

were not being represented in the trading crowd at the time the market was established.<sup>15</sup>

Proposed Commentary .03 would require a member or member organization facilitating a customer order pursuant to Rule 1064 to disclose all securities that are components of the customer order which is subject to facilitation before requesting bids and offers for the execution of all components of the order. The Phlx states that the purpose of this business-related provision is to avoid the situation in which a facilitating floor broker representing a firm and customer order enters a crowd and establishes the firm's own contra-side bid (in the case of the customer selling) or offer (in the case of a customer buying) before disclosing the customer's bid or offer to the crowd. The Phlx states that otherwise the floor broker would establish priority before the crowd is made aware of the terms of the customer's order. If the customer order is disclosed first, however, the crowd may be more likely to bid or offer competitively as contra side to that customer's order, thus benefiting the customer.<sup>16</sup> The Exchange's Options Committee determined that informing the trading crowd of the customer component of the order first is fairer overall, because the contra-side is often merely a facilitation or response to that order.

## 2. Statutory Basis

The Exchange believes that the proposed rule change, as amended, is consistent with Section 6(b) of the Act,<sup>17</sup> in general, and furthers the objectives of Section 6(b)(5) of the Act,<sup>18</sup> in particular, in that it is designed to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect the investors and the public interest by providing incentives for crowd participants to quote competitively, and by making the Exchange more competitive by providing incentive to order flow providers to bring order flow to the Exchange. The Exchange believes

that the proposed rule change will result in tighter spreads, and thus benefit customers whose orders are subject to the new crossing rule. The Exchange further believes that allowing order flow providers a participation guarantee should provide incentive for such order flow providers to bring their order flow to the Exchange, making the Exchange a more competitive marketplace.

### *B. Self-Regulatory Organization's Statement on Burden on Competition*

The Exchange does not believe that the proposed rule change, as amended, will impose any inappropriate burden on competition.

### *C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others*

No written comments were solicited or received with respect to the proposed rule change, as amended.

## III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding, or (ii) as to which the Exchange consents, the Commission will:

(A) By order approve such proposed rule change, as amended; or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change, as amended, is consistent with the Act. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change, as amended, that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than 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. Copies of the filing will also be

available for inspection and copying at the principal offices of the Exchange. All submissions should refer to File No. SR-Phlx-2002-17 and should be submitted by September 24, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>19</sup>

**Margaret H. McFarland,**  
*Deputy Secretary.*

[FR Doc. 02-22342 Filed 8-30-02; 8:45 am]

**BILLING CODE 8010-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3438]

### State of California (Corrected Copy)

San Diego County and the contiguous counties of Imperial, Orange and Riverside in the State of California constitute a disaster area as a result of a wildfire that occurred on July 29, 2002 and continued until the wildfire was contained on August 12, 2002. The wildfire occurred in the Banner Grade area of San Diego County and consumed 65,000 acres, destroying owner occupied homes, outbuildings and vehicles. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on October 21, 2002 and for economic injury until the close of business on May 22, 2003 at the address listed below or other locally announced locations: Small Business Administration, Disaster Area 4 Office, PO Box 13795, Sacramento, CA 95853-4795.

The interest rates are:

	Percent
For Physical Damage:	
Homeowners with credit available elsewhere .....	6.625
Homeowners without credit available elsewhere .....	3.312
Businesses with credit available elsewhere .....	7.000
Businesses and non-profit organizations without credit available elsewhere .....	3.500
Others (including non-profit organizations) with credit available elsewhere .....	6.375
For Economic Injury:	
Businesses and small agricultural cooperatives without credit available elsewhere .....	3.500

The number assigned to this disaster for physical damage is 343805 and for economic damage is 9Q9300.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008.)

<sup>19</sup> 17 CFR 200.30-3(a)(12).

<sup>15</sup> See Amendment No. 2.

<sup>16</sup> See Amendment No. 3. Commentary .03 would apply to the entire facilitation cross provision of Phlx Rule 1064, and is intended to require, among other things, that the Floor Broker make the crowd aware of which side of the crossing transaction (*i.e.*, buy or sell) is the customer order. Telephone conversation between Richard S. Rudolph, Director and Counsel, Phlx, and Ira Brandriss, Special Counsel, and Frank N. Genco, Attorney, Division, Commission, August 21, 2002.

<sup>17</sup> 15 U.S.C. 78f(b).

<sup>18</sup> 15 U.S.C. 78f(b)(5).

Dated: August 22, 2002.

**Hector V. Barreto,**  
*Administrator.*

[FR Doc. 02-22348 Filed 8-30-02; 8:45 am]

BILLING CODE 8025-01-P

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Economic Injury Disaster #9R02]

#### Commonwealth of Pennsylvania

Allegheny County and the contiguous counties of Armstrong, Beaver, Butler, Washington and Westmoreland in the Commonwealth of Pennsylvania constitute an economic injury disaster loan area as a result of a severe storm (macro burst) and heavy rains that occurred on May 31, 2002. The storms produced strong winds and caused serious damages to a number of commercial buildings in the City of Pittsburgh and the surrounding communities. Eligible small businesses and small agricultural cooperatives without credit available elsewhere may file applications for economic injury assistance as a result of this disaster until the close of business on May 23, 2003 at the address listed below or other locally announced locations: Small Business Administration, Disaster Area 1 Office, 360 Rainbow Blvd., South 3rd Floor, Niagara Falls, NY 14303.

