

containment of regulated articles. In addition to the emergency actions taken to control Karnal bunt in Arizona, New Mexico, and Texas, emergency action has been taken by the California Department of Food and Agriculture (CDFA) and the Animal and Plant Health Inspection Service (APHIS). APHIS and CDFA have instituted emergency quarantines on the infected premises and are regulating the movement of seed, farm equipment, and soil associated with the infected wheat.

This infection of Karnal bunt represents a threat to United States wheat crops. It constitutes a real danger to the national economy and seriously burdens interstate and foreign commerce. Therefore, the Department has determined that an extraordinary emergency exists because of the existence of Karnal bunt in California, as well as in Arizona, New Mexico, and Texas as previously declared.

The Department has reviewed the measures being taken by the State of California to survey, regulate, and control Karnal bunt and has consulted with the Governor of California. Based on such review and consultation, the Department has determined that measures being taken by the State of California are inadequate because California is unable to take all of the measures required to obtain and maintain the cooperation of the owners of wheat crops necessary to effectively and efficiently control Karnal bunt.

Therefore, in accordance with 7 U.S.C. 150dd, this declaration of extraordinary emergency authorizes the Secretary to: (1) seize, quarantine, treat, apply other remedial measures to, destroy, or otherwise dispose of, in such manner as the Secretary deems appropriate, any product or article of any character whatsoever, or means of conveyance that the Secretary has reason to believe is infected by or contains Karnal bunt; (2) quarantine, treat, or apply other remedial measures to, in such manner as the Secretary deems appropriate, any premises, including articles on such premises, that the Secretary has reason to believe are infected by Karnal bunt. The Governor of California has been informed of these facts.

EFFECTIVE DATE: This declaration of extraordinary emergency shall become effective April 12, 1996.

Dan Glickman,

Secretary of Agriculture.

[FR Doc. 96-9551 Filed 4-17-96; 8:45 am]

BILLING CODE 3410-34-P

Forest Service

Draft 1995 RPA Program

AGENCY: Forest Service, USDA.

ACTION: Advanced notice; reopening of public comment period.

SUMMARY: This is an advance notice to advise interested individuals and organizations that the Forest Service will reopen the comment period on the Draft 1995 RPA Program, the agency's proposed national strategic plan. The comment period will be open during the month of May and is intended to ensure that those who wish to review and comment on the national strategic plan will have both the time and opportunity to do so.

FOR FURTHER INFORMATION CONTACT:

Additional information about the Draft 1995 RPA Program may be requested by calling 202/205-1235 or via FAX at 202/205-1546. Information may also be requested by electronic mail (ASCII only) at /s=rpa/0u1=w01c@mhs-fswa.attmail.com. An electronic copy of the Draft 1995 RPA Program may be obtained via the World-wide Web at URL:<http://www.fs.fed.us/land/RPA.welcome.htm>.

Dated: April 11, 1996.

Mark A. Reimers,

Acting Chief.

[FR Doc. 96-9571 Filed 4-17-96; 8:45 am]

BILLING CODE 3410-11-M

Crown Jewel Mine, Okanogan National Forest, Okanogan County, WA

AGENCY: Forest Service, USDA.

ACTION: Revision of notice of intent to prepare an environmental impact statement.

SUMMARY: On March 2, 1992, the USDA, Forest Service and the Washington State Department of Ecology, as joint lead agencies, issued a notice of intent (NOI) to prepare an environmental impact statement (EIS) for a proposal to develop a mine for precious mineral extraction on Buckhorn Mountain in the Federal Register (57 FR 7362). On April 15, 1993, March 11, 1994, and November 17, 1994 the USDA, Forest Service and the Washington State Department of Ecology, as joint lead agencies, issued revisions to the notice of intent (NOI) to prepare an environmental impact statement (EIS) in the Federal Register (58 FR 19646, 59 FR 11576, and 59 FR 59396). A notice of availability for the draft environmental impact statement was published in the Federal Register on June 30, 1995 (60 FR 34246), with the comment period closing on August

29, 1995. The purpose of this revised notice of intent is to inform the interested parties of a revised release date for final EIS. The final environmental impact statement (EIS) is expected to be completed and available to the public in early October, 1996.

Dated: April 9, 1996.

Allen N. Garr,

Acting Forest Supervisor.

[FR Doc. 96-9564 Filed 4-18-96; 8:45 am]

BILLING CODE 3410-11-M

DEPARTMENT OF COMMERCE

Bureau of Export Administration

Action Affecting Export Privileges; James J. Gato

Order

In the Matter of: James J. Gato individually with an address at 5 Naumkeag Road, Peabody, Massachusetts 01960, and with an address at c/o Mass Computer Group, Inc., 79R Walnut Street, Peabody, Massachusetts 01960, Respondent.

The Office of Export Enforcement, Bureau of Export Administration, United States Department of Commerce (Department), having notified James J. Gato (Gato) of its intention to initiate an administrative proceeding against him pursuant to Section 13(c) of the Export Administration Act of 1979, as amended (50 U.S.C. app. 2401-2420 (1991 & Supp. 1995)) (the Act),¹ and Part 788 of the Export Administration Regulations (currently codified at 15 C.F.R. Parts 768-799 (1995)) (the Regulations), based on allegations that, on or about August 9, 1990, Gato, a person denied all U.S. export privileges by Order dated April 3, 1990, resold, transferred and disposed of U.S.-origin commodities to a third party, knowing or having reason to know that the third party intended to, and in fact did, export the commodities to Australia, in violation of section 787.4(a) and Section 787.6 of the Regulations;

The Department and Gato having entered into a Consent Agreement whereby the Department and Gato have agreed to settle this matter in accordance with the terms and conditions set forth therein, and the terms of the Consent Agreement having been approved by me;

¹ The Act expired on August 20, 1994. Executive Order No. 12924 (59 FR 43437, August 23, 1994), extended by Presidential Notice of August 15, 1995 (60 FR 42767, August 17, 1995), continued the Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C.A. §§ 1701-1706 (1991)).

It is therefore ordered,

First, that a civil penalty of \$5,000 is assessed against Gato, \$3,000 of which shall be paid to the Department within 30 days of the date of entry of this Order. Payment shall be made in the manner specified in the attached instructions. Payment of the remaining \$2,000 shall be suspended for a period of five years from the date from the entry of this Order and shall thereafter be waived, provided that, during the period of suspension, Gato has committed no violation of the Act, or any regulation, order, or license issued thereunder.

Second, that, James J. Gato, individually with an address at 5 Naumkeag Road, Peabody, Massachusetts 01960, and with an address at c/o Mass Computer Group, Inc., 79R Walnut Street, Peabody, Massachusetts 01960, shall, for a period of five years from the date of this Order, be denied all privileges of participating, directly or indirectly, in any manner or capacity, in any transaction in the United States or abroad involving any commodity or technical data exported or to be exported from the United States, and subject to the Regulations.

A. All outstanding individual validated export licenses in which Gato appears or participates, in any manner or capacity, are hereby revoked and shall be returned forthwith to the Office of Export Services for cancellation. Further, all of Gato's privileges of participating, in any manner or capacity, in any special licensing procedure, including, but not limited to, distribution licenses, are hereby revoked.

B. Without limiting the generality of the foregoing, participation, either in the United States or abroad, shall include participation, directly or indirectly, in any manner or capacity: (i) As a party or as a representative of a party to any export license application submitted to the Department; (ii) in preparing or filing with the Department any export license application or request for reexport authorization, or any document to be submitted therewith; (iii) in obtaining from the Department or using any validated or general export license, reexport authorization, or other export control document; (iv) in carrying on negotiations with respect to, or in receiving, ordering, buying, selling, delivering, storing, using, or disposing of, in whole or in part, any commodities or technical data exported or to be exported from the United States and subject to the Regulations; and (v) in financing, forwarding, transporting, or

other servicing of such commodities or technical data.

