

or confidential business information, it must be clearly marked and a nonconfidential version of the comments (identified as such) should be included. Any comments not marked privileged or confidential business information will be deemed to be nonconfidential. An original and five copies, plus two copies of the nonconfidential version, should be submitted no later than 20 days after the date of this notice to: Office of Export Trading Company Affairs, International Trade Administration, Department of Commerce, Room 1104H, Washington, DC 20230, or transmit by E-mail at oetca@ita.doc.gov. Information submitted by any person is exempt from disclosure under the Freedom of Information Act (5 U.S.C. 552). However, nonconfidential versions of the comments will be made available to the applicant if necessary for determining whether or not to issue the Certificate. Comments should refer to this application as "Export Trade Certificate of Review, application number 00-00003." A summary of the application follows.

#### Summary of the Application

*Applicant:* North America Fruit Trading Alliance, L.L.C. ("NAFTA"), PO Box 574, Frankfort, Michigan 49635.

*Contact:* Donald W. Nugent, President, Telephone: (231) 352-7181.

*Application No.:* 00-00003.

*Date Deemed Submitted:* April 10, 2000.

Members (in addition to applicant): Graceland Fruit, Inc., Frankfort, MI; Burnette Foods, Inc., Elk Rapids, MI; Milne Fruit Products, Inc., Prosser, WA (Controlling Entity: Ocean Spray Cranberries, Inc., Lakeville, MA); and Northern Michigan Fruit Co., Omena, MI.

NAFTA seeks a Certificate to cover the following specific Export Trade, Export Markets, and Export Trade Activities and Methods of Operations.

#### Export Trade

##### 1. Products

Processed red cherries (*prunus cerasus*); cherry products including but not limited to cherry pie filling, water pack cherries, cherry juice concentrate, dried cherries, frozen pack cherries, individually quick frozen cherries, cherry sausage, cherry jams, jellies and sauces.

Processed sweet cherries including but not limited to individually quick frozen and stored in freezer (IQF); cherries canned in water, light syrup, heavy syrup, extra heavy syrup or as a pie fill; and juice from sweet cherries.

##### 2. Technology Rights

Patents, trademarks, service marks, copyrights, trade secrets, know-how, and semiconductor mask works, involving cherry processing.

##### 3. Export Trade Facilitation Services (as they Relate to the Export of Products and Technology Rights)

Trade promotion, marketing, sales, and transportation services (including packing, transportation, wharfing and handling, trade documentation, freight forwarding, storage, and customs clearance).

#### Export Markets

The Export Markets include all parts of the world except the United States, (the fifty states of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands).

The proposed Export Trade Certificate of Review would extend antitrust protection to NAFTA to conduct the following export trade activities:

1. Negotiate and enter into agreements with buyers in the Export Markets;
2. Negotiate and enter into agreements with foreign governments and other persons in the Export Markets regarding the quantities, time periods, prices, terms, and conditions upon which the Members will export Products and/or Technology Rights through NAFTA.
3. Allocate export sales and/or Export Markets among the Members on the basis of each Member's commitment of Products and/or Technology Rights for export;
4. Establish prices and terms of sale for the Export Markets;
5. Use the NAFTA or other common brand or label;
6. Negotiate and enter into agreement, on behalf of and with the advice of the Members, for the provision of Export Trade Facilitation Services (including trade shows, advertising, and contract marketing services);
7. Share among the Members the cost of Export Trade Facilitation Services;
8. Grant exclusive distribution rights in Export Markets for Products and/or Technology Rights to non-Members; "Exclusive" means that the non-Member distributor may agree not to represent any person or firms other than NAFTA in the export of Products and/or Technology Rights in any Export Markets; and/or NAFTA may agree not to export Products and/or Technology Rights in any Export Market through any distributor other than that non-Member distributor;

9. Advise and cooperate with the United States Government or any agency of the United States Government in establishing procedures regulating the export of Products and/or Technology Rights; and

10. Conduct product research and design for Products (and develop, obtain, and license associated Technology Rights) only when conducted exclusively for export, including meeting foreign regulatory requirements and foreign buyers specifications, and identifying and designing for foreign buyer preferences; provided, however, that the Export Trade Activities and Methods of Operation do not cover activity that relates to the use of Technology Rights for the U.S. domestic market.

