

Analysis, 5 U.S.C. 601 *et seq.*, is not required and has been prepared for this notice.

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Dated: April 17, 2002.

**Jamison S. Hawkins,**

*Deputy Assistant Administrator for Ocean Services and Coastal Zone Management.*

[FR Doc. 02-10208 Filed 4-24-02; 8:45 am]

BILLING CODE 3510-ST-M

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 041702A]

#### Marine Mammals; Permits 781-1666 and 782-1645-01

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Receipt of Application No. 781-1666 and receipt of application to amend Permit No. 782-1645.

**SUMMARY:** Notice is hereby given of the following actions regarding permits for takes of marine mammal species for the purposes of scientific research: NMFS has received a permit application from NMFS, Northwest Fisheries Science Center, 2725 Montlake Blvd. E, Seattle, WA 98112-2097 (Dr. Cynthia Tynan, Principal Investigator) (Application No. 781-1666), and NMFS has received an application for a permit amendment from NMFS, National Marine Mammal Laboratory, 7600 Sand Point Way, N.E., BIN C15700, Seattle, WA 98115-0070 (Dr. Robert DeLong, Principal Investigator) (Permit No. 782-1645).

**DATES:** Written or telefaxed comments on the new application or amendment request must be received on or before May 28, 2002.

**ADDRESSES:** Written comments on the new application or amendment request should be sent to the appropriate office as indicated below. Comments may also

be sent via fax to the number indicated for the application or amendment request. Comments will not be accepted if submitted via e-mail or the internet. The application and related documents are available for review upon written request or by appointment in the following office(s):

For permits 781-1666, 782-1645-01: Northwest Region, NMFS, 7600 Sand Point Way NE, BIN C15700, Bldg. 1, Seattle, WA 98115-0700; phone (206)526-6150; fax (206)526-6426;

For permit 781-1666: Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213; phone (562)980-4001; fax (562)980-4018; and

Documents may also be reviewed by appointment in the Permits Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376.

Written comments or requests for a public hearing on these applications should be mailed to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular request would be appropriate.

**FOR FURTHER INFORMATION CONTACT:** Ruth Johnson or Carrie Hubbard, (301) 713-2289.

**SUPPLEMENTARY INFORMATION:** The subject permit and permit amendment are requested under the authority of the Marine Mammal Protection Act of 1972, as amended (MMPA; 16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-227), and the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*).

For Application No. 781-1666, the applicant requests permission to conduct shipboard line-transect surveys of marine mammals in U.S. waters of the North Pacific. The applicant proposes to take various species of cetaceans and five species of pinnipeds via harassment during photo-identification from small boats or larger research vessels, line-transect surveys from ships, and collection of prey near cetaceans. Cetacean prey will be collected via dip nets and towed zooplankton nets. The goal of this

research is to provide temporal (seasonal) and spatial (mesoscale and fine-scale) variability in euphausiid and forage fish occurrence patterns necessary to identify the important biophysical linkages between top-predator distributions and the density and availability of their prey. Line-transect data will also provide updated abundance estimates.

For amendment to permit 782-1645-00: The permit authorizes the Holder to take up to 15 harbor porpoise (*Phocoena phocoena*) annually (not to exceed 75 over a 5-year period) in the waters of Oregon and Washington, attach radio-telemetry devices to monitor the movements of tagged animals relative to current stock boundaries, and to collect blubber biopsies to determine organochlorine contaminant burdens.

The Holder now proposes to capture up to 10 Dall's porpoise (*Phocoenoides dalli*) annually in Oregon and Washington, attach radio-telemetry devices and biopsy sample to investigate three hypotheses: (1) duration of tag attachment is associated with tag attachment configuration; (2) differences exist between sex and age classes of Dall's porpoise in the timing or extent of seasonal migrations from inland WA waters; and (3) Dall's porpoise primarily occupy and utilize deeper regions of transboundary waters.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an initial determination has been made that the activities proposed are categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application and amendment request to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: April 19, 2002.

