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United Technologies

Submitted Via Email

December 8, 2015

Regulatory Policy Division
Bureau of Industry and Security
Room 2099B
U.S. Department of Commerce
Washington, D.C. 20230

Attn: RIN 0694-XC025

Re: Notice of Inquiry: Request for Comments Regarding Controls on Military Vehicles, Vessels of War, Submersible Vessels, Oceanographic Equipment, and Auxiliary and Miscellaneous Military Equipment (80 Fed. Reg. 61137, October 9, 2015)

Dear Sir/Madam:

In response to the Bureau of Industry and Security's ("BIS") request for comment regarding its review of controls on military vehicles, vessels of war, submersible vessels, oceanographic equipment, and auxiliary and miscellaneous equipment, United Technologies Corporation ("UTC") provides the following comments with regard to Export Control Classification Numbers ("ECCNs") 0C606.a and 0C617.c. UTC supports the Administration's goals of creating a positive, transparent and predictable structure within the categories of the Commerce Control List ("CCL"), and continually aligning this structure and associated export control policies with the changing technological and market conditions. As described in more detail below, UTC believes that the existing control structure in ECCNs 0C606.a and 0C617.c could be further updated and clarified to support these goals.

ECCN 0A606.a

We recommend that BIS inset a comma between "engine blocks" and "for armored vehicles" to help clarify that the 40 ton weight reference is specific to armored vehicles, not air-cooled diesel engines and engine blocks. If the recommendation is accepted, the revised ECCN would read: "*Air-cooled diesel engines and engine blocks, for armored vehicles that weigh more than 40 tons.*"

ECCN 0C617.c

USML Category XIII(j)(2) controls equipment, materials, coatings, and treatments specially designed *to modify the signatures* of defense articles and 600 series items to reduce detectability or observability. ECCN 0C617.a controls materials, coatings, and treatments *for signature suppression*, specially designed for military use to reduce detectability or observability and that are not controlled by USML Category XIII or ECCNs 1C001 or 1C101.

If the phrase "to modify the…signatures…to reduce detectability or observability" in USML Category XIII(j)(2) encompasses the intent of the phrase "signature suppression" found in ECCN 0C617.a, then ECCN 0C617.a is unnecessary. Per the Order of Review, any material, coating, or treatment for signature suppression for defense articles or 600 series items must be classified in USML Category XIII(j)(2); therefore, ECCN 0C617.a will never apply.

As requested in the Directorate of Defense Trade Controls' ("DDTC") companion notice of inquiry, UTC is providing comments regarding USML Category XIII(j)(2). Specifically, UTC's comments will include, among other things, a recommendation to add performance characteristics to USML Category XIII(j)(2). Barring any modification to the scope to USML Category XIII(j)(2), UTC recommends that BIS delete ECCN 0C617.a as it is unnecessary.

* * *

If you have any comments regarding UTC's comments, please contact the undersigned at 202-336-7467 or peter.jordan@utc.com, or Ari Novis at 860-557-2353 or air.novis@pw.utc.com.

Sincerely,

Peter S. Jordan
Executive Director & Associate General Counsel, International Trade Compliance
United Technologies Corporation