

Scoping Process

The Forest Service encourages full participation in the proposed land exchange, beginning with the scoping process. Scoping will include notice in the Apache-Sitgreaves National Forests' Quarterly Schedule of Proposed Actions; distribution of letters to individuals, organizations, and agencies who have previously indicated interest in the Black River Land Exchange; communication with tribal interests; and publication of news releases in the White Mountain Independent and The Arizona Republic, the newspaper of record, for Regional Forester decisions for the Apache-Sitgreaves National Forests. Any news releases will also be distributed to other local newspapers that serve areas affected by this proposal. Public meetings are not currently scheduled. Any future public meetings that may be held will have a notice of time and location provided to newspapers that serve areas affected by this proposal. The scoping process will include identifying any new key issues and previously unknown potential environmental effects of the proposed action.

Comment Requested

This notice of intent initiates the scoping process which guides the development of the environmental impact statement. The Forest Service is seeking comments concerning the scope of the analysis from individuals, organizations, tribes, state and local agencies, and other federal agencies that may be interested in or affected by the proposed land exchange. All comments received in response to this notice, including the names and addresses of those who comment, will be considered part of the public record on this proposal and will be available for public inspection. The comment will be used in the preparation of the draft EIS.

Early Notice of Importance of Public Participation in Subsequent Environmental Review: A draft environmental impact statement will be prepared for comment. The comment period on the draft environmental impact statement will be 45 days from the date the Environmental Protection Agency publishes the notice of availability in the **Federal Register**.

The Forest Service believes it is important to give reviewers notice of several court rulings related to public participation in the environmental review process. First, reviewers of a draft EIS must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the

reviewer's position contentions. *Vermont Yankee Nuclear Power Corporation versus Natural Resources Defense Council*, 435 US 519, 553 (1978). Also, environmental objections that could be raised at the draft EIS stage, but that are not raised until completion of the final EIS, may be waived or dismissed by the courts. *City of Angoon versus Hodel*, 803 F 2d 1016, 1022 (9th Cir, 1986) and *Wisconsin Heritages, Incorporated versus Harris*, 490 F Supp 1334, 1338 (ED Wis, 1980). Because of these court rulings, it is important that those interested in this proposed action participate by the close of the 45-day comment period, so that comments are made available to the Forest Service at a time when it can meaningfully consider them and respond to them in the final EIS. To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments on the draft EIS should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft statement. Comments may also address the adequacy of the draft EIS or the merits of the alternatives formulated and discussed in the statement. Reviewers may wish to refer to the Council of Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

Comments received, including the names and addresses of those who comment, will be considered part of the public record on this proposal and will be available for public inspection.

(Authority: 40 CFR 1501.7 and 1508.22; Forest Service Handbook 1909.15, Section 21)

Dated: September 24, 2007.

Elaine J. Zieroth,

Forest Supervisor, Apache-Sitgreaves National Forests.

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DEPARTMENT OF AGRICULTURE

Natural Resources Conservation Service

Supplemental Watershed Plan —Environmental Assessment for the Mary's Creek Watershed Floodwater Retarding Structure No. 7; Shelby County, TN

AGENCY: Natural Resources Conservation Service (NRCS) in Tennessee, U.S. Department of Agriculture.

ACTION: Notice of a Finding of No Significant Impact.

SUMMARY: Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Regulations (40 CFR part 1500); and the Natural Resources Conservation Service Guidelines (7 CFR part 650); the Natural Resources Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for Supplemental Watershed Plan-Environmental Assessment for the Mary's Creek Watershed Floodwater Retarding Structure No. 7, Shelby County, Tennessee.

FOR FURTHER INFORMATION CONTACT: Kevin Brown, State Conservationist, Natural Resources Conservation Service, 675 U.S. Courthouse, 801 Broadway, Nashville, Tennessee 37203, telephone number (615) 277-2531.

SUPPLEMENTARY INFORMATION: The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Kevin Brown, State Conservationist, has determined that the preparation and review of an environmental impact statement is not needed for this project.

Mary's Creek Watershed No. 7

Notice of a Finding of No Significant Impact

The project purpose is rehabilitation of floodwater retarding structure no. 7 as authorized under Public Law 106-472, the Small Watershed Rehabilitation Amendments of 2000, which amends Public Law 83-566, the Watershed Protection and Flood Prevention Act.

The Notice of a Finding of No Significant Impact (FONSI) has been forwarded to the Environmental Protection Agency and to various Federal, State and local agencies and interested parties. A limited number of copies of the FONSI are available to fill single copy requests at the above address. Basic data developed during the environmental assessment are on file and may be reviewed by contacting Kevin Brown.

No administrative action on implementation of the proposal will be taken until 30 days after the date of this publication in the **Federal Register**.

Dated: September 14, 2007.

Kevin Brown,

State Conservationist.

(This activity is listed in the Catalog of Federal Domestic Assistance under NO. 10.904, Watershed Protection and Flood Prevention, and is subject to the provisions of Executive Order 12372, which requires intergovernmental consultation with State and local officials.)

