

of the Federal Election Campaign Act of 1971 in order to correct or prevent a violation of such Act by the defendant. The existence of a conciliation agreement between the defendant and Federal Election Commission may be an appropriate factor in determining at what point within the applicable fine guideline range to sentence the defendant.”.

Appendix A (Statutory Index) is amended by inserting before the line referenced to 7 U.S.C. § 6 the following new lines:

“2 U.S.C. § 437g(d)(1) 2C1.8
2 U.S.C. § 439a 2C1.8
2 U.S.C. § 441a 2C1.8
2 U.S.C. § 441a-1 2C1.8
2 U.S.C. § 441b 2C1.8
2 U.S.C. § 441c 2C1.8
2 U.S.C. § 441d 2C1.8
2 U.S.C. § 441e 2C1.8
2 U.S.C. § 441f 2C1.8
2 U.S.C. § 441g 2C1.8
2 U.S.C. § 441h(a) 2C1.8
2 U.S.C. § 441i 2C1.8
2 U.S.C. § 441k 2C1.8”.

Appendix A (Statutory Index) is amended by inserting after the line referenced to 18 U.S.C. § 597 the following new lines:

“18 U.S.C. § 607 2C1.8”.

Issues for Comment: There may be cases in which the defendant has entered into a conciliation agreement with the Federal Election Commission under section 309 of the Federal Election Campaign Act of 1971 in order to correct or prevent a violation of such Act by the defendant. For such cases, the proposed amendment provides that such an agreement may be an appropriate factor in determining the amount of fine that might be imposed. The Commission requests comment regarding whether the existence of such a conciliation agreement between the defendant and Federal Election Commission should be the basis for a downward adjustment under the proposed guideline (and if so, what should the extent of the adjustment be), or, alternatively, should the Commission discourage downward departures in cases involving conciliation agreements so as to limit the effect such an agreement might have on the criminal penalties imposed?

The Commission also requests comment regarding whether, in contrast to proposed Application Note 2, application of the abuse of position of trust adjustment in § 3B1.3 should be precluded for cases under the proposed guideline.

[FR Doc. 02-30088 Filed 11-26-02; 8:45 am]

BILLING CODE 2210-40-P

DEPARTMENT OF STATE

[Public Notice 4193]

Advisory Commission on Public Diplomacy; Notice of Meeting

The Department of State announces the meeting of the U.S. Advisory Commission on Public Diplomacy on Thursday, December 12, 2002, in Room 600, 301 4th St., SW., Washington, DC from 8:30 a.m. to 11 a.m.

The Commission, reauthorized pursuant to Public Law 106-113 (H.R. 3194, Consolidated Appropriations Act, 2000), will have an organizational meeting as well as discuss potential areas of examination for the remainder of the Commissioners' terms of office.

Members of the general public may attend the meeting, though attendance of public members will be limited to the seating available. Access to the building is controlled, and individual building passes are required for all attendees.

The U.S. Advisory Commission on Public Diplomacy is a bipartisan Presidentially appointed panel created by Congress in 1948 to provide oversight of U.S. Government activities intended to understand, inform and influence foreign publics. The Commission reports its findings and recommendations to the President, the Congress and the Secretary of State and the American people. Current commission members include Harold Pachios of Maine, who is the chairman; Charles Dolan of Virginia, who is the vice chairman; Penne Percy Korth of Washington, DC and Maria Elena Torano of Florida.

For more information, please contact Matt Lauer at (202) 619-4457.

Dated: November 20, 2002.

Matthew Lauer,

Executive Director, U.S. Advisory Commission on Public Diplomacy, Department of State.

[FR Doc. 02-30114 Filed 11-26-02; 8:45 am]

BILLING CODE 4710-11-P

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Notice of Cancellation of Meeting of the Industry Sector Advisory Committee on Textiles and Apparel (ISAC-15)

AGENCY: Office of the United States Trade Representative.

ACTION: Notice of meeting cancellation.

SUMMARY: A notice was published in the **Federal Register** dated November 21, 2002, Volume number 67, Notice 225, page 70289, announcing a meeting of

the Industry Sector Advisory Committee on Textiles and Apparel (ISAC-15), scheduled for December 10, 2002, from 10 a.m. to 12 p.m. The meeting was to be open to the public from 10 a.m. to 12 p.m. However, the meeting has been cancelled.

