

Dated: April 23, 2008.

**P. Michael Payne,**

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

[FR Doc. E8-9389 Filed 4-28-08; 8:45 am]

**BILLING CODE 3510-22-S**

## COMMISSION OF FINE ARTS

### Notice of Meeting

The next meeting of the U.S. Commission of Fine Arts is scheduled for 15 May 2008, at 10 a.m. in the Commission's offices at the National Building Museum, Suite 312, Judiciary Square, 401 F Street, NW., Washington, DC 20001-2728. Items of discussion may include buildings, parks and memorials.

Draft agendas and additional information regarding the Commission are available on our Web site: <http://www.cfa.gov>. Inquiries regarding the agenda and requests to submit written or oral statements should be addressed to Thomas Luebke, Secretary, U.S. Commission of Fine Arts, at the above address, or call 202-504-2200. Individuals requiring sign language interpretation for the hearing impaired should contact the Secretary at least 10 days before the meeting date.

Dated in Washington, DC, 21 April 2008.

**Thomas Luebke,**

*Secretary.*

[FR Doc. E8-9118 Filed 4-28-08; 8:45 am]

**BILLING CODE 6330-01-M**

## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### Determination of the Committee for the Implementation of Textile Agreements to Apply a Textile Safeguard Measure on Imports of Certain Cotton Socks from Honduras

April 23, 2008.

**AGENCY:** The Committee for the Implementation of Textile Agreements ("the Committee").

**ACTION:** Notice.

**EFFECTIVE DATE:** April 29, 2008.

**SUMMARY:** The Committee has determined to apply a textile safeguard measure on imports of Honduran origin cotton socks classifiable under subheading 9115.95 of the Harmonized Tariff Schedule of the United States ("HTSUS").

**FOR FURTHER INFORMATION CONTACT:** Sergio Botero, Office of Textiles and

Apparel, U.S. Department of Commerce, (202) 482-3400.

### SUPPLEMENTARY INFORMATION:

**Authority:** Title III, Subtitle B, Section 321 through Section 328 of the Dominican Republic-Central America-United States Free Trade Agreement ("CAFTA-DR" or the "Agreement") Implementation Act; Proclamation 7987 of February 28, 2006, paragraph (6); Proclamation 8228 of March 28, 2008, paragraph (4); Article 3.23 of the Agreement.

**Notice:** On April 25, 2008, the Committee determined to apply a textile safeguard measure on imports of certain cotton socks of Honduras. The relief provided by the safeguard measure applies to imports entering, or withdrawn from warehouse, for consumption during the period July 1, 2008 through December 31, 2008.

### BACKGROUND:

On August 21, 2007, the Committee initiated a safeguard proceeding to determine whether imports of Honduran cotton, wool, and man-made fiber socks (merged Category 332/432 and 632 part) are causing serious damage, or actual threat thereof, to the U.S. industry producing socks, (72 FR 46611, August 21, 2007). The initiation of the safeguard proceeding commenced a 30-day period during which interested parties and stakeholders were invited to submit comments. Based on the comments received and information available to the Committee, the Committee determined that imports of Honduran origin cotton socks (Category 332) were causing serious damage, or actual threat thereof, and therefore, the Committee intended to apply a textile safeguard measure with respect to such goods. In accordance with section 4 of the Committee's Procedures for considering action under the CAFTA-DR textile and apparel safeguard, (71 FR 25157, April 28, 2006), on January 18, 2008, the United States provided written notice to the Government of Honduras indicating its intent to apply a textile safeguard measure on imports of Honduran origin cotton socks (73 FR 4542, January 25, 2008). The Committee noted that it was not at that time making a determination regarding whether to apply a safeguard measure with respect to wool and man-made fiber socks (Categories 432 and 632 Part, respectively), that were part of the original safeguards inquiry.

In accordance with Article 3.23.4 of the Agreement, following receipt of written notice by the United States of its intent to apply a safeguard measure, the Government of Honduras requested consultations. Consultations between the Governments of Honduras and the United States were held for 60 days, and

by agreement of the Parties, were continued for an additional 30 day period.

The Committee has determined, pursuant to section 322(a) of the CAFTA-DR Implementation Act, that cotton socks of Honduras classifiable in subheading 6115.95 of the Harmonized Tariff Schedule of the United States (HTS) are being imported into the United States in such increased quantities and under such conditions as to cause serious damage to the domestic industry producing like or directly competitive cotton socks. The Committee has further decided, pursuant to section 322(b) of the CAFTA-DR Implementation Act, to provide relief from the imports that are the subject of this determination, in the form of a duty in the amount of 5 percent ad valorem to all CAFTA-DR originating cotton socks of Honduras classifiable in subheading 6115.95 of the HTSUS that are entered, or withdrawn from warehouse, for consumption during the period July 1, 2008 through December 31, 2008. The 5 percent ad valorem duty shall be applicable on the full value of the entered goods, regardless of the value of any United States content of such goods.

