

is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

### Regulatory Findings

This AD will not have federalism implications under Executive Order 13132. This AD will not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify that this AD:

- (1) Is not a “significant regulatory action” under Executive Order 12866,
- (2) Is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979),
- (3) Will not affect intrastate aviation in Alaska, and
- (4) Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

### Adoption of the Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA amends 14 CFR part 39 as follows:

## PART 39—AIRWORTHINESS DIRECTIVES

- 1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

### § 39.13 [Amended]

- 2. The FAA amends § 39.13 by adding the following new airworthiness directive (AD):

#### 2016-04-08 The Boeing Company:

Amendment 39-18402; Docket No. FAA-2016-3699; Directorate Identifier 2015-NM-109-AD.

#### (a) Effective Date

This AD is effective March 9, 2016.

#### (b) Affected ADs

None.

#### (c) Applicability

The Boeing Company Model 787-8 airplanes, certificated in any category, having line numbers 78 and 82.

#### (d) Subject

Air Transport Association (ATA) of America Code 57, Wings.

### (e) Unsafe Condition

This AD was prompted by a report that certain web fastener holes in the overwing flex-tees at the wing-to-body interface might not have been deburred properly when manufactured. We are issuing this AD to detect and correct cracking in the web fastener holes in the overwing flex-tees, which can weaken the primary wing structure so it cannot sustain limit load.

### (f) Compliance

Comply with this AD within the compliance times specified, unless already done.

### (g) Revision to Maintenance or Inspection Program

Within 30 days after the effective date of this AD, revise the maintenance or inspection program, as applicable, to incorporate the applicable inspection requirement identified in paragraphs (g)(1) and (g)(2) of this AD, as specified in Boeing 787 Airworthiness Limitations—Line Number Specific, D011Z009-03-02, dated February 2015. The initial compliance time for the tasks is at the applicable time specified in Boeing 787 Airworthiness Limitations—Line Number Specific, D011Z009-03-02, dated February 2015.

(1) For the airplane having line number 78: Principal Structural Element 57-10-06a\_MRB9, “Overwing Flex-Tee—Web Fastener Holes.”

(2) For the airplane having line number 82: Principal Structural Element 57-10-06a\_MRB10, “Overwing Flex-Tee—Web Fastener Holes.”

### (h) Alternative Methods of Compliance (AMOCs)

(1) The Manager, Settle Aircraft Certification Office (ACO), FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. In accordance with 14 CFR 39.19, send your request to your principal inspector or local Flight Standards District Office, as appropriate. If sending information directly to the manager of the ACO, send it to the attention of the person identified in paragraph (i) of this AD. Information may be emailed to: [9-ANM-Seattle-ACO-AMOC-Requests@faa.gov](mailto:9-ANM-Seattle-ACO-AMOC-Requests@faa.gov).

(2) Before using any approved AMOC, notify your appropriate principal inspector, or lacking a principal inspector, the manager of the local flight standards district office/certificate holding district office.

(3) An AMOC that provides an acceptable level of safety may be used for any repair, modification, or alteration required by this AD if it is approved by the Boeing Commercial Airplanes Organization Designation Authorization (ODA) that has been authorized by the Manager, Seattle ACO, to make those findings. To be approved, the repair method, modification deviation, or alteration deviation must meet the certification basis of the airplane, and the approval must specifically refer to this AD.

### (i) Related Information

For more information about this AD, contact Melanie Violette, Senior Aerospace

Engineer, Airframe Branch, ANM-120S, FAA, Seattle ACO, 1601 Lind Avenue SW., Renton, WA 98057-3356; phone: 425-917-6422; fax: 425-917-6590; email: [Melanie.Violette@faa.gov](mailto:Melanie.Violette@faa.gov).

### (j) Material Incorporated by Reference

(1) The Director of the Federal Register approved the incorporation by reference (IBR) of the service information listed in this paragraph under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) You must use this service information as applicable to do the actions required by this AD, unless the AD specifies otherwise.

(i) Boeing 787 Airworthiness Limitations—Line Number Specific, D011Z009-03-02, dated February 2015.

(ii) Reserved.

(3) For service information identified in this AD, contact Boeing Commercial Airplanes, Attention: Data & Services Management, P.O. Box 3707, MC 2H-65, Seattle, WA 98124-2207; telephone 206-544-5000, extension 1; fax 206-766-5680; Internet <https://www.myboeingfleet.com>.

(4) You may view this service information at FAA, Transport Airplane Directorate, 1601 Lind Avenue SW., Renton, WA. For information on the availability of this material at the FAA, call 425-227-1221.

(5) You may view this service information that is incorporated by reference at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: <http://www.archives.gov/federal-register/cfr/ibr-locations.html>.

Issued in Renton, Washington, on February 10, 2016.

**Michael Kaszycki,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 2016-03562 Filed 2-22-16; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

#### 15 CFR Part 744

[Docket No. 151209999-5999-01]

RIN 0694-AG81

### Addition of Certain Persons and Modification of Certain Entries to the Entity List; and Removal of Certain Persons From the Entity List

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Final rule.

