

Notice of Corrections

On December 16–17, 1996, the Review Board made formal

determinations that were published in the January 9, 1997 **Federal Register** (FR Doc. 97–492, 62 FR 1311).

For that notice make the following corrections:

Record number	Previously published	Correct data
104–10068–10187	18; 8; 05/1997	17, 9, 12/2006.

On January 29–30, 1997, the Review Board made formal determinations that were published in the February 21, 1997 **Federal Register** (FR Doc. 97–4226, 62 FR 7998). For that notice make the following corrections:

Record number	Previously published	Correct data
104–10068–10166	22; 8; 01/2007	22; 9; 01/2007.
180–10110–10121	3; 4; 10/2017	3; 6; 10/2017.

The Review Board action of January 30, 1997 (published in the February 21 **Federal Register**, FR Doc. 97–4226, 62 FR 7998) on a record incorrectly identified as 104–10066–10226 was vacated at this meeting. It has been properly identified as 104–10066–10232. The Board decisions for 104–10066–10226 and 104–10066–10232 have been included with the Board's formal determinations in this Notice.

On March 13–14, 1997, the Review Board made formal determinations that were published in the April 2, 1997 **Federal Register** (FR Doc. 97–8408, 62 FR 15650). For that notice make the following corrections:

Record number	Previously published	Correct data
104–10065–10128	7; 8; 03/2007	7; 19; 03/2007.

On June 10, 1997, the Review Board made formal determinations that were published in the June 30, 1997 **Federal Register** (FR Doc. 97–16979, 62 FR 35147). For that notice make the following corrections:

Record number	Previously published	Correct data
104–10072–10123	27; 10/2017	28; 10/2017.
180–10143–10164	31; 10/2017	5; 10/2017.
180–10143–10176	5; 10/2017	6; 10/2017.
180–10144–10211	13; 10/2017	14; 10/2017.

On July 9, 1997, the Review Board made formal determinations that were published in the August 5, 1997 **Federal Register** (FR Doc. 97–20542, 62 FR 42095). For that notice make the following corrections:

Record number	Previously published	Correct data
104–10068–10164	8; 08/2008	10; 08/2008.

On August 5, 1997, the Review Board made formal determinations that were published in the August 26, 1997 **Federal Register** (FR Doc. 97–22606, 62 FR 45221). For that notice make the following corrections:

Record number	Previously published	Correct data
104–10092–10033	4; 10/2017	5; 10/2017.
104–10098–10377	18; 10/2017	20; 10/2017.
180–10143–10473	3; 10/2017	4; 10/2017.

On September 17, 1997, the Review Board made formal determinations that were published in the October 7, 1997 **Federal Register** (FR Doc. 97–26462, 62 FR 52321). For that notice make the following corrections:

Record number	Previously published	Correct data
104–10098–10377	20; 10/2017	21; 10/2017.

In the October 7, 1997 **Federal Register** (FR Doc. 97–26462, 62 FR 52321) record number 104–10054–10130 was incorrectly published as an additional release-in-full. This document will be processed at a future meeting.

Dated: October 28, 1997.

T. Jeremy Gunn,

Executive Director.

[FR Doc. 97–29040 Filed 11–3–97; 8:45 am]

BILLING CODE 6118–01–P

DEPARTMENT OF COMMERCE**Bureau of Export Administration**

In the Matter of: Ben H. Attia, also known as Adnan Attia, individually with an address at 1614 Nine Island Boulevard, Miami Beach, FL 33134 and doing business as General

Polyphase, Inc., with an address at 15 Rue de Kamel Attaturk 1001 Tunis, Tunisia, (Respondents).

Recommended Decision and Order

Decision and Order

The Administrative Law Judge (ALJ) has entered a Recommended Decision and Order in the above-referenced matter. As provided by Section 766.22 of the Export Administration Regulations (15 CFR Parts 730–774 (1997)) (the Regulations),¹ issued pursuant to the Export Administration Act of 1979, as amended (50 U.S.C.A. App. 2401–2420 (1991 & Supp. 1997)) (the Act),² the Recommended Decision and Order has been referred to me for final action.

On April 16, 1996, the Office of Export Enforcement, Bureau of Export Administration, United States Department of Commerce (BXA), issued a charging letter initiating an administrative proceeding against Ben H. Attia, also known as Adnan Attia, individually and doing business as General Polyphase, Inc. (hereinafter collectively referred to as Attia). The charging letter alleged that Attia committed three violations of the former Regulations.³

Specifically, the charging letter alleged that, on or about July 31, 1992, Attia exported 22 ballistic shields from the United States to Tunisia without obtaining from BXA the validated license Attia knew or had reason to know was required, in violation of Sections 787.4(a) and 787.6 of the former Regulations, and that in connection with the unauthorized export described above, Attia made false or misleading statements of material fact to a U.S. Government agency in connection with the preparation, submission, issuance, use or maintenance of a Shipper's Export Declaration, defined by the former Regulations as an export control document, in violation of Section 787.5(a) of the former Regulations.

