

California (Subzone 202D), as described in the application and **Federal Register** notice, and subject to the FTZ Act and the Board's regulations, including § 400.28.

Signed at Washington, DC, this 17th day of November, 2005.

**Joseph A. Spetrini,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

ATTEST:

**Dennis Puccinelli,**

*Executive Secretary.*

[FR Doc. E5-6782 Filed 12-1-05; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1418]

#### **Grant of Authority for Subzone Status, Arctic Cat, Inc. (All-Terrain Vehicle Engines and Snowmobiles), Thief River Falls, MN**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Foreign-Trade Zones Act provides for “\* \* \* the establishment \* \* \* of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes,” and authorizes the Foreign-Trade Zones Board (the Board) to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs ports of entry;

*Whereas*, the Board's regulations (15 CFR part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

*Whereas*, Koochiching Economic Development Authority, grantee of Foreign-Trade Zone 259 (International Falls, Minnesota), has made application for authority to establish special-purpose subzone status at the all-terrain vehicle engine and snowmobile manufacturing facilities of Arctic Cat, Inc., located in Thief River Falls, Minnesota (Docket 56-2004, filed 12-3-2004);

*Whereas*, notice inviting public comment was given in the **Federal Register** (69 FR 71779, 12-10-2004); and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations are satisfied, and that approval of the application is in the public interest;

*Now, therefore*, the Board hereby grants authority for subzone status for activity related to all-terrain vehicle engine and snowmobile manufacturing at the facilities of Arctic Cat, Inc., located in Thief River Falls, Minnesota (Subzone 259A), as described in the application and **Federal Register** notice, and subject to the FTZ Act and the Board's regulations, including § 400.28.

Signed at Washington, DC, this 17th day of November, 2005.

**Joseph A. Spetrini,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

ATTEST:

**Dennis Puccinelli,**

*Executive Secretary.*

[FR Doc. E5-6783 Filed 12-1-05; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 58-2005]

#### **Foreign-Trade Zone 77—Memphis, TN; Expansion of Manufacturing Authority—Subzone 77B; Brother Industries (U.S.A.) Inc. (Manufacture/ Refurbish Toner Cartridges)**

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the City of Memphis and Shelby County (Tennessee), Division of Planning and Economic Development, grantee of FTZ 77, to expand the scope of manufacturing authority for Brother Industries (U.S.A.) Inc. (Brother) under zone procedures within Subzone 77B, at the Brother plant located in Bartlett, Tennessee. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on November 17, 2005.

Subzone 77B was approved by the Board in 1995 and is currently comprised of two sites in Bartlett, Tennessee. Authority was initially granted for the manufacture of typewriters and word processors (Board Order 774, 60 FR 48100-48101, 9/18/1995). Brother's manufacturing authority was later expanded to include postage franking machines/electronic

business equipment (Board Order 1109, 65 FR 41625-41626, 7/6/2000).

Brother is now proposing to expand the scope of manufacturing activity conducted under zone procedures at Subzone 77B to include manufacturing/refurbishing toner cartridges. The finished toner cartridges fall into categories which enter the United States duty free. Brother's application indicates that foreign-sourced materials under the proposed expanded scope (toner; toner caps; collars, guards, and covers; seals; labels; developer rollers; bearings; springs; gears; retaining rings; washers; lower film; foil bags; and instruction sheets) have duty rates ranging from duty-free to 6.5% *ad valorem*.

Expanded subzone manufacturing authority would enable Brother to choose the lower duty rate that applies to the new finished products for foreign components, when applicable, on shipments to the U.S. market. Brother indicates that it will also realize logistical/procedural and other benefits related to the proposed expanded scope of manufacturing. All of the above-cited savings from zone procedures could help improve the plant's international competitiveness.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at one of the following addresses:

1. Submissions via Express/Package Delivery Services: Foreign-Trade-Zones Board, U.S. Department of Commerce, Franklin Court Building—Suite 4100W, 1099 14th St. NW., Washington, DC 20005; or

2. Submissions via the U.S. Postal Service: Foreign-Trade-Zones Board, U.S. Department of Commerce, FCB—Suite 4100W, 1401 Constitution Ave. NW., Washington, DC 20230.

The closing period for their receipt is January 31, 2006. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to February 15, 2006.

A copy of the application and accompanying exhibits will be available for public inspection at the Office of the Foreign-Trade Zones Board's Executive Secretary at address Number 1 listed above, and at the Memphis U.S. Export Assistance Center, c/o Memphis Regional Chamber of Commerce, 22 North Front Street, Suite 200 Memphis, TN 38103.