

Dated: January 31, 1997.
 Robert S. LaRussa,
Acting Assistant Secretary for Import Administration.
 [FR Doc. 97-3101 Filed 2-6-97; 8:45 am]
 BILLING CODE 3510-DS-P

[A-201-802]

Gray Portland Cement and Clinker From Mexico; Amended Final Results of Antidumping Duty Administrative Review in Accordance With Court Decision

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of amended final results of antidumping duty administrative review in accordance with court decision.

SUMMARY: On August 1, 1996, the Court of Appeals for the Federal Circuit (the Federal Circuit) affirmed the July 12, 1995 decision of the Court of International Trade (CIT) in *The Ad Hoc Committee of AZ-NM-TX-FL Producers of Gray Portland Cement v. United States*, Slip Op. 95-125 (CIT 1995) (*Ad Hoc*). In its July 12, 1995 opinion, the CIT affirmed the Department of Commerce's (the Department's) results of redetermination pursuant to remand, and prior remand determinations of the Department, of the final results of the first administrative review of the antidumping duty order on gray portland cement and clinker from Mexico. The Federal Circuit's ruling represents a "final and conclusive" court decision "not in harmony" with the Department's original determination. As a result of these remand redeterminations, the Department found a dumping margin for respondent Cemex, S.A. de C.V. (Cemex) for the period April 12, 1990 through July 31, 1991 of 61.42 percent.

EFFECTIVE DATE: February 7, 1997.

FOR FURTHER INFORMATION CONTACT: Robert James or John Kugelman, Office Eight, Antidumping and Countervailing Duty Enforcement Group III, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue N.W., Washington, DC 20230; telephone: (202) 482-5222.

SUPPLEMENTARY INFORMATION:

Background

On April 28, 1993, the Department published in the Federal Register the final results of its first administrative review of the antidumping duty order on gray portland cement and clinker

from Mexico (58 FR 25803 (April 28, 1993)). In those final results the Department set forth its determination of the weighted-average margins for the two respondent companies for the period April 12, 1990 through July 31, 1991. Petitioners and Cemex subsequently filed separate complaints with the CIT challenging the final results; these complaints were later consolidated. Thereafter, the CIT published an Order and Opinion dated September 26, 1994 in *Ad Hoc Committee v. United States*, Ct. No. 93-05-00273, Slip Op. 94-151, remanding the Department's final results with instructions to (1) consider CEMEX's claimed deductions for pre-sale home market transportation costs under the circumstances-of-sale (COS) provision of the Department's regulations, (2) apply a value-added-tax (VAT) adjustment consistent with the methodology established in *Torrington Co. v. United States*, 853 F. Supp. 446 (CIT 1994), (3) reclassify certain transactions designated as exporter's sales price transactions and reconsider the selection of best information available (BIA) for certain other sales, and (4) reconsider the selection of BIA data for missing added material costs. On January 5, 1995, the Department filed its remand results with the CIT. Cemex challenged certain aspects of the Department's remand results, including our treatment of VAT.

On May 15, 1995, the CIT ordered a second remand which affirmed the Department's treatment of Cemex's pre-sale transportation expenses and its application of the so-called *Torrington* methodology for calculating VAT. The CIT, however, directed the Department to consider different VAT rates. *Ad Hoc Committee v. United States*, Slip Op. 95-91 (CIT May 15, 1995). The Department filed its redetermination with the Court on June 13, 1995. The CIT, on July 12, 1995, affirmed the Department's remand results and issued a judgment that Cemex's January 25, 1995 challenge on the issue of VAT methodology was untimely filed and, therefore, moot.

Cemex appealed from the CIT's July 12, 1995 decision in *Ad Hoc* affirming the Department's redetermination. This appeal challenged the CIT's ruling that Cemex had waived its right in this case to challenge Commerce's application of the *Torrington* methodology for calculating VAT, and that Cemex's pre-sale transportation expenses were not deductible in the calculation of foreign market value. Consistent with the Federal Circuit's decision in *Timken Company v. United States*, 893 F.2d 337 (Fed. Cir. 1990), on October 12, 1995,

the Department published a "Notice of Court Decision" in the Federal Register which suspended liquidation of the subject merchandise entered, or withdrawn from warehouse, for consumption until there was a "final and conclusive" decision in this case (60 FR 53163).

On August 1, 1996, the Federal Circuit issued its decision affirming the earlier rulings of the CIT (Appeal No. 95-1485, Fed. Cir. August 1, 1996). On October 17, 1996, the Federal Circuit issued its mandate. The Federal Circuit's ruling constitutes a "final and conclusive" decision in this case which is "not in harmony" with the Department's original determination. Accordingly, we have prepared these amended final results and will proceed to issue liquidation instructions to the Customs Service.

