

**DEPARTMENT OF COMMERCE****Foreign-Trade Zones Board****[Order No. 1429]****Expansion of Foreign-Trade Zone 40, Cleveland, OH, Area**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Cleveland-Cuyahoga County Port Authority, grantee of Foreign-Trade Zone 40, submitted an application to the Board for authority to expand FTZ 40 to include a new site at the Taylor Woods Commerce Park (Site 12, 448 acres) in Lorain County, Ohio, within the Cleveland Customs port of entry (FTZ Docket 5–2005, filed 1/19/05);

*Whereas*, notice inviting public comment has been given in the **Federal Register** (70 FR 3672, 1/26/05) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations would be satisfied, and that approval of the application would be in the public interest;

*Now, Therefore*, the Board hereby orders:

The application to expand FTZ 40 is approved, subject to the FTZ Act and the Board's regulations, including Section 400.28, and further subject to the Board's standard 2,000 acre limit for the overall zone project.

Signed at Washington, DC, this 21st day of December 2005.

**Joseph A. Spetrini,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

[FR Doc. E5–8143 Filed 12–29–05; 8:45 am]

**BILLING CODE 3510-DS-P****DEPARTMENT OF COMMERCE****Foreign-Trade Zones Board****[Order No. 1430]****Expansion of Foreign-Trade Zone 40; Cleveland, OH, Area**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Cleveland-Cuyahoga County Port Authority, grantee of

Foreign-Trade Zone 40, submitted an application to the Board for authority to expand FTZ 40—Site 6 to include a new site at the Progress Drive Business Park (Site 6B, 22 acres, 2 parcels) located in Strongsville, Ohio, within the Cleveland Customs port of entry (FTZ Docket 11–2005, filed 3/9/05);

*Whereas*, notice inviting public comment has been given in the **Federal Register** (70 FR 3672, 1/26/05) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations would be satisfied, and that approval of the application would be in the public interest;

*Now, therefore*, the Board hereby orders:

The application to expand FTZ 40 is approved, subject to the FTZ Act and the Board's regulations, including Section 400.28, and further subject to the Board's standard 2,000 acre limit for the overall zone project.

Signed at Washington, DC, this 21st day of December 2005.

**Joseph A. Spetrini,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

Attest:

**Dennis Puccinelli,**

*Executive Secretary.*

[FR Doc. E5–8144 Filed 12–29–05; 8:45 am]

**BILLING CODE 3510-DS-P****DEPARTMENT OF COMMERCE****Foreign-Trade Zones Board****[Order No. 1428]****Expansion of Foreign-Trade Zone 40; Cleveland, OH, Area**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Cleveland-Cuyahoga County Port Authority, grantee of Foreign-Trade Zone 40, submitted an application to the Board for authority to expand FTZ 40 to include a new site at the Ashtabula Distribution Center, LLC (Site 11, 29 acres) in Ashtabula Township, Ohio, adjacent to the Cleveland Customs port of entry (FTZ Docket 59–2004, filed 12/17/04);

*Whereas*, notice inviting public comment has been given in the **Federal Register** (69 FR 74492, 12/29/04) and

the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations would be satisfied, and that approval of the application would be in the public interest;

*Now, Therefore*, the Board hereby orders: The application to expand FTZ 40 is approved, subject to the FTZ Act and the Board's regulations, including section 400.28, and further subject to the Board's standard 2,000 acre limit for the overall zone project.

Signed at Washington, DC, this 21st day of December 2005.

**Joseph A. Spetrini,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

[FR Doc. E5–8150 Filed 12–29–05; 8:45 am]

**BILLING CODE 3510-DS-P****DEPARTMENT OF COMMERCE****Foreign-Trade Zones Board****(Docket 67–2005)****Foreign-Trade Zone 163 – Ponce, PR; Application for Expansion**

**SUPPLEMENTARY INFORMATION:** An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by CODEZOL, C.D., grantee of FTZ 163, requesting authority to expand FTZ 163 to a site in Guaynabo, Puerto Rico. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended, (19 U.S.C. 81a–81u), and the regulations of the Board (15 CFR Part 400). It was formally filed on December 22, 2005.

FTZ 163 was approved on October 18, 1989 (Board Order 443, 54 FR 46097, 11/1/89), and expanded on April 18, 2000 (Board Order 1091, 65 FR 24676, 4/27/00) and June 9, 2005 (Board Order 1397, 70 FR 36117, 6/22/05). The zone project currently consists of the following sites in the Ponce, Puerto Rico, area: Site 1 (106 acres)-within the Port of Ponce area, including a site (11 acres) located at 3309 Avenida Santiago de los Caballeros, Ponce; Site 2 (191 acres, 5 parcels)-Peerless Oil & Chemicals, Inc., petroleum terminal facilities located at Rt. 127, Km. 17.1, Penuelas; Site 3 (13 acres, 2 parcels)-Rio Piedras Distribution Center located within the central portion of the Quebrada Arena Industrial Park, and the Hato Rey Distribution Center located within the northeastern portion of the

Tres Monjitas Industrial Park, San Juan; Site 4 (14 acres)-warehouse facility located at State Road No. 3, Km. 1401, Guayama (expires 10/1/04); Site 5 (256 acres, 34 parcels)-Mercedita Industrial Park located at the intersection of Route PR-9 and Las Americas Highway, Ponce; and, Site 6 (86 acres)-Coto Laurel Industrial Park located at the southwest corner of the intersection of Highways PR-56 and PR-52, Ponce.

