

and coordination with person engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest. The Commission believes that the establishment of a SuperMontage execution price governor may prevent inadvertent executions significantly away from the inside market. The Commission also agrees with Nasdaq that this approach may act to balance the goals of rapid execution and price discovery while protecting market participants and the public investors they represent from excessive volatility and market confusion that can result from grossly mispriced/sized quotes/orders in an automated and linked trading environment. The Commission also notes that Nasdaq separately filed and received accelerated approval of a proposal, pursuant to Section 19(b)(2) of the Act,<sup>8</sup> to establish the execution price governor on a 60-day pilot basis, which is scheduled to expire on December 13, 2002.<sup>9</sup> Since the implementation of the pilot program, Nasdaq has indicated that it has encountered no problems with the establishment of the execution price governor.<sup>10</sup>

For the foregoing reasons, the Commission finds that the proposed rule change, as amended, is consistent with the requirements of the Act and rules and regulations thereunder.

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>11</sup> that the proposed rule change and Amendment No. 1 (SR-NASD-2002-142) are approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>12</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-30370 Filed 11-29-02; 8:45 am]

**BILLING CODE 8010-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3469]

#### State of Alaska

As a result of the President's major disaster declaration for Public Assistance on November 8, 2002, and subsequent amendment adding Individual Assistance on November 18, 2002, I find that the Alaska Gateway Regional Educational Attendance Area (REAA) and the Copper River Regional Educational Attendance Area (REAA) in the State of Alaska constitute a disaster area due to damages caused by an earthquake occurring on November 3, 2002 and continuing through November 10, 2002. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on January 17, 2003 and for economic injury until the close of business on August 18, 2003 at the address listed below or other locally announced locations: Small Business Administration, Disaster Area 4 Office, P.O. Box 13795, Sacramento, CA 95853-4795.

In addition, applications for economic injury loans from small businesses located in the following areas and jurisdictions may be filed until the specified date at the above location: Chugach REAA, Delta/Greely REAA, Yukon Flats REAA, City & Borough of Yakutat, Fairbanks North Star Borough, and Matanuska-Susitna Borough in the State of Alaska. The interest rates are:

|                                                                                         | Percent |
|-----------------------------------------------------------------------------------------|---------|
| For Physical Damage:                                                                    |         |
| Homeowners with credit available elsewhere .....                                        | 5.875   |
| Homeowners without credit available elsewhere .....                                     | 2.937   |
| Businesses with credit available elsewhere .....                                        | 6.648   |
| Businesses and non-profit organizations without credit available elsewhere .....        | 3.324   |
| Others (including non-profit organizations) with credit available elsewhere .....       | 5.500   |
| For Economic Injury:                                                                    |         |
| Businesses and small agricultural cooperatives without credit available elsewhere ..... | 3.324   |

The number assigned to this disaster for physical damage is 346902. For economic injury the number is 9T1100 for Alaska.

Dated: November 21, 2002.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008).

**Herbert L. Mitchell,**

*Associate Administrator For Disaster Assistance.*

[FR Doc. 02-30449 Filed 11-29-02; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3470]

#### State of Arkansas (And Contiguous Counties in Mississippi and Tennessee)

Crittenden County and the contiguous counties of Cross, Lee, Mississippi, Poinsett and St. Francis Counties in the State of Arkansas; DeSoto and Tunica Counties in the State of Mississippi; and Shelby and Tipton Counties in the State of Tennessee constitute a disaster area as a result of severe storms and tornadoes that occurred on November 9, 2002. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on January 21, 2003, and for economic injury may be filed until the close of business on August 22, 2003, at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 3 Office, 4400 Amon Carter Blvd., Suite 102, Ft. Worth, TX 76155.

The interest rates are:

|                                                                                         | Percent |
|-----------------------------------------------------------------------------------------|---------|
| For Physical Damage:                                                                    |         |
| Homeowners With Credit Available Elsewhere .....                                        | 5.875   |
| Homeowners Without Credit Available Elsewhere .....                                     | 2.937   |
| Businesses With Credit Available Elsewhere .....                                        | 6.648   |
| Businesses and Non-Profit Organizations Without Credit Available Elsewhere .....        | 3.324   |
| Others (Including Non-Profit Organizations) With Credit Available Elsewhere .....       | 5.500   |
| For Economic Injury:                                                                    |         |
| Businesses and Small Agricultural Cooperatives Without Credit Available Elsewhere ..... | 3.324   |

The numbers assigned to this disaster for physical damage are 347011 for Arkansas; 347111 for Mississippi; and 347211 for Tennessee. The numbers assigned to this disaster for economic injury are 9T1200 for Arkansas; 9T1300 for Mississippi; and 9T1400 for Tennessee.

<sup>8</sup> 15 U.S.C. 78s(b)(2).

<sup>9</sup> See Securities Exchange Act Release No. 46652 (October 11, 2002), 67 FR 64681 (October 21, 2002).

<sup>10</sup> Telephone conversation between Thomas P. Moran, Associate General Counsel, Nasdaq, and Cyndi Nguyen, Attorney, Division, Commission, on November 21, 2002.

<sup>11</sup> 15 U.S.C. 78s(b)(2).

<sup>12</sup> 17 CFR 200.30-3(a)(12).

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008).

Dated: November 22, 2002.