The Committee further notes that, in the course of consultations, the Government of Honduras agreed that it will not seek compensation or take any tariff action under Article 3.23.6 of the Agreement with respect to this safeguard measure.

The Committee has determined that the actions described above will remedy the serious damage and facilitate efforts by the domestic industry to make a positive adjustment to import competition. As provided in paragraph (5) of Proclamation 8228 of March 28, 2008, the United States Trade Representative will modify the HTS to reflect this determination.

**R. Matthew Priest,**

*Chairman, Committee for the Implementation  
of Textile Agreements.*

[FR Doc. E8-9339 Filed 4-28-08; 8:45 am]

**BILLING CODE 3510-DS-S**

## CONSUMER PRODUCT SAFETY COMMISSION

[CPSC Docket No. 08-C0010]

### DollarDays International, LLC, Provisional Acceptance of a Settlement Agreement and Order

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** It is the policy of the Commission to publish settlements which it provisionally accepts under the Consumer Product Safety Act in the **Federal Register** in accordance with the terms of 16 CFR 1118.20(e). Published below is a provisionally-accepted Settlement Agreement with DollarDays International, LLC, containing a civil penalty of \$25,000.00.

**DATES:** Any interested person may ask the Commission not to accept this agreement or otherwise comment on its contents by filing a written request with the Office of the Secretary by May 14, 2008.

**ADDRESSES:** Persons wishing to comment on this Settlement Agreement should send written comments to the Comment 08-C0010, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Room 502, Bethesda, Maryland 20814-4408.

**FOR FURTHER INFORMATION CONTACT:** Seth B. Popkin, Trial Attorney, Legal Division, Office of Compliance and Field Operations, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814-4408; telephone (301) 504-7612.

**SUPPLEMENTARY INFORMATION:** The text of the Agreement and Order appears below.

Dated: April 23, 2008.

**Todd A. Stevenson,**  
Secretary.

**In the Matter of DollarDays  
International, LLC; CPSC Docket No.  
08-C0010**

**Settlement Agreement**

1. In accordance with 16 CFR 1118.20, DollarDays International, LLC ("DDI") and the staff ("Staff") of the United States Consumer Product Safety Commission ("Commission") enter into this Settlement Agreement ("Agreement"). The Agreement and the incorporated attached Order ("Order") settle the Staff's allegations set forth below.

**Parties**

2. The Commission is an independent federal regulatory agency established pursuant to, and responsible for the enforcement of, the Consumer Product Safety Act, 15 U.S.C. 2051-2084 ("CPSA").

3. DDI is a corporation organized and existing under the laws of Delaware, with its principal offices located in Scottsdale, Arizona. At all times relevant hereto, DDI sold apparel and accessories.

**Staff Allegations**

4. From December 2005 through November 2006, DDI sold to retailers or other persons 180 children's parka jackets with drawstrings through the hoods ("Drawstring Jackets").

5. Retailers sold the Drawstring Jackets to consumers.

6. The Drawstring Jackets are "consumer product[s]," and, at all times relevant hereto, DDI was a "distributor" of those consumer products, which were "distributed in commerce," as those terms are defined in CPSA sections 3(a)(1), (5), (11), and (12), 15 U.S.C. § 2052(a)(1), (5), (11), and (12).

7. In February 1996, the Staff issued the Guidelines for Drawstrings on Children's Upper Outerwear ("Guidelines") to help prevent children from strangling or entangling on neck and waist drawstrings. The Guidelines state that drawstrings can cause, and have caused, injuries and deaths when they catch on items such as playground equipment, bus doors, or cribs. In the Guidelines, the Staff recommends that there be no hood and neck drawstrings in children's upper outerwear sized 2T to 12.

8. In June 1997, ASTM adopted a voluntary standard, ASTM F1816-97, that incorporated the Guidelines. The Guidelines state that firms should be aware of the hazards and should be sure garments they sell conform to the voluntary standard.

