

incorporate four fishing trips, each five days in duration. There would be four to six, 1.5-hour tows per day per vessel.

This experiment hopes to demonstrate that Closed Area I is able to support a targeted haddock fishery with only minimal bycatch of cod using the experimental net. Therefore, the applicant requested that this project occur in the groundfish closure area for the purposes of determining if a SAP could be established there. It is anticipated that this project would retain the following species: Haddock—300,000 lb (136,077 kg); winter flounder—40,000 lb (18,144 kg); yellowtail flounder—25,000 lb (11,340 kg); cod—30,000 lb (13,608 kg); witch flounder—25,000 lb (11,340 kg); American plaice—25,000 lb (11,340 kg). The anticipated discards from the project are: Cod—5,000 lb (2,268 kg); and skate—80,000 lb (36,287 kg). All catch retained would comply with the minimum fish sizes and possession limits established by the FMP.

Additionally, once the project reaches the estimated total catch (landings and discards) of cod, i.e., 35,000 lb (15,876 kg), the project would be terminated. Catch would be monitored on a trip-by-trip basis. The proceeds from the sale of the catch would be retained by the Commercial Fisheries Research Foundation to be used for further research projects. Access to Closed Area I would not include access to the Closed Area I North Habitat Closure Area nor the South Habitat Closure Area, since mobile gear is restricted from these areas in consideration of essential fish habitat. This project would not be exempt from the days-at-sea (DAS) effort control measures. If the researchers desire to enter the Western U.S./Canada Area they would be subject to regulations, including quota and possession limits, governing that area at that time.

This EFP would allow for an exemption from the FMP as follows: Groundfish Closed Area I, as specified in 50 CFR 648.81(a).

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: September 22, 2004.

**Alan D. Risenhoover,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 092004C]

#### Endangered Species; File No. 1446

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

**ACTION:** Issuance of permit.

**SUMMARY:** Notice is hereby given that North Carolina Division of Marine Fisheries, P.O. Box 769, Morehead City, NC, has been issued a permit to take loggerhead (*Caretta caretta*), green (*Chelonia mydas*), hawksbill (*Eretmochelys imbricata*), Kemp's ridley (*Lepidochelys kempii*), and leatherback (*Dermochelys coriacea*) sea turtles for purposes of scientific research.

**ADDRESSES:** The permit and related documents are available for review upon written request or by appointment in the following offices:

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; and Southeast Region, NMFS, 9721 Executive Center Drive North, St. Petersburg, FL 33702-2432; phone (727)570-5301; fax (727)570-5320.

**FOR FURTHER INFORMATION CONTACT:**

Carrie Hubard or Patrick Opay, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** On September 3, 2003 notice was published in the **Federal Register** (68 FR 52387) that a request for a scientific research permit to take loggerhead, green, hawksbill, Kemp's ridley, and leatherback sea turtles had been submitted by the above-named organization. The requested permit has been issued under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

Researchers will capture sea turtles using two different kinds of gillnets. Captured turtles will be identified to species, measured, photographed, and flipper and passive integrated transponder (PIT) tagged. The primary objective of the research is to identify gillnet types that will reduce the number of sea turtle interactions, while maintaining targeted catch of the commercial fishery. One modified gillnet design will be evaluated during

this study with a traditional flounder gillnet used as a control. Of the captured turtles, nine of the Kemp's/loggerhead/green turtle aggregate, one hawksbill and one leatherback may be mortalities. This technology may prove transferable to other fisheries within North Carolina and the east coast. NMFS proposes to authorize these activities until December 31, 2004.

Issuance of this permit, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of the endangered and threatened species which are the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: September 21, 2004.

**Tammy C. Adams,**

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

[FR Doc. 04-21598 Filed 9-24-04; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF DEFENSE

### Department of the Army

#### Armed Forces Institute of Pathology Scientific Advisory Board

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

**ACTION:** Notice of open meeting.

**SUMMARY:** In accordance with 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463) announcement is made of the following open meeting:

*Name of Committee:* Scientific Advisory Board (SAB).

*Dates of Meeting:* October 28–29, 2004.

*Place:* The Cosmos Club, 2121 Massachusetts Avenue, NW., Washington, DC and the Armed Forces Institute of Pathology, 14th St. & Alaska Ave., NW., Washington, DC 20306-6000.

*Time:* 8:30 a.m.–4:45 p.m. (October 28, 2004). 8 a.m.–11:30 a.m. (October 29, 2004).

**FOR FURTHER INFORMATION CONTACT:** Mr. Ridgely Rabold, Office of the Principal Deputy Director (PDD), AFIP, Building 54, Washington, DC 20306-6000, phone (202) 782-2553.

**SUPPLEMENTARY INFORMATION:**

*General function of the board:* The SAB provides scientific and professional advice and guidance on programs, policies and procedures of the AFIP.

*Agenda:* The Board will hear status reports from the AFIP Director, Principal Deputy Director, and each of the pathology sub-specialty departments, which the Board members will visit during the meeting.