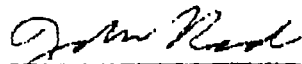


**CERTIFICATION PURSUANT TO SECTION 620C(d) OF THE FOREIGN ASSISTANCE ACT OF 1961, AS AMENDED**

Pursuant to Section 620C(d) of the Foreign Assistance Act of 1961, as amended (the Act), Executive Order 12163 and State Department Delegation of Authority No. 145, I hereby certify that the sale of defense articles and defense services, to include, 50 Enhanced PAVEWAY II kits for use with MK-84 Warheads and continuation of sustainment support for the Hellenic Air Force F-16 which includes Electronic Combat International Security Assistance Program services, Technical Coordination Program services, minor modifications, repair and return, Aircraft Structural Integrity Program services, and other related elements of logistical support, to the Government of Greece is consistent with the principles set forth in Section 620C(b) of the Act.

This certification will be made part of the notification to Congress in accordance with Section 36(b) of the Arms Export Control Act, as amended, regarding the proposed sale of the above-named articles and services and is based on the justification accompanying said notification, of which said justification constitutes a full explanation.

  
John C. Rood  
Acting Under Secretary of State for  
Arms Control and International  
Security

[FR Doc. E8-24406 Filed 10-14-08; 8:45 am]

BILLING CODE 5001-06-C

**DEPARTMENT OF DEFENSE****Office of the Secretary**

[Transmittal Nos. 08-102]

**36(b)(1) Arms Sales Notification**

**AGENCY:** Department of Defense, Defense Security Cooperation Agency.

**ACTION:** Notice.

**SUMMARY:** The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated 21 July 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. B. English, DSCA/DBO/CFM, (703) 601-3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 08-102 with attached transmittal, and policy justification.

Dated: October 7, 2008

**Patricia L. Toppings,**  
*OSD Federal Register Liaison Officer,*  
*Department of Defense.*

BILLING CODE 5001-06-M



**DEFENSE SECURITY COOPERATION AGENCY  
2800 DEFENSE PENTAGON  
WASHINGTON, DC 20301-2800**

**SEP 26 2008**

**In reply refer to:  
USP014449-08**

**The Honorable Nancy Pelosi  
Speaker of the House of Representatives  
Washington, DC 20515-6501**

**Dear Madam Speaker:**

**Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 08-102, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to France for defense articles and services estimated to cost \$400 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "Jeffrey A. Wieringa".

**Jeffrey A. Wieringa  
Vice Admiral, USN  
Director**

**Enclosures:**

- 1. Transmittal**
- 2. Policy Justification**

**Same ltr to:**

**House**

**Committee on Foreign Affairs  
Committee on Armed Services  
Committee on Appropriations**

**Senate**

**Committee on Foreign Relations  
Committee on Armed Services  
Committee on Appropriations**

**Transmittal No. 08-102**

**Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act, as amended**

- (i) **Prospective Purchaser:** France
- (ii) **Total Estimated Value:**
- |                          |                      |
|--------------------------|----------------------|
| Major Defense Equipment* | \$332 million        |
| Other                    | \$ <u>68 million</u> |
| TOTAL                    | \$400 million        |
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** upgrade of four E-3F Airborne Warning and Control Systems (AWACS) Aircraft with Block 40/45 Mission Computing, Electronic Support Measures (ESM) and Radar System Improvement Program (RSIP) Interface, and Mode 5/S Identification Friend or Foe (IFF). In addition, this proposed sale will include related spare and repair parts, support equipment, publications and technical documentation, integration, personnel training and equipment, contractor engineering and technical support services, and other related elements of program support.
- (iv) **Military Department:** Air Force (QAD)
- (v) **Prior Related Cases, if any:**  
FMS case NBS-\$81M-25Jun97  
FMS case QBM-\$184M-16Jul02
- (vi) **Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid:** none
- (vii) **Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:** None
- (viii) **Date Report Delivered to Congress:** SEP 26 2008

\* as defined in Section 47(6) of the Arms Export Control Act.

## **POLICY JUSTIFICATION**

### **France – Upgrade E-3F AWACS Aircraft with Block 40/45 Mission Computing**

The Government of France has requested a possible sale to upgrade four E-3F Airborne Warning and Control Systems (AWACS) Aircraft with Block 40/45 Mission Computing, Electronic Support Measures (ESM) and Radar System Improvement Program (RSIP) Interface, and Mode 5/S Identification Friend or Foe (IFF). In addition, this proposed sale will include related spare and repair parts, support equipment, publications and technical documentation, integration, personnel training and equipment, contractor engineering and technical support services, and other related elements of program support. The estimated cost is \$400 million.

France is one of the major political and economic powers in Europe and NATO and an ally of the United States in ensuring peace and stability in that region. It is vital to the U.S. national interest to assist France to develop and maintain a strong and ready self-defense capability.

France previously purchased four sets of AWACS mission equipment and needs this upgrade to maintain interoperability and interchangeability with U.S. and other NATO coalition partners. Also, this upgrade will greatly improve the Air Force's capability to contribute to the Global War on Terrorism and NATO operations. France will have no difficulty absorbing the additional AWACS aircraft into its armed forces.

The prime contractor will be Boeing Integrated Defense Systems in Seattle, Washington. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will not require the assignment of any U.S. Government and contractor representatives to France.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.