9. On May 19, 2006, the Commission posted on its Web site a letter from the Commission's Director of the Office of Compliance to manufacturers, importers, and retailers of children's upper outerwear. The letter urges them to make certain that all children's upper outerwear sold in the United States complies with ASTM F1816-97. The letter states that the Staff considers children's upper outerwear with drawstrings at the hood or neck area to be defective and to present a substantial risk of injury to young children under Federal Hazardous Substances Act ("FHSA") section 15(c), 15 U.S.C. 1274(c). The letter also notes the CPSA's section 15(b) reporting requirements.

10. DDI reported to the Commission that there had been no incidents or injuries from the Drawstring Jackets.

11. DDI's distribution in commerce of the Drawstring Jackets did not meet the Guidelines or ASTM F1816-97, failed to comport with the Staff's May 2006 defect notice, and posed a strangulation hazard to children.

12. On November 30, 2006, the Commission, in cooperation with DDI, announced a recall of the Drawstring Jackets, informing consumers that they

should immediately remove the drawstrings to eliminate the hazard.

13. DDI had presumed and actual knowledge that the Drawstring Jackets distributed in commerce posed a strangulation hazard and presented a substantial risk of injury to children under FHSA section 15(c)(1), 15 U.S.C. 1274(c)(1). DDI had obtained information that reasonably supported the conclusion that the Drawstring Jackets contained a defect that could create a substantial product hazard or that they created an unreasonable risk of serious injury or death. CPSA sections 15(b)(2) and (3), 15 U.S.C. 2064(b)(2) and (3), required DDI to immediately inform the Commission of the defect and risk.

14. DDI knowingly failed to immediately inform the Commission about the Drawstring Jackets as required by CPSA sections 15(b)(2) and (3), 15 U.S.C. 2064(b)(2) and (3), and as the term "knowingly" is defined in CPSA section 20(d), 15 U.S.C. 2069(d). This failure violated CPSA section 19(a)(4), 15 U.S.C. 2068(a)(4). Pursuant to CPSA section 20, 15 U.S.C. 2069, this failure subjected DDI to civil penalties.

**DDI Response**

15. DDI denies the Staff's allegations above that DDI knowingly violated the CPSA.

**Agreement of the Parties**

16. Under the CPSA, the Commission has jurisdiction over this matter and over DDI.

17. The parties enter into the Agreement for settlement purposes only. The Agreement does not constitute an admission by DDI, or a determination by the Commission, that DDI has knowingly violated the CPSA.

18. In settlement of the Staff's allegations, DDI shall pay a civil penalty in the amount of twenty-five thousand dollars (\$25,000.00) in three (3) installments as follows: \$5,000.00 shall be paid within twenty (20) calendar days of service of the Commission's final Order accepting the Agreement; \$10,000.00 shall be paid on or before May 1, 2008; and \$10,000.00 shall be paid on or before August 1, 2008. Each payment shall be made by check payable to the order of the United States Treasury.

19. Upon provisional acceptance of the Agreement, the Agreement shall be placed on the public record and published in the **Federal Register** in accordance with the procedures set forth in 16 CFR 1118.20(e). In accordance with 16 CFR 1118.20(f), if the Commission does not receive any written request not to accept the

Agreement within fifteen (15) calendar days, the Agreement shall be deemed finally accepted on the sixteenth (16th) calendar day after the date it is published in the **Federal Register**.

20. Upon the Commission's final acceptance of the Agreement and issuance of the final Order, DDI knowingly, voluntarily, and completely waives any rights it may have in this matter to the following: (1) An administrative or judicial hearing; (2) judicial review or other challenge or contest of the validity of the Order or of the Commission's actions; (3) a determination by the Commission of whether DDI failed to comply with the CPSA and its underlying regulations; (4) a statement of findings of fact and conclusions of law; and (5) any claims under the Equal Access to Justice Act.

21. The Commission may publicize the terms of the Agreement and the Order.

22. The Agreement and the Order shall apply to, and be binding upon, DDI and each of its successors and assigns.

23. The Commission issues the Order under the provisions of the CPSA, and violation of the Order may subject DDI to appropriate legal action.

24. The Agreement may be used in interpreting the Order. Understandings, agreements, representations, or interpretations apart from those contained in the Agreement and the Order may not be used to vary or contradict their terms. The Agreement shall not be waived, amended, modified, or otherwise altered without written agreement thereto executed by the party against whom such waiver, amendment, modification, or alteration is sought to be enforced.

25. If any provision of the Agreement and the Order is held to be illegal, invalid, or unenforceable under present or future laws effective during the terms of the Agreement and the Order, such provision shall be fully severable. The balance of the Agreement and the Order shall remain in full force and effect, unless the Commission and DDI agree that severing the provision materially affects the purpose of the Agreement and the Order.

