

reasonably segregated and released to the FOIA requester.

(d) Withholding Agency records from public release. If the requested record is not releasable because it is either currently and properly classified or falls within another FOIA exemption, GC prepares an analysis on the rationale for denying the record, prepares the initial denial letter to be sent to the FOIA requester, and forwards the materials to the Agency IDA. The Agency IDA reviews the FOIA request and rationale for withholding the record and, if he or she concurs, signs the letter prepared by GC. The letter signed by the Agency IDA advises the FOIA requester that the records requested are being withheld from release, states the amount of material withheld from release, states the FOIA exemptions supporting the denial, and provides information on appealing the decision to the Agency AA. A copy of all initial denial letters is forwarded to GC and maintained in the individual FOIA file.

(e) *Appeal rights of FOIA requesters.*

(1) If a FOIA requester appeal the initial denial decision of the agency IDA, GC processes the appeal for review by the agency AA. The AA reviews the initial FOIA request, GC's analysis, and the denial decision made by the IDA. The AA has the authority to either uphold the decision made by the IDA, and withhold the requested records from release, or reverse the decision made by the IDA and release all or a portion of the records requested. GC prepares the written response to the FOIA requester for the AA's signature. If the AA makes a final determination to uphold the decision made by the agency IDA, the final Agency response includes the basis for the decision and advises the FOIA requester of the right to seek judicial review.

(2) In addition to denials of information, a FOIA requester also has a right to appeal initial assessments made by GC regarding fee categories, fee waivers, fee estimates, requests for expedited processing, no record determinations, failure to meet the statutory time limits, or any determination found to be adverse by the requester. The authority to uphold or reverse initial assessments made by GC in these areas is the agency AA. The decision of the AA is final.

(f) *Relationship between the FOIA and the Privacy Act.* Not all requesters will be knowledgeable of the appropriate act to cite when requesting records or access to records. In some instances, either the FOIA or the Privacy Act may be cited.

(1) Both the FOIA and the Privacy Act give the right to request access to

records held by Federal Agencies. Access rights under the FOIA are given to any individual, business, or organization, but the Privacy Act gives access rights only to those individuals who are the subject of the records being requested.

(2) When responding to a request for records under the Privacy Act, detailed guidance on which act to apply may be found in 32 CFR part 286 and 32 CFR part 310. Additional assistance is also available from GC.

Dated: June 13, 2000.

L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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BILLING CODE 5001-10-M

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD01-00-144]

RIN 2115-AE46

Special Local Regulation: Fireworks Displays Within the First Coast Guard District

AGENCY: Coast Guard, DOT.

ACTION: Notice of Implementation

SUMMARY: This document provides notice of the dates and times of the special local regulations contained in 33 CFR 100.114, Fireworks Displays Within the First Coast Guard District. Implementation of these regulations is necessary to control vessel traffic within the regulated area to ensure the safety of spectators.

DATES: The regulations in 33 CFR 100.114 are effective from one hour before the scheduled start of the event until thirty minutes after the last firework is exploded for each event listed in the table below. The events are listed chronologically by month with their corresponding number listed in the special local regulation, 33 CFR 100.114.

FOR FURTHER INFORMATION CONTACT: Petty Officer William M. Anderson, Office of Search and Rescue branch, First Coast Guard District at (617) 223-8460.

SUPPLEMENTARY INFORMATION: This notice implements the special local regulations in 33 CFR 100.114 (64 FR 34544, June 28, 1999). All vessels will be restricted from entering the area of navigable water within a 500-yard radius of the fireworks launch platform

for each event listed in the Fireworks Display Table below.

Fireworks Displays

Connecticut—June 24th—7.3

Name: American Legion Post 83 Fireworks.

Sponsor: Town of Branford American Legion Post.

Time: 9:00 p.m. to 10:00 p.m.

Location: Branford Point, Branford, CT, 41°21'N/072°05'20" W (NAD 1983).

New York—July 8th—7.4

Name: Devon Yacht Club Fireworks.

Sponsor: Devon Yacht Club, Amagansett, NY.