**Ann D. Terbush,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 02-10209 Filed 4-24-02; 8:45 am]

BILLING CODE 3510-22-S

## DEPARTMENT OF DEFENSE

### Office of the Secretary

[Transmittal No. 02-24]

#### 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 Pub. L. 104–164 dated 21 July 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. J. Hurd, DSCA/COMPT/RM, (703) 604–6575.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittal 02–24 with

attached transmittal, policy justification, and Sensitivity of Technology.

**Patricia L. Toppings,**  
*Alternate OSD Federal Register Liaison  
Officer, Department of Defense.*

**BILLING CODE 5001–08–M**



## DEFENSE SECURITY COOPERATION AGENCY

WASHINGTON, DC 20301-2800

12 APR 2002  
In reply refer to:  
I-02/004702

The Honorable J. Dennis Hastert  
Speaker of the House of  
Representatives  
Washington, D.C. 20515-6501

Dear Mr. Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act (AECA), as amended, we are forwarding herewith Transmittal No. 02-24, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance (LOA) to Jordan for defense articles and services estimated to cost \$22 million. Soon after this letter is delivered to your office, we plan to notify the news media.

Sincerely,

A handwritten signature in black ink, appearing to read "Tome Walters", is located below the word "Sincerely,".

TOME H. WALTERS, JR.  
LIEUTENANT GENERAL, USAF  
DIRECTOR

**Attachments**

Same ltr to: House Committee on International Relations  
Senate Committee on Appropriations  
Senate Committee on Foreign Relations  
House Committee on Armed Services  
Senate Committee on Armed Services  
House Committee on Appropriations

## Transmittal No. 02-24

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

- (i) **Prospective Purchaser:** Jordan
- (ii) **Total Estimated Value:**

Major Defense Equipment*	\$17 million
Other	<u>\$ 5 million</u>
<b>TOTAL</b>	<b>\$22 million</b>
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** one (1) AN/FPS-117 3-Dimensional long range radar, spares and repair parts, publications and technical documentation, personnel training and training equipment, U.S. Government and contractor technical and logistics personnel services, and other related elements of logistical and program support
- (iv) **Military Department:** Air Force (DAD)
- (v) **Prior Related Cases, if any:** none
- (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:** 12 APR 2002

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

## **POLICY JUSTIFICATION**

### **Jordan – 3-Dimensional Long Range Surveillance Radar**

The Government of Jordan has requested a possible sale of one (1) AN/FPS-117 3-Dimensional Long Range Radar, spares and repair parts, publications and technical documentation, personnel training and training equipment, U.S. Government and contractor technical and logistics personnel services, and other related elements of logistical and program support. The estimated cost is \$22 million.

This proposed sale will further strengthen the military ties between the U.S. and the Hashemite Kingdom of Jordan. Strategically located in the Middle-Eastern region, Jordan has been a staunch U.S. ally for over thirty years. Jordan is geographically located in a highly volatile area and is providing crucial stability against overwhelming destabilizing forces. Jordan deployed key medical facilities and personnel in an effort to support the Afghanistan population in the aftermath of OPERATION ENDURING FREEDOM.

Jordan shares its easternmost border with Iraq and provides a critical buffer between potential adversaries and U.S. allies. This proposed sale will further strengthen Jordan as a coalition partner by providing greater interoperability and shared information resources with the U.S. and other coalition forces in the region.

Jordan is threatened by a hostile neighbor with credible air and land forces. While the nation depends on external support, the Royal Jordanian Air Force (RJAF) must have adequate and technologically current radar surveillance capabilities to protect its vital resources and centers of gravity (airfields, runways, support facilities, pre-positioned materials, petroleum refineries and storage systems, etc.) during the early part of an invasion until allies can arrive with reinforcements.

Jordan's relatively small population and defense force requires that it depend on a radar capability able to provide advanced early warning of potentially hostile activity. A large portion of Jordan's small defense force must be allocated to defend against an aerial attack; thus, advance warning, coupled with aerial choreography of launching aircraft, makes this sale a priority. To defend against large-scale attacks and attacks by high speed aircraft, the RJAF must be able to detect, identify, and track airborne forces accurately at long range.