#### Definition

"Supplier" means a person, including each member, who produces, provides, or sells Products, Technology Rights, or Export Trade Facilitation Services.

Dated: April 12, 2000.

**Morton Schnabel,**

*Director, Office of Export Trading Company Affairs.*

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BILLING CODE 3510-DR-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Overseas Trade Missions

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

**ACTION:** Notice.

**SUMMARY:** The Department of Commerce invites U.S. companies to participate in the following overseas trade missions to be held between August and November 2000. For a more complete description of the trade mission, obtain a copy of the mission statement from the Project Officer indicated below. The recruitment and selection of private sector participants for these missions will be conducted according to the Statement of Policy Governing Department of Commerce Overseas Trade Missions announced by Secretary Daley on March 3, 1997.

#### Clean Energy Trade Mission to Indonesia

Jakarta, Indonesia

August 29-30, 2000

Recruitment closes June 1, 2000

For further information contact: Kathryn

Hollander, U.S. Department of

Commerce, Tel: 202-482-0385, Fax:

482-0170, E-Mail:  
Kathryn Hollander@ita.doc.gov

**Natural Gas Technology/Power Plant  
Retrofitting Business Development  
Mission to Mexico**

Mexico City and Monterrey, Mexico  
September 10-14, 2000  
Recruitment closes June 1, 2000  
For further information contact: Samuel  
Beatty, U.S. Department of Commerce,  
Tel: 202-482-0179, Fax: 202-482-  
0170, E-Mail:  
Samuel Beatty@ita.doc.gov

**District Heating Mission to Russia**

Moscow and St. Petersburg, Russia  
October 15-21, 2000  
Recruitment closes June 1, 2000  
For further information contact: Rachel  
Halpern, U.S. Department of  
Commerce, Tel: 202-482-4423, Fax:  
202-482-0170, E-Mail:  
Rachel Halpern@ita.doc.gov

**Clean Energy Trade Mission to Saudi  
Arabia**

The United Arab Emirates, Qatar and  
Oman  
October 24-November 1, 2000  
Recruitment closes June 1, 2000  
For further information contact: Joseph  
Ayoub, U.S. Department of  
Commerce, Tel: 202-482-0313, Fax:  
202-482-0170, E-Mail:  
Joseph Ayoub@ita.doc.gov

**Natural Gas and Cogeneration  
Technologies Business Development  
Mission**

Rio de Janeiro and Sao Paulo, Brazil  
November 5-9, 2000  
Recruitment closes June 1, 2000  
For further information contact: Sam  
Beatty, U.S. Department of Commerce,  
Tel: 202-482-4179, Fax: 202-482-  
0170, E-mail:  
Samuel Beatty@ita.doc.gov

**Power Plant Renovation &  
Modernization/Natural Gas Utilization/  
Renewable Energy**

Trade Mission to South Africa,  
Pretoria and Johannesburg, South Africa  
November 13-17, 2000  
Recruitment closes June 1, 2000  
For further information contact: John  
Rasmussen, U.S. Department of  
Commerce, Tel: 482-1889, Fax: 202-  
482-0170, E-mail: John  
Rasmussen@ita.doc.gov

**Clean Energy Trade Mission to China**

Beijing, Chengdu and Guangzhou, China  
November 20-24, 2000  
Recruitment closes June 1, 2000  
For further information contact: Kathryn  
Hollander, U.S. Department of  
Commerce, Tel: 202-482-0385, Fax:

202-482-0170, E-mail:  
Kathryn Hollander@ita.doc.gov

**Clean Energy Trade Mission to India**

New Delhi, Chennai, Calcutta and  
Mumbai, India  
November 26-December 3, 2000  
Recruitment closes June, 2000  
For further information contact: Nazir  
Bhagat, U.S. Department of  
Commerce, Tel: 202-482-3855, Fax:  
202-482-5666, E-mail:  
Nazir Bhagat@ita.doc.gov

**FOR FURTHER INFORMATION CONTACT:**  
Reginald Beckham, U.S. Department of  
Commerce, Tel: 202-482-5478, Fax:  
202-482-1999.