Time: 9:30 p.m. to 10:00 p.m.

Location: Devon Yacht Club, Amagansett, NY, 40°00'00" N/072°06'12" W (NAD 1983).

Connecticut—July 3rd—7.8—Rain date: July 5th

Name: Stamford Fireworks.

Sponsor: City of Stamford.

Time: 9:00 p.m. to 10:00 p.m.

Location: Westcott Cove, Stamford, CT, 41°02'01" N/73°30'3" W (NAD 1983).

New York—July 2nd—7.16

Name: Salute to Veterans.

Sponsor: Town of North Hempstead, NY.

Time: 9:00 p.m. to 10:00 p.m.

Location: Hempstead, NY. Point Lookout, 40°35'34" N/073°35'24" W (NAD 1983).

Massachusetts—July 2nd—7.21—Rain date: July 3rd

Name: Town of Barnstable Fireworks.

Sponsor: Town of Barnstable.

Time: 8:00 p.m. to 10:00 p.m.

Location: Dunbar Point/Kalmus Beach, Barnstable, MA, 41°38'30N / 070°16'W (NAD 1983).

Massachusetts—July 1st—7.27—Rain date: July 2nd

Name: Onset Fireworks.

Sponsor: Town of Wareham, MA.

Time: 9 p.m. to 10 p.m.

Location: Onset Harbor, Onset, MA, 41°38'N/071°55'W (NAD 1983).

Massachusetts—July 4th—7.28

Name: Plymouth Fireworks Display.

Sponsor: July Four Plymouth Inc.

Time: 9:00 p.m. to 10:00 p.m.

Location: Plymouth Harbor, Plymouth, MA, 41°57'20" N/070°38'20" W (NAD 1983).

Rhode Island—July 2nd—7.32—Rain date: July 3rd

Name: Oyster Harbor Club Fourth of July Festival.

Sponsor: Oyster Harbor Club, Inc.

Time: 6:00 p.m. to 10:00 p.m.
Location: Tim's Cove, North Bay, Osterville, RI, 41°37'30"N/070°23'21" W (NAD 1983).

Connecticut—July 4th—7.34—Rain date: July 8th

Name: Fairfield Aerial Fireworks.
Sponsor: Fairfield Park Commission.
Time: 9:00 p.m. to 10:30 p.m.
Location: Jennings Beach, Long Island Sound, Fairfield, CT, 41°08'22" N/073°14'02" W.

Connecticut—July 3rd—7.35—Rain date: July 4th

Name: Subfest Fireworks.
Sponsor: U.S. Naval Submarine Base.
Time: 9:00 p.m. to 10:00 p.m.
Location: Thames River, Groton, CT.

Connecticut—July 3rd—7.39

Name: City of Norwalk Fireworks.
Sponsor: Norwalk Recreation and Parks Department.
Time: 9:15 p.m. to 10:30 p.m.
Location: Calf Pasture Beach, Long Island Sound, Norwalk, CT, 41°04'50" N/073°23'22" W (NAD 1983).

Connecticut—July 3rd—7.41

Name: Stratford Fireworks.
Sponsor: Town of Stratford.
Time: 9:30 p.m. to 11:30 p.m.
Location: Short Beach, Stratford, CT, 41°09'5"N/073°06'5"W (NAD 1983).

Connecticut—June 30th—7.42

Name: Westport P.A.L. Fireworks.
Sponsor: Westport Police Athletic League.
Time: 9:30 p.m. to 10:30 p.m.
Location: Compo Beach, Westport, CT, 41°06'6"N/073°20'31" W (NAD 1983).

New York—July 22nd—7.50

Name: Boys Harbor Fireworks Extravaganza.
Sponsor: Boys Harbor Inc.
Time: 9:00 p.m. to 10 p.m.
Location: Three Mile Harbor, East Hampton, NY, 41°15'N/070°11'91" W (NAD 1983).

