

category being manufactured within the United States. Application accepted by Commissioner of Customs: May 21, 2009.

Docket Number: 09–035. Applicant: University of Minnesota Medical School, 6–155 Jackson Hall, Department of Biochemistry, Molecular Biology & Biophysics, 321 Church St. S.E., Minneapolis, MN 55455. Instrument: Muscle Research System. Manufacturer: Scientific Instruments, Germany. Intended Use: This instrument will be used to simultaneously measure the force and kinetic properties as a function of calcium concentration in muscle fibers and to determine if this is affected by muscle diseases of both skeletal and cardiac muscle. A unique feature of this instrument is that it requires a gradient maker and pump control in order to simultaneously measure the isometric force of skinned muscle fibers as a function of calcium concentration. Further, a laser system is needed to excite fluophores in order to simultaneously measure the force and measure the myosin ATPase.

Justification for Duty-Free Entry: There are no instruments of the same general category being manufactured within the United States. Application accepted by Commissioner of Customs: May 11, 2009.

Dated: June 1, 2009.

**Christopher Cassel,**

*Acting Director, IA Subsidies Enforcement Office.*

[FR Doc. E9–13195 Filed 6–4–09; 8:45 am]

**BILLING CODE 3510–DS–S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Princeton University

#### Notice of Decision on Applications for Duty-Free Entry of Scientific Instruments

This is a decision pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89–651, as amended by Pub. L. 106–36; 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Room 3705, U.S. Department of Commerce, 14<sup>th</sup> and Constitution Ave, NW, Washington, D.C.

Comments: None received. Decision: Approved. We know of no instruments of equivalent scientific value to the foreign instruments described below, for such purposes as this is intended to be used, that was being manufactured in the United States at the time of its order.

Docket Number: 09–013. Applicant: Princeton University, Princeton, NJ 08544. Instrument: Electron Beam Evaporator. Manufacturer: Plassys, France. Intended Use: See notice at 74 FR 20459, May 4, 2009. Reasons: This instrument can make low-defect aluminum Josephson junctions, a necessary component of all quantum bits. This evaporator is unique in that it offers full state rotation, in-situ angle control for bilayer Josephson junction fabrication and controlled oxidation. Stage rotation is necessary to fabricated Josephson junctions in a single deposition process, which is essential in fabricating devices with long coherence.

Dated: June 1, 2009.

**Christopher Cassel,**

*Acting Director Subsidies Enforcement Office Import Administration.*

[FR Doc. E9–13194 Filed 6–4–09; 8:45 am]

**BILLING CODE 3510–DS–S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648–XO10**

#### Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery off the Southern Atlantic States and Coral and Coral Reefs Fishery in the South Atlantic; Exempted Fishing Permit

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

**ACTION:** Notice of receipt of an application for an exempted fishing permit; request for comments.

**SUMMARY:** NMFS announces the receipt of an application for an exempted fishing permit (EFP) from Patricia L. McNeese, on behalf of the North Carolina Department of Environment and Natural Resources Aquariums Division (NC Aquariums). If granted, the EFP would authorize NC Aquariums to collect, with certain conditions, various species of reef fish and live rock in Federal waters, along the North Carolina coast. The specimens would be used in educational exhibits displaying North Carolina native species at aquariums located on Pine Knoll Shores, Roanoke Island, and Fort Fisher, NC.

**DATES:** Comments must be received no later than 5 p.m., Eastern standard time, on July 6, 2009.

**ADDRESSES:** Comments on the application may be sent via fax to 727–824–5308 or mailed to: Nikhil Mehta,

Southeast Regional Office, NMFS, 263 13<sup>th</sup> Avenue South, St. Petersburg, FL 33701. Comments may also be submitted by e-mail. The mailbox address for providing e-mail comments is [NCAquariums.EFP@noaa.gov](mailto:NCAquariums.EFP@noaa.gov). Include in the subject line of the e-mail document the following text: Comment on NC Aquariums EFP Application. The application and related documents are available for review upon written request to the address above or the e-mail address below.

#### FOR FURTHER INFORMATION CONTACT:

Nikhil Mehta, 727–824–5305; fax 727–824–5308; e-mail [nikhil.mehta@noaa.gov](mailto:nikhil.mehta@noaa.gov).

**SUPPLEMENTARY INFORMATION:** The EFP is requested under the authority of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*), and regulations at 50 CFR 600.745(b) concerning exempted fishing.

This action involves activities covered by regulations implementing the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic Region. The applicant requires authorization to collect a variety of reef fish, including those in the snapper-grouper complex, and live rock (Table 1).

TABLE 1—COMMON NAME AND TOTAL NUMBER OF FISH, AND AMOUNT OF LIVE ROCK TO BE HARVESTED OVER A 2-YEAR PERIOD BY NC AQUARIUMS.

|                        |
|------------------------|
| 16 Speckled Hind       |
| 16 Red Hind            |
| 16 Rock Hind           |
| 16 Red Grouper         |
| 16 Gag                 |
| 16 Scamp               |
| 26 Red Snapper         |
| 16 Red Porgy           |
| 9 Yellowfin Grouper    |
| 16 Yellowmouth Grouper |
| 12 Snowy Grouper       |
| 2 Warsaw Grouper       |
| 9 Yellowedge Grouper   |
| 16 Graysby             |
| 16 Coney               |
| 84 Yellowtail Snapper  |

