

[FR Doc. E9-20011 Filed 8-20-09; 8:45 am]

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[Transmittal Nos. 09-43]

**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 09-43 with attached transmittal, policy justification, and Sensitivity of Technology.

Dated: August 12, 2009.

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

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## DEFENSE SECURITY COOPERATION AGENCY

201 12TH STREET SOUTH, STE 203  
ARLINGTON, VA 22202-5408

AUG 6 2009

**The Honorable Nancy Pelosi**  
**Speaker**  
**U.S. 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. 09-43, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Egypt for defense articles and services estimated to cost \$308 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 that reads "Beth M. McCormick".

**Beth M. McCormick**  
**Deputy Director**

**Enclosures:**

- 1. Transmittal**
- 2. Policy Justification**
- 3. Sensitivity of Technology**
- 4. Regional Balance (Classified Document Provided Under Separate Cover)**

**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**



**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:** Egypt
- (ii) **Total Estimated Value:**
- |                          |                      |
|--------------------------|----------------------|
| Major Defense Equipment* | \$120 million        |
| Other                    | <u>\$188 million</u> |
| <b>TOTAL</b>             | <b>\$308 million</b> |
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** 6 CH-47D CHINOOK Helicopters, 16 T55-GA-714A engines, 8 AN/APR-39A(V)1 Radar Signal Detecting Sets with Mission Data Sets, 8 AN/APX-117 Transponders with TS-4530 Interrogator/Transponder Test Sets, 8 AN/ARC-220 (RT-1749) High Frequency Aircraft Communication Systems, flight and radar signal simulators, 3 M978A4 HEMTT Fuel Tanker trucks, 2 Fork Lift trucks, repair and return, transportation, site survey, construction and facilities, spare and repair parts, support equipment, personnel training and training equipment, publications and technical documentation, U.S. Government and contractor technical support, and other related elements of program support.
- (iv) **Military Department:** Army (VBZ)
- (v) **Prior Related Cases, if any:**  
FMS case JBK-\$113M-22Jan98  
FMS case JBN-\$114M-06Dec00  
FMS case U UW-\$147M-24Jun02  
FMS case UWN-\$103M-09Sep04
- (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:** See Annex attached.
- (viii) **Date Report Delivered to Congress:** AUG 6 2009

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

## **POLICY JUSTIFICATION**

### **Egypt – CH-47D CHINOOK Helicopters**

The Government of Egypt has requested a possible sale of 6 CH-47D CHINOOK Helicopters, 16 T55-GA-714A engines, 8 AN/APR-39A(V)1 Radar Signal Detecting Sets with Mission Data Sets, 8 AN/APX-117 Transponders with TS-4530 Interrogator/Transponder Test Sets, 8 AN/ARC-220 (RT-1749) High Frequency Aircraft Communication Systems, flight and radar signal simulators, 3 M978A4 HEMTT Fuel Tanker trucks, 2 Fork Lift trucks, repair and return, transportation, site survey, construction and facilities, spare and repair parts, support equipment, personnel training and training equipment, publications and technical documentation, U.S. Government and contractor technical support, and other related elements of program support. The estimated cost is \$308 million.

This proposed sale will contribute to the foreign policy and national security of the United States by helping to improve the security of a friendly country which has been and continues to be an important force for political stability and economic progress in the Middle East.

Egypt will use the CH-47D in support of its armed forces, disaster relief efforts, and joint exercises with U.S. forces in the region. Egypt will have no difficulty absorbing these helicopters into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The prime contractors will be The Boeing Helicopter Company in Philadelphia, PA. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require the assignment of one U.S. contractor field service representative in Egypt to provide support for a period of one year with an option for two additional years. Four additional contractor representatives and one U.S. Government representative will be required for quality assurance roles for aircraft delivery for a period of one week.

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

**Transmittal No. 09-43****Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act****Annex  
Item No. vii****(vii) Sensitivity of Technology:**

**1. The CH-47D CHINOOK Helicopter includes the following sensitive and/or classified (up to and including Secret) components:**

**a. The AN/APR-39A(V)1 Radar Signal Detecting Set is a system, that provides warning of a radar directed air defense threat and includes appropriate countermeasures. This is the 1553 databus compatible configuration. The hardware is classified Confidential when programmed with U.S. threat data; releasable technical manuals for operation and maintenance are classified Confidential; and releasable technical data (technical performance) is classified Secret.**

**2. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures which might reduce weapon system effectiveness or could be used in the development of a system with similar or advanced capabilities.**

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[Transmittal Nos. 09-48]

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

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**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 09-48 with attached transmittal and policy justification.

Dated: August 12, 2009.

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

**BILLING CODE 5001-06-M**