

those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room, 450 Fifth Street, NW., Washington, DC 20549. Copies of such filing will also be available for inspection and copying at the principal office of the NASD. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly.

All submissions should refer to File No. SR-NASD-2005-018 and should be submitted on or before March 17, 2005.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹⁷

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. E5-752 Filed 2-23-05; 8:45 am]

BILLING CODE 8010-01-P

DEPARTMENT OF STATE

[Public Notice 5001]

Determination Under Section 620(Q) of the Foreign Assistance Act and Section 512 of the Foreign Operations, Export Financing and Related Programs Appropriations Act, 2005 Relating To Assistance To the Dominican Republic

Pursuant to the authority vested in me by section 620(q) of the Foreign Assistance Act of 1961, as amended (FAA), section 512 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2005 (FOAA) (Div. D, Public Law 108-477), and by Executive Order 12163, as amended by Executive Order 13346, I hereby determine that assistance to the Dominican Republic is in the national interest of the United States and thereby waive with respect to that country, the application of section 620(q) of the FAA from the date it would otherwise have been applicable and section 512 of the FOAA, as well as any provision of law that is the same or substantially the same as such provisions, including subsequently enacted provisions.

This determination shall be reported to Congress and published in the **Federal Register**.

Dated: December 18, 2005.

Colin L. Powell,

Secretary of State, Department of State.

[FR Doc. 05-3591 Filed 2-23-05; 8:45 am]

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OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Notice of Change to U.S. Note 2(d) to Subchapter XIX of Chapter 98 of the Harmonized Tariff Schedule of the United States

AGENCY: Office of the United States Trade Representative.

ACTION: Notice.

SUMMARY: Section 2004(k) of the Miscellaneous Trade and Technical Corrections Act of 2004, Public Law 108-429, designated Mauritius as eligible for certain additional benefits under the African Growth and Opportunity Act (AGOA) for one year, beginning October 1, 2004. This notice modifies the Harmonized Tariff Schedule of the United States (HTS) to reflect this designation.

DATES: Effective February 9, 2005.

FOR FURTHER INFORMATION CONTACT:

Patrick Coleman, Director for African Affairs, Office of the United States Trade Representative, (202) 395-9514.

SUPPLEMENTARY INFORMATION: The AGOA (Title I of the Trade and Development Act of 2000, Pub. L. 106-200) provides preferential tariff treatment for imports of certain textile and apparel products of beneficiary sub-Saharan African countries. On December 3, 2004, the President signed the Miscellaneous Trade and Technical Corrections Act ("the Act"), which designates Mauritius as eligible for benefits under section 112(b)(3)(B) of the AGOA for one year, beginning October 1, 2004.

In Proclamation 6969 (62 FR 4413), the President delegated to the United States Trade Representative (USTR) the authority to make rectifications, technical or conforming changes, or similar modifications to the HTS. Pursuant to the authority delegated to the USTR in Proclamation 6969, U.S. Note 2(d) to subchapter XIX of chapter 98 of the HTS is modified by inserting "Mauritius" in alphabetical sequence in the list of countries effective for the period ending on midnight September 30, 2005, at which time "Mauritius" shall be deleted from the list. Importers claiming preferential tariff treatment under the AGOA for entries of textile and apparel articles should ensure that those entries meet the applicable visa

requirements. Importers seeking retroactive duty treatment pursuant to section 2004(k)(2) of the Act should direct their inquiries to the Bureau of Customs and Border Protection.

Robert B. Zoellick,

United States Trade Representative.

[FR Doc. 05-3473 Filed 2-23-05; 8:45 am]

BILLING CODE 3190-W5-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. AB-878]

City of Peoria and Village of Peoria Heights, IL—Adverse Discontinuance—Pioneer Industrial Railway Company

On November 16, 2004, the City of Peoria and the Village of Peoria Heights, IL (Cities or applicants), filed an adverse application under 49 U.S.C. 10903, requesting that the Surface Transportation Board authorize the discontinuance of service by Pioneer Industrial Railway Company (PIRY) over a line of railroad known as the Kellar Branch. The Kellar Branch is located in Peoria Heights and Peoria and runs between milepost 1.71 and milepost 10.0. The line traverses United States Postal Service ZIP Codes 61602 and 61616 and includes no stations.

The Cities state that the Kellar Branch was fully abandoned by the Chicago, Rock Island & Pacific Railroad Company and that Peoria acquired the line from the Rock Island Trustee in 1984. According to the Cities, Peoria entered into an operating agreement with Peoria and Pekin Union Railway Company (P&PU) to serve shippers. P&PU obtained an exemption from 49 U.S.C. 10901 to operate the line. *Peoria and Pekin Union Railway Co.—Exemption from 49 U.S.C. 10901*, Finance Docket No. 30545 (ICC served Sept. 18, 1984). Peoria Heights later obtained a 25 percent ownership interest in the Kellar Branch. In 1998, PIRY became the sole operator of the line as assignee of P&PU's rights under the operating agreement with the Cities. *Pioneer Industrial Railway Co.—Lease and Operation Exemption—Peoria, Peoria Heights & Western Railroad*, STB Finance Docket No. 33549 (STB served Feb. 20, 1998).

Applicants assert that the operating agreement with PIRY expired on July 10, 2004, and that, prior to that date, they notified PIRY that they intended to contract with a different operator for continued rail service on the line. The Cities indicate that they have entered

¹⁷ 17 CFR 200.30-3(a)(12).