

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Grain Inspection, Packers and Stockyards Administration

[03-02-A]

#### Opportunity for Designation in the Frankfort (IN), Indianapolis (IN), and Virginia Areas, and Request for Comments on the Official Agencies Serving These Areas

**AGENCY:** Grain Inspection, Packers and Stockyards Administration, USDA.

**ACTION:** Notice.

**SUMMARY:** The designations of the official agencies listed below will end in December 2003. Grain Inspection,

Packers and Stockyards Administration (GIPSA) is asking persons interested in providing official services in the areas served by these agencies to submit an application for designation. GIPSA is also asking for comments on the services provided by these currently designated agencies: Frankfort Grain Inspection, Inc. (Frankfort); Indianapolis Grain Inspection & Weighing Service, Inc. (Indianapolis); and Virginia Department of Agriculture and Consumer Services (Virginia).

**DATES:** Applications and comments must be postmarked or electronically dated on or before July 1, 2003.

**ADDRESSES:** Submit applications and comments to USDA, GIPSA, Janet M. Hart, Chief, Review Branch, Compliance Division, STOP 3604, Room 1647-S, 1400 Independence Avenue, SW., Washington, DC 20250-3604; FAX 202-690-2755. If an application is submitted by FAX, GIPSA reserves the right to request an original application. All applications and comments will be made available for public inspection at Room 1647-S, 1400 Independence

Avenue, SW., during regular business hours.

**FOR FURTHER INFORMATION CONTACT:** Janet M. Hart at 202-720-8525, e-mail [Janet.M.Hart@usda.gov](mailto:Janet.M.Hart@usda.gov).

**SUPPLEMENTARY INFORMATION:** This Action has been reviewed and determined not to be a rule or regulation as defined in Executive Order 12866 and Departmental Regulation 1512-1; therefore, the Executive Order and Departmental Regulation do not apply to this Action.

Section 7(f)(1) of the United States Grain Standards Act, as amended (Act), authorizes GIPSA's Administrator to designate a qualified applicant to provide official services in a specified area after determining that the applicant is better able than any other applicant to provide such official services.

Section 7(g)(1) of the Act provides that designations of official agencies shall end not later than triennially and may be renewed according to the criteria and procedures prescribed in Section 7(f) of the Act.

1. Current Designations being Announced for Renewal

Official agency	Main office	Designation start	Designation end
Frankfort .....	Frankfort, IN .....	3/01/2001	12/31/2003
Indianapolis .....	Indianapolis, IN .....	3/01/2001	12/31/2003
Virginia .....	Richmond, VA .....	2/01/2001	12/31/2003

a. Pursuant to Section 7(f)(2) of the Act, the following geographic area, in the State of Indiana, is assigned to Frankfort.

Bounded on the North by the northern Fulton County line;

Bounded on the East by the eastern Fulton County line south to State Route 19; State Route 19 south to State Route 114; State Route 114 southeast to the eastern Fulton and Miami County lines; the northern Grant County line east to County Highway 900E; County Highway 900E south to State Route 18; State Route 18 east to the Grant County line; the eastern and southern Grant County lines; the eastern Tipton County line; the eastern Hamilton County line south to State Route 32;

Bounded on the South by State Route 32 west to the Boone County line; the eastern and southern Boone County lines; the southern Montgomery County line; and

Bounded on the West by the western and northern Montgomery County lines; the western Clinton County line; the western Carroll County line north to State Route 25; State Route 25 northeast to Cass County; the western Cass and Fulton County lines.

Frankfort's assigned geographic area does not include the following grain elevators inside Frankfort's area which have been and will continue to be serviced by the following official agency: Titus Grain Inspection, Inc.: The Andersons, Delphi, Carroll County; Frick Services, Inc., Leiters Ford, Fulton County; and Cargill, Inc., Linden, Montgomery County.

b. Pursuant to Section 7(f)(2) of the Act, the following geographic area, in the State of Indiana, is assigned to Indianapolis.

Bartholomew; Brown; Hamilton, south of State Route 32; Hancock; Hendricks; Johnson; Madison, west of

State Route 13 and south of State Route 132; Marion; Monroe; Morgan; and Shelby Counties.

c. Pursuant to Section 7(f)(2) of the Act, the following geographic area, the entire State of Virginia, except those export port locations within the State, is assigned to Virginia.

#### 2. Opportunity for Designation

Interested persons, including Frankfort, Indianapolis, and Virginia, are hereby given the opportunity to apply for designation to provide official services in the geographic areas specified above under the provisions of Section 7(f) of the Act and section 800.196(d) of the regulations issued thereunder. Designation in the specified geographic areas is for the period beginning January 1, 2004, and ending December 31, 2006. Persons wishing to apply for designation should contact the Compliance Division at the address

listed above for forms and information, or obtain applications at the GIPSA website, [www.usda.gov/gipsa/oversight/parovreg.htm](http://www.usda.gov/gipsa/oversight/parovreg.htm).

### 3. Request for Comments

GIPSA also is publishing this notice to provide interested persons the opportunity to present comments on the Frankfort, Indianapolis, and Virginia official agencies. Commenters are encouraged to submit pertinent data concerning these official agencies, including information on the timeliness, cost, quality, and scope of services provided. All comments must be submitted to the Compliance Division at the above address.