Jordan requires a radar capable of detecting an adversary's activities at long ranges in order to protect its sovereign territory, population, and infrastructure. The proposed sale of this system will enhance Jordan's defensive capability against hostile attack and it will not have difficulty absorbing this system into its armed forces.

While Jordan does not have the resources to protect itself against a prolonged invasion, they are attempting to modernize their defense force with sufficient resources and capabilities to identify an adversary's intent and provide a tactical portrait of the field. Protection of critical assets such as air and land facilities is essential to secure the future of Jordan.

The prime contractor will be Lockheed Martin, Naval Electronics and Surveillance Systems of Syracuse, New York. There are no offset agreements proposed in connection with this potential sale.

There is no impact to U.S. readiness from this sale. This article will come from new procurement. Implementation of this sale will not require the assignment of U.S. Government (USG) representatives to Jordan. There will be a small team of U.S. contractor representatives to provide initial installation and radar operations testing, in addition to follow-on operations and maintenance instruction, and on-site technical support. The contractors will initially provide 24-hour support, followed by only one of the contractors remaining in Jordan to provide additional on-site technical support and training. The specific requirements for this support will be established during program definition between representatives of the USG and the purchaser.

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

Transmittal No. 02-24

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 AN/FPS-117 3-Dimensional Long Range Surveillance Radar System is a long range solid state radar capable of detecting and tracking targets up to 300KM distance. The radar operates on twenty frequencies up to 1400MHZ, in both peacetime and crisis situations offering both air surveillance and en route air traffic control. Its capabilities allow for adaptability to changing environmental conditions. Information on the AN/FPS-117 radar ranges from unclassified to secret.

2. If a technologically advanced adversary were to obtain knowledge of the specific hardware in this proposed sale, the information could be used to develop countermeasures which might reduce radar detection effectiveness or be used in the development of a system with similar or advanced capabilities.

3. A determination has been made that Jordan can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

**DEPARTMENT OF DEFENSE****Office of the Secretary****U.S. Court of Appeals for the Armed Forces Code Committee Meeting**

**ACTION:** Notice of public meeting.

**SUMMARY:** This notice announces the forthcoming public meeting of the Code Committee established by Article 146(a), Uniform Code of Military Justice, 10 U.S.C. § 946(a), to be held at the Courthouse of the United States Court of Appeals for the Armed Forces, 450 E Street, NW., Washington, DC 20442-0001, at 10:00 a.m. on Thursday, May 16, 2002. The agenda for this meeting will include consideration of proposed changes to the Uniform Code of Military Justice and the Manual for Courts-Martial, United States, and other matters relating to the operation of the Uniform Code of Military Justice throughout the Armed Forces.

**FOR FURTHER INFORMATION CONTACT:** William A. DeCicco, Clerk of Court, United States Court of Appeals for the Armed Forces, 450 E Street, Northwest, Washington, DC 20042-0001, telephone (202) 761-1448.

Dated: April 19, 2002.

**Patricia L. Toppings,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 02-10101 Filed 4-24-02; 8:45 am]

**BILLING CODE 5001-08-M**

needs of the Department of Defense. At this meeting, the Defense Science Board Task Force will also identify those approaches and techniques that potential enemies might take that could prepare them to revolutionize their warfare capabilities, thereby achieving a training surprise against the U.S. or its allies. This review will include, but not be limited to, unique training/education developments which might be spawned by allies or an adversary, training techniques and methodologies which might be transferred from the U.S. or through third parties, and finally, the possibilities emerging as a result of the globalization of military and information technologies, related commercial services and their application by other nations.

In accordance with section 10(d) of the Federal Advisory Committee Act, Pub. L. No. 92-463, as amended (5 U.S.C. App. II), it has been determined that this Defense Science Board meeting concerns matters listed in 5 U.S.C. 552b(c)(1) and that, accordingly, the meeting will be closed to the public.