**Hector V. Barreto,**  
Administrator.

[FR Doc. 02-30447 Filed 11-29-02; 8:45 am]

BILLING CODE 8025-01-P

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3462]

#### State of Tennessee; Amendment #1

In accordance with a notice received from the Federal Emergency Management Agency, dated November 22, 2002, the above numbered declaration is hereby amended to include Bledsoe, Fentress, Roane and Van Buren Counties in the State of Tennessee as disaster areas due to damages caused by severe storms, tornadoes and flooding occurring on November 9 through November 12, 2002.

In addition, applications for economic injury loans from small businesses located in Hamilton, McMinn, Meigs, Overton and Sequatchie Counties in the State of Tennessee may be filed until the specified date at the previously designated location. All other counties contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is January 13, 2003, and for economic injury the deadline is August 13, 2003.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: November 28, 2002.

**Herbert L. Mitchell,**  
Associate Administrator for Disaster Assistance.

[FR Doc. 02-30446 Filed 11-29-02; 8:45 am]

BILLING CODE 8025-01-P

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3459]

#### State of Texas; Amendment #3

In accordance with a notice received from the Federal Emergency Management Agency, dated November 20, 2002, the above numbered declaration is hereby amended to include Jim Wells County in the State of Texas as a disaster area due to damages caused by severe storms, tornadoes, and flooding occurring on October 24, 2002, and continuing through November 15, 2002.

In addition, applications for economic injury loans from small businesses

located in Brooks and Duval Counties in the State of Texas may be filed until the specified date at the previously designated location. All other counties contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is January 6, 2003, and for economic injury the deadline is August 5, 2003.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008).

Dated: November 25, 2002.

**Herbert L. Mitchell,**  
Associate Administrator for Disaster Assistance.

[FR Doc. 02-30448 Filed 11-29-02; 8:45 am]

BILLING CODE 8025-01-P

## DEPARTMENT OF STATE

### [Public Notice 4211]

#### Office of Defense Trade Controls; Notifications to the Congress of Proposed Commercial Export Licenses

AGENCY: Department of State.

ACTION: Notice.

**SUMMARY:** Notice is hereby given that the Department of State has forwarded the attached Notifications of Proposed Export Licenses to the Congress on the dates shown on the attachments pursuant to sections 36(c) and 36(d) and in compliance with section 36(f) of the Arms Export Control Act (22 U.S.C. 2776).

**EFFECTIVE DATE:** As shown on each of the twenty-five letters.

**FOR FURTHER INFORMATION CONTACT:** Mr. William J. Lowell, Director, Office of Defense Trade Controls, Bureau of Political-Military Affairs, Department of State (202 663-2700).

**SUPPLEMENTARY INFORMATION:** Section 36(f) of the Arms Export Control Act mandates that notifications to the Congress pursuant to sections 36(c) and 36(d) must be published in the **Federal Register** when they are transmitted to Congress or as soon thereafter as practicable.

Dated: November 18, 2002.

**William J. Lowell,**  
Director, Office of Defense Trade Controls,  
Department of State.

Department of State, Washington, D.C. 20520  
October 4, 2002.

The Honorable Henry J. Hyde,  
Chairman, Committee on International  
Relations, House of Representatives.

Dear Mr. Chairman: I am transmitting, herewith, certification of a proposed issuance

of export licenses pursuant to Section 126.14 of the International Traffic in Arms Regulations concerning a Global Project Authorization (GPA) and Section 36(c) of the Arms Export Control Act.

The transaction described in the attached certification concerns the Systems Design and Development phase of the Joint Strike Fighter program and involves the export of technical data and defense services among U.S. defense firms and their foreign collaborative partners located in the countries of Canada, Denmark, Italy, Norway, The Netherlands, Turkey and the United Kingdom.

The United States Government is prepared to license exports of these items having taken into account political, military, economic, human rights and arms control considerations.

More detailed information is contained in the formal certification which, though unclassified, contains business information submitted to the Department of State by the applicant, publication of which could cause competitive harm to the United States firm concerned.

Sincerely,

Michael C. Polt,  
Acting Assistant Secretary, Legislative  
Affairs.

Enclosure: Transmittal No. DTC 277-02

Department of State, Washington, D.C. 20520  
October 7, 2002.

The Honorable J. Dennis Hastert,  
Speaker of the House of Representatives.

Dear Mr. Speaker: Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed license for the export of defense articles or defense services sold commercially under a contract in the amount of \$50,000,000 or more.

The transaction contained in the attached certification involves the export to the United Kingdom of technical data and assistance for the manufacture of C-130 nacelles for use by Lockheed Martin in the production and support of C-130 aircraft.

The United States Government is prepared to license the export of these items having taken into account political, military, economic, human rights and arms control considerations.

More detailed information is contained in the formal certification which, though unclassified, contains business information submitted to the Department of State by the applicant, publication of which could cause competitive harm to the United States firm concerned.

Sincerely,

Michael C. Polt,  
Acting Assistant Secretary, Legislative  
Affairs.

Enclosure: Transmittal No. DTC 146-02

Department of State, Washington, D.C. 20520  
October 7, 2002.

The Honorable J. Dennis Hastert,  
Speaker of the House of Representatives.

Dear Mr. Speaker: Pursuant to Section 36(c) and (d) of the Arms Export Control Act,