Applications, comments, and other available information will be considered in determining which applicant will be designated.

**Authority:** Pub. L. 94-582, 90 Stat. 2867, as amended (7 U.S.C. 71 *et seq.*).

Dated: May 19, 2003.

**Donna Reifschneider,**

*Administrator, Grain Inspection, Packers and Stockyards Administration.*

[FR Doc. 03-12853 Filed 5-21-03; 8:45 am]

**BILLING CODE 3410-EN-P**

## DEPARTMENT OF AGRICULTURE

### Grain Inspection, Packers and Stockyards Administration

[03-a-s]

#### Designation for the Mississippi Area

**AGENCY:** Grain Inspection, Packers and Stockyards Administration, USDA.

**ACTION:** Notice.

**SUMMARY:** Grain Inspection, Packers and Stockyards Administration (GIPSA) announces the designation of Memphis Grain Inspection Service (Memphis) to provide official services under the United States Grain Standards Act, as amended (Act).

**EFFECTIVE DATE:** June 1, 2003.

**ADDRESSES:** USDA, GIPSA, Janet M. Hart, Chief, Review Branch, Compliance Division, STOP 3604, Room 1647-S, 1400 Independence Avenue, SW., Washington, DC 20250-3604.

**FOR FURTHER INFORMATION CONTACT:** Janet M. Hart at 202-720-8525, e-mail [Janet.M.Hart@usda.gov](mailto:Janet.M.Hart@usda.gov).

**SUPPLEMENTARY INFORMATION:** This action has been reviewed and determined not to be a rule or regulation as defined in Executive Order 12866 and Departmental Regulation 1512-1;

therefore, the Executive Order and Departmental Regulation do not apply to this action.

In the January 29, 2003, **Federal Register** (68 FR 4445), GIPSA announced that the Mississippi Department of Agriculture and Commerce was ceasing official inspection services, effective June 30, 2003, and asked persons interested in providing official services in the Mississippi geographic area to submit an application for designation. Applications were due by February 28, 2003. Subsequently, the Mississippi Department of Agriculture and Commerce officials asked GIPSA to move their voluntary cancellation date to May 31, 2003.

Memphis was the sole applicant for designation to provide official services in the area specified in the January 29, 2003, **Federal Register**. GIPSA asked for comments on Memphis in the March 24, 2003, **Federal Register** (68 FR 14179). We received one favorable comment from an official agency manager by the closing date, April 23, 2003.

GIPSA evaluated all available information regarding the designation criteria in Section 7(f)(1)(A) of the Act and, according to Section 7(f)(1)(B), determined that Memphis, main office in Memphis, Tennessee, is able to provide official services in the geographic area specified in the January 29, 2003, **Federal Register**, for which they applied, in addition to the areas they are already designated to serve. The designation is effective June 1, 2003, and ends March 31, 2006, concurrent with their present designation. Interested persons may obtain official services by calling Memphis at 901-942-3216.

**Authority:** Pub. L. 94-582, 90 Stat. 2867, as amended (7 U.S.C. 71 *et seq.*).

Dated: May 19, 2003.

**Donna Reifschneider,**

*Administrator, Grain Inspection, Packers and Stockyards Administration.*

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## DEPARTMENT OF AGRICULTURE

### Grain Inspection, Packers and Stockyards Administration

[02-04-S]

#### Designation for the Kansas (KS), Minot (ND), and Cincinnati (OH) Areas

**AGENCY:** Grain Inspection, Packers and Stockyards Administration, USDA.

**ACTION:** Notice.

**SUMMARY:** Grain Inspection, Packers and Stockyards Administration (GIPSA) announces designation of the following organizations to provide official services under the United States Grain Standards Act, as amended (Act): Kansas Grain Inspection Service, Inc. (Kansas); Minot Grain Inspection, Inc. (Minot); and Tri-State Grain Inspection Service, Inc. (Tri-State).

**EFFECTIVE DATE:** July 1, 2003.

**ADDRESSES:** USDA, GIPSA, Janet M. Hart, Chief, Review Branch, Compliance Division, STOP 3604, Room 1647-S, 1400 Independence Avenue, SW., Washington, DC 20250-3604.

**FOR FURTHER INFORMATION CONTACT:**

Janet M. Hart at 202-720-8525, e-mail [Janet.M.Hart@usda.gov](mailto:Janet.M.Hart@usda.gov).

**SUPPLEMENTARY INFORMATION:** This action has been reviewed and determined not to be a rule or regulation as defined in Executive Order 12866 and Departmental Regulation 1512-1; therefore, the Executive Order and Departmental Regulation do not apply to this action.

In the November 22, 2002, **Federal Register** (67 FR 70397), GIPSA asked persons interested in providing official services in the geographic areas assigned to the official agencies named above to submit an application for designation. Applications were due by January 2, 2003.

Kansas, Minot, and Tri-State were the sole applicants for designation to provide official services in the entire area currently assigned to them, so GIPSA did not ask for additional comments on them.

GIPSA evaluated all available information regarding the designation criteria in Section 7(f)(1)(A) of the Act and, according to Section 7(f)(1)(B), determined that Kansas, Minot, and Tri-State are able to provide official services in the geographic areas specified in the November 22, 2002, **Federal Register**, for which they applied. Interested persons may obtain official services by calling the telephone numbers listed below.