

**SUPPLEMENTARY INFORMATION:** Pursuant to section 127(b) of the Uruguay Round Agreements Act (URAA) (19 U.S.C. 3537(b)(1)), USTR is providing notice that on June 3, 1999, the EC submitted a request for the establishment of a WTO dispute settlement panel to examine the U.S. safeguard measure on imports of wheat gluten. The WTO Dispute Settlement Body ("DSB") is expected to establish a panel for this purpose in July, 1999.

### Major Issues Raised and Legal Basis of the Complaint

The EC challenges the safeguard measure on imports of wheat gluten that the President established in Proclamation 7103 of May 30, 1998, and described in the President's Memorandum of May 30, 1998, entitled "Action Under section 203 of the Trade Act of 1974 Concerning Wheat Gluten." The President's Proclamation and Memorandum were published in the **Federal Register** in Vol. 63, No. 106, pp. 30359 and 30363 on June 3, 1998.

In the EC's view the U.S. measure violates the Safeguards Agreement, Article XIX of the GATT 1994, and the Agriculture Agreement. Specifically, the EC asserts violations of:

- Articles 2.1 and 4 of the Safeguards Agreements because the U.S. International Trade Commission allegedly failed to examine "fundamental requirements" under these provisions when it conducted its investigation of the domestic industry.

- Article 5 of the Safeguards Agreement because, in adopting and applying the measure, the United States allegedly violated Article 5's rules on proportionality and allocation of quotas among supplying countries.

- Article 8 of the Safeguards Agreement because the United States allegedly failed to maintain a substantially equivalent level of concessions to affected WTO Members.

- Article 12 of the Safeguards Agreement because the United States allegedly failed to "fully respect" the notification requirements therein.

- Article 4.2 of the Agriculture Agreement because the measure in effect allegedly constitutes a substantial breach of the United States' obligations thereunder.

- Article XIX of GATT 1994 because the United States allegedly failed to fulfill "relevant conditions" under that Article, and because the measure allegedly was designed and applied in order to breach the most-favored-nation principle under Article I of GATT 1994, particularly since the measure allegedly favored Australia in terms of impact on trade.

On March 17, 1999, the EC requested consultations with the United States, and these consultations were held in Geneva on May 3, 1999, but did not lead to a satisfactory resolution of the matter.

### Public Comment: Requirements for Submissions

Interested persons are invited to submit written comments concerning the issues raised in this dispute. Comments must be in English and provided in fifteen copies to Sandy McKinzy at the address provided above. A person requesting that information contained in a comment submitted by that person be treated as confidential business information must certify that such information is business confidential and would not customarily be released to the public by the submitting person. Confidential business information must be clearly marked "BUSINESS CONFIDENTIAL" in a contrasting color ink at the top of each page of each copy.

Information or advice contained in a comment submitted, other than business confidential information, may be determined by USTR to be confidential in accordance with section 135(g)(2) of the Trade Act of 1974 (19 U.S.C. 2155(g)(2)). If the submitting person believes that information or advice may qualify as such, the submitting person—

- (1) Must so designate the information or advice;

- (2) Must clearly mark the material as "SUBMITTED IN CONFIDENCE" in a contrasting color ink at the top of each page of each copy; and

- (3) Is encouraged to provide a non-confidential summary of the information or advice.

Pursuant to section 127(e) of the URAA (19 U.S.C. 3537(e)), USTR will maintain a file on this dispute settlement proceeding, accessible to the public, in the USTR Reading Room: Room 101, Office of the United States Trade Representative, 600 17th Street, NW, Washington, DC 20508. The public file will include a listing of any comments received by USTR from the public with respect to the proceeding; the U.S. submissions to the panel in the proceeding, the submissions, or non-confidential summaries of submissions, to the panel received from other parties in the dispute, as well as the report of the dispute settlement panel, and, if applicable, the report of the Appellate Body. An appointment to review the public file (Docket WTO/DS-166, "Wheat Gluten") may be made by calling Brenda Webb, (202) 395-6186. The USTR Reading Room is open to the

public from 9:30 a.m. to 12 noon and 1 p.m. to 4 p.m., Monday through Friday.

**A. Jane Bradley,**

*Assistant U.S. Trade Representative for Monitoring and Enforcement.*

[FR Doc. 99-15583 Filed 6-18-99; 8:45 am]

BILLING CODE 3190-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Summary Notice No. PE-99-18]

### Petitions for Exemption; Summary of Petitions Received; Dispositions of Petitions Issued

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of petitions for exemption received and of dispositions of prior petitions.

