

necessary for the Committee to consider the request and solicited public comments for a period of 30 days. See **Solicitation of Public Comments on Request for Textile and Apparel Safeguard Action on Imports from China**, 69 FR 77232 (Dec. 27, 2004).

On December 30, 2004, the Court of International Trade preliminarily enjoined the Committee from considering or taking any further action on this request and any other requests "that are based on the threat of market disruption". **U.S. Association of Importers of Textiles and Apparel v. United States**, 350 F. Supp. 2d 1342 (CIT 2004). On April 27, 2005 the U.S. Court of Appeals for the Federal Circuit granted the U.S. government's motion for a stay and reversed the lower Court on June 28, 2005. **U.S. Association of Importers of Textiles and Apparel v. United States**, 413 F. 3d 1344 (Fed. Cir. 2005). Thus, CITA resumed consideration of this case.

The public comment period for this request had not yet closed when the injunction took effect on December 30, 2004. The number of calendar days remaining in the public comment period beginning with and including December 30, 2004 was 28 days. On May 9, 2005, therefore, the Committee published a notice in the **Federal Register** re-opening the comment period and inviting public comments to be received not later than June 6, 2005. See **Rescheduling of Consideration of Request for Textile and Apparel Safeguard Action on Imports from China and Solicitations of Public Comments**, 70 FR 24397 (May 9, 2005).

On April 6, 2005, the Committee received a request from the American Manufacturing Trade Action Coalition, the National Council of Textile Organizations, the National Textile Association, and UNITE HERE requesting that the Committee limit imports from China of cotton and man-made fiber dressing gowns and robes (Category 350/650) due to market disruption ("market disruption case"). The Committee determined that this request provided the information necessary for the Committee to consider the request and solicited public comments for a period of 30 days. See **Solicitation of Public Comment on Request for Textile and Apparel Safeguard Action on Imports from China**, 70 FR 23117 (May 4, 2005).

The Committee's Procedures, 68 FR 27787 (May 21, 2003) state that the Committee will make a determination within 60 calendar days of the close of the public comment period as to whether the United States will request consultations with China. If the

Committee is unable to make a determination within 60 calendar days, it will cause to be published a notice in the **Federal Register**, including the date by which it will make a determination.

The 60 day determination period for the market disruption case expired on August 2, 2005 and the determination period for the threat case expired on August 5, 2005. However, the Committee decided to extend until August 31, 2005, the period for making determinations on these cases in order to consult with the domestic textile and apparel industry and members of Congress about whether to pursue a broader agreement with China on imports of Chinese textile and apparel products to the United States. Because of these consultations, the Committee was unable to make a determination within 60 days of the close of the public comment period. See **Extension of Period of Determination on Request for Textile and Apparel Safeguard Action on Imports from China**, 70 FR 45702 (August 8, 2005). The Committee was unable to make a determination within the extended period because it was continuing to evaluate conditions in the market for cotton and man-made fiber dressing gowns and robes. Therefore, the Committee further extended the determination period to October 1, 2005. See **Extension of Period of Determination on Request for Textile and Apparel Safeguard Action on Imports from China**, 70 FR 53639 (September 9, 2005). The United States and China have held three rounds of consultations on a broader agreement on textiles, and further consultations will be scheduled. Because of these consultations, the Committee is further extending the determination period to November 30, 2005.

**James C. Leonard III**,  
*Chairman, Committee for the Implementation of Textile Agreements.*

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## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### Extension of Period of Determination on Request for Textile and Apparel Safeguard Action on Imports from China

October 3, 2005.

**AGENCY:** The Committee for the Implementation of Textile Agreements (the Committee).

**ACTION:** Notice.

**SUMMARY:** The Committee is extending through November 30, 2005, the period for making a determination on whether to request consultations with China regarding imports of men's and boys' wool trousers (Category 447).

**FOR FURTHER INFORMATION CONTACT:** Jay Dowling, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482-4058.

#### SUPPLEMENTARY INFORMATION:

**Authority:** Section 204 of the Agriculture Act of 1956, as amended; Executive Order 11651, as amended.

#### BACKGROUND:

On November 12, 2004, the Committee received a request from the American Manufacturing Trade Action Coalition, the National Council of Textile Organizations, the National Textile Association, SEAMS, and UNITE HERE requesting that the Committee limit imports from China of men's and boys' wool trousers (Category 447) due to the threat of market disruption. The Committee determined that this request provided the information necessary for the Committee to consider the request and solicited public comments for a period of 30 days. See **Solicitation of Public Comments on Request for Textile and Apparel Safeguard Action on Imports from China**, 69 FR 71781 (Dec. 10, 2004).

On December 30, 2004, the Court of International Trade preliminarily enjoined the Committee from considering or taking any further action on this request and any other requests "that are based on the threat of market disruption". **U.S. Association of Importers of Textiles and Apparel v. United States**, 350 F. Supp. 2d 1342 (CIT 2004). On April 27, 2005 the Court of Appeals for the Federal Circuit granted the U.S. government's motion for a stay and reversed the lower court on June 28, 2005. **U.S. Association of Importers of Textiles and Apparel v. United States**, 413 F. 3d 1344 (Fed. Cir. 2005). Thus, CITA resumed consideration of this case.