The charging letter was served on Attia on April 20, 1996. Attia failed to

answer or otherwise respond to the charging letter within 30 days, as required by Section 787.2 of the former Regulations.⁴ Pursuant to the default procedures set forth in Section 766.7 of the Regulations, BXA moved that the ALJ find the facts to be as alleged in the charging letter and render a Recommended Decision and Order.

Following BXA's motion, the ALJ issued a Recommended Decision and Order in which he found the facts to be as alleged in the charging letter served on Attia. The ALJ also found, based on those facts, that Attia violated Sections 787.4(a), 787.5(a), and 787.6 of the former Regulations by exporting ballistic shields from the United States to Tunisia without obtaining from the Department the validated license Attia knew or had reason to know was required by the Regulations, and by making false or misleading statements of material fact to a U.S. government agency in connection with the preparation, submission, issuance, use or maintenance of an export control document.

The ALJ also recommended that the appropriate penalty to be imposed against Attia for these violations is a denial, for a period of 15 years, of all of Attia's privileges of participating, directly or indirectly, in any manner or capacity, in any transaction in the United States or abroad involving commodities, software or technology exported or to be exported from the United States and subject to the Regulations.

Based on my review of the entire record, I affirm the findings of fact and conclusions of law in the Recommended Decision and Order of the Administrative Law Judge.

Accordingly, it is therefore ordered:

First, that, for a period of 15 years from the date of this Order, Ben H. Attia, also known as Adnan Attia, individually with an address at 1614 Nine Island Boulevard, Miami Beach, FL 33134, and doing business as General Polyphase, Inc., with an address at 15 rue de Kamel Attaturk, 1001 Tunis, Tunisia, and all successors, assignees, officers, representatives, agents and employees, 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, 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 Regulations, or in any other activity subject to the Regulations; 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 Regulations, or in any other activity subject to the Regulations.

Second, that 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 Regulations;

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 Regulations 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 Regulations that has been exported from the United States;

D. Obtain from the denied person in the United States any item subject to the Regulations 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 Regulations that has been or will be exported from the United States and that 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 Regulations that has been or will be exported from the United States. For purposes of this paragraph, servicing means installation, maintenance, repair, modification or testing.

Third, that, after notice and opportunity for comment as provided in

¹ The Regulations were restructured and reorganized effective April 24, 1996 (61 FR 12714, March 25, 1996). Those Regulations, now codified at 15 CFR Parts 730–774, establish the procedures that apply to this matter.

² The Act expired on August 20, 1994. Executive Order 12924 (3 CFR, 1994 Comp., p. 917 (1995)), extended by Presidential Notices of August 15, 1995 (3 CFR, 1995 Comp. 501 (1996)), August 14, 1996 (3 CFR, 1996 Comp. 298 (1997)), and August 13, 1997 (62 FR 43629, August 15, 1997) continued the Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C.A. §§ 1701–1706 (1991 & Supp. 1997)).

³ The Regulations governing the violations at issue are found in the 1992 version of the Code of Federal Regulations (15 CFR Parts 768–799 (1992)). Those Regulations define the violations that BXA alleges occurred and are referred to hereinafter as the former Regulations.

⁴ At the time BXA issued its charging letter against Attia, the former Regulations applied to administrative proceedings. Since that time, as noted in footnote 1, BXA published revised regulations, effective April 24, 1996, which govern the procedures now applicable to the matters set forth in the charging letter.

Section 766.23 of the Regulations, any person, firm, corporation, or business organization related to the denied person by affiliation, ownership, control, or position of responsibility in the conduct of trade or related services may also be made subject to the provisions of this Order.

Fourth, that 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.

Fifth, that a copy of this Order shall be served on Attia and on BXA, and shall be published in the **Federal Register**.

This Order, which constitutes the final agency action in this matter, is effective immediately.

Dated: October 30, 1997.

William A. Reinsch,
Under Secretary for Export Administration.
[FR Doc. 97-29144 Filed 11-3-97; 8:45 am]
BILLING CODE 3510-DT-M

DEPARTMENT OF COMMERCE

Minority Business Development Agency

Minority Business Development Center Applications: Atlanta, GA

AGENCY: Minority Business Development Agency, Commerce.