**SUMMARY:** Pursuant to FAA's rulemaking provisions governing the application, processing, and disposition of petitions for exemption (14 CFR Part 11), this notice contains a summary of certain petitions seeking relief from specified requirements of the Federal Aviation Regulations (14 CFR Chapter I), dispositions of certain petitions previously received, and corrections. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of any petition or its final disposition.

**DATES:** Comments on petitions received must identify the petition docket number involved and must be received on or before July 12, 1999.

**ADDRESSES:** Send comments on any petition in triplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attn: Rule Docket (AGC-200), Petition Docket No. \_\_\_\_\_, 800 Independence Avenue, SW., Washington, D.C. 20591.

Comments may also be sent electronically to the following internet address: 9-NPRM-cmts@faa.gov.

The petition, any comments received, and a copy of any final disposition are filed in the assigned regulatory docket and are available for examination in the Rules Docket (AGC-200), Room 915G, FAA Headquarters Building (FOB 10A), 800 Independence Avenue, SW, Washington, D.C. 20591; telephone (202) 267-3132.

**FOR FURTHER INFORMATION CONTACT:** Cherie Jack (202) 267-7271 or Terry Stubblefield (202) 267-7624 Office of

Rulemaking (ARM-1), Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

This notice is published pursuant to paragraphs (c), (e), and (g) of § 11.27 of Part 11 of the Federal Aviation Regulations (14 CFR Part 11).

Issued in Washington, D.C., on June 16, 1999.

**Donald P. Byrne,**

*Assistant Chief Counsel for Regulations.*

#### **Petitions for Exemption**

*Docket No.:* 28452.

*Petitioner:* Boeing Commercial Airplane Group.

*Section of the FAR Affected:* 14 CFR 25.562(b)(2).

*Description of Relief Sought:* To add Boeing Model 737-700C/-900 to Exemption No. 6425. This would permit exemption from the floor warpage testing requirements of § 25.562(b)(2), as amended by Amendment 25-64, for flight deck seats.

*Docket No.:* 29552.

*Petitioner:* Northern Illinois Flight Center, Inc.

*Section of the FAR Affected:* 14 CFR 135.299(a).

*Description of Relief Sought:* To permit NIFC pilots to accomplish a line operational evaluation in a Level C or Level D flight simulator in lieu of a pilot-in-command line check in an aircraft.

*Docket No.:* 29553.

*Petitioner:* UFS, Inc.

*Section of the FAR Affected:* 14 CFR 121.344(b)(3).

*Description of Relief Sought:* To permit UFS to operate nine British Aerospace ATP aircraft without installing the required, approved digital flight data recorder (DFDR) until the next heavy maintenance check conducted after the aircraft manufacturer has made the DFDR modification kit available.

*Docket No.:* 29565.

*Petitioner:* Acadia Air, Inc.

*Section of the FAR Affected:* 14 CFR 119.71(b).

*Description of Relief Sought:* To permit Mr. Bouffard to continue to act as Director of Operations for Acadia, a certificate holder operating under 14 CFR part 135, without Mr. Bouffard holding a commercial pilot certificate and instrument rating.

*Docket No.:* 29593.

*Petitioner:* Empresa Brasileira da Aeronautica, S.A. (EMBRAER)

*Section of the FAR Affected:* 14 CFR 25.783(f).

*Description of Relief Sought:* To exempt EMBRAER from the requirements of § 25.783(f), to permit

operation of the Embraer Model 135 airplane without a pressurization prevention means for the rear electronic compartment access hatch.

#### **Dispositions of Petitions**

*Docket No.:* 26237.

*Petitioner:* MCIWORLD.COM Management Company, Inc.

*Sections of the FAR Affected:* 14 CFR 91.611.

*Description of Relief Sought/*

*Disposition:* To permit MCI to conduct ferry flights with one engine inoperative in MCI's Falcon Trijet airplanes, Models No. 50 and 900, without obtaining a special flight permit for each flight. To change the name of the exemption holder from MCI Systemhouse Corporation to MCIWORLD.COM Management Company, Inc. *GRANT, 05/21/99, Exemption No. 5332D.*

*Docket No.:* 28768.

*Petitioner:* Franklin Products, Inc.

*Section of the FAR Affected:* 14 CFR 25.853(a).

*Description of Relief Sought/*

*Disposition:* To exempt Franklin Products from the vertical burn test requirements of § 25.853(a) for the Franklin Products' seat cushion assemblies constructed with noncompliant water-based adhesives. *PARTIAL GRANT, 5/28/99, Exemption No. 6634A.*

*Docket No.:* 27953.

*Petitioner:* Aero Sports Connections, Inc.