**SUMMARY:** This rule amends the Export Administration Regulations (EAR) by adding eight persons under eight entries to the Entity List. The eight persons who are added to the Entity List have been determined by the U.S. Government to be acting contrary to the national

security or foreign policy interests of the United States. These eight persons will be listed on the Entity List under the destination of the United Arab Emirates (U.A.E.). This final rule also removes nine persons from the Entity List, as the result of a request for removal submitted by these persons, a review of information provided in the removal request in accordance with the procedure for requesting removal or modification of an Entity List entity and further review conducted by the End-User Review Committee (ERC). Finally, this rule is also revising six existing entries in the Entity List. One entry under Iran is modified to correct the entry by updating the **Federal Register** citation. Five entries on the Entity List under the destinations of Armenia, Greece, India, Pakistan and the United Kingdom (U.K.) are modified to reflect a removal from the Entity List.

**DATES:** This rule is effective February 23, 2016.

**FOR FURTHER INFORMATION CONTACT:** Chair, End-User Review Committee, Office of the Assistant Secretary, Export Administration, Bureau of Industry and Security, Department of Commerce, Phone: (202) 482-5991, Fax: (202) 482-3911, Email: [ERC@bis.doc.gov](mailto:ERC@bis.doc.gov).

**SUPPLEMENTARY INFORMATION:**

**Background**

The Entity List (Supplement No. 4 to Part 744) identifies entities and other persons reasonably believed to be involved in or to pose a significant risk of being or becoming involved in activities that are contrary to the national security or foreign policy interests of the United States. The EAR imposes additional license requirements on, and limits the availability of most license exceptions for exports, reexports, and transfers (in-country) to those persons or entities listed on the Entity List. The “license review policy” for each listed entity or other person is identified in the License Review Policy column on the Entity List and the impact on the availability of license exceptions is described in the **Federal Register** notice adding entities or other persons to the Entity List. BIS places entities and other persons on the Entity List pursuant to sections of part 744 (Control Policy: End-User and End-Use Based) and part 746 (Embargoes and Other Special Controls) of the EAR.

The ERC, composed of representatives of the Departments of Commerce (Chair), State, Defense, Energy and, where appropriate, the Treasury, makes all decisions regarding additions to, removals from, or other modifications to the Entity List. The ERC makes all

decisions to add an entry to the Entity List by majority vote and all decisions to remove or modify an entry by unanimous vote.

**ERC Entity List Decisions**

*Additions to the Entity List*

This rule implements the decision of the ERC to add eight persons under eight entries to the Entity List. These eight persons are being added on the basis of § 744.11 (License requirements that apply to entities acting contrary to the national security or foreign policy interests of the United States) of the EAR. The eight entries added to the entity list are located in the U.A.E.

The ERC reviewed § 744.11(b) (Criteria for revising the Entity List) in making the determination to add these eight persons to the Entity List. Under that paragraph, persons and those acting on behalf of such persons may be added to the Entity List if there is reasonable cause to believe, based on specific and articulable facts, that they have been involved, are involved, or pose a significant risk of being or becoming involved in, activities that are contrary to the national security or foreign policy interests of the United States. Paragraphs (b)(1) through (b)(5) of § 744.11 include an illustrative list of activities that could be contrary to the national security or foreign policy interests of the United States. Pursuant to § 744.11 of the EAR, the ERC determined that the eight entities, located in the destination of the U.A.E., be added to the Entity List for actions contrary to the national security or foreign policy interests of the United States.

Specifically, the ERC determined that two entities located in the U.A.E., Euro Vision Technology LLC and Noun Nasreddine, should be added to the Entity List on the basis of their attempts to procure U.S.-origin technology on behalf of designated persons, contrary to the national security and foreign policy interests of the United States. Specifically, these persons in the U.A.E. have been involved in supplying U.S.-origin items to persons designated by the Secretary of State as Foreign Terrorist Organizations (FTOs) and present a risk of supplying U.S.-origin items to embargoed destinations without the required authorizations. An additional two entities located in the U.A.E., Dow Technology and Hassan Dow, are also being added to the Entity List on the basis of their procurements of U.S.-origin technology on behalf of persons that have been involved in supplying U.S.-origin items to persons

designated by the Secretary of State as FTOs.

Pursuant to § 744.11 of the EAR, the ERC determined that the conduct of these four persons raises sufficient concern that prior review of exports, reexports or transfers (in-country) of items subject to the EAR involving these persons, and the possible imposition of license conditions or license denials on shipments to the persons, will enhance BIS’s ability to prevent violations of the EAR.

In addition, the ERC has determined that for four other entities located in the U.A.E., FWS Trading FZE, Rainbow General Trading Company, Hamed Kianynejad and Mojtaba Alikhani, there is reasonable cause to believe, based on specific and articulable facts, that they prevented the successful accomplishment of end-use checks by BIS officials. Prevention of an end-use check is one of the criteria for addition to the Entity List in the illustrative list of activities contrary to U.S. national security and foreign policy found in § 744.11 of the EAR.

Pursuant to § 744.11 (b)(4) of the EAR, the ERC determined that the conduct of these four persons (FWS Trading, Rainbow General, Kianynejad and Alikhani) raises sufficient concern that prior review of exports, reexports or transfers (in-country) of items subject to the EAR involving these persons, and the possible imposition of license conditions or license denials on shipments to the persons, will enhance BIS’s ability to prevent violations of the EAR.

For the eight persons added to the Entity List, BIS imposes a license requirement for all items subject to the EAR and a license review policy of presumption of denial. The license requirements apply to any transaction in which items are to be exported, reexported, or transferred (in-country) to any of the persons or in which such persons act as purchaser, intermediate consignee, ultimate consignee, or end-user. In addition, no license exceptions are available for exports, reexports, or transfers (in-country) to the persons being added to the Entity List in this rule. The acronym “a.k.a.” (also known as) is used in entries on the Entity List to help exporters, reexporters and transferors better identify listed persons on the Entity List.

