GE Aviation

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Mr. Timothy Mooney
Office of Exporter Services, Regulatory Policy Division
Bureau of Industry and Security
U.S. Department of Commerce
1401 Constitution Avenue, N.W., Room 2705
Washington, DC 20230

Re: Notice of Inquiry—CCL [RIN 0694-XA34]

Via email: publiccomments@bis.doc.gov

Dear Mr. Mooney,

This paper is in response to the Bureau of Industry and Security's (BIS) December 9, 2010 Advance Notice of Proposed Rulemaking, 75 Fed. Reg. 76,664. It briefly supplements the comments filed by the General Electric Company also on this date.

APPLICATION OF THE TIER CRITERIA

ECCNs 9E003.a.3.c and 9E003.c should not be treated as Tier 1 items. Because countries other than the US have these capabilities, they do not meet the second part of the Tier 1 criteria as "critical to maintaining a military or intelligence advantage for the United States and almost exclusively available from the United States."

a. ECCN 9E003.c

The hole-drilling process technology for the holes specified is widely available. The following countries make machines that can produce these parts: Brazil, Italy, Korea, Taiwan and others. No US manufacturers make laser machines for these parts.

b. ECCN 9E003.a.3.c.

"Development" or "production" "technology" for gas turbine engine components made from these composite materials is the same as that technology required for many non-engine parts made from these same materials. Therefore, the control of this technology as applied to gas turbine engine components should be at the same level as that controlled under Category 1 and should not be subject to a Tier 1 control.

Sincerely,

Kimberly A. DePew