Massachusetts—August 18th—8.9—Rain date: August 19th

Name: Oaks Bluff Fireworks.
Sponsor: Oaks Bluff Fireman's Civic Association.
Time: 4:00 p.m. to 10:00 p.m.
Location: Oaks Bluff Beach, Oaks Bluff, MA, 41°27'5"N/070°33'0"W (NAD 1983).

Connecticut—September 9th—9.5

Name: Taste of Italy.
Sponsor: Italian Heritage Committee.
Time: 8:00 p.m. to 10:00 p.m.

Location: Norwich Harbor, off Norwich Marina, Norwich, CT, 41°31'20" N/073°04'83" W (NAD 1983).

Dated: June 2, 2000.

G.N. Naccara,
Rear Admiral, U.S. Coast Guard Commander, First Coast Guard District.

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BILLING CODE 4910-15-U

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 117

[CGD01-00-135]

RIN 2115-AE47

Drawbridge Operation Regulations: Acushnet River, Annisquam River, Fore River and Taunton River, MA.

AGENCY: Coast Guard, DOT.

ACTION: Direct final rule.

SUMMARY: The Coast Guard is changing the drawbridge operation regulations governing four bridges: the New Bedford Fairhaven (SR6) Bridge, mile 0.0, across the Acushnet River between New Bedford and Fairhaven; the Blynman (SR127) Bridge, mile 0.0, across the Annisquam River at Gloucester; the Quincy Weymouth (SR3A) Bridge, mile 3.5, across the Fore River between Quincy and Weymouth; and the Brightman Street Bridge, mile 1.8, across the Taunton River between Somerset and Fall River, all in Massachusetts. This rule will require these bridges to open on signal if at least a two-hour notice is given from 6 p.m. on December 24 to midnight on December 25 and from 6 p.m. on December 31 to midnight on January 1.

A two-hour advance notice for bridge openings is expected to relieve the bridge owner from crewing these bridges during the holidays and still meet the needs of navigation.

DATES: This rule is effective November 10, 2000, unless a written adverse comment, or written notice of intent to submit an adverse comment, reaches the Coast Guard on or before September 10, 2000. If an adverse comment, or notice of intent to submit an adverse comment, is received, the Coast Guard will withdraw this direct final rule and publish a timely notice of withdrawal in the **Federal Register**.

ADDRESSES: You may mail comments and related material to the Commander (obr), First Coast Guard District, 408 Atlantic Avenue, Boston, Massachusetts 02110-3350, or deliver them to the same address between 7 a.m. and 3 p.m.,

Monday through Friday, except Federal holidays. The telephone number is (617) 223-8364.

The First Coast Guard District, Bridge Branch, maintains the public docket for this rulemaking. Comments, and material received from the public, as well as documents indicated in this preamble as being available in the docket, will become part of this docket and will be available for inspection or copying at the First Coast Guard District Bridge Branch Office between 7 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Mr. John W. McDonald, Project Officer, First Coast Guard District, (617) 223-8364.

SUPPLEMENTARY INFORMATION:

Request for Comments

We encourage you to participate in this rulemaking by submitting comments or related material. If you do so, please include your name and address, identify the docket number for this rulemaking (CGD01-00-135), indicate the specific section of this document to which each comment applies, and give the reason for each comment. Please submit all comments and related material in an unbound format, no larger than 8 1/2 by 11 inches, suitable for copying. If you would like to know if they reached us, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period. We may change this rule in view of them.

Regulatory Information

The Coast Guard is publishing a direct final rule, the procedures of which are outlined in 33 CFR 1.05-55, because no adverse comment is anticipated. If no adverse comment or written notice of intent to submit an adverse comment is received within the specified comment period, this rule will become effective as stated in the **DATES** section. In that case, approximately 30 days before the effective date, the Coast Guard will publish a document in the **Federal Register** stating that no adverse comment was received and confirming that this rule will become effective as scheduled. However, if the Coast Guard receives a written adverse comment or written notice of intent to submit an adverse comment, the Coast Guard will publish a document in the **Federal Register** announcing withdrawal of all or part of this direct final rule. If an adverse comment only applies to only part of this rule and it is possible to remove that part without defeating the purpose of this rule, the Coast Guard