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket T-4-2007]

Foreign-Trade Zone 38—Spartanburg County, SC, Application for Temporary/Interim Manufacturing Authority, ZF Lemforder Corporation (Automotive Suspension Systems), Duncan, SC

An application has been submitted to the Executive Secretary of the Foreign-Trade Zones Board (the Board) by the South Carolina State Ports Authority, grantee of FTZ 38, requesting temporary/interim manufacturing (T/IM) authority within FTZ 38 at the ZF Lemforder Corporation (Lemforder) facility in Duncan, South Carolina. The application was filed on September 26, 2007.

The Lemforder facility (71 employees) is located at 191 Parkway West in Duncan (Site 3). Under T/IM procedures, Lemforder would assemble up to 105,000 units of automotive suspension systems (HTSUS 8708.80) annually for the U.S. market and export. Foreign components that would be used in the assembly activity (up to 92% of total purchases) include: stoppers/lids/caps (HTSUS 3923.50), reinforced tubes/pipes/hoses (4009.42), articles of rubber (4016.99), fasteners (steel and aluminum) (7318.15, .16, .22, .24; 7616.10), helical and leaf springs (7320.20), cables and wires (7326.90), fittings (8302.30), check valves (8481.30), brake system parts 8708.30), suspension systems and related parts (8708.80), dampeners (8708.99), height sensors (9031.80), wheel hubs (8708.99), drive shafts (8708.99), universal joints (8708.99), and ball bearings (8482.10) (duty rates: free 9.0%).

FTZ procedures could exempt Lemforder from customs duty payments on the foreign components used in production for export. On domestic shipments transferred in-bond to U.S. automobile assembly plants with subzone status, no duties would be paid

on the foreign components within the automotive suspension systems until the finished vehicles are subsequently entered for consumption, at which time the finished automobile duty rate (2.5%) could be applied to the foreign components. For the finished automotive suspension systems withdrawn directly by Lemforder for CBP entry, the finished automotive part rate (2.5%) could be applied to the foreign inputs noted above.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the following address: Office of the Executive Secretary, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230-0002. For further information, contact Pierre Duy at pierre_duy@ita.doc.gov, or (202) 482-1378. The closing period for receipt of comments is November 2, 2007.

A copy of the application will be available for public inspection at the Office of the Foreign-Trade Zones Board's Executive Secretary at address listed above.

Dated: September 26, 2007.

Andrew McGilvray,

Executive Secretary.

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DEPARTMENT OF COMMERCE

Bureau of Industry and Security

Announcement of Performance Review Board Members

AGENCY: Bureau of Industry and Security, Department of Commerce.

ACTION: Notice of Performance Review Board Membership.

SUMMARY: 5 CFR 430.310 requires agencies to publish notice of Performance Review Board appointees in the **Federal Register** before their service begins. This notice announces the names of new and existing members of the Bureau of Industry and Security's Performance Review Board.

FOR FURTHER INFORMATION CONTACT: Gay Shrum, Director of Administration, Bureau of Industry and Security, at (202) 482-1058, Room 6622, Washington, DC 20230.

SUPPLEMENTARY INFORMATION: The purpose of the Performance Review Board is to review and make recommendations to the appointing authority on performance management issues such as appraisals, bonuses, pay level increases, and Presidential Rank

Awards for members of the Senior Executive Service.

The Under Secretary for Industry and Security, Mario Mancuso, has named the following members of the Bureau of Industry and Security Performance Review Board:

1. Mark Foulon, Senior Advisor to the Under Secretary (new).
2. Matthew Borman, Deputy Under Secretary for Export Administration.
3. Dawn Leaf, Chief Information Officer.
4. Gay Shrum, Director of Administration.
5. John Phalen, Director, Office of Management and Organization, Department of Commerce (Outside Reviewer).

Dated: September 26, 2007.

Rita Clinton,

Acting Human Resources Officer.

[FR Doc. E7-19552 Filed 10-2-07; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

Announcement of Performance Review Board Members

AGENCY: International Trade Administration, Department of Commerce.

ACTION: Notice of Performance Review Board Membership.

SUMMARY: 5 CFR 430.310 requires agencies to publish notice of Performance Review Board appointees in the **Federal Register** before their service begins. This notice announces the names of new and existing members of the International Trade Administration's Performance Review Board.

FOR FURTHER INFORMATION CONTACT: Mary Fleming, International Trade Administration, Office of Human Resources Management, at (202) 482-2274, Room 7417, Washington, DC 20230.

SUPPLEMENTARY INFORMATION: The purpose of the Performance Review Board is to review and make recommendations to the appointing authority on performance management issues such as appraisals, bonuses, pay level increases, and Presidential Rank Awards for members of the Senior Executive Service.

The Acting Under Secretary for International Trade, Michelle O'Neill, has named the following members of the International Trade Administration Performance Review Board: