

request is denied, the recipient will have a continuing right under the award to request a waiver of the rights of the United States in identified inventions, *i.e.*, individual inventions conceived or first actually reduced to practice in performance of the award. Any patent waiver that may be granted is subject to certain terms and conditions in 10 CFR part 784.

Domestic small businesses and domestic nonprofit organizations will receive the patent rights clause at 37 CFR 401.14, *i.e.*, the implementation of the Bayh-Dole Act. This clause permits domestic small business and domestic nonprofit organizations to retain title to subject inventions. Therefore, small businesses and nonprofit organizations do not need to request a waiver.

Dated: June 5, 2007.

**Jackie J. Gleason,**

*Administrator, Rural Business-Cooperative Service.*

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## DEPARTMENT OF AGRICULTURE

### Rural Housing Service

#### Section 538 Multi-Family Housing Guaranteed Rural Rental Housing Program (GRRHP) Demonstration Program for Fiscal Year 2007

**AGENCY:** Rural Housing Service, USDA.

**ACTION:** Notice of Funds Availability.

**SUMMARY:** Through this Notice of Funds Availability (NOFA), the Agency announces the implementation of a demonstration program under the section 538 Guaranteed Rural Rental Housing Program (GRRHP) pursuant to 7 CFR 3565.4 for Fiscal Year (FY) 2007 and 7 CFR 3565.17 Demonstration programs. The Demonstration Program's purpose is to test the viability and efficacy of the concept of a continuous loan note guarantee through the construction and permanent loan financing phases of a project. Those applications that meet the Demonstration Program's qualifying criteria and are selected to participate will be offered one loan note guarantee upon closing of the construction loan that will be in effect throughout both of the project's construction and permanent phases without interruption.

To be considered for participation in the Demonstration Program, in addition to responding to this NOFA, a Lender must have first submitted its application under either the GRRHP's 2007 Notice at 72 FR 8339 (Feb. 26, 2007) or the GRRHP's 2006 Notice at 71 FR 4559 (Jan. 27, 2006). Furthermore, the application to be considered must have been obligated from October 1, 2006 to July 31, 2007.

The funding for the Demonstration Program will be approximately \$10 million. Expenses incurred in developing applications will be at the applicant's risk. The following paragraphs outline the timeframes, eligibility requirements, lender responsibilities, and the overall response and application processes.

Eligible Lenders wishing to have their FY 2007 obligations considered for the Demonstration Program must send a signed request on its letterhead with the proposed project details as outlined in the "Demonstration Program Response Submission Address" section of this NOFA.

**Demonstration Program Guidelines:** The following guidelines are being provided to facilitate a structured implementation of the program:

1. Demonstration guarantee. The Demonstration guarantee is a guarantee that will be offered to those applications that apply for and meet the 2007 Demonstration NOFA's demonstration program's qualifying criteria. The Demonstration guarantee will consist of one loan note guarantee upon closing of the construction loan that will be in effect throughout both of the project's construction and permanent financing phases without interruption.

2. Upon approval of an application from an approved lender, the Agency will commit to providing a demonstration guarantee for the construction and permanent financing phases of the project, subject to the availability of funds.

3. Guarantee percentage and payment. Both construction loan advances and permanent loans are eligible for a guaranty subject to the following limitations:

Construction loan advances and permanent loans. The Agency may guarantee a construction contract which has credit enhancements to protect the Government's interest. The Agency can guarantee the "construction and permanent" financing phases of a project. The Agency cannot, however, guarantee only the "construction" financing phase of a project. Guarantees under the demonstration guarantee will cover construction loan advances and the subsequent permanent loan. A demonstration guarantee requires an additional operating reserve equal to 2% of the appraised value of the project or total development costs, whichever is greater, to be set aside prior to closing the construction loan. This cash contribution is an additional amount, over and above the required initial operating and maintenance contribution. The maximum guarantee of construction advances will not at any

time exceed the lesser of 90 percent of the amount of principal and interest up to default advanced for eligible uses of loan proceeds or 90 percent of the original principal amount and interest up to default of a loan. Penalties incurred as a result of default are not covered by the guarantee. The Agency may provide a lesser guarantee based upon its evaluation of the credit quality of the loan.

4. A lender making a construction loan must demonstrate an ability to originate and service construction loans.

5. Guarantee during construction. The Agency will issue a demonstration guarantee only to an approved lender.

6. Demonstration guarantee program compliance requirement. For a demonstration guarantee, the following items will have to be submitted in order to remain compliant with program requirements. The items must be submitted within the timeframe stipulated by the Agency and must also be approved by the Agency:

- (1) A certificate of substantial completion;
- (2) A certificate of occupancy or similar evidence of local approval;
- (3) A final cost certification in a form acceptable to the Agency;
- (4) A complete copy of the permanent loan closing docket; and
- (5) Necessary information to complete an updated necessary assistance review by the Agency.

The Agency may declare the loan in default if the Lender fails to comply with the demonstration guarantee program guidelines. The Agency may also declare the loan in default if the Agency's final inspection is not satisfactory. To facilitate the implementation of the program, certain program forms may be added to include relevant Demonstration Program requirements.

The selected applicants will be subject to the Demonstration Program guidelines in this NOFA, and GRRHP's controlling statute, regulations, and handbook as amended. The GRRHP operates under the Housing Act of 1949 and regulations at 7 CFR part 3565. The GRRHP Origination and Servicing Handbook (HB-1-3565) is available to provide lenders and the general public with guidance on program administration. HB-1-3565, which contains a copy of 7 CFR part 3565 in Appendix 1, can be found at the Rural Development Instructions Web site address <http://www.rurdev.usda.gov/regs/hblist.html#hbw6>.

**Demonstration Program Eligibility:** Applications that meet the following criteria will be eligible for consideration

to be selected into the Demonstration Program:

1. The project must have been awarded tax credits.
2. The project must have a loan to cost (LTC) ratio equal to or lower than 50%.
3. The Lender must have submitted [for this project] a loan guarantee application under either the GRRHP's 2007 Notice at 72 FR 8339 (Feb. 26, 2007) or the GRRHP's 2006 Notice at 71 FR 4559 (Jan. 27, 2006). Additionally, the application to be considered must have been obligated from October 1, 2006 to July 31, 2007.

4. The Lender must have submitted a timely response to this NOFA in accordance with the "Demonstration Program Response Submission Address" section of this NOFA.

*Demonstration Program Selection Process:* Selections from qualified obligations that have requested consideration will be made based on their interest credit scores, with the highest scoring obligations, being selected first, until all available Demonstration Program funds are allocated. In the event of a tie, priority will be given to the project that: is in the smaller rural community, and in case of a subsequent tie has the lowest LTC ratio.

Selections into the Demonstration Program will be made on August 14, 2007, from the qualified pool of applications that were obligated from October 1, 2006 to July 31, 2007. In the event there are not enough qualified requests for selection into the Demonstration Program to utilize all the available Demonstration Program set-aside funds of approximately \$10 million, then the selection process for any remaining funds will be conducted again on September 11, 2007, and will include all applications obligated from October 1, 2006 to August 31, 2007. All applicants will be notified of the selection results no later than 15 business days from the date of selection.

*Demonstration Program Response Submission Address:* Eligible lenders wishing to have their obligated applications considered for selection into the Demonstration Program must submit a signed request (not to exceed one page) on its letterhead that includes the following information:

1. Developer's Name.
2. Borrower's Name.
3. Project's Name.
4. Project's Address (City and State).
5. Project Type (Family, Senior, or Mixed).
6. Project's Total Units.
7. Project's Total Development Cost (TDC).
8. Amount of 538 Loan Guarantee.

9. Amount of Tax Credits Awarded.
10. Amount and Source of Other Financing.

11. Loan to Cost (LTC) %.

12. Area Population.

13. Date obligated or date of Conditional Commitment.

Send the Demonstration Program Response Submission Letter with all of the information listed above, along with a copy of the State Office's "Proceed with Application/NOFA Response Selection" letter and a copy of the tax credit award notification to: C.B. Alonso, Senior Loan Specialist, Multi-Family Housing Processing Division, Guaranteed Rural Rental Housing Program, U.S. Department of Agriculture, South Agriculture Building, Room 1271, Stop 0781, 1400 Independence Avenue, SW., Washington, DC 20250-0781.

Requests may also be faxed to 202-205-5066 or sent by e-mail (signed PDF copies of the above submissions) to [cb.alonso@wdc.usda.gov](mailto:cb.alonso@wdc.usda.gov). Eligible lenders mailing a request must provide sufficient time to permit delivery to the SUBMISSION ADDRESS on or before August 13, 2007. Acceptance by a U.S. Post Office or private mailer does not constitute delivery. Postage due responses and applications will not be accepted.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, sex, religion, age, disability, political beliefs, sexual orientation, marital status or family status (not all prohibited basis apply to all programs). Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact the USDA's Target Center at (202) 720-2600 (voice or TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 1400 Independence Avenue, SW., Washington, DC 20250-9410, or call toll free (866) 632-9992 (Voice). TDD users can contact USDA through local relay (800) 720-6382 (TDD) or (866) 377-8642 (relay voice users). USDA is an equal opportunity provider and employer.

Dated: June 4, 2007.

**David J. Villano,**

*Acting Administrator, Rural Housing Service.*  
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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-846]

#### Brake Rotors from the People's Republic of China: Extension of Time Limit for the Final Results of the 2005-2006 Administrative and New Shipper Reviews

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**EFFECTIVE DATE:** June 11, 2007.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Moats, AD/CVD Operations, Office 8, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington DC 20230; telephone: (202) 482-5047.

#### SUPPLEMENTARY INFORMATION:

##### Background

On February 15, 2007, the Department of Commerce (the "Department") published the preliminary results of the 2005-2006 administrative and new shipper reviews and partial rescission of the 2005-2006 administrative review of the antidumping order on brake rotors from the People's Republic of China ("PRC") for the April 1, 2005, through March 31, 2006, period. *See Brake Rotors from the People's Republic of China: Preliminary Results of the 2005-2006 Administrative and New Shipper Reviews and Partial Rescission of the 2005-2006 Administrative Review*, 72 FR 7405 (February 15, 2007). The final results of the review are currently due on June 15, 2007. On March 5, 2007, Longkou Haimeng Machinery Co., Ltd., Qingdao Meita Automotive Industry Co., Ltd., Yantai Winhere Auto-Part Manufacturing Co., Ltd, Laizhou Auto Brake Equipment Company Ltd., Laizhou Hongda Auto Replacement Parts Co., Ltd., and Laizhou City Luqi Machinery Co., Ltd., requested a 28-day extension of time to submit publicly available information to value the factors of production. On March 6, 2007, the Department issued a letter to all interested parties granting the requested 28-day extension of time to submit publicly available information to value the factors of production. In that letter, the Department stated that it was postponing the briefing schedule until further notice pending the release of the verification report of Shandong Huanri Group Co., Ltd., Shandong Huanri Group General Co., and Laizhou Huanri Automobile Parts Co., Ltd. (collectively "Huanri"). From March 20, 2007,