduct not specified in this Certificate, but such conduct is

subject to the normal application of the antitrust laws.

Disclaimer

The issuance of this Certificate of Review to WWEMA by the Secretary of Commerce with the concurrence of the Attorney General under the provisions of the Act does not constitute, explicitly or implicitly, an endorsement or opinion by the Secretary of Commerce or by the Attorney General concerning either (a) the viability or quality of the business plans of WWEMA or its Members or (b) the legality of such business plans of WWEMA or its Members under the laws of the United States (other than as provided in the Act) or under the laws of any foreign country.

The application of this Certificate to conduct in export trade where the United States Government is the buyer or where the United States Government bears more than half the cost of the transaction is subject to the limitations set forth in Section V.(D.) of the "Guidelines for the Issuance of Export Trade Certificates of Review (Second Edition)," 50 Fed. Reg. 1786 (January 11, 1985).

In accordance with the authority granted under the Act and Regulations, this Certificate of Review is hereby granted to WWEMA.

Dated: July 1, 1996.
W. Dawn Busby,
Director, Office of Export Trading Company Affairs.

Attachment I

ABB Kent Meters, Inc., Ocala, Florida
A.O. Smith Harvestore Products, Inc.,
DeKalb, Illinois
Elsag Bailey Process Automation N.V. for the
activities of its unit Bailey-Fischer & Porter
Company, Warminster, Pennsylvania
Capital Controls Co., Inc., Colmar,
Pennsylvania
CBI Walker, Inc., Aurora, Illinois
Dorr-Oliver Incorporated, Milford,
Connecticut
Enviroquip, Inc., Austin, Texas
G.A. Industries, Inc., Mars, Pennsylvania
Galaxy Environmental Corporation,
Warminster, Pennsylvania
General Signal Corporation for the activities
of its unit General Signal Pump Group,
North Aurora, Illinois
Gorman-Rupp Company (The), Mansfield,
Ohio
The Gorman-Rupp International Company,
Mansfield, Ohio
Hycor Corporation, Lake Bluff, Illinois
I. Kruger, Inc., Cary, North Carolina
Infilco Degremont Inc., Richmond, Virginia
JCM Industries, Inc., Nash, Texas
Komline-Sanderson, Peapack, New Jersey
Parkson Corporation, Fort Lauderdale,
Florida
Patterson Pump Co., Toccoa, GA

Smith & Loveless, Inc., Lenexa, Kansas
Temcor, Carson, California
Wallace & Tiernan, Inc., Belleville, New
Jersey
Water Pollution Control Corp., Brown Deer,
Wisconsin

Attachment II

Restricted product	Restricted members
Gas Chlorination Systems.	Bailey-Fischer & Porter Company, Capital Controls Company, Inc., Wallace & Tiernan, Inc.
Evaporators ...	Bailey-Fischer & Porter Company, Capital Controls Company, Inc., Wallace & Tiernan, Inc.
Gas Sulphonation Systems.	Bailey-Fischer & Porter Company, Capital Controls Company, Inc., Wallace & Tiernan, Inc.

[FR Doc. 96-17731 Filed 7-11-96; 8:45 am]

BILLING CODE 3510-DS-P

Minority Business Development Agency

Business Development Center Applications: Corpus Christi

AGENCY: Minority Business Development Agency, Commerce.

ACTION: Amendment.

SUMMARY: The Minority Business Development Agency is revising the announcement to solicit competitive applications under its Minority Business Development Center (MBDC) Program to operate the Corpus Christi MBDC. The revised closing date for the Corpus Christi MBDC application is July 29, 1996. This solicitation was originally published in the Federal Register, Wednesday, June 12, 1996, Vol. 61, No. 114, Page 29738.

(Catalog of Federal Domestic Assistance 11.800 Minority Business Development Center)

Dated: July 9, 1996.
Donald L. Powers,
Federal Register Liaison Officer, Minority Business Development Agency.

[FR Doc. 96-17804 Filed 7-11-96; 8:45 am]

BILLING CODE 3510-21-M

National Institute of Standards and Technology

National Conference on Weights and Measures; Meeting

AGENCY: National Institute of Standards and Technology, Commerce.

ACTION: Notice of meeting.