This final rule adds the following eight persons under eight entries to the Entity List:

**United Arab Emirates**

- (1) *Dow Technology*,  
W-38 Musalla Tower, Dubai, U.A.E.;  
and P.O. Box 5780, Dubai, U.A.E.;

- (2) *Euro Vision Technology LLC*, #701 Damas Tower, 702 Al Maktoum St, Dubai, U.A.E.; and 701 Attar Tower, Maktoum St, Dubai, U.A.E.; and City Tower, Al Maktoum St, Office No. 701, Dubai U.A.E.; and P.O. Box 40595, Dubai, U.A.E.; and Warehouse No. 8, Plot No. 238, Rashidiya, Dubai, U.A.E.;
- (3) *FWS Trading FZE*, Rainbow No. 1212, Ajman Free Zone, Ajman, U.A.E.; and City Tower 2, Office #2004, Dubai, U.A.E.;
- (4) *Hamed Kianynejad*, Rainbow No. 1212, Ajman Free Zone, Ajman, U.A.E.; and City Tower 2, Office #2004, Dubai, U.A.E.; and City Tower 2, 20th Floor, Office #2005, Sheikh Zayed Road, Dubai, U.A.E.;
- (5) *Hassan Dow*, W-38 Musalla Tower, Dubai, U.A.E.; and P.O. Box 5780, Dubai, U.A.E.;
- (6) *Mojtaba Alikhani*, Rainbow No. 1212, Ajman Free Zone, Ajman, U.A.E.; and City Tower 2, Office #2004, Dubai, U.A.E.;
- (7) *Noun Nasreddine*, a.k.a., the following one alias: —N.A. Nasreddine. #701 Damas Tower, 702 Al Maktoum St, Dubai, U.A.E.; and 701 Attar Tower, Maktoum St, Dubai, U.A.E.; and City Tower, Al Maktoum St, Office No. 701, Dubai U.A.E.; and P.O. Box 40595, Dubai, U.A.E.; and Warehouse No. 8, Plot No. 238, Rashidiya, Dubai, U.A.E.; and
- (8) *Rainbow General Trading Company*, City Tower 2, 20th Floor, Office #2005, Sheikh Zayed Road, Dubai, U.A.E.

#### Removals From the Entity List

This rule implements a decision of the ERC to remove the following nine persons from the Entity List based on a removal request submitted by Indira, Jaideep and Nitin Mirchandani and their six companies: Agneet Sky Limited, located in Ireland; and Aeolus FZE, Aerospace Company FZE, Aircon Beibars FZE, Group Sky One, and Veteran Avia LLC, all located in the U.A.E. These entities were added to the Entity List on September 28, 2014 (79 FR 55999) pursuant to § 744.11 (b)(5) of the EAR. Jaideep Mirchandani and his family members, Indira Mirchandani and Nitin Mirchandani, and the entities owned, operated or controlled by them, were found to be involved in activities supporting the Syrian regime and attempting to export a U.S.-origin aircraft to Syria that would be used to further support the Syrian regime. The ERC's decision to remove these nine persons from the Entity List was based on information provided by the entities

in their appeal request pursuant to § 744.16 (Procedure for requesting removal or modification of an Entity List entity) and further review conducted by the ERC.

In accordance with § 744.16(c), the Deputy Assistant Secretary for Export Administration has sent written notification informing these persons of the ERC's decision.

This final rule implements the decision to remove the following nine entities located in Ireland and the U.A.E. from the Entity List.

#### Ireland

- (1) *Agneet Sky Limited*, 12, Fitzwilliam Place Dublin, 2 Ireland.

#### United Arab Emirates

- (1) *Aeolus FZE*, a.k.a., the following one alias: —Aeolus Air Group. Sharjah Airport Saif Zone, P.O. Box 120435 Sharjah, U.A.E.;
- (2) *Aerospace Company FZE*, a.k.a., the following one alias: —Aerospace Consortium. 18, Fujairah Free Zone, P.O. Box 1729, Fujairah, U.A.E.; and Fujairah Free Zone, P.O. Box 7168, Fujairah, U.A.E.;
- (3) *Aircon Beibars FZE*, Plot of Land L4—03, 04, 05, 06, P.O. Box 121095, Sharjah, U.A.E.;
- (4) *Indira Mirchandani*, Town House 1033 Uptown Mirdif, Mirdif, Algeria Street, Dubai, U.A.E.;
- (5) *Jaideep Mirchandani*, a.k.a., the following one alias: —Jaidip Mirchandani. Villa No. W10 Emirates Hills, Dubai, U.A.E.;
- (6) *Nitin Mirchandani*, a.k.a., the following one alias: —Nithin Merchandani. H2601 Executive Towers, Business Bay, Dubai, U.A.E.;
- (7) *Group Sky One*, a.k.a., the following one alias: —Sky One FZE. Q4 76, Sharjah Airport Free Zone, Sharjah, U.A.E., and Executive Desk, Q1—05, 030/C, P.O. Box 122849, Sharjah, U.A.E.; and
- (8) *Veteran Avia LLC*, a.k.a., the following one alias: —Veteran Airline. Sharjah SAIF Zone, Sharjah, U.A.E.; and Y2—307, Saif Zone, Sharjah International Airport, P.O. Box 122598, Sharjah, U.A.E. (See also addresses under Armenia, Greece, India, Pakistan, and U.K., which have been revised to reflect this removal).