FOR FURTHER INFORMATION CONTACT: Maria E'Andrear, of the Department of Commerce, (202) 482-4792.

Christopher A. Padilla,

Assistant U.S. Trade Representative, for Intergovernmental Affairs and Public Liaison.

[FR Doc. 02-30056 Filed 11-26-02; 8:45 am]

BILLING CODE 3190-01-M

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Notice of Proposed Measure and Opportunity for Public Comment Pursuant to Section 421 of the Trade Act of 1974: Pedestal Actuators From the People's Republic of China

AGENCY: Office of the United States Trade Representative.

ACTION: Notice of proposed measure; request for comments.

SUMMARY: The United States International Trade Commission (ITC) has determined, pursuant to section 421(b)(1) of the Trade Act of 1974, as amended (the Trade Act)(19 U.S.C. 2451(b)(1)), that pedestal actuators¹ from the People's Republic of China (China) are being imported into the United States in such increased quantities or under such conditions as to cause market disruption to the domestic producers of like or directly competitive products. Pursuant to section 421(h)(1) of the Trade Act, the United States Trade Representative (USTR) is publishing notice of proposed restrictions with respect to imports of pedestal actuators from China. USTR invites domestic producers, importers, exporters, and other interested parties to submit their views and evidence on the

¹ For purposes of the ITC investigation, pedestal actuators consist of electromechanical linear actuators, imported with or without motors, or as part of scooter subassemblies, all the foregoing used for lifting and lowering, or for pushing or pulling. The product includes any subassembly of pedestal actuator parts and components. Pedestal actuators are powered by fractional horsepower DC or AC motors, which drive a ball bearing screw or acme screw through a gear reducer to convert rotary to linear motion. The products are designed for flat or base mounting, have telescoping members, with bearings or bearing surfaces, and rigidly support the load and provide anti-rotation. Pedestal actuators are provided for in subheadings 8483.40.50 and 8483.40.80 and in heading 8501 of the Harmonized Tariff System of the United States. They are primarily used in mobility scooters and electric wheelchairs.

appropriateness of the proposed restrictions and whether they would be in the public interest. USTR also invites interested parties to participate in a public hearing (if requested).

DATES: Requests for USTR to hold a public hearing are due by December 9, 2002. Written comments and requests to testify at any public hearing are due by December 11, 2002. If a request for USTR to hold a public hearing is received, the hearing will be held on December 18, 2002.

ADDRESSES: *Submissions by electronic mail:* FR0055@ustr.gov.

Submissions by facsimile: Sandy McKinzy, USTR, at (202) 395-9672.

FOR FURTHER INFORMATION CONTACT: For procedural questions concerning public comments and holding of a public hearing, contact Sandy McKinzy, USTR, telephone (202) 395-9483, facsimile (202) 395-9672. Other questions should be addressed to Terrence J. McCartin, Office of North Asian Affairs, USTR, telephone (202) 395-3900, or David L. Weller, Office of General Counsel, USTR, telephone (202) 395-3581.

SUPPLEMENTARY INFORMATION:

1. The ITC Investigation and Section 421

Following receipt of a petition filed on August 19, 2002, on behalf of Motion Systems Corporation, the ITC instituted investigation No. TA-421-1, Pedestal Actuators From China, under section 421 of the Trade Act (19 U.S.C. 2451) to determine whether pedestal actuators from China are being imported into the United States in such increased quantities or under such conditions as to cause or threaten to cause market disruption to the domestic producers of like or directly competitive products. The ITC made an affirmative determination on October 18, 2002, and transmitted a report on its determination, as well as its remedy proposals, to USTR on November 7, 2002. The views of the ITC, including its remedy proposals, are available on the ITC's Web site (<http://www.usitc.gov/7ops/chinasafeguard.htm>) and are contained in USITC Publication 3557 (November 2002), entitled "Pedestal Actuators from China: Investigation No. TA-421-1". A copy of that publication, which also includes the ITC staff report, can be obtained from the ITC by faxing a request to (202) 205-2104 or calling (202) 205-1809.