The public comment period for this request had not yet closed when the injunction took effect on December 30, 2004. The number of calendar days remaining in the public comment period beginning with and including December 30, 2004 was 12 days. On May 9, 2005, therefore, the Committee published a notice in the **Federal Register** re-opening the comment period and inviting public comments to be received not later than May 23, 2005. See **Rescheduling of Consideration of Request for Textile and Apparel**

**Safeguard Action on Imports from China and Solicitations of Public Comments**, 70 FR 24397 (May 9, 2005).

The Committee's Procedures, 68 FR 27787 (May 21, 2003) state that the Committee will make a determination within 60 calendar days of the close of the public comment period as to whether the United States will request consultations with China. If the Committee is unable to make a determination within 60 calendar days, it will cause to be published a notice in the **Federal Register**, including the date by which it will make a determination.

The 60 day determination period for this case expired on July 22, 2005. However, the Committee was unable to make a determination at that time and extended the determination period to July 31, 2005. See **Extension of Period of Determination on Request for Textile and Apparel Safeguard Action on Imports from China**, 70 FR 43397 (July 27, 2005). The Committee decided to further extend until August 31, 2005, the period for making a determination on this case in order to consult with the domestic textile and apparel industry and members of Congress about whether to pursue a broader agreement with China on imports of Chinese textile and apparel products to the United States. Because of these consultations, the Committee was unable to make a determination within 60 days of the close of the public comment period. See **Extension of Period of Determination on Request for Textile and Apparel Safeguard Action on Imports from China**, 70 FR 45703 (August 8, 2005). The Committee was unable to make a determination within the extended period because it was continuing to evaluate conditions in the market for men's and boys' wool trousers. Therefore, the Committee further extended the determination period to October 1, 2005. See **Extension of Period of Determination on Request for Textile and Apparel Safeguard Action on Imports from China**, 70 FR 53640 (September 9, 2005). The United States and China have held three rounds of consultations on a broader agreement on textiles, and further consultations will be scheduled. Because of these consultations, the Committee is further extending the determination period to November 30, 2005.

**James C. Leonard III**,

*Chairman, Committee for the Implementation of Textile Agreements.*

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**Submission for OMB Review; Comment Request**

**ACTION:** Notice.

The Department of Defense has submitted to OMB for clearance, the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

**DATES:** Consideration will be given to all comments received by November 7, 2005.

*Title, Form, and OMB Number:* Child Annuitant's School Certification; DD Form 2788; OMB Control Number 0730-0001.

*Type of Request:* Extension.

*Number of Respondents:* 3,600.

*Responses per Respondent:* 1.

*Annual Responses:* 3,600.

*Average Burden per Response:* 12 minutes.

*Annual Burden Hours:* 720.

*Needs and Uses:* In accordance with 10 U.S.C. 1447 and DoD Financial Management Regulation, 7000.14-R, Volume 7B, a child annuitant between the age of 18 and 22 years of age must provide evidence of intent to continue study or training at a recognized educational institution. The certificate is required for the school semester or other period in which the school year is divided.

*Affected Public:* Individuals or households.

*Frequency:* On occasion.

*Respondent's Obligations:* Required to obtain or retain benefits.

*OMB Desk Officer:* Mr. Lewis Oleinick.

Written comments and recommendations on the proposed information collection should be sent to Mr. Oleinick at the Office of Management and Budget, Desk Officer for DoD, Room 10236, New Executive Office Building, Washington, DC 20503.

*DOD Clearance Officer:* Ms. Patricia Toppings.

Written requests for copies of the information collection proposal should be sent to Ms. Toppings, WHS/ESD/Information Management Division, 1777 North Kent Street, RPN, Suite 11000, Arlington, VA 22209.

Dated: September 27, 2005.

**Patricia L. Toppings**,

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**Submission for OMB Review; Comment Request**

**ACTION:** Notice.

The Department of Defense has submitted to OMB for clearance, the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

**DATES:** Consideration will be given to all comments received by November 7, 2009.

*Title, Form, and OMB Number:* Waiver/Remission of Indebtedness Application; DD Form 2789; OMB Control Number 0730-0009.

*Type of Request:* Extension.

*Number of Respondents:* 8,400.

*Responses per Respondent:* 1.

*Annual Responses:* 8,400.

*Average Burden per Response:* 1.25 hours.

*Annual Burden Hours:* 10,500.

*Needs and Uses:* Used by current or former DoD civilian employees or military members to request waiver or remission of an indebtedness owed to the Department of Defense. Under 5 U.S.C. 5584, 10 U.S.C. 2774, and 32 U.S.C. 716, certain debts arising out of erroneous payments may be waived. Under 10 U.S.C. 4837, 10 U.S.C. 6161, and 10 U.S.C. 9837, certain debts may be remitted. Information obtained through the DD Form 1789 is used in adjudicating the request for waiver or remission. Remissions apply only to active duty military members, and thus are not covered under the Paperwork Reduction Act of 1995.

*Affected Public:* Individuals or households.

*Frequency:* Quarterly.

*Respondent's Obligation:* Required to obtain or retain benefits.

*OMB Desk Officer:* Mr. Lewis Oleinick.

Written comments and recommendations on the proposed information collection should be sent to Mr. Oleinick at the Office of Management and Budget, Desk Officer for DoD, Room 10236, New Executive Office Building, Washington, DC 20503.

*DOD Clearance Officer:* Ms. Patricia Toppings.

Written requests for copies of the information collection proposal should be sent to Ms. Toppings, WHS/ESD/Information Management Division, 1777 North Kent Street, RPN, Suite 11000, Arlington, VA 22209.