The removal of the nine persons referenced above, which was approved

by the ERC, eliminates the existing license requirements in Supplement No. 4 to part 744 for exports, reexports and transfers (in-country) to these entities. However, the removal of these nine persons from the Entity List does not relieve persons of other obligations under part 744 of the EAR or under other parts of the EAR. Neither the removal of an entity from the Entity List nor the removal of Entity List-based license requirements relieves persons of their obligations under General Prohibition 5 in § 736.2(b)(5) of the EAR which provides that, “you may not, without a license, knowingly export or reexport any item subject to the EAR to an end-user or end-use that is prohibited by part 744 of the EAR.” Additionally, these removals do not relieve persons of their obligation to apply for export, reexport or in-country transfer licenses required by other provisions of the EAR. BIS strongly urges the use of Supplement No. 3 to part 732 of the EAR, “BIS’s ‘Know Your Customer’ Guidance and Red Flags,” when persons are involved in transactions that are subject to the EAR.

#### Corrections and Conforming Changes to the Entity List

This final rule implements corrections and conforming changes for six existing entries on the Entity List. Under the destination of Iran, the entry for Simin Neda Industrial and Electrical Parts is amended by correcting the **Federal Register** citation. Under the destinations of Armenia, Greece, India, Pakistan and the United Kingdom, the five entries for the entity Veteran Avia LLC, a.k.a., Veteran Airline, are amended to reflect the removal of the Veteran Avia LLC entity located in the U.A.E.

**Correction for Federal Register citation.** The original citation for the final rule that added Simin Neda Industrial and Electrical Parts to the Entity list was erroneously listed as 72 FR 38008, 7/12/07 in the following rule: *Addition of Certain Persons to the Entity List; and Implementation of Entity List Annual Review Changes*, April 25, 2012 (72 FR 24590). Simin Neda Industrial and Electrical Parts was added to the Entity List in the following rule: *Addition of Certain Persons to the Entity List; Removal of General Order From the Export Administration Regulations (EAR)*, September 22, 2008 (73 FR 54507). This final rule corrects the original **Federal Register** citation for this entity to correctly reference the **Federal Register** citation for the September 22, 2008 final rule. This final rule does not make any other changes to this Iranian entity. The entity name remains the same, the license

requirement remains for all items subject to the EAR, and the license application review policy remains a presumption of denial.

*Conforming changes for an approved removal.* This final rule revises five entries in the Entity List for the entity Veteran Avia LLC to remove all references to the U.A.E. location of Veteran Avia LLC. As described above, the U.A.E. location of Veteran LLC was approved for removal from the Entity List. Therefore, this final rule makes conforming changes to the remaining five entries for the entity Veteran Avia LLC to remove the cross reference to the U.A.E. This final rule does not make any other changes to these five entries. The license requirement remains for all items subject to the EAR, and the license application review policy remains a presumption of denial.

This final rule makes the following revisions to six entries on the Entity List:

#### Armenia

- (1) *Veteran Avia LLC*, a.k.a., the following one alias:  
—Veteran Airline.  
64, Baghramyan Avenue, Apt 16, Yerevan 0033, Armenia; and 1 Eervand Kochari Street Room 1, 375070 Yerevan, Armenia (See also addresses under Greece, India, Pakistan, and U.K.).

#### Greece

- (1) *Veteran Avia LLC*, a.k.a., the following one alias:  
—Veteran Airline.  
24, A. Koumbi Street, Markopoulo 190 03, Attika, Greece (See also addresses under Armenia, India, Pakistan, and U.K.).

#### India

- (1) *Veteran Avia LLC*, a.k.a., the following one alias:  
—Veteran Airline.  
A-107, Lajpat Nagar—I New Delhi 110024, India; and Room No. 34 Import Cargo, IGI Airport Terminal—II, New Delhi 110037, India; and 25B, Camac Street 3E, Camac Court Kolkatta, 700016, India; and Ali's Chamber #202, 2nd Floor Sahar Cargo Complex Andheri East Mumbai, 400099, India (See also addresses under Armenia, Greece, Pakistan, and U.K.).

#### Iran

- (1) *Simin Neda Industrial and Electrical Parts*, a.k.a., the following alias:  
—TTSN.  
No. 22, Second Floor, Amjad Bldg., Jomhoori Ave., Tehran, Iran.

#### Pakistan

- (1) *Veteran Avia LLC*, a.k.a., the following one alias:  
—Veteran Airline.  
Room No. 1, ALC Building, PIA Cargo Complex Jiap, Karachi, Pakistan (See also addresses under Armenia, Greece, India, and U.K.).

#### United Kingdom

- (1) *Veteran Avia LLC*, a.k.a., the following one alias:  
—Veteran Airline.  
1 Beckett Place, South Hampshire, London, U.K. (See also addresses under Armenia, Greece, India, and Pakistan).

#### Savings Clause

Shipments of items removed from eligibility for a License Exception or export or reexport without a license (NLR) as a result of this regulatory action that were en route aboard a carrier to a port of export or reexport, on February 23, 2016 pursuant to actual orders for export or reexport to a foreign destination, may proceed to that destination under the previous eligibility for a License Exception or export or reexport without a license (NLR).