Following an affirmative determination by the ITC, and pursuant to Section 421(h) of the Trade Act, USTR is required to make a recommendation to the President

concerning what action, if any, to take to remedy the market disruption. Within 15 days after receipt of USTR's recommendation, the President is required to provide import relief unless the President determines that provision of such relief is not in the national economic interest of the United States or, in extraordinary cases, that the taking of action would cause serious harm to the national security of the United States. (Section 421(k)) Prior to making a recommendation, USTR is required to publish notice of any proposed measures and of the opportunity to comment.

2. Proposed Measure and Opportunity for Comment

The ITC recommended that the President impose a quantitative restriction for a three-year period on imports of pedestal actuators from China, in the amount of 5,626 units in the first year; 6,470 units in the second year; and 7,440 units in the third year. (67 FR 69557) USTR proposes this remedy for further consideration by domestic producers, importers, exporters, and other interested parties, and invites any of these parties to submit their views and evidence on the appropriateness of the proposed remedy and whether it would be in the public interest. In addition, USTR invites comments on other possible actions, including: imposition of a quota on imports of pedestal actuators from China, with a quantity and/or duration different from the ITC recommendation; imposition of a tariff-rate quota on imports of pedestal actuators from China; increased duties on imports of pedestal actuators from China; an import monitoring mechanism; or no import relief (pursuant to a determination under Section 421(k) of the Trade Act regarding the national economic interest or national security). In commenting on possible actions, interested parties are requested to address: (i) The short- and long-term effects that implementation of the proposed action is likely to have on the domestic pedestal actuator industry, on other domestic industries (including the mobility scooter industry), and on downstream consumers, and (ii) the short- and long-term effects that not taking the proposed action is likely to have on the domestic pedestal actuator industry, its workers, and on other domestic industries or communities.

An interested party may request that USTR hold a public hearing, which request must be received by December 9, 2002. Written comments, as well as requests to testify at any public hearing, must be received by December 11, 2002,

and should be submitted in accordance with the instructions below. Parties that have submitted comments and/or requested to testify at any public hearing will be informed if a hearing is to be held. In addition, information on any public hearing may be obtained by contacting Sandy McKinzy at (202) 395-9483. If a public hearing is requested, it will be held on December 18, 2002, at 10 a.m. in Rooms 1 and 2, 1724 F Street, NW., Washington, DC. Requests to testify must include the following information: (1) Name, address, telephone number, fax number, and firm or affiliation of the person wishing to testify; and (2) a brief summary of the comments to be presented.

3. Requirements for Submissions

In order to facilitate prompt processing of submissions, USTR strongly urges and prefers electronic (e-mail) submissions in response to this notice.

Persons making submissions by e-mail should use the following subject line: "Pedestal Actuators" followed by (as appropriate) "Written Comments", "Request for Public Hearing", or "Request to Testify". Documents should be submitted as either WordPerfect, MSWord, or text (.TXT) files. Supporting documentation submitted as spreadsheets are acceptable as Quattro Pro or Excel. For any document containing business confidential information submitted electronically, the file name of the business confidential version should begin with the characters "BC-", and the file name of the public version should begin with the characters "P-". The "P-" or "BC-" should be followed by the name of the submitter. Persons who make submissions by e-mail should not provide separate cover letters; information that might appear in a cover letter should be included in the submission itself. To the extent possible, any attachments to the submission should be included in the same file as the submission itself, and not as separate files.

Written comments submitted in response to this request will be placed in a file open to public inspection pursuant to 15 CFR 2003.5, except business confidential information exempt from public inspection in accordance with 15 CFR 2003.6. Business confidential information submitted in accordance with 15 CFR 2003.6 must be clearly marked "BUSINESS CONFIDENTIAL" at the top of each page, including any cover letter or cover page, and must be accompanied by a nonconfidential summary of the confidential information. All public

documents and nonconfidential summaries shall be available for public inspection in the USTR Reading Room. The USTR Reading Room is open to the public, by appointment only, from 10 a.m. to 12 noon and 1 p.m. to 4 p.m., Monday through Friday. An appointment to review the file must be scheduled at least 48 hours in advance and may be made by calling (202) 395-6186.