*Sections of the FAR Affected:* 14 CFR 103.1(a) and (e)(1) through (e)(4)

*Description of Relief Sought/*

*Disposition:* To allow individuals authorized by ASC to give instruction in powered ultralights that have maximum empty weight of not more than 496 pounds, have a maximum fuel capacity of not more than 10 U.S. gallons, are not capable of more than 75 knots calibrated airspeed at full power in level flight, and have poweroff stall speed that does not exceed 35 knots calibrated airspeed. *GRANT, 6/3/99, Exemption No. 6080C.*

*Docket No.:* 28709.

*Petitioner:* Mr. William L. Hale.

*Section of the FAR Affected:* 14 CFR 91.109(a) and (b)(3).

*Description of Relief Sought/*

*Disposition:* To permit Mr. Hale to conduct certain flight instruction and simulated instrument flights to meet recent instrument experience requirements in certain Beechcraft airplanes equipped with a functioning throwover control wheel in place of functioning dual controls. *GRANT, 5/28/99, Exemption No. 6897.*

*Docket No.:* 28830.

*Petitioner:* EMBRAER Service Center TMA.

*Section of the FAR Affected:* 14 CFR 145.47(b).

*Description of Relief Sought/*

*Disposition:* To permit EMBRAER to use the calibration standards of the Instituto Nacional de Metrologia, Normalizaçã e Qualidade Industrial in lieu of the calibration standards of the U.S. National Institute of Standards and Technology to test its inspection and test equipment. *GRANT, 4/12/99, Exemption No. 6616A.*

*Docket No.:* 28837.

*Petitioner:* TEMSCO Helicopters, Inc.

*Sections of the FAR Affected:* 14 CFR 145.45(f).

*Description of Relief Sought/*

*Disposition:* To permit TEMSCO to make available one copy of its Inspection Procedure Manual (IPM) to all of its supervisory and inspection personnel, rather than providing a copy of the IPM to each of these individuals. *GRANT, 4/12/99, Exemption No. 6623A.*

*Docket No.:* 29181.

*Petitioner:* Northwest Airlines, Inc.

*Sections of the FAR Affected:* 14 CFR 93.217.

*Description of Relief Sought/*

*Disposition:* To permit NWA to redesignate two international slots at Chicago O'Hare International Airport as domestic slots, which could then be sold or traded. *GRANT, 5/26/99, Exemption No. 6766.*

*Docket No.:* 29530.

*Petitioner:* Dornier Luftfahrt GmbH.

*Sections of the FAR Affected:* 14 CFR 25.1435(b)(1).

*Description of Relief Sought/*

*Disposition:* To permit type certification of the Dornier Model 328-300 by conducting a proof pressure test of the hydraulic system at 3580 psig (the system relief pressure) per the proposed § 24.1435(c)(3), and component testing at 1.5 times the operating pressure (450 psig) per the current § 25.1435(a)(2). *PARTIAL GRANT, 5/20/99, Exemption No. 6895.*

*Docket No.:* 29533.

*Petitioner:* Mr. Dan E. Chauvet.

*Sections of the FAR Affected:* 14 CFR 91.109(a) and (b)(3).

*Description of Relief Sought/*

*Disposition:* To permit Mr. Chauvet to conduct certain flight instruction and simulated instrument flights to meet recent instrument experience requirements in certain Beechcraft airplanes equipped with a functioning throwover control wheel in place of functioning dual controls. *GRANT, 5/20/99, Exemption No. 6896.*

*Docket No.:* 29559.

*Petitioner:* Mr. Eric Kindig dba EK Aviation

*Sections of the FAR Affected:* 14 CFR 135.251, 135.255, and 135.353.

*Description of Relief Sought/Disposition:* To permit EK Aviation to conduct sightseeing rides on June 12, 1999, at the Sidney, Ohio and on July 4, 1999, at Urbana, Ohio, for the purpose of carrying passengers on local non-stop flights for compensation or hire. *GRANT, 5/10/99, Exemption No. 6898.*

#### **Petition for Exemption**

*Docket No.:* 28452.

*Petitioner:* Boeing Commercial Airplane Group.

*Regulations Affected:* 25.562(b)(2).

*Description of Petition:* To add Boeing Model 737-700C/-900 to Exemption No. 6425. This would permit exemption from the floor warpage testing requirements of § 25.562(b)(2), as amended by Amendment 25-64, for flight check seats.