#### Export Administration Act

Although the Export Administration Act expired on August 20, 2001, the President, through Executive Order 13222 of August 17, 2001, 3 CFR, 2001 Comp., p. 783 (2002), as amended by Executive Order 13637 of March 8, 2013, 78 FR 16129 (March 13, 2013) and as extended by the Notice of August 7, 2015, 80 FR 48233 (August 11, 2015), has continued the Export Administration Regulations in effect under the International Emergency Economic Powers Act. BIS continues to carry out the provisions of the Export Administration Act, as appropriate and to the extent permitted by law, pursuant to Executive Order 13222, as amended by Executive Order 13637.

#### Rulemaking Requirements

1. Executive Orders 13563 and 12866 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This rule has been determined to be not

significant for purposes of Executive Order 12866.

2. Notwithstanding any other provision of law, no person is required to respond to nor be subject to a penalty for failure to comply with a collection of information, subject to the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) (PRA), unless that collection of information displays a currently valid Office of Management and Budget (OMB) Control Number. This regulation involves collections previously approved by OMB under control number 0694–0088, Simplified Network Application Processing System, which includes, among other things, license applications and carries a burden estimate of 43.8 minutes for a manual or electronic submission.

Total burden hours associated with the PRA and OMB control number 0694–0088 are not expected to increase as a result of this rule. You may send comments regarding the collection of information associated with this rule, including suggestions for reducing the burden, to Jasmeet K. Seehra, Office of Management and Budget (OMB), by email to [Jasmeet.K.Seehra@omb.eop.gov](mailto:Jasmeet.K.Seehra@omb.eop.gov), or by fax to (202) 395–7285.

3. This rule does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

4. For the eight persons added to the Entity List in this final rule, the provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking, the opportunity for public comment and a delay in effective date are inapplicable because this regulation involves a military or foreign affairs function of the United States. (See 5 U.S.C. 553(a)(1)). BIS implements this rule to protect U.S. national security or foreign policy interests by preventing items from being exported, reexported, or transferred (in country) to the persons being added to the Entity List. If this rule were delayed to allow for notice and comment and a delay in effective date, the entities being added to the Entity List by this action would continue to be able to receive items without a license and to conduct activities contrary to the national security or foreign policy interests of the United States. In addition, publishing a proposed rule would give these parties notice of the U.S. Government's intention to place them on the Entity List and would create an incentive for these persons to either accelerate receiving items subject to the EAR to conduct activities that are contrary to the national security or foreign policy

interests of the United States, and/or to take steps to set up additional aliases, change addresses, and other measures to try to limit the impact of the listing on the Entity List once a final rule was published. Further, no other law requires that a notice of proposed rulemaking and an opportunity for public comment be given for this rule. Because a notice of proposed rulemaking and an opportunity for public comment are not required to be given for this rule by 5 U.S.C. 553, or by any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are not applicable. Accordingly, no regulatory flexibility analysis is required and none has been prepared.

5. For the nine removals from the Entity List in this final rule, pursuant to the Administrative Procedure Act (APA), 5 U.S.C. 553(b)(B), BIS finds good cause to waive requirements that this rule be subject to notice and the opportunity for public comment because it would be contrary to the public interest.

In determining whether to grant removal requests from the Entity List, a committee of U.S. Government agencies (the End-User Review Committee (ERC)) evaluates information about and commitments made by listed persons requesting removal from the Entity List, the nature and terms of which are set forth in 15 CFR part 744, Supplement No. 5, as noted in 15 CFR 744.16(b). The information, commitments, and criteria for this extensive review were all established through the notice of proposed rulemaking and public comment process (72 FR 31005 (June 5, 2007) (proposed rule), and 73 FR 49311 (August 21, 2008) (final rule)). These nine removals have been made within the established regulatory framework of the Entity List. If the rule were to be delayed to allow for public comment, U.S. exporters may face unnecessary economic losses as they turn away potential sales because the customer remained a listed person on the Entity List even after the ERC approved the removal pursuant to the rule published at 73 FR 49311 on August 21, 2008. By publishing without prior notice and comment, BIS allows the applicant to receive U.S. exports immediately because the applicant already has received approval by the ERC pursuant to 15 CFR part 744, Supplement No. 5, as noted in 15 CFR 744.16(b).

The removals from the Entity List granted by the ERC involve interagency deliberation and result from review of public and non-public sources, including sensitive law enforcement information and classified information,

and the measurement of such information against the Entity List removal criteria. This information is extensively reviewed according to the criteria for evaluating removal requests from the Entity List, as set out in 15 CFR part 744, Supplement No. 5 and 15 CFR 744.16(b). For reasons of national security, BIS is not at liberty to provide to the public detailed information on which the ERC relied to make the decisions to remove these nine entities. In addition, the information included in the removal request is information exchanged between the applicant and the ERC, which by law (section 12(c) of the Export Administration Act), BIS is restricted from sharing with the public. Moreover, removal requests from the Entity List contain confidential business information, which is necessary for the extensive review conducted by the U.S. Government in assessing such removal requests.

Section 553(d) of the APA generally provides that rules may not take effect earlier than thirty (30) days after they are published in the **Federal Register**. BIS finds good cause to waive the 30-day delay in effectiveness under 5 U.S.C. 553(d)(1) because this rule is a substantive rule which relieves a restriction. This rule's removal of nine persons from the Entity List removes a requirement (the Entity-List-based license requirement and limitation on use of license exceptions) on these nine persons being removed from the Entity List. The rule does not impose a requirement on any other person for these nine removals from the Entity List.

