

Commission will meet jointly with the Flight 93 Memorial Task Force.

*Location:* The meeting will be held at the Somerset County Courthouse, Court Room #1, located at 111 E. Union Street, Somerset, PA 15501.

#### Agenda

The November 13, 2010, joint Commission and Task Force meeting will consist of:

1. Opening of Meeting and Pledge of Allegiance.
2. Review and Approval of Commission Minutes from August 7, 2010.
3. Reports from the Flight 93 Memorial Task Force and National Park Service.
4. Old Business.
5. New Business.
6. Public Comments.
7. Closing Remarks.

#### FOR FURTHER INFORMATION CONTACT:

Joanne M. Hanley, Superintendent, Flight 93 National Memorial, 109 West Main Street, Somerset, PA 15501. 814.443.4557.

**SUPPLEMENTARY INFORMATION:** The meeting will be open to the public. Any member of the public may file with the Commission a written statement concerning agenda items. Address all statements to: Flight 93 Advisory Commission, 109 West Main Street, Somerset, PA 15501. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: September 28, 2010.

**Joanne M. Hanley,**

*Superintendent, Flight 93 National Memorial.*

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## DEPARTMENT OF THE INTERIOR

### National Park Service

#### Native American Graves Protection and Repatriation Review Committee: Nomination Solicitation

**AGENCY:** National Park Service, Interior.

**ACTION:** Native American Graves Protection and Repatriation Review Committee; Notice of Nomination Solicitation.

The National Park Service is soliciting nominations for two members of the Native American Graves Protection and Repatriation Review Committee. The Secretary of the Interior will appoint the two members from nominations submitted by national museum organizations and scientific organizations.

Nominations must—

1. Be submitted on organization letterhead, and include the nominator's original signature and daytime telephone number. Also, the nominator must be the official authorized by the organization to submit nominations in response to this solicitation, and the nomination must include a statement that the nominator is so authorized.

2. Include the following information about the nominee:

- a. The nominee's full legal name, home address, home telephone number, and e-mail address; and
- b. The nominee's resume or a brief biography of the nominee, in which the nominee's NAGPRA experience and ability to work effectively as a member of a Federal advisory board are addressed.

**DATES:** Nominations must be received by December 20, 2010.

**ADDRESSES:** Address nominations to David Tarler, Designated Federal Officer, Native American Graves Protection and Repatriation Review Committee, National NAGPRA Program, National Park Service, 1201 Eye Street, NW., 8th Floor (2253), Washington, DC 20005.

#### SUPPLEMENTARY INFORMATION:

1. The Review Committee was established by the Native American Graves Protection and Repatriation Act of 1990 (NAGPRA), at 25 U.S.C. 3006.

2. The Review Committee is responsible for:
  - a. Monitoring the NAGPRA inventory and identification process;
  - b. Reviewing and making findings related to the identity or cultural affiliation of cultural items, or the return of such items;
  - c. Facilitating the resolution of disputes relating to the return of such items;
  - d. Compiling an inventory of culturally unidentifiable human remains and developing a process for disposition of such remains;
  - e. Consulting with Indian Tribes and Native Hawaiian organizations and museums on matters within the scope of the work of the Review Committee affecting such Tribes or organizations;
  - f. Consulting with the Secretary of the Interior in the development of regulations to carry out NAGPRA; and

- g. Making recommendations regarding future care of cultural items that are to be repatriated.

3. Seven members make up the Review Committee. All members are appointed by the Secretary of the Interior. The Secretary may not appoint Federal officers or employees to the Review Committee.

- a. Three members are appointed from nominations submitted by Indian Tribes, Native Hawaiian organizations, and traditional Native American religious leaders. At least two of these members must be traditional Indian religious leaders.

- b. Three members are appointed from nominations submitted by national museum organizations and scientific organizations.

- c. One member is appointed from a list of persons developed and consented to by all of the other members.

4. Members serve as Special Governmental Employees, and are required to submit confidential financial disclosure reports and to complete ethics training on an annual basis.

5. Members are appointed for 4-year terms; incumbent members may be reappointed for 2-year terms.

6. The Review Committee's work is completed during public meetings. The Review Committee normally meets face-to-face two times per year, with each meeting lasting two or three days. The Review Committee also may hold one or more public teleconferences of several hours duration.

7. Review Committee members are compensated for their participation in Review Committee meetings.

8. Review Committee members are reimbursed for travel expenses incurred in association with Review Committee meetings.

9. Additional information regarding the Review Committee—its charter, meeting procedures, findings procedures, dispute procedures, and annual reports to the Congress—is available on the National NAGPRA program Web site, at <http://www.nps.gov/nagpra> (click "Review Committee" in the menu located in the right-hand column).

#### FOR FURTHER INFORMATION CONTACT:

David Tarler, Designated Federal Officer, Native American Graves Protection and Repatriation Review Committee, National NAGPRA Program, National Park Service, 1201 Eye Street, NW., 8th Floor (2253), Washington, DC 20005; telephone (202) 354-2108; e-mail [david\\_tarler@nps.gov](mailto:david_tarler@nps.gov).

Dated: October 15, 2010.