[FR Doc. 99-15711 Filed 6-18-99; 8:45 am]

BILLING CODE 4910-13-M

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Highway Administration**

#### **Environmental Impact Statement: Monterey County, California**

**AGENCY:** Federal Highway Administration (FHWA), Department of Transportation.

**ACTION:** Notice of intent.

**SUMMARY:** The FHWA is issuing this notice to advise the public that an environmental impact statement will be prepared for a proposed highway project in Monterey County, California.

**FOR FURTHER INFORMATION CONTACT:** Robert F. Tally, Team Leader, Program Delivery Team-North, Carolina Division, Federal Highway Administration, 980 9th Street, Suite 400, Sacramento, CA 95814-2724, Telephone: (916) 498-5020.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the California Department of Transportation (Caltrans) will prepare an environmental impact statement (EIS) on a proposal to improve safety and reduce congestion on SR (State Route) 156 in Monterey County between Castroville Boulevard and SR 101. The existing two-lane conventional highway has an accident rate 35% higher than the average rate for comparable highways, and operates at LOS (Level of Service) E which is expected to decline to LOS F by 2020. A bottleneck condition at the SR 156/101 interchange contributes to safety problems in the corridor.

Four alternatives are being considered at this time: A No Action Alternative (Alternative 1) and three build alternatives. All build alternatives would convert the described section of SR 156 from a two-lane highway to a four-lane expressway and construct interchange improvements at SR 156/101. Alternative 2 would construct the additional two lanes directly south of, and on the same alignment as, existing SR 156. Alternative 3 would construct a portion of the additional two lanes on a split alignment south of existing SR 156. Alternative 4 would construct four new lanes south of the existing SR 156 alignment.

Letters describing the proposed action and soliciting comments were sent to the appropriate Federal, State, and local agencies, and to private organizations and citizens who have expressed or are known to have interest in this proposal. The Public Participation Program for this study includes community information meetings expected to begin in the summer of 1999, and a formal Public Hearing in early 2001.

To ensure that the full range of issues related to this proposed action is addressed, and all significant issues identified, comments and suggestions are invited from all interested parties. If you have any information regarding historic resources, endangered species, or other sensitive issues, which could be affected by this project, please notify this office. Comments or questions concerning this proposed action and the EIS should be directed to the FHWA at the address provided above.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning, and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Issued on: June 8, 1999.

**Robert F. Tally,**

*Team Leader, Program Delivery Team-North, Sacramento, California.*

[FR Doc. 99-15607 Filed 6-18-99; 8:45 am]

BILLING CODE 4910-22-M

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Highway Administration**

#### **Environmental Impact Statement: Vernon County, Wisconsin**

**AGENCY:** Federal Highway Administration (FHWA), DOT

**ACTION:** Notice of intent

**SUMMARY:** The FHWA is issuing this notice to advise the public that an environmental impact statement will be

prepared for capacity improvements to the USH 14/61 highway corridor between the cities of Viroqua and Westby in Vernon County, Wisconsin.

**FOR FURTHER INFORMATION CONTACT:** Jaclyn Lawton, Environmental Engineer, Federal Highway Administration, 567 D'Onofrio Drive, Madison, Wisconsin, 53719-2814; Telephone: (608) 829-7517. You may also contact Carol Cutshall, Director, Bureau of Environment, Wisconsin Department of Transportation, P.O. Box 7965, Madison, Wisconsin, 53707-7965; Telephone: (608) 266-9626.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the Wisconsin Department of Transportation, will prepare a Draft Environmental Impact Statement (EIS) on a proposal to provide additional transportation capacity on USH 14/61 between the cities of Viroqua and Westby, including possible community bypasses. The approximate 16-mile project begins south of Viroqua at the STH 27/82 intersection with USH 14/61, and ends north of Westby at the CTH GG intersection with USH 14/61. The proposal is being considered to address future transportation demand on USH 14/61, and to preserve land for a future transportation corridor. Alternatives under consideration include: (1) No build, (2) improvements to the existing highway, and (3) possible bypass corridors around Viroqua and Westby.

A project advisory committee comprised of federal and state agencies, local officials, environmental, and other community interests, will provide input during data gathering, development and refinement of alternatives, and long range corridor preservation. A series of public meetings will be held to solicit comments from citizens and interest groups who have previously expressed, or are known to have interest in the proposal. In addition, a public hearing will be held. Public notice will be given of the time and place of the meetings and hearing. The Draft EIS will be available for public and agency review and comment prior to the public hearing. Agencies having an interest in or jurisdiction regarding the proposed action will be contacted through interagency coordination meetings and mailings.

To ensure that the full range of issues related to this proposed action are addressed, and all substantive issues are identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action and the EIS should be directed to FHWA or the Wisconsin