In addition, the Department finds that there is good cause under 5 U.S.C. 553(b)(B) to waive the provisions of the Administrative Procedure Act (APA) requiring prior notice and the opportunity for public comment for the six corrections and conforming changes included in this rule because they are either unnecessary or contrary to the public interest. The following six corrections and conforming changes are non-substantive or are limited to ensure consistency with a past rulemaking, and thus prior notice and the opportunity for public comment is unnecessary. One correction is limited to correcting the **Federal Register** citation to ensure consistency with a past rulemaking. The other five conforming changes are limited to making a conforming change to reflect the removal of the Veteran Avia LLC entity located in the U.A.E. These five conforming changes are needed to correct the cross reference parenthetical phrase included in each of these five entries.

No other law requires that a notice of proposed rulemaking and an

opportunity for public comment be given for this final rule. Because a notice of proposed rulemaking and an opportunity for public comment are not required under the APA or by any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are not applicable. As a result, no final regulatory flexibility analysis is required and none has been prepared.

#### List of Subjects in 15 CFR Part 744

Exports, Reporting and recordkeeping requirements, Terrorism.

Accordingly, part 744 of the Export Administration Regulations (15 CFR parts 730–774) is amended as follows:

#### PART 744—[AMENDED]

■ 1. The authority citation for 15 CFR part 744 continues to read as follows:

**Authority:** 50 U.S.C. app. 2401 *et seq.*; 50 U.S.C. 1701 *et seq.*; 22 U.S.C. 3201 *et seq.*; 42 U.S.C. 2139a; 22 U.S.C. 7201 *et seq.*; 22 U.S.C. 7210; E.O. 12058, 43 FR 20947, 3 CFR, 1978 Comp., p. 179; E.O. 12851, 58 FR 33181, 3 CFR, 1993 Comp., p. 608; E.O. 12938, 59 FR 59099, 3 CFR, 1994 Comp., p. 950; E.O. 12947, 60 FR 5079, 3 CFR, 1995 Comp., p. 356; E.O. 13026, 61 FR 58767, 3 CFR, 1996 Comp., p. 228; E.O. 13099, 63 FR 45167, 3 CFR, 1998 Comp., p. 208; E.O. 13222, 66 FR 44025, 3 CFR, 2001 Comp., p. 783; E.O. 13224, 66 FR 49079, 3 CFR, 2001 Comp., p. 786; Notice of January 21, 2015, 80 FR 3461 (January 22, 2015); Notice of August 7, 2015, 80 FR 48233 (August 11, 2015); Notice of September 18, 2015, 80 FR 57281 (September 22, 2015); Notice of November 12, 2015, 80 FR 70667, November 13, 2015.

■ 2. Supplement No. 4 to part 744 is amended:

■ a. By revising under Armenia, one Armenian entity, “Veteran Avia LLC, a.k.a., the following one alias:

—Veteran Airline. 64, Baghramyay Avenue, Apt 16, Yerevan 0033, Armenia; and 1 Eervand Kochari Street Room 1, 375070 Yerevan, Armenia (See also addresses under Greece, India, Pakistan, and U.K.)”;

■ b. By revising, under Greece, one Greek entity, “Veteran Avia LLC, a.k.a., the following one alias:

—Veteran Airline. 24, A. Koumbi Street, Markopoulo 190 03, Attika, Greece (See also addresses under Armenia, India, Pakistan, and U.K.)”;

■ c. By revising, under India, one Indian entity, “Veteran Avia LLC, a.k.a., the following one alias:

—Veteran Airline. A–107, Lajpat Nagar—I New Delhi 110024, India; and Room No. 34 Import Cargo, IGI Airport Terminal—II, New Delhi 110037, India; and 25B, Camac Street 3E, Camac Court Kolkatta, 700016, India; and Ali's Chamber #202, 2nd Floor Sahar Cargo Complex Andheri

East Mumbai, 400099, India (See also addresses under Armenia, Greece, Pakistan, and U.K.);

■ d. By revising under Iran, the Iranian entity “Simin Neda Industrial and Electrical Parts, a.k.a., the following alias:

—TTSN. No. 22, Second Floor, Amjad Bldg., Jomhoori Ave., Tehran, Iran.”;

■ e. By removing, under Ireland, one Irish entity, “Agneet Sky Limited, 12, Fitzwilliam Place Dublin, 2 Ireland.”;

■ f. By revising, under Pakistan, one Pakistani entity, “Veteran Avia LLC, a.k.a., the following one alias:

—Veteran Airline. Room No. 1, ALC Building, PIA Cargo Complex Jiap, Karachi, Pakistan (See also addresses under Armenia, Greece, India, U.A.E., and U.K.);

■ g. By adding under the United Arab Emirates, in alphabetical order, eight Emirati entities;

■ h. By removing under the United Arab Emirates, eight Emirati entities, “Aeolus FZE, a.k.a., the following one alias:

—Aeolus Air Group. Sharjah Airport Saif Zone, P.O. Box 120435 Sharjah, U.A.E.”;

“Aerospace Company FZE, a.k.a., the following one alias:

—Aerospace Consortium. 18, Fujairah Free Zone, P.O. Box 1729, Fujairah, U.A.E.; *and* Fujairah Free Zone, P.O. Box 7168, Fujairah, U.A.E.”;