**David Tarler,**

*Designated Federal Officer, Native American Graves Protection and Repatriation Review Committee.*

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## INTERNATIONAL TRADE COMMISSION

[Investigation Nos. TA-131-035 and TA 2104-027]

### U.S.-Trans-Pacific Partnership Free Trade Agreement Including Malaysia: Advice on the Probable Economic Effect of Providing Duty-Free Treatment for Imports

**AGENCY:** United States International Trade Commission.

**ACTION:** Institution of investigations and scheduling of hearing.

**SUMMARY:** Following receipt on October 5, 2010, of a request from the United States Trade Representative (USTR), the Commission instituted investigation nos. TA-131-035 and TA-2104-027, *U.S.-Trans-Pacific Partnership Free Trade Agreement Including Malaysia: Advice on the Probable Economic Effect of Providing Duty-Free Treatment for Imports.*

**DATES:**

November 10, 2010: Deadline for filing requests to appear at the public hearing.

November 12, 2010: Deadline for filing pre-hearing briefs and statements.

November 17, 2010: Public hearing.

November 26, 2010: Deadline for filing post-hearing briefs and statements.

November 26, 2010: Deadline for filing all other written submissions.

January 7, 2011: Transmittal of Commission report to the United States Trade Representative.

**ADDRESSES:** All Commission offices, including the Commission's hearing rooms, are located in the United States International Trade Commission Building, 500 E Street, SW., Washington, DC. All written submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street, SW., Washington, DC 20436. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://www.usitc.gov/secretary/edis.htm>.

**FOR FURTHER INFORMATION CONTACT:**

Heidi Colby-Oizumi, Project Leader (202-205-3391, [heidi.colby@usitc.gov](mailto:heidi.colby@usitc.gov)), or Falan Yinug, Deputy Project Leader (202-205-2160, [falan.yinug@usitc.gov](mailto:falan.yinug@usitc.gov)),

for information specific to these investigations. For information on the legal aspects of these investigations, contact William Gearhart of the Commission's Office of the General Counsel (202-205-3091, [william.gearhart@usitc.gov](mailto:william.gearhart@usitc.gov)). The media should contact Margaret O'Laughlin, Office of External Relations (202-205-1819, [margaret.olaughlin@usitc.gov](mailto:margaret.olaughlin@usitc.gov)). Hearing-impaired individuals may obtain information on this matter by contacting the Commission's TDD terminal at 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000.

**Background:** In response to an earlier request from the USTR, the Commission, on June 2, 2010, delivered a report to the USTR containing its advice and assessment in investigation Nos. TA-131-034 and TA-2104-026, *U.S.-Trans-Pacific Partnership Free Trade Agreement: Advice on Probable Economic Effect of Providing Duty-Free Treatment for Imports*, relating to the effects of a possible free trade agreement with seven countries (Australia, Brunei Darussalam, Chile, New Zealand, Peru, Singapore, and Vietnam).

In his letter of October 5, 2010, the USTR advised the Commission that Malaysia has joined the negotiations, known as the Trans-Pacific Partnership (TPP) negotiations, and requested that the Commission provide certain advice under section 131 of the Trade Act of 1974 (19 U.S.C. 2151) and an assessment under section 2104(b)(2) of the Trade Act of 2002 (19 U.S.C. 3804(b)(2)) with respect to the effects of providing duty-free treatment for imports from all eight countries.

More specifically, the USTR, under authority delegated by the President and pursuant to section 131 of the Trade Act of 1974, requested that the Commission provide a report containing its advice as to the probable economic effect of providing duty-free treatment for imports of products from the eight TPP partner countries (Australia, Brunei Darussalam, Chile, Malaysia, New Zealand, Peru, Singapore, and Vietnam) on (i) industries in the United States producing like or directly competitive products, and (ii) on consumers. The USTR asked that the Commission's analysis consider each article in chapters 1 through 97 of the Harmonized Tariff Schedule of the United States (HTS) for which tariffs will remain, taking into account

implementation of U.S. commitments in the World Trade Organization and under U.S. free trade agreements in force between the United States and TPP partner countries. The USTR asked that the advice be based on the HTS in effect during 2010 and trade data for 2008. The USTR also requested that the Commission, in preparing its advice, assume that any known U.S. non-tariff barrier will not be applicable to such imports, and that the Commission note in its report any instance in which the continued application of a U.S. non-tariff barrier would result in different advice with respect to the effect of the removal of the duty.

In addition, the USTR requested that the Commission prepare an assessment, pursuant to section 2104(b)(2) of the Trade Act of 2002, of the probable economic effects of eliminating tariffs on imports from the TPP countries of those agricultural products on the list attached to his letter on (i) industries in the United States producing the product concerned, and (ii) the U.S. economy as a whole.

The USTR asked that the Commission identify in its report, among other things, any changes in its advice from the advice delivered on June 2, 2010, that did not include Malaysia. The USTR also stated that the Commission need not repeat analysis and discussion included in that earlier report. The USTR further asked that the Commission, to the extent appropriate, draw from discussion and analysis in its report delivered to USTR on June 30, 2006, relating to a U.S.-Malaysia FTA (investigation Nos. TA-131-033 and TA-2104-022, *U.S.-Malaysia Free Trade Agreement: Advice Concerning the Probable Economic Effect of Providing Duty-Free Treatment for Imports*).

As requested, the Commission will provide its report to the USTR by January 7, 2011. The USTR indicated that those sections of the Commission's report that relate to the advice and assessment of probable economic effects will be classified. The USTR also indicated that he considers the Commission's report to be an inter-agency memorandum that will contain pre-decisional advice and be subject to the deliberative process privilege.

**Public Hearing:** A public hearing in connection with these investigations will be held at the U.S. International Trade Commission Building, 500 E Street, SW., Washington, DC, beginning at 9:30 a.m., November 17, 2010. Requests to appear at the public hearing should be filed with the Secretary not later than 5:15 p.m., November 10, 2010, in accordance with the requirements in