Wendy S. Cutler,

*Assistant United States Trade Representative,
Office of North Asian Affairs.*

[FR Doc. 02-30307 Filed 11-25-02; 2:46 pm]

BILLING CODE 3190-01-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Aviation Proceedings; Agreements Filed

Aviation Proceedings, Agreements filed during the week ending November 15, 2002. The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C. sections 412 and 414. Answers may be filed within 21 days after the filing of the application.

Docket Number: OST-2002-13821.

Date Filed: November 13, 2002.

Parties: Members of the International Air Transport Association.

Subject: PTC3 0595 dated 12 November 2002, Mail Vote 251—Resolution 010g, TC3 between Japan/Korea and South East Asia, Special Passenger Amending Resolution between Korea, (Rep. of) and China, (excluding Hong Kong SAR and Macao SAR), Intended effective date: 26 December 2002.

Docket Number: OST-2002-13822.

Date Filed: November 13, 2002.

Parties: Members of the International Air Transport Association.

Subject: Mail Vote 246, PTC23 ME-TC3 0155 dated 8 October 2002, TC23/TC123 Middle East-South East Asia Resolutions r1-r16, PTC23 ME-TC3 0159 dated 5 November 2002 (Affirmative), Minutes—PTC23 ME-TC3 0157 dated 15 October 2001, Tables—PTC23 ME-TC3 Fares 0064 dated 5 November 2002, Intended effective date: 1 April 2003.

Docket Number: OST-2002-13826.

Date Filed: November 13, 2002.

Parties: Members of the International Air Transport Association.

Subject: PTC23 EUR-SWP 0071 dated 5 November 2002, TC23/TC123 Europe-South West Pacific Resolutions r1-r17, Minutes—PTC23 EUR-SWP 0072 dated 5 November 2002, Tables—PTC23 EUR-

SWP FARES 0036 dated 5 November 2002, Intended effective date: 1 April 2003.

Dorothy Y. Beard,

Federal Register Liaison.

[FR Doc. 02-30106 Filed 11-26-02; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Aviation Proceedings; Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits

Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under subpart B (formerly subpart Q) during the Week Ending November 15, 2002. The following Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under subpart B (formerly subpart Q) of the Department of Transportation's Procedural Regulations (See 14 CFR 301.201 et. seq.). The due date for Answers, Conforming Applications, or Motions to Modify Scope are set forth below for each application. Following the Answer period DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

Docket Number: OST-1998-3419.

Date Filed: November 13, 2002.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: December 4, 2002.

Description: Application of Delta Air Lines, Inc., pursuant to 49 U.S.C. sections 41102 and 41108 and subpart B, requesting renewal of its certificate of public convenience and necessity to engage in scheduled foreign air transportation of persons, property, and mail between the terminal point Atlanta, Georgia and the terminal point Tokyo, Japan.

Docket Number: OST-1998-3419.

Date Filed: November 13, 2002.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: December 4, 2002.

Description: Application of Continental, Airlines, Inc., pursuant to 49 U.S.C. section 41102 and subpart B, requesting renewal of its Route 753 certificate authorizing Continental to provide scheduled air transportation of persons, property, and mail between certain points in the United States and Tokyo and Osaka, Japan, as well as

beyond Japan to Seoul, Korea, Singapore and Bangkok, Thailand.

Dorothy Y. Beard,

Federal Register Liaison.

[FR Doc. 02-30107 Filed 11-26-02; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. AB-33 (Sub-No. 196X)]

Union Pacific Railroad Company—Abandonment Exemption—in Los Angeles County, CA

Union Pacific Railroad Company (UP) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments and Discontinuances of Service and Trackage Rights* to abandon the Lakewood Industrial Lead, a 0.85-mile rail line extending from milepost 16.50 near Cover Street, in Lakewood, to milepost 17.35 at the end of the line, south of Wardlow Street, in Long Beach, in Los Angeles County, CA. The line traverses United States Postal Service Zip Codes 90712 and 90807.

UP has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) the line has not been used as an overhead route for the past 2 years; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board (Board) or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed. Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on December 28, 2002, unless stayed pending reconsideration. Petitions to stay that do not involve