ACTION: Notice; revised dates.

SUMMARY: The Minority Business Development Agency is revising the announcement to solicit competitive applications to operate its Atlanta, GA Minority Business Development Center program to change the closing and start dates. The solicitation was originally published in the **Federal Register** on Wednesday, October 1, 1997, 62 FR 51454.

DATES: The revised closing is December 31, 1997, and the revised start date is April 1, 1998.

PRE-APPLICATION CONFERENCE: For the exact date, time and place, contact the Atlanta Regional Office at (404) 730-3300.

ADDRESSES: Mail applications to the U.S. Department of Commerce, Minority Business Development Agency, MBDA Executive Secretariat, 14th & Constitution Avenue, NW, Room 5073, Washington, D.C. 20230.

FOR FURTHER INFORMATION CONTACT: Robert Henderson at (404) 730-3300.

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

Dated: October 28, 1997.

Donald L. Powers,
Federal Register Liaison Officer, Minority Business Development Agency.
[FR Doc. 97-29106 Filed 11-3-97; 8:45 am]
BILLING CODE 3510-21-M

DEPARTMENT OF COMMERCE

Minority Business Development Agency

Native American Business Development Center Applications: Cherokee

AGENCY: Minority Business Development Agency, Commerce.

ACTION: Notice; revised dates.

SUMMARY: The Minority Business Development Agency is revising the announcement to solicit competitive applications to operate its Cherokee Native American Business Development Center program to change the closing and start dates. The solicitation was originally published in the **Federal Register** on Wednesday, October 1, 1997, 62 FR 51457.

DATES: The revised closing is December 31, 1997, and the revised start date is April 1, 1998.

PRE-APPLICATION CONFERENCE: For the exact date, time and location contact the Atlanta Regional Office at (404) 730-3300.

ADDRESSES: Mail applications to the U.S. Department of Commerce, Minority Business Development Agency, MBDA Executive Secretariat, 14th & Constitution Avenue, NW, Room 5073, Washington, DC. 20230.

FOR FURTHER INFORMATION CONTACT: Robert Henderson at (404) 730-3300.

(Catalog of Federal Domestic Assistance: 11.801 Native American Program)

Dated: October 28, 1997.

Donald L. Powers,
Federal Register Liaison Officer, Minority Business Development Agency.
[FR Doc. 97-29108 Filed 11-3-97; 8:45 am]
BILLING CODE 3510-21-M

DEPARTMENT OF COMMERCE

Minority Business Development Agency

Native American Business Consultant Applications: Nationwide

AGENCY: Minority Business Development Agency, Commerce.

ACTION: Notice; revised dates.

SUMMARY: The Minority Business Development Agency is revising the announcement to solicit competitive applications to operate its Native American Business Consultant program to change the closing and start dates and to notify interested parties of a pre-application conference. The solicitation was originally published in the **Federal Register** on Wednesday, October 1, 1997, 62 FR 51456.

DATES: The revised closing is December 31, 1997, and the revised start date is April 1, 1998. The date of the pre-application conference is November 20, 1997, at 10:00 a.m.

ADDRESSES: The pre-application conference will be held at the U.S. Department of Commerce, Minority Business Development Agency, 14th & Constitution Avenue, NW, Room 5045, Washington, D.C. 20230. Mail applications to the U.S. Department of Commerce, Minority Business Development Agency, MBDA Executive Secretariat, 14th & Constitution Avenue, NW, Room 5073, Washington, D.C. 20230.

FOR FURTHER INFORMATION CONTACT: Joe Hardy at (202) 482-2366.

(Catalog of Federal Domestic Assistance: 11.801 Native American Program)

Dated: October 28, 1997.

Donald L. Powers,
Federal Register Liaison Officer, Minority Business Development Agency.
[FR Doc. 97-29105 Filed 11-3-97; 8:45 am]
BILLING CODE 3510-21-M

DEPARTMENT OF COMMERCE

Minority Business Development Agency

Native American Business Development Center Applications: Northwest

AGENCY: Minority Business Development Agency, Commerce.

ACTION: Notice; revised dates.

SUMMARY: The Minority Business Development Agency is revising the announcement to solicit competitive applications to operate its Northwest Native American Business Development Center program to change the closing and start dates. The solicitation was originally published in the **Federal Register** on Wednesday, October 1, 1997, 62 FR 51438.

DATES: The revised closing is January 2, 1998, and the revised start date is April 1, 1998.

PRE-APPLICATION CONFERENCE: For the exact date, time and place, contact the