26. Pursuant to section 6(d) of the Interim Delegation of Authority ordered by the Commission on February 1, 2008, the Commission delegated to the Assistant Executive Director for Compliance and Field Operations the authority to act, with the concurrence of the General Counsel, for the Commission under 16 CFR 1118.20 with respect to Staff allegations that any person or firm violated 15 U.S.C. 2068,

where the total amount of the settlement involves no more than \$100,000.

DollarDays International, LLC

Dated: 3/19/08.

By: Marc Joseph,  
President, DollarDays International, LLC  
7575 E. Redfield Rd., Suite 201,  
Scottsdale, AZ 85260

U.S. Consumer Product Safety  
Commission Staff  
J. Gibson Mullan,  
Assistant Executive Director, Office of  
Compliance and Field Operations

Ronald G. Yelenik,  
Acting Director, Legal Division, Office of  
Compliance and Field Operations

Dated: 4-16-08.

By: Seth B. Popkin,  
Trial Attorney, Legal Division, Office of  
Compliance and Field Operations

**In the Matter of DollarDays  
International, LLC; CPSC Docket No.  
08-C0010**

**Order**

Upon consideration of the Settlement Agreement entered into between DollarDays International, LLC ("DDI") and the U.S. Consumer Product Safety Commission ("Commission") staff, and the Commission having jurisdiction over the subject matter and over DDI, and pursuant to the authority delegated in section 6(d) of the Interim Delegation of Authority ordered by the Commission on February 1, 2008, and it appearing that the Settlement Agreement and the Order are in the public interest, it is *Ordered*, that the Settlement Agreement be, and hereby is, accepted; and it is *Further ordered*, that DDI shall pay a civil penalty in the amount of twenty-five thousand dollars (\$25,000.00) in three (3) installments as follows: \$5,000.00 shall be paid within twenty (20) calendar days of service of the Commission's final Order accepting the Agreement; \$10,000.00 shall be paid on or before May 1, 2008; and \$10,000.00 shall be paid on or before August 1, 2008. The payment shall be made by check payable to the order of the United States Treasury. Upon the failure of DDI to make any of the foregoing payments when due, interest on the unpaid amount shall accrue and be paid by DDI at the federal legal rate of interest set forth at 28 U.S.C. 1961(a) and (b).

Provisionally accepted and provisional Order issued on the 22nd day of April, 2008.

By Order of the Commission:

**Todd A. Stevenson,**  
Secretary, U.S. Consumer Product Safety  
Commission

[FR Doc. E8-9290 Filed 4-28-08; 8:45 am]

**BILLING CODE 6355-01-M**

**CONSUMER PRODUCT SAFETY  
COMMISSION**

[CPSC Docket No. 08-COO12]

**Gildan Activewear SRL, a corporation,  
Provisional Acceptance of a  
Settlement Agreement and Order**

**AGENCY:** Consumer Product Safety  
Commission.

**ACTION:** Notice.

**SUMMARY:** It is the policy of the Commission to publish settlements which it provisionally accepts under the Consumer Product Safety Act in the **Federal Register** in accordance with the terms of 16 CFR 1118.20(e). Published below is a provisionally-accepted Settlement Agreement with Gildan Activewear SRL, containing a civil penalty of \$35,000.00.

**DATES:** Any interested person may ask the Commission not to accept this agreement or otherwise comment on its contents by filing a written request with the Office of the Secretary by May 14, 2008.

**ADDRESSES:** Persons wishing to comment on this Settlement Agreement should send written comments to the Comment 08-COO12, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Room 502, Bethesda, Maryland 20814-4408.

**FOR FURTHER INFORMATION CONTACT:** Dennis C. Kacoyanis, Trial Attorney, Legal Division, Office of Compliance and Field Operations, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814-4408; telephone (301) 504-7587.

**SUPPLEMENTARY INFORMATION:** The text of the Agreement and Order appears below.

Dated: April 23, 2008.

**Todd A. Stevenson,**  
Secretary.

**In the Matter of Gildan Activewear  
SRL, a Corporation.; CPSC DOCKET  
NO. 08-C0012**

**Settlement Agreement**

1. In accordance with 16 CFR 1118.20, Gildan Activewear SRL ("Gildan") and the staff ("Staff") of the United States Consumer Product Safety Commission ("Commission") enter into this Settlement Agreement ("Agreement"). The Agreement and the incorporated attached Order ("Order") settle the Staff's allegations set forth below.

**Parties**

2. The Commission is an independent federal regulatory agency established