

COMMISSION ON CIVIL RIGHTS**Agenda and Notice of Public Meeting of the Virginia Advisory Committee**

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights that a subcommittee conference call of the Virginia Advisory Committee will convene at 11 a.m. and adjourn at 11:45 a.m., Thursday, September 30, 2004. The purpose of the conference call is to conduct project planning.

This conference call is available to the public through the following call-in number: 1-800-473-6927, access code: 26457271. Any interested member of the public may call this number and listen to the meeting. Callers can expect to incur charges for calls not initiated using the supplied call-in number or over wireless lines, and the Commission will not refund any incurred charges. Callers will incur no charge for calls using the call-in number over land-line connections. Persons with hearing impairments may also follow the proceedings by first calling the Federal Relay Service at 1-800-977-8339 and providing the Service with the conference call number and access code.

To ensure that the Commission secures an appropriate number of lines for the public, persons are asked to register by contacting Barbara de La Viez of the Eastern Regional Office at 202-376-7533 by 4 p.m. on Wednesday, September 29, 2004.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated in Washington, DC September 21, 2004.

Ivy L. Davis,

Chief, Regional Programs Coordination Unit.

[FR Doc. 04-21597 Filed 9-24-04; 8:45 am]

BILLING CODE 6335-01-P

DEPARTMENT OF COMMERCE

[Docket No.: 040915267-4267-01]

Privacy Act Altered System of Records

AGENCY: Department of Commerce.

ACTION: Notice of amendment of Privacy Act System of Records, Commerce/ Department System 18; Employees Personnel files not covered by notices of other agencies to update the categories of records in the system to include records collected for the Workforce Assessment Database.

SUMMARY: In accordance with the requirements of the Privacy Act of 1974,

as amended, 5 U.S.C. 552a(e)(4) and (11), the Department of Commerce (Department) is issuing notice of our intent to amend the system of records entitled Commerce Department System 18; "Employees Personnel Files Not Covered By Notices of Other Agencies." This amendment adds to this system those records compiled in conjunction with the Workforce Assessment Database under the requirements of section 37(d) of the Office of Federal Procurement Policy Act (Federal Acquisition Reform Act of 1995) amendment, 41 U.S.C. 433(d). We invite public comment on the proposed changes in this publication.

DATES: To be considered, written comments must be submitted on or before October 27, 2004. Unless comments are received, the new system of records will become effective as proposed on the date of publication of a subsequent notice in the **Federal Register**.

ADDRESSES: Comments may be mailed to Curtina Smith, U.S. Department of Commerce, Room 6422, 1401 Constitution Avenue, NW., Washington, DC 20230, 202-482-4186.

SUPPLEMENTARY INFORMATION: This amendment adds to the subject system those files containing records compiled in accordance with section 37(d) of the Office of Federal Procurement Policy Act (Federal Acquisition Reform Act of 1995) amendment, 41 U.S.C. 433(d).

COMMERCE/DEPARTMENT-18**SYSTEM NAME:**

Employees Personnel Files Not Covered by Notices of Other Agencies.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

After m. add "n. For any records regarding the Workforce Assessment Database: The Office of Acquisition Management, U.S. Department of Commerce, Room 6422, Washington, DC 20230."

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:***CATEGORIES OF RECORDS IN THE SYSTEM:**

After U.S. Foreign and Commercial Service employee personnel and security information add "employee certifications, warrants, education and contact for Workforce Assessment Tool Database."

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

After E.O. 13164 add "41 U.S.C. 433(d)."

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:***DISCLOSURE TO CONSUMER REPORTING AGENCIES:*****POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:****STORAGE:*****RETRIEVABILITY:*****SAFEGUARDS:*****RETENTION AND DISPOSAL:*****SYSTEM MANAGER(S) AND ADDRESS:*****NOTIFICATION PROCEDURE:**

Delete "For records at location m, information may be obtained from Departmental Privacy Act Officer, Office of Executive Assistance Management, U.S. Department of Commerce, Washington, DC 20230." Add "For records at location m and n, information may be obtained from Departmental Privacy Act Officer, Office of Management and Organization, U.S. Department of Commerce, 1401 Constitution Avenue, NW., Washington, DC 20230."

