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Agilent Technologies

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

September 9, 2013

Re: RIN 0694-AF64 (Revisions to the EAR – Military Electronics)

Dear Messrs. Baker and Arvin:

On July 25, 2013, the Bureau of Industry and Security published a Proposed Rule entitled "Revision to the Export Administration Regulations (EAR): Control of Military Electronic Equipment and Related Items the President Determines No Longer Warrant Control Under the United States Munitions List (USML)," which item appeared at 78 FR 45026.

Agilent Technologies appreciates the opportunity to comment on this proposed rule; as a major manufacture of electronic test and measurement equipment, we would potentially be impacted by several of the proposed changes. This comment is limited to the proposed entry 3B611, as follows:

3B611: Test, inspection, and production commodities for military electronics, as follows (see List of Items Controlled).

Agilent fully supports the proposal (as explicitly described in the present Proposed Rule and implied in the companion DDTC rule RIN 1400-AD25, which appeared at 78 FR 45018) to transfer to the CCL under ECCN 3B611 all of that "Test, Inspection and Production Equipment for Military Electronics" which is not explicitly enumerated in the revised USML Category XI.

We believe that this proposal recognizes an important technical difference and implements an equivalently important policy differentiation between test equipment and operational military equipment.

Thank you once again for the opportunity to provide comments on this proposed rule. I would be pleased to discuss any of this with BIS. I can be reached at jonathan_wise@agilent.com or 719-531-4799.

Sincerely yours,

Jonathan Wise
Global Trade Compliance
Agilent Technologies