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VIA E-MAIL: publiccomments@bis.doc.gov

Regulatory Policy Division
Bureau of Industry and Security
U.S. Department of Commerce
Room 2099B
14th Street and Pennsylvania Avenue N.W.
Washington, DC 20230

Subject: RIN 0694-AF75 - Revisions to the Export Administration Regulations (EAR): Control of Fire Control, Laser, Imaging, and Guidance and Control Equipment the President Determines No Longer Warrant Control Under the United States Munitions List (USML)

Dear Sir or Madam:

Sunpower® Inc. ("Sunpower"), a subsidiary of AMETEK, Inc., located in Athens, Ohio, submits these comments in response to the U.S. Department of Commerce's proposed changes to the Export Administration Regulations ("EAR") published at 81 Fed. Reg. 8421 (Feb. 19, 2016) (RIN 0694-AF75). We are delighted that your office took into consideration our concerns that the original proposed change to add a Regional Stability control to ECCN 6A002.d.2 covering certain non-"space-qualified" cryocoolers was unwarranted in that most such items are typically not suitable for military applications due to their size and weight.

The new proposed changes to the EAR published on February 19, 2016, addresses our concerns by removing altogether the previous proposal to add an across-the-board Regional Stability control to ECCN 6A002. The new language addresses greater control over ECCN 6A002 items intended for use in military applications by continuing to propose that such items will be subject to a licensing requirement under section 744.9 of the EAR when they are being exported, reexported, or transferred (in-country) for use by a military end-user or for incorporation into an item controlled by ECCN 0A919.

Sunpower specifically wishes to thank Matthew S. Borman, Dennis Krepps, Dr. Christopher Costanzo, and the other BIS officials who interacted with Sunpower representatives about our company's concerns relating to the original proposed language. Their willingness to engage so openly with industry and take into account its comments on proposed changes to the EAR has been a key element in the success of the President's Export Control Reform Initiative.

If you wish to discuss Sunpower's comments, please do not hesitate to contact me via telephone at (740) 566-1085 or via e-mail at tom.matros@ametek.com. Sunpower also authorizes Mr. Gary Stanley of Global Legal Services, P.C., in Washington, DC, to discuss our comments with relevant U.S. Government officials. You can reach Mr. Stanley by telephone at (202) 352-3059 and by e-mail at gstanley@glstrade.com.

Thank you very much for your consideration of our input on this very important matter to our company.

Respectfully submitted,

Tom Matros
Contracts and Export Compliance