TABLE 1—COMMON NAME AND TOTAL NUMBER OF FISH, AND AMOUNT OF LIVE ROCK TO BE HARVESTED OVER A 2-YEAR PERIOD BY NC AQUARIUMS.—Continued

|                             |
|-----------------------------|
| 26 Schoolmaster Snapper     |
| 300 lbs. (136 kg) Live Rock |
| 16 Silk Snapper             |
| 78 Vermilion Snapper        |
| 200 Tomtate                 |
| 100 Small-mouth Grunt       |
| 5 Common Hogfish            |
| 5 Spanish Hogfish           |
| 5 Cuban Hogfish             |
| 200 Cottonwick              |
| 6 Blue Angelfish            |
| 6 Queen Angelfish           |
| 6 Grey Angelfish            |
| 6 French Angelfish          |
| 6 Stoplight Parrotfish      |
| 6 Blue Parrotfish           |
| 6 Midnight Parrotfish       |
| 6 Dwarf Goatfish            |
| 6 Yellow Goatfish           |

Specimens would be collected in Federal waters from 3 miles (4.8 km) offshore out to 100 fathoms (182 m), from 33°10' N lat. to 36°30' N lat. along the coast of North Carolina. The project proposes to use hook-and-line gear, and standard traps (for example, black sea bass and minnow traps) to collect fish, and SCUBA to collect live rock by hand. The collections would be conducted year-round for a period of 2 years, commencing on the date of issuance of the EFP.

The overall intent of the project is to incorporate North Carolina native species into the educational exhibits at the three aquariums located on Pine Knoll Shores, Roanoke Island, and Fort Fisher, NC. The aquariums use these displays of native North Carolina habitats and species to teach the visiting public (over 1 million a year) about conservation of these resources.

NMFS finds this application warrants further consideration. Based on a preliminary review, NMFS intends to issue an EFP. Possible conditions the agency may impose on this permit, if it is indeed granted, include but are not

limited to, a prohibition of conducting research within marine protected areas, marine sanctuaries, special management zones, or artificial reefs without additional authorization. Additionally, NMFS may prohibit the possession of Nassau or goliath grouper, and require any sea turtles taken incidentally during the course of fishing or scientific research activities to be handled with due care to prevent injury to live specimens, observed for activity, and returned to the water. The harvest of live rock would have to be replaced by an equivalent amount of new rock substrate, or obtained from a commercial (aquaculture) source. A final decision on issuance of the EFP will depend on NMFS review of public comments received on the application, consultations with the affected state, the South Atlantic Fishery Management Council, and the U.S. Coast Guard, and a determination that it is consistent with all applicable laws.

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

Dated: June 1, 2009.

**Kristen C. Koch**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*  
[FR Doc. E9-13175 Filed 6-5-09; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XO59**

#### **Fisheries of the South Atlantic and Gulf of Mexico; Southeast Data, Assessment, and Review (SEDAR); black grouper and red grouper.**

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

**ACTION:** Notice of SEDAR Workshops for South Atlantic and Gulf of Mexico black grouper and South Atlantic red grouper.

**SUMMARY:** The SEDAR assessments of the South Atlantic and Gulf of Mexico stocks of black grouper and South Atlantic red grouper will consist of a series of three workshops: a Data Workshop, an Assessment Workshop, and a Review Workshop. This is the fifteenth SEDAR. See **SUPPLEMENTARY INFORMATION**.

**DATES:** The Data Workshop will take place June 22–26, 2009; the Assessment Workshop will take place October 5–9, 2009; the Review Workshop will take place January 25–29, 2010. See **SUPPLEMENTARY INFORMATION**.

**ADDRESSES:** The Data Workshop will be held at the Hilton Garden Inn, 5265 International Boulevard, North Charleston, SC 29418; telephone: (843) 308-9330. The Assessment Workshop will be held at the Hilton Bayfront, 333 First Street South, St. Petersburg, FL 33701; telephone: (727) 894-5000. The Review Workshop will be held at the Hilton Garden Inn-Historic Savannah, 321 West Bay Street Savannah, GA 31401; telephone: (912) 721-5000.

**FOR FURTHER INFORMATION CONTACT:** Julie Neer, SEDAR Coordinator, 4055 Faber Place Drive, Suite 201, North Charleston, SC 29405; telephone: (843) 571-4366.

**SUPPLEMENTARY INFORMATION:** The Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils, in conjunction with NOAA Fisheries and the Atlantic and Gulf States Marine Fisheries Commissions have implemented the Southeast Data, Assessment and Review (SEDAR) process, a multi-step method for determining the status of fish stocks in the Southeast Region. SEDAR includes three workshops: (1) Data Workshop, (2) Stock Assessment Workshop and (3) Review Workshop. The product of the Data Workshop is a data report which compiles and evaluates potential datasets and recommends which datasets are appropriate for assessment analyses. The product of the Stock Assessment Workshop is a stock assessment report which describes the fisheries, evaluates the status of the stock, estimates biological benchmarks, projects future population conditions, and recommends research and monitoring needs. The assessment is independently peer reviewed at the Review Workshop. The product of the Review Workshop is a Consensus Summary documenting Panel opinions regarding the strengths and weaknesses of the stock assessment and input data. Participants for SEDAR Workshops are appointed by the Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils and NOAA Fisheries Southeast Regional Office and Southeast Fisheries Science Center. Participants include data collectors and database managers; stock assessment scientists, biologists, and researchers; constituency representatives including fishermen, environmentalists, and NGO's; International experts; and staff of Councils, Commissions, and state and federal agencies.