The interest rate for eligible small businesses and small agricultural cooperatives is 3.5 percent.

The number assigned for economic injury for this disaster is 9R0200 for Pennsylvania.

(Catalog of Federal Domestic Assistance Program No. 59002.)

Dated: August 22, 2002.

**Hector V. Barreto,**  
*Administrator.*

[FR Doc. 02-22347 Filed 8-30-02; 8:45 am]

BILLING CODE 8025-01-P

## DEPARTMENT OF STATE

### [Public Notice 4115]

#### Advisory Committee on Labor Diplomacy; Meeting

The Advisory Committee on Labor Diplomacy (ACLD) will hold a meeting from 9 a.m. to 12 noon on September 18, 2002, in room 1406, U.S. Department of State, 2201 C Street, NW., Washington, DC 20520. Paula Dobriansky, Under Secretary of State for Global Affairs, will make welcoming remarks. Lorne Craner, Assistant Secretary of State for Democracy, Human Rights and Labor Affairs will also attend. Committee

Chairman Thomas Donahue, former President of the AFL-CIO, will chair the meeting.

The ACLD is comprised of prominent persons with expertise in the area of international labor policy and labor diplomacy. The ACLD advises the Secretary of State and the President on the resources and policies necessary to implement labor diplomacy programs efficiently, effectively and in a manner that ensures U.S. leadership in promoting the objectives and ideals of U.S. labor policies in the 21st century. The ACLD makes recommendations on how to strengthen the Department of State's ability to respond to the many challenges facing the United States and the federal government in international labor matters. These challenges include the protection of worker rights, the elimination of exploitative child labor, and the prevention of abusive working conditions.

The agenda for the September 18 meeting includes: discussion of the interagency process on international labor policy formulation, implementation of the recommendations of the Committee's first report on U.S. labor diplomacy, reactions to the Committee's second report, and options for the Committee's agenda for the coming year.

Members of the public are welcome to attend the meeting as seating capacity allows. As access to the Department of State is controlled, persons wishing to attend the meeting must be pre-cleared by calling or faxing the following information, by opening of business September 17, to Kenneth Audroué at (202) 647-4327 or fax (202) 647-0431 or e-mail [audrouekr@state.gov](mailto:audrouekr@state.gov): name; company or organization affiliation (if any); date of birth; and social security number. Pre-cleared persons should use the C Street entrance to the State Department and have a driver's license with photo, a passport, a U.S. Government ID or other valid photo identification.

Members of the public may, if they wish, submit a brief statement to the Committee in writing. Those wishing further information should contact Mr. Audroué at the phone and fax numbers provided above.

Dated: August 28, 2002.

**John S. Carpenter,**

*Acting Assistant Secretary, Bureau of Democracy, Human Rights and Labor, Department of State.*

[FR Doc. 02-22384 Filed 8-30-02; 8:45 am]

BILLING CODE 4710-18-P

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Submission for OMB Review; Comment Request

**AGENCY:** Office of the United States Trade Representative.

**Titles:** Questionnaire for Exclusion Requesters; Questionnaire for Objectors.

**Form Numbers:** None.

**Agency Approval Number:** 0350-0011, 0350-0012.

**Type of Request:** Revision of currently approved collections.

**Burden:** Questionnaire for Exclusion Requesters: 4100 hours; Questionnaire for Objectors: 3387 hours.

**Number of Respondents:** Questionnaire for Exclusion Requesters: 250; Questionnaire for Objectors: 17.

**Avg. Hours Per Response:** The time needed to respond is estimated to range from 1.5 to 15 hours. Many of the respondents will be updating information with regard to an exclusion that they have previously requested, or to which they have previously objected. We estimate that their time for responding will average between 1.5 and 2 hours. Other respondents will be submitting a new request for exclusion or objecting to a new request for exclusion. We estimate that their time for responding will average between 11 and 15 hours. The time estimates include time to gather the necessary information, create the documents, and submit the completed questionnaires.

**Needs and Uses:** Section 203(a) of the Trade Act of 1974, as amended (19 U.S.C. 2253(a)) authorizes the President, in certain circumstances, to take appropriate and feasible action which the President determines will facilitate efforts by domestic industries to make a positive adjustment to import competition and provide greater economic and social benefits than costs. On March 5, 2002, acting pursuant to Section 203(a), the President issued Proclamation 7529, establishing temporary safeguards on imports of steel products. 67 Fed. Reg. 10553 (March 7, 2002). Proclamation 7529 states that in March of each year in which any of these safeguard measures remain in effect, the United States Trade Representative ("USTR") is authorized, upon publication in the **Federal Register** of a notice of his finding that a particular product should be excluded from these safeguard measures, to modify the HTS provisions created by the Annex to Proclamation 7529 accordingly. These information requests will identify products for which exclusion is sought, identify objections to the exclusion of such products, and