The applicant is now requesting authority to expand the zone to include a site in Guaynabo, Puerto Rico. The proposed site consists of 17.2 acres and is located at State Road No. 1, Km 21.1 in Guaynabo.

In accordance with the Board's regulations, a member of the FTZ staff has been appointed examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at one of the following addresses:

1. Submissions Via Express/Package Delivery Services: Foreign-Trade-Zones Board, U.S. Department of Commerce, Franklin Court Building - Suite 4100W, 1099 14th St. NW., Washington, DC 20005; or

2. Submissions Via the U.S. Postal Service: Foreign-Trade-Zones Board, U.S. Department of Commerce, FCB - Suite 4100W, 1401 Constitution Ave. NW., Washington, DC 20230.

The closing period for their receipt is February 28, 2006. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to March 15, 2006).

A copy of the application and accompanying exhibits will be available for public inspection at the Office of the Foreign-Trade Zones Board's Executive Secretary at the first address listed above, and at the U.S. Department of Commerce Export Assistance Center, Midtown Bldg 10th Floor, 420 Ponce de Leon Ave, San Juan, PR 00918.

Dated: December 22, 2005.

**Dennis Puccinelli,**

*Executive Secretary.*

[FR Doc. E5-8132 Filed 12-29-05; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1427]

#### Approval of Manufacturing Authority Within Foreign-Trade Zone 105; North Kingstown, RI; Southeastern New England Shipbuilding Corporation (Shipbuilding)

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u) (the Act), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Rhode Island Economic Development Corporation, grantee of FTZ 105, has requested authority on behalf of Southeastern New England Shipbuilding Corporation (Senesco) to construct and repair oceangoing vessels under FTZ procedures within FTZ 105—Site 2 (Quonset Business Park), North Kingstown, Rhode Island (Docket 21-2005, filed 5-16-2005);

*Whereas*, the application seeks FTZ authority to construct and repair tugboats, double-hulled liquid barges, and articulating tug barges;

*Whereas*, the proposed shipbuilding and repair activity would be subject to the "Standard Shipyard Restriction" (full Customs duties paid on steel mill products);

*Whereas*, notice inviting public comment has been given in the **Federal Register** (70 FR 29477, 5-23-2005); and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report and finds that the requirements of the Act and the Board's regulations are satisfied, and that approval of the application is in the public interest;

*Now, Therefore*, the Board approves the request subject to the Act and the Board's regulations, including section 400.28, and the following special conditions:

Any foreign steel mill product admitted to the subzone, including plate, angles, shapes, channels, rolled steel stock, bars, pipes and tubes, not incorporated into merchandise otherwise classified, and which is used in manufacturing, shall be subject to full Customs duties in accordance with applicable law, unless the Executive Secretary determines that the same item is not then being produced by a domestic steel mill.

In addition to the annual report, Senesco shall annually advise the Board's Executive Secretary (§ 400.28(a)(3)) as to significant new contracts with appropriate information concerning foreign purchases otherwise dutiable.

Signed at Washington, DC, this 21st day of December 2005.

**Joseph A. Spetrini,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

[FR Doc. E5-8149 Filed 12-29-05; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1423]

#### Grant of Authority; Establishment of a Foreign-Trade Zone, Brattleboro, VT

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board adopts the following Order:

*Whereas*, the Foreign-Trade Zones Act provides for " \* \* \* the establishment \* \* \* of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Foreign-Trade Zones Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs ports of entry;

*Whereas*, the Brattleboro Foreign Trade Zone LLC, Vermont (the Grantee), has made application to the Board (FTZ Docket 7-2005, filed 01/31/05), requesting the establishment of a foreign-trade zone at sites in the Brattleboro, Vermont area, adjacent to the Springfield Customs port of entry;

*Whereas*, notice inviting public comment has been given in the **Federal Register** (70 FR 6617, 02/08/05); and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations are satisfied, and that approval of the application is in the public interest, except for proposed Sites 3, 6, 9 and 12;

*Now, Therefore*, the Board hereby grants to the Grantee the privilege of establishing a foreign-trade zone, designated on the records of the Board as Foreign-Trade Zone No. 268, at the sites described in the application, except for Sites 3, 6, 9 and 12, and subject to the Act and the Board's regulations, including Section 400.28, and further subject to a sunset provision that would terminate authority for any site not activated before December 31, 2010.

Foreign-Trade Zones Board.