RECORD ACCESS PROCEDURES:***CONTESTING RECORD PROCEDURES:*****RECORD SOURCE CATEGORIES:*****EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

Dated: September 22, 2004.

Brenda S. Dolan,

Department of Commerce, Freedom of Information/Privacy Act Officer.

[FR Doc. 04-21619 Filed 9-24-04; 8:45 am]

BILLING CODE 3510-03-P

DEPARTMENT OF COMMERCE**Bureau of Industry and Security****Action Affecting Export Privileges; Yaudat Mustafa Talyi, a.k.a. Joseph Talyi**

In the Matter of: Yaudat Mustafa Talyi a.k.a. Joseph Talyi, 41 Chamale Cove East, Slidell, Louisiana 70460, and Oakdale FDC, Federal Bureau of Prisons, P.O. Box 5600, Oakdale, Louisiana 71463, Respondent; Renewal of Order Temporarily Denying Export Privileges.

Pursuant to section 766.24 of the Export Administration Regulations ("EAR"),¹ the Bureau of Industry and

* Indicates that there are no changes to that paragraph of the notice.

¹ The EAR, which are currently codified at 15 CFR parts 730-774 (2004, are issued under the

Security ("BIS"), U.S. Department of Commerce, through its Office of Export Enforcement, has requested that I renew the order ("TDO") issued on March 19, 2004, temporarily denying the export privileges of Yaudat Mustafa Talyi, a.k.a. Joseph Talyi ("Talyi"), 41 Chamale Cove East, Slidell, Louisiana 70460; and Oakdale FDC, Federal Bureau of Prisons, P.O. Box 5060, Oakdale, Louisiana 71463. BIS is requested that the TDO be renewed for a period of 180 days or until an administrative case against Talyi is completed, whichever occurs earlier.

In its August 26, 2004, request for renewal of the TDO, BIS states that based upon new evidence, and evidence previously adduced that was the basis for the issuance of the initial order temporarily denying the export privileges of Talyi, as well as the subsequent renewals,² it believes that renewal of the current TDO is necessary to prevent further violations of the export control laws of the United States. See BIS Request for Renewal dated August 26, 2004, at 4.

BIS evidence attached to its request for renewal of the TDO indicates that Talyi has refused to enter into a settlement agreement, to which he previously agreed, concerning a BIS administrative enforcement case pending against him. See *id.* at 4–6. That settlement agreement was consistent with the criminal plea agreement that Talyi entered into that resulted in his criminal conviction. See *id.* at 7.

Specifically, BIS evidence indicates that on January 29, 2004, pursuant to a plea agreement filed in the United States District Court for the Eastern District of Louisiana, Talyi pled guilty to two felony counts of violating the

International Emergency Economic Powers Act for his participation in the export and attempted export of items to the United Arab Emirates that were violations of the initial TDO. See *id.* at 5. Talyi's plea agreement further stated that Talyi agreed to settle the BIS administrative case by paying \$75,000 civil penalty and accepting a 10-year denial of export privileges.³ See *id.* BIS evidence indicates the plea agreement stated that a copy of the settlement agreement for BIS's administrative case was attached thereto. See *id.* BIS evidence also indicates that settlement documents consistent with Talyi's criminal plea agreement were sent to Talyi's counsel on March 2, 2004. See *id.* at 5–6. However, BIS evidence has established that counsel for Talyi ignored repeated attempts by counsel for BIS to discuss the administrative case throughout the spring of 2004 and refused to return a signed settlement agreement consistent with the terms of the plea agreement. See *id.* at 6. Based on the foregoing, BIS has established that, to date, Talyi has failed to enter into a settlement agreement consistent with his criminal plea agreement despite his agreement to do so. See *id.* at 4–6.