C. After notice and opportunity for comment as provided in section 788.3(c) of the Regulations, any person, firm, corporation, or business organization related to Gato by affiliation, ownership, control, or position of responsibility in the conduct of trade or related services may also be subject to the provisions of this Order.

D. As provided by section 787.12(a) of the Regulations, without prior disclosure of the facts to and specific authorization of the Office of Exporter Services, in consultation with the Office of Export Enforcement, no person may directly or indirectly, in any manner or capacity: (i) Apply for, obtain, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to an export or reexport of commodities or technical data by, to, or for another person then subject to an order revoking or denying his export privileges or then excluded from practice before the Bureau of Export Administration; or (ii) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate: (a) In any transaction which may involve any commodity or technical data exported or to be exported from the United States; (b) in any reexport thereof; or (c) in any other transaction which is subject to the Export Administration Regulations, if the person denied export privileges may obtain any benefit or have any interest in, directly or indirectly, any of these transactions.

Third, that the proposed Charging Letter, the Consent Agreement and this Order shall be made available to the public. A copy of this Order shall be served on Gato and published in the Federal Register.

This Order is effective immediately.

Entered this 9th day of April, 1996.

John Despres,

Assistant Secretary for Export Enforcement.

[FR Doc. 96-9535 Filed 4-17-96; 8:45 am]

BILLING CODE 3510-DT-M

National Oceanic and Atmospheric Administration

[I.D. 041196A]

Endangered Species; Permits

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Issuance of permits 994 (P497D), 996 (P504G), 997 (P770#70), and 998 (P510B).

SUMMARY: Notice is hereby given that NMFS has issued permits that authorize takes of Endangered Species Act-listed species for the purpose of scientific research, subject to certain conditions set forth therein, to the Idaho Cooperative Fish and Wildlife Research Unit at Moscow, ID (ICFWRU); the U.S. Army Corps of Engineers at Walla Walla, WA (Corps); the Coastal Zone and Estuarine Studies Division, NMFS at Seattle, WA (CZESD); and the Shoshone-Bannock Tribes at Fort Hall, ID (SBT).

ADDRESSES: The applications and related documents are available for review in the following offices, by appointment:

Office of Protected Resources, F/PR8, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401); and

Environmental and Technical Services Division, 525 NE Oregon Street, Suite 500, Portland, OR 97232-4169 (503-230-5400).

SUPPLEMENTARY INFORMATION: The permits were issued under the authority of section 10 of the Endangered Species Act of 1973 (ESA) (16 U.S.C. 1531-1543) and the NMFS regulations governing listed fish and wildlife permits (50 CFR parts 217-222).

Notice was published on February 7, 1996 (61 FR 4626) that an application had been filed by ICFWRU (P497D) for a permit to take ESA-listed species. Permit 994 was issued on April 2, 1996 to ICFWRU under the supervision of Joel Hunt, a research associate at the University of Idaho. Permit 994 authorizes a take of adult, threatened, Snake River spring/summer and fall chinook salmon (*Oncorhynchus tshawytscha*) associated with a study designed to assess the passage success of migrating adult salmonids at the four dams and reservoirs in the lower Columbia River in the Pacific Northwest, evaluate specific flow and spill conditions, and evaluate measures to improve adult anadromous fish passage. Permit 994 will expire on December 31, 2000.

Notice was published on February 27, 1996 (61 FR 7241) that an application had been filed by the Corps (P504G) for a permit to take ESA-listed species. Permit 996 was issued to the Corps on April 9, 1996. Permit 996 authorizes the Corps to directly take juvenile, threatened, Snake River spring/summer and fall chinook salmon (*Oncorhynchus tshawytscha*) and juvenile, endangered, Snake River sockeye salmon