“Aircon Beibars FZE, Plot of Land L4—03, 04, 05, 06, P.O. Box 121095, Sharjah, U.A.E.”; “Indira Mirchandani, Town House 1033 Uptown Mirdif, Mirdif, Algeria Street, Dubai, U.A.E.”;

“Jaideep Mirchandani, a.k.a., the following one alias:

—Jaidip Mirchandani. Villa No. W10 Emirates Hills, Dubai, U.A.E.”;

“Nitin Mirchandani, a.k.a., the following one alias:

—Nithin Merchandani. H2601 Executive Towers, Business Bay, Dubai, U.A.E.”;

“Group Sky One, a.k.a., the following one alias:

—Sky One FZE. Q4 76, Sharjah Airport Free Zone, Sharjah, U.A.E., and Executive Desk, Q1—05, 030/C, P.O. Box 122849, Sharjah, U.A.E.”; *and*

“Veteran Avia LLC, a.k.a., the following one alias:

—Veteran Airline. Sharjah SAIF Zone, Sharjah, U.A.E.; *and* Y2—307, Saif Zone, Sharjah International Airport, P.O. Box 122598, Sharjah, U.A.E. (See also addresses under Armenia, Greece, India, Pakistan, and U.K.); *and*

■ i. By revising, under the United Kingdom, one British entity, “Veteran Avia LLC, a.k.a., the following one alias:

—Veteran Airline. 1 Beckett Place, South Hampshire, London, U.K. (See also addresses under Armenia, Greece, India, and Pakistan).”

The additions and revisions read as follows:

#### SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST

Country	Entity	License requirement	License review policy	Federal Register citation
*	*	*	*	*
ARMENIA	<p>Veteran Avia LLC a.k.a., the following alias:</p> <p>—Veteran Airline.</p> <p>64, Baghramyan Avenue, Apt 16, Yerevan 0033, Armenia; <i>and</i> 1 Eervand Kochari Street Room 1, 375070 Yerevan, Armenia (See also addresses under Greece, India, Pakistan, and U.K.).</p>	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial .....	79 FR 56003, 9/18/14. 81 FR [INSERT FR PAGE NUMBER], 2/23/16.
*	*	*	*	*
GREECE	<p>Veteran Avia LLC a.k.a., the following alias:</p> <p>—Veteran Airline.</p> <p>24, A. Koumbi Street, Markopoulo 190 03, Attika, Greece (See also addresses under Armenia, India, Pakistan, and U.K.).</p>	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial .....	79 FR 56003, 9/18/14. 81 FR [INSERT FR PAGE NUMBER], 2/23/16.
*	*	*	*	*
INDIA	<p>Veteran Avia LLC a.k.a., the following alias:</p> <p>—Veteran Airline.</p> <p>A—107, Lajpat Nagar—I New Delhi 110024, India; <i>and</i> Room No. 34 Import Cargo, IGI Airport Terminal—II, New Delhi 110037, India; <i>and</i> 25B, Camac Street 3E, Camac Court.</p>	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial .....	79 FR 56003, 9/18/14. 81 FR [INSERT FR PAGE NUMBER], 2/23/16.

## SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST—Continued

Country	Entity	License requirement	License review policy	Federal Register citation
	Kolkatta, 700016, India; <i>and</i> Ali's Chamber #202, 2nd Floor Sahar Cargo Complex Andheri East Mumbai, 400099, India (See also addresses under Armenia, Greece, Pakistan, and U.K.).			
IRAN	* Simin Neda Industrial and Electrical Parts, a.k.a., the following alias: —TTSN No. 22, Second Floor, Amjad Bldg., Jomhoori Ave., Tehran, Iran. *	* For all items subject to the EAR. (See § 744.11 of the EAR). *	* Presumption of denial ..... *	* 73 FR 54507, 9/22/08. 77 FR 24590, 4/25/12. *
	* *	* *	* *	* *
PAKISTAN	* Veteran Avia LLC, a.k.a., the following one alias: —Veteran Airline Room No. 1, ALC Building, PIA Cargo Complex Jiap, Karachi, Pakistan (See also addresses under Armenia, Greece, India, and U.K.). *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 79 FR 56003, 9/18/14. 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* *	* *	* *	* *
UNITED ARAB EMIRATES	* Dow Technology, W-38 Musalla Tower, Dubai, U.A.E.; <i>and</i> P.O. Box 5780, Dubai, U.A.E.. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* Euro Vision Technology LLC, #701 Damas Tower, 702 Al Maktoum St., Dubai, U.A.E.; <i>and</i> 701 Attar Tower, Maktoum St. Dubai, U.A.E.; <i>and</i> City Tower, Al Maktoum St., Office No. 701, Dubai U.A.E.; <i>and</i> P.O. Box 40595, Dubai, U.A.E.; <i>and</i> Warehouse No. 8, Plot No. 238, Rashidiya, Dubai, U.A.E.. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* FWS Trading FZE, Rainbow No. 1212, Ajman Free Zone, Ajman, U.A.E.; <i>and</i> City Tower 2, Office #2004, Dubai, U.A.E.. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* Hamed Kianynejad, Rainbow No. 1212, Ajman Free Zone, Ajman, U.A.E.; City Tower 2, Office #2004, Dubai, U.A.E.; <i>and</i> City Tower 2, 20th Floor, Office #2005, Sheikh Zayed Road, Dubai, U.A.E.. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* Hassan Dow, W-38 Musalla Tower, Dubai, U.A.E.; <i>and</i> P.O. Box 5780, Dubai, U.A.E.. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* Mojtaba Alikhani, Rainbow No. 1212, Ajman Free Zone, Ajman, U.A.E.; <i>and</i> City Tower 2, Office #2004, Dubai, U.A.E.. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *
	* Noun Nasreddine, a.k.a., the following one alias: —N.A. Nasreddine. *	* For all items subject to the EAR. (See § 744.11 of the EAR) *	* Presumption of denial ..... *	* 81 FR [INSERT FR PAGE NUMBER], 2/23/16. *

## SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST—Continued

Country	Entity	License requirement	License review policy	Federal Register citation
	#701 Damas Tower, 702 Al Maktoum St., Dubai, U.A.E.; and 701 Attar Tower, Maktoum St. Dubai, U.A.E.; and City Tower, Al Maktoum St., Office No. 701, Dubai U.A.E.; and P.O. Box 40595, Dubai, U.A.E.; and Warehouse No. 8, Plot No. 238, Rashidiya, Dubai, U.A.E..			
	Rainbow General Trading Company, ... City Tower 2, 20th Floor, Office #2005, Sheikh Zayed Road, Dubai, U.A.E..	For all items subject to the EAR. (See § 744.11 of the EAR)	Presumption of denial .....	81 FR [INSERT FR PAGE NUMBER], 2/23/16.
UNITED KING- DOM	Veteran Avia LLC a.k.a., the following alias:—Veteran Airline 1 Beckett Place, South Hamptonshire, London, U.K. (See also addresses under Armenia, Greece, India, and Pakistan)..	For all items subject to the EAR. (See § 744.11 of the EAR)	Presumption of denial .....	79 FR 56003, 9/18/14. 81 FR [INSERT FR PAGE NUMBER], 2/23/16.

Dated: February 16, 2016.

**Kevin J. Wolf,**

*Assistant Secretary for Export Administration.*

[FR Doc. 2016-03745 Filed 2-22-16; 8:45 am]

BILLING CODE 3510-33-P

## JOINT BOARD FOR THE ENROLLMENT OF ACTUARIES

### 20 CFR Part 900

[TD 9749]

RIN 1545-BM81

### Regulations Governing Organization of the Joint Board for the Enrollment of Actuaries

**AGENCY:** Joint Board for the Enrollment of Actuaries.

**ACTION:** Final rule.

**SUMMARY:** This document contains final regulations relating to the organization of the Joint Board for the Enrollment of Actuaries. The regulations are being amended in order to conform one provision of the regulations to the Bylaws of the Joint Board. These regulations solely address the internal management of the Joint Board and do not affect pension plans, plan participants, actuaries, or the general public.

**DATES:** *Effective date:* These regulations are effective *April 25, 2016*.

**FOR FURTHER INFORMATION CONTACT:** Patrick McDonough, Executive Director, Joint Board for the Enrollment of

Actuaries, at (703) 414-2173 (not a toll-free number).

#### SUPPLEMENTARY INFORMATION:

#### Background and Explanation

The Joint Board for the Enrollment of Actuaries was established on October 31, 1974 pursuant to section 3041 of the Employee Retirement Income Security Act of 1974 (88 Stat. 829), Public Law 93-406 (ERISA). Section 3041 of ERISA provides that the Secretary of Labor and the Secretary of the Treasury shall, not later than the last day of the first calendar month beginning after the date of enactment of ERISA, establish a Joint Board for the Enrollment of Actuaries (Joint Board).

Regulations under ERISA section 3041 were published in the **Federal Register** on April 30, 1975 (40 FR 18776) and are currently located in the Code of Federal Regulations at 20 CFR part 900 (the 1975 Joint Board regulations). These regulations provide that, pursuant to the Bylaws, three members are appointed by the Secretary of the Treasury, two members are appointed by the Secretary of Labor, the Chairman of the Joint Board is to be elected from among the Treasury Department representatives, and the Secretary is to be elected from among the Labor Department representatives.

On April 27, 1981, the Secretaries of Treasury and Labor approved restated Bylaws of the Joint Board (the 1981 Bylaws). Sections 3(b) and 3(c) of the 1981 Bylaws provide that the Chairman and Secretary, respectively, will be elected for a one-year term by the Joint

Board from among its members, eliminating the requirement that the Chairman be a Treasury Department representative and the Secretary be a Labor Department representative.

These final regulations amend § 900.3 of the 1975 Joint Board regulations in order to conform the regulations to the 1981 Bylaws.

#### Special Analyses

These regulations are being published as a final rule because the amendments apply solely to the Joint Board's organization and management. Moreover, the Joint Board finds good cause that these changes do not impose any requirements on any member of the public. These amendments are the most efficient means for the Joint Board to harmonize the regulations and Bylaws involving the Board's internal election procedure.

Accordingly, pursuant to 5 U.S.C. 553(a)(2), 553(b)(3)(A), and 553(b)(3)(B), the Joint Board finds good cause that prior notice and other public procedures with respect to this rule are unnecessary. Because a notice of proposed rulemaking is not required, the provisions of the Regulatory Flexibility Act, 5 U.S.C. 601-612, do not apply.

This rule is not a significant regulatory action pursuant to Executive Order 12866, as supplemented and reaffirmed by Executive Order 13563. Therefore, a regulatory impact assessment is not required.