

[FR Doc. E8-23351 Filed 10-3-08; 8:45 am]

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DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal Nos. 08-72]

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 Public Law 104-164 dated 21 July 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English, DSCA/DBO/CFM, (703) 601-3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 08-72 with attached transmittal, policy justification, and Sensitivity of Technology.

Dated: September 25, 2008.

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

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**DEFENSE SECURITY COOPERATION AGENCY
2800 DEFENSE PENTAGON
WASHINGTON, DC 20301-2800**

**SEP 08 2008
In reply refer to:
USP007968-08**

**The Honorable Nancy Pelosi
Speaker of the House of Representatives
Washington, DC 20515-6501**

Dear Madam Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 08-72, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Egypt for defense articles and services estimated to cost \$319 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

A handwritten signature in black ink, appearing to read "Jennifer A. Wieringa".

**Jennifer A. Wieringa
Vice Admiral, USN
Director**

Enclosures:

- 1. Transmittal**
- 2. Policy Justification**
- 3. Sensitivity of Technology**

Same ltr to:

**House
Committee on Foreign Affairs
Committee on Armed Services
Committee on Appropriations**

**Senate
Committee on Foreign Relations
Committee on Armed Services
Committee on Appropriations**

Transmittal No. 08-72

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

- (i) **Prospective Purchaser:** Egypt
- (ii) **Total Estimated Value:**
- | | |
|--------------------------|----------------------|
| Major Defense Equipment* | \$318 million |
| Other | \$ <u>1 million</u> |
| TOTAL | \$319 million |
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** 6,900 TOW 2A anti-armor guided missiles, plus 28 fly-to-buy missiles. Also included: containers, test sets and support equipment, spare and repair parts, publications and technical data, maintenance, personnel training and training equipment, U.S. Government and contractor technical and logistics support services, and other related elements of logistics support.
- (iv) **Military Department:** Army (VBG)
- (v) **Prior Related Cases, if any:** numerous cases dating back to 1988
- (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:** SEP 08 2008

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

POLICY JUSTIFICATION**Egypt - TOW 2A Anti-Armor Guided Missiles**

The Government of Egypt has requested a possible sale of 6,900 TOW 2A anti-armor guided missiles, plus 28 fly-to-buy missiles. Also included: containers, test sets and support equipment, spare and repair parts, publications and technical data, maintenance, personnel training and training equipment, U.S. Government and contractor technical and logistics support services, and other related elements of logistics support.. The estimated cost is \$319 million.

This sale will contribute to the foreign policy and national security of the United States by helping to improve the security of a friendly country, which has been and continues to be an important force for political stability and economic progress in the Middle East.

Egypt needs these TOW 2A missiles to replenish its aging inventory. Egypt will have no difficulty absorbing these additional missiles into its armed forces.

The sale of this equipment and support will not affect the basic military balance in the region.

Implementation of this proposed sale will not require the assignment of any additional U.S. Government or contractor representatives to Egypt.

The prime contractor will be Raytheon Company, Tucson, AZ. There are no known offset agreements proposed in connection with this potential sale.

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

Transmittal No. 08-72**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 TOW 2 weapon system, including TOW 2A anti-armor guided missiles, is **Unclassified**. The TOW 2A missile and launcher, digital missile guidance set, optical sight, and night sight contain highly sensitive technology. Some performance characteristics and system capabilities, which could be derived from the use of this equipment, are classified **Secret**.

2. If a technologically capable adversary were to obtain knowledge of this highly sensitive equipment, the technology could be easily absorbed, thereby permitting development of countermeasures which could reduce overall weapon system effectiveness.

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DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal Nos. 08-75]

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 Public Law 104-164 dated 21 July 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English, DSCAIDBO/CFM, (703) 601-3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 08-75 with attached transmittal, policy justification, and Sensitivity of Technology.

Dated: September 25, 2008.

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

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