

Accordingly, Winter Aircraft is in default.

### C. Summary of Violations Charged

The charging letter filed by BIS included a total of two charges. Specifically, the charging letter alleged the following:

*Charge 1 (15 CFR 764.2(h)—Engaging in a Transaction With Intent To Evade the Regulations)*

Between on or about November 1, 2000, and on or about November 17, 2000, Winter Aircraft took actions with intent to evade the Regulations. Specifically, on or about November 1, 2000, Winter Aircraft acquired aircraft parts, items subject to the Regulations and classified under Export Control Classification Number (“ECCN”) 9A991, from U.S. suppliers with intent to transship such items to Iran. Winter Aircraft failed to inform the U.S. suppliers of the ultimate destination of the items and, as such, no license was obtained from the U.S. Government for this transaction, as was required by Section 746.7 of the Regulations. On or about November 17, 2000, Winter Aircraft transshipped the aircraft parts subject to the EAR to Iran with a substantial markup in price. In taking these actions, Winter Aircraft committed one violation of Section 764.2(h) of the Regulations.

*Charge 2 (15 CFR 764.2(h)—Engaging in a Transaction With Intent To Evade the Regulations)*

Between on or about October 19, 2000, and on or about November 22, 2000, Winter Aircraft took actions with intent to evade the Regulations. Specifically, on or about October 19, 2000, Winter Aircraft acquired aircraft parts, items subject to the Regulations and classified under ECCN 9A991, from U.S. suppliers with intent to transship such items to Iran. Winter Aircraft failed to inform the U.S. suppliers of the ultimate destination of the items and, as such, no license was obtained from the U.S. Government for this transaction, as was required by Section 746.7 of the Regulations. On or about November 22, 2000, Winter Aircraft transshipped the aircraft parts subject to the EAR to Iran with a substantial markup in price. In taking these actions, Winter Aircraft committed one violation of Section 764.2(h) of the Regulations.

### D. Penalty Recommendation

[REDACTED SECTION]

### E. Conclusion

Accordingly, I am referring this Recommended Decision and Order to the Under Secretary of Commerce for Industry and Security for review and final action for the agency, without further notice to the Respondent, as provided in § 766.7 of the Regulations.

Within 30 days after receipt of this Recommended Decision and Order, the Under Secretary shall issue a written order affirming, modifying, or vacating

the Recommended Decision and Order. See 15 CFR 766.22(c).

Done and Dated May 1, 2007, Baltimore, Maryland.

The Honorable Joseph N. Ingolia,  
*Chief Administrative Law Judge.*

[FR Doc. 07–2676 Filed 5–25–07; 8:45 am]

BILLING CODE 3510–DT–M

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Request for Duty-Free Entry of Scientific Instrument or Apparatus

**ACTION:** Proposed information collection; comment request.

**SUMMARY:** The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burdens, invites the general public and other Federal agencies to take this opportunity to comment on continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)).

**DATES:** Written comments must be submitted on or before July 30, 2007.

**ADDRESSES:** Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th & Constitution Avenue, NW., Washington, DC 20230 or via internet at [dHynek@doc.gov](mailto:dHynek@doc.gov).

**FOR FURTHER INFORMATION CONTACT:** Request for additional information or copies of the information collection instrument and instructions should be directed to: Faye Robinson, Statutory Import Programs Staff, Room 2104, U.S. Department of Commerce, Washington, DC 20230; phone number (202) 482–1660, fax number (202) 482–0949 or via the Internet at [Faye\\_Robinson@ita.doc.gov](mailto:Faye_Robinson@ita.doc.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Abstract

The Departments of Commerce and Homeland Security (“DHS”) are required to determine whether nonprofit institutions established for scientific or educational purposes are entitled to duty-free entry for scientific instruments the institutions import under the Florence Agreement. Form ITA–338P enables: (1) DHS to determine whether the statutory eligibility requirements for the institution and the instrument are fulfilled, and (2) Commerce to make a comparison and finding as to the scientific equivalency of comparable instruments being manufactured in the

United States. Without the collection of the information, DHS and Commerce would not have the necessary information to carry out the responsibilities of determining eligibility for duty-free entry assigned by law.

##### II. Method of Collection

A copy of Form ITA–338P is provided on and downloadable from a Web site at <http://ia.ita.doc.gov/sips/sipsfap> or the potential applicant may request a copy from the Department. The applicant completes the form and then forwards it via mail to DHS.

Upon acceptance by DHS as a valid application, the application is transmitted to Commerce for further processing.

##### III. Data

*OMB Number:* 0625–0037.

*Form Number:* ITA–338P.

*Type of Review:* Regular submission.

*Affected Public:* State or local government; Federal agencies; not for-profit institutions.

*Estimated Number of Respondents:* 65.

*Estimated Time Per Response:* 2 hours.

*Estimated Total Annual Burden Hours:* 130.

*Estimated Total Annual Costs:* \$2,860.

##### IV. Request for Comments

Comments are invited on (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency’s estimate of the burden (including hours and costs) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: May 23, 2007.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E7–10340 Filed 5–29–07; 8:45 am]

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