BIS evidence further indicates that in failing to enter into a settlement agreement with BIS, it appears Talyi has breached the terms of his criminal plea agreement. See *id.* at 6. Additionally, due to Talyi's failure to abide by the terms of his agreement, BIS was forced to institute a formal administrative proceeding against Talyi and he has defaulted in that matter. See *id.*

In light of the above, I find that Talyi has demonstrated a continued pattern of noncompliance with the export control laws of the United States and terms of agreements with and orders of the United States government that establishes Talyi's complete disregard for the export control laws of the United States. Specifically, despite a TDO being issued against him on September 30, 2002, Talyi began violating its terms less than two weeks later. Then, on January 29, 2004, Talyi pled guilty to two felony counts for violations of the initial TDO and agreed to settle the BIS administrative case by paying a \$75,000 civil penalty and accepting a 10-year denial of his export privileges. Despite executing the plea agreement, which stated the BIS settlement agreement was

attached, Talyi has now refused to enter into a settlement agreement consistent with plea agreement and has forced BIS to pursue a formal administrative case against him due to his repeated failure to engage in any constructive settlement negotiations. Finally, Talyi has defaulted in the BIS administrative case pending against him and has apparently breached the terms of his criminal plea agreement.

Accordingly, I am renewing the order temporarily denying the export privileges of Talyi for a period of 180 days or until the administrative enforcement case against him is completed, whichever occurs earlier as I have concluded that a TDO against Talyi continues to be necessary, in the public interest, to prevent an imminent violation of the EAR.

It is Therefore Ordered:

First, that Yaudat Mustafa Talyi, a.k.a. Joseph Talyi ("Talyi"), 41 Chamale Cove East, Slidell, Louisiana 70460; and Oakdale FDC, Federal Bureau of Prisons, P.O. Box 5060, Oakdale, Louisiana 71463 (the "Denied Person") may not, directly or indirectly, participate in any way in any transaction involving any commodity, software of technology (hereinafter collectively referred to as "item") exported or to be exported from the United States that is subject to the Export Administration Regulations ("EAR"), or in any other activity subject to the EAR, 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 EAR, or in any other activity subject to the EAR; or

C. Benefitting in any way from any transaction involving any item exported or to be exported from the United States that is subject to the EAR, or in any other activity subject to the EAR.

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 EAR;

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 EAR that has been or will be exported from the United States,

Export Administration Act of 1979, as amended (50 U.S.C. app. 2401–2420) (2000) (the "Act"). From August 21, 1994, through November 12, 2000, the Act was in lapse. During that period, the President, through Executive Order 12924, which had been extended by successive Presidential Notices, the last of which was August 3, 2000 (3 CFR, 2000 Comp. 397 (2001)), continued the EAR in effect under the International Emergency Economic Powers Act (50 U.S.C. 1701–1707 (2000)) ("IEEPA"). On November 13, 2000, the Act was reauthorized and it remained in effect through August 20, 2001. Since August 21, 2001, the Act has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 CFR, 2001 Comp. 783 (2002)), as extended by the Notice of August 6, 2004, (69 FR 48763 (August 10, 2004)), continued the Regulations in effect under the IEEPA.

² The Assistant Secretary of Commerce for Export Enforcement ("Assistant Secretary") initially issued a TDO against Talyi and his two companies on September 30, 2002. The Assistant Secretary renewed the TDO on March 29, 2003, modified it on July 24, 2003, to add related persons, again renewed it on September 24, 2003, and renewed it on March 19, 2004, as to Talyi alone.

³ On April 28, 2004, U.S. District Court Judge Jay C. Zainey sentenced Talyi to five months in prison, five months of home confinement, one year of supervised release, and a \$25,000 criminal fine for the two felony convictions. See *id.* at 5.

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 EAR that has been exported from the United States;

D. Obtain from the Denied Person order in the United States any item subject to the EAR 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 EAR that has been or will be exported from the United States and which 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 EAR 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, in addition to the related person named above, after notice and opportunity for comment as provided in section 766.23 of the EAR, any other person, firm, corporation, or business organization related to the denied person by affiliation, ownership, control, or position or 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 EAR where the only items involved that are subject to the EAR are the foreign-produced direct product of U.S.-origin technology.