Dated: April 12, 2000.

**Tom Nisbet,**

*Director, Promotion Planning and Support  
Division, Office of Export Promotion  
Coordination.*

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**DEPARTMENT OF COMMERCE**

**National Telecommunications and  
Information Administration**

**[Docket No. 000410098-0098-01]**

**RIN 0660-ZA12**

**Market for Satellite Communications  
and the Role of Intergovernmental  
Satellite Organizations**

**AGENCY:** National Telecommunications  
and Information Administration,  
Commerce.

**ACTION:** Notice, request for comments.

**SUMMARY:** The Department of Commerce requests comments regarding the advantages accorded signatories of the International Telecommunications Satellite Organization (INTELSAT), in terms of immunities, market access, or otherwise, in the countries or regions served by INTELSAT, the reason for such advantages, and an assessment of progress toward fulfilling a pro-competitive privatization of that organization.<sup>1</sup> The International Anti-Bribery and Fair Competition Act of 1998, Pub. L. No. 105-366, implements the Organization for Economic Cooperation and Development (OECD) Convention on Combating Bribery of Foreign Public Officials in International Business Transactions (the OECD Convention). In that legislation, the U.S. Congress imposed certain reporting requirements for the Department of

<sup>1</sup> The Department notes that Inmarsat privatized on April 15, 1999 and therefore this section of the RFC is limited to INTELSAT.

Commerce to begin in 1999 and to continue annually for each of the next five years. The Secretary of Commerce issued the first report in July 1999. See Addressing the Challenges of International Bribery and Fair Competition—The First Annual Report Under Section 6 of the International Anti-Bribery and Fair Competition Act of 1998, July 1999. The report may be viewed at <http://www.ita.doc.gov/legal/master.html>.

The House report on the legislation expresses an expectation for extensive fact-findings on the nature of the market for satellite communications and, in particular, the role of the then intergovernmental satellite organizations (ISOs) INTELSAT and Inmarsat. The report required by the legislation monitors the implementation and enforcement of other nations' commitments under the OECD Convention and tracks the reduction of privileges and immunities for the ISOs. This Request for Comments (RFC) will assist the Secretary of Commerce in responding to those reporting requirements.

Moreover, on March 17, 2000, the President signed into law the Open-Market Reorganization for the Betterment of International Telecommunications (ORBIT) Act, Pub. L. No. 106-180. This legislation seeks to "promote a fully competitive global market for satellite communications services for the benefit of consumers and providers of satellite services and equipment by fully privatizing the intergovernmental satellite organizations, INTELSAT and Inmarsat." *Id.* at sec. 2. In addition, the ORBIT Act requires the President to provide an annual report to Congress on the progress of privatization in relation to the objectives, purposes, and provisions of the Act, including the "(v)iews of the industry and consumers on privatization" and the "[i]mpact privatization has had on United States industry, United States jobs, and United States industry's access to the global marketplace." *See id.* at sec. 646(b)(3) and (4). By this public notice and RFC, we are also soliciting the views of the industry and consumers on such privatization.

**DATES:** Comments must be received by May 8, 2000.

**ADDRESSES:** The Department invites the public to submit written comments in paper or electronic form. Comments may be mailed to Milton Brown, National Telecommunications and Information Administration (NTIA), Room 4713, U.S. Department of Commerce, 14th and Constitution