Dated: April 19, 2002.

**Patricia L. Toppings,**

*Alternate OSD Federal Register, Liaison Officer, Department of Defense.*

[FR Doc. 02-10102 Filed 4-24-02; 8:45 am]

**BILLING CODE 5001-08-M**

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert Rosenkrans at U.S. Army Soldier and Biological Chemical Command, Kansas Street, Natick, MA 01760, Phone: (508) 233-4928 or E-mail: *Robert.Rosenkrans@natick.army.mil*.

**SUPPLEMENTARY INFORMATION:** Any licenses granted shall comply with 35 U.S.C. 209 and 37 CFR part 404. The following Patent Numbers, Titles and Issue dates are provided:

*Patent Number:* US 6,362,315 B2.

*Title:* Process to Control the Molecular Weight and Polydispersity of Substituted Polyphenols and Polyaromatic Amines by Enzymatic Synthesis in Organic Solvents, Microemulsions, and Biphasic Systems.

*Issue Date:* March 26, 2002.

*Patent Number:* US 6,362,314 B2.

*Title:* Process to Control the Molecular Weight and Polydispersity of Substituted Polyphenols and Polyaromatic Amines by Enzymatic Syntheses in Organic Solvents, Microemulsions, and Biphasic Systems.

*Issue Date:* March 26, 2002.

**Luz D. Ortiz,**

*Army Federal Register Liaison Officer.*

[FR Doc. 02-10159 Filed 4-24-02; 8:45 am]

**BILLING CODE 3710-08-M**

**DEPARTMENT OF DEFENSE****Office of the Secretary****Defense Science Board**

**AGENCY:** Department of Defense.

**ACTION:** Notice of advisory committee meetings.

**SUMMARY:** The Defense Science Board Task Force on Training for Future Conflicts will meet in closed session on May 30-31, 2002, at SAIC, Inc., 4001 N. Fairfax Drive, Arlington, VA. This Task Force will focus on identifying and characterizing what education and training are demanded by Joint Vision 2010/2020, and will address the development and demonstration time phasing over the next two decades for the combined triad of technology modernization, operational concepts, and training.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Acquisition, Technology & Logistics on scientific and technical matters as they affect the perceived

**DEPARTMENT OF DEFENSE****Department of the Army****Availability of Non-Exclusive, Exclusive License or Partially Exclusive Licensing of U.S. Patents**

**AGENCY:** Department of the Army, DoD.

**ACTION:** Notice.

**SUMMARY:** In accordance with 37 CFR part 404.6, announcement is made of the availability for licensing of U.S. Patent No. US 6,362,315 B2 entitled "Process of Control the Molecular Weight and Polydispersity of Substituted Polyphenols and Polyaromatic Amines by Enzymatic Synthesis in Organic Solvents, Microemulsions, and Biphasic Systems" issued March 26, 2002 and U.S. Patent No. US 6,362,314 B2 entitled "Process to Control the Molecular Weight and Polydispersity of Substituted Polyphenols and Polyaromatic Amines by Enzymatic Synthesis in Organic Solvents, Microemulsions, and Biphasic Systems" issued March 26, 2002. These patents are assigned to the United States Government as requested by the Secretary of the Army.

**DEPARTMENT OF DEFENSE****Department of the Army; Corps of Engineers****Intent To Prepare a Draft Environmental Impact Statement for Potential Multipurpose Projects for Ecosystem Restoration, Flood Damage Reduction, and Recreation Alternatives Within and Along the Portion of the San Antonio River Located in San Antonio, Bexar County, TX**

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** Section 335 of the Water Resources Development Act (WRDA) of 2000, passed by Congress, amended the San Antonio Channel Improvement Project (SACIP) by authorizing ecosystem restoration and recreation as project purposes in addition to the previously authorized flood damage reduction project purpose. An initial assessment based on implementation guidance for Section 335 indicates a Federal interest in continuing with more detailed studies for these purposes. In accordance with the National