In accordance with the provisions of section 766.24(e) of the EAR, denied persons may, at any time, appeal this Order by filing a full written statement in support of the appeal with the Office of the Administrative Law Judge, U.S. Coast Guard ALJ Docketing Center, 40 South Gay Street, Baltimore, Maryland 21202-4022.

This Order is effective immediately and shall remain in effect for a period of 180 days or until an administrative enforcement case against Talyi is completed, whichever occurs earlier.

A copy of this Order shall be served on Talyi and shall be published in the **Federal Register**.

Entered this 13th day of September, 2004.

Julie L. Myers,

Assistant Secretary of Commerce for Export Enforcement.

[FR Doc. 04-21558 Filed 9-24-04; 8:45 am]

BILLING CODE 3510-DT-M

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

Materials Technical Advisory Committee; Notice of Closed Meeting

The Materials Technical Advisory Committee will meet on October 14, 2004, at 10:30 a.m., in the Herbert C. Hoover Building, Room 3884, 14th Street and Pennsylvania Avenue, NW., Washington, DC. The Committee advises the Office of the Assistant Secretary for Export Administration with respect to technical questions that affect the level of export controls applicable to materials and related technology.

The Committee will meet only in closed session to discuss matters determined to be exempt from the provisions relating to public meetings found in 5 U.S.C. app. 2 10(a)(1) and 10(a)(3). The Assistant Secretary for Administration, with the concurrence of the delegate of the General Counsel, formally determined on September 13, 2004, pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. app. 2 (10)(d)), that the portions of this meeting dealing with pre-decisional changes to the Commerce Control List and U.S. export control policies and the portions of this meeting disclosing privileged and confidential business information shall be exempt from the provisions relating to public meetings found in 5 U.S.C. app. 2 10(a)(1) and 10(a)(3). The entire meeting will include discussion concerning these matters.

For more information, contact Lee Ann Carpenter on 202-482-2583.

Dated: September 22, 2004.

Lee Ann Carpenter,

Committee Liaison Officer.

[FR Doc. 04-21564 Filed 9-24-04; 8:45 am]

BILLING CODE 3510-JT-M

DEPARTMENT OF COMMERCE

International Trade Administration

[A-201-822]

Stainless Steel Sheet & Strip in Coils from Mexico; Extension of Time Limits for Preliminary and Final Results of Full ("Sunset") Review of Antidumping Duty Order

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of Extension of Time Limit for the Preliminary and Final Results of Full ("Sunset") Review of Antidumping Duty Order: Stainless Steel Sheet & Strip in Coils from Mexico.

SUMMARY: The Department of Commerce ("the Department") is extending the time limit for its preliminary and final results in the full sunset review of the antidumping duty order on stainless steel sheet & strip in coils ("SSSS") from Mexico. The Department intends to issue preliminary results of this sunset review on or about November 4, 2004. In addition, the Department intends to issue its final results of this review on or about February 28, 2005 (120 days after the date of publication in the **Federal Register** of the preliminary results).

EFFECTIVE DATE: September 27, 2004.

FOR FURTHER INFORMATION CONTACT: Martha V. Douthitt., Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street & Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-5050.

Extension of Preliminary and Final Results of Review:

On June 1, 2004, the Department initiated a sunset review of the antidumping duty order on SSSS from Mexico. *See Initiation of Five-Year (Sunset) Reviews*, 69 FR 30874 (June 1, 2004). The Department, in this proceeding, determined that it would conduct a full (240 day) sunset review of this order based on responses to the notice of initiation from domestic and respondent interested parties. The Department's preliminary results of this review were scheduled for September 20, 2004. The Department, however, needs additional time to consider issues related to the appropriate margin(s) of dumping likely to prevail if the order is revoked to provide to the International Trade Commission. Thus, the Department intends to issue the preliminary results on or about November 4, 2004 and the final results