Amended Final Results of Review

In its April 29, 1993 *Final Results of Administrative Review*, the Department calculated a weighted-average margin for Cemex for the period April 12, 1990 through July 31, 1991 of 30.74 percent. As a result of the Department's redeterminations on court remand, we have determined the weighted-average dumping margin for Cemex for the period April 12, 1990 through July 31, 1991 to be 61.42 percent. The Department will instruct the Customs Service to assess antidumping duties on all appropriate entries, and will issue appraisal instructions accordingly. This notice is published in accordance with section 751(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and 19 CFR 353.22(c)(8).

Dated: January 31, 1997.
 Robert S. LaRussa,
Acting Assistant Secretary for Import Administration.
 [FR Doc. 97-3102 Filed 2-6-97; 8:45 am]
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[A-401-040]

Stainless Steel Plate From Sweden Antidumping Duty Administrative Review; Time Limits

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of extension of time limits.

SUMMARY: The Department of Commerce (the Department) is extending the time limit for the preliminary results of the review of the antidumping finding on stainless steel plate from Sweden. The review covers two manufacturers/

exporters of the subject merchandise the United States and the period June 1, 1995 through May 31, 1996.

EFFECTIVE DATE: February 7, 1997.

FOR FURTHER INFORMATION CONTACT: Michael J. Heaney or Linda Ludwig, Office of AD/CVD Enforcement, Group III, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, telephone: (202) 482-4475 or 482-0649, respectively.

SUPPLEMENTARY INFORMATION:

Background

Because it is not practicable to complete this review within the time limits mandated by the Uruguay Round Agreements Act (245 days from the last day of the anniversary month for preliminary determinations, 120 additional days for final determinations), pursuant to section 751(a)(3)(A) of the Tariff Act of 1930, as amended, the Department is extending the time limit for completion of the preliminary results until June 30, 1997. See Decision Memorandum to Robert S. LaRossa dated February 3, 1997.

This extension is in accordance with section 751(a)(3)(A) of the Tariff Act of 1930, as amended (19 U.S.C. 1675(a)(3)(A)).

Dated: February 3, 1997.

Joseph A. Spetrini,
Deputy Assistant Secretary, Enforcement Group III.

[FR Doc. 97-3100 Filed 2-6-97; 8:45 am]

BILLING CODE 3510-DS-M

National Institute of Standards and Technology

[Docket No. 970122011-7011-01]

RIN 0693-XX29

Standards for Blood Banking and Transfusion Services: Request for Public Comment

AGENCY: National Institute of Standards and Technology (NIST). Commerce.

ACTION: Request for public comment.

SUMMARY: The American Association of Blood Banks (AABB) proposes to revise some of its blood banking and transfusion services standards for blood collection, processing, storage and transfusion and requests public comment on these changes. The purpose of this request is to increase public participation in the system used by the AABB to develop these standards.

NIST undertakes publication of this notice as a public service on behalf of

the AABB. NIST does not necessarily endorse, approve, or recommend any of the standards referenced in the notice.

The AABB is the professional society of more than 2,400 community, regional and Red Cross blood centers, hospital-based blood banks and transfusion services. It also represents over 9,000 individual members engaged in blood banking and transfusion medicine. The AABB sets standards, inspects and accredits blood collection and transfusion facilities, and provides continuing education and information. Its member facilities are responsible for collecting virtually all of the nation's blood supply and for transfusing more than 80 percent of the blood used for patient care in the United States. Throughout its 50-year history, the AABB's highest priorities have been transfusion safety and maintaining and promoting a safe and adequate blood supply for the American people.

DATES: Interested persons may obtain the documents after February 1, 1997 and should submit comments by 5:00 pm local time on March 15, 1997.

ADDRESSES: The proposed changes to AABB standards may be obtained through the AABB Internet Home Page at "http://www.aabb.org" under "What's New." Those without Internet access may purchase the documents from the AABB National Office, 8101 Glenbrook Road, Bethesda, MD 20814, (301) 215-6499, fax (301) 907-6895, e-mail sales@aabb.org. Ask for publication #ST97IN. Cost is \$25 per copy sent to addresses in the United States and \$35 per copy sent to other locations. Orders must be prepaid.

FOR FURTHER INFORMATION CONTACT: Eileen Church, Director of Communications, American Association of Blood Banks, (301) 215-6557, e-mail eileen@aabb.org.

Dated: January 30, 1997.

Elaine Buntin-Mines,
Director, Program Office.
[FR Doc. 97-3105 Filed 2-6-97; 8:45 am]

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National Oceanic and Atmospheric Administration

[I.D. 020397E]

Endangered Species; Permits

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Issuance of permit 1,025 (P622) and permit 1,027 (P45W).

SUMMARY: Notice is hereby given that NMFS has issued two permits that authorize takes of an Endangered Species Act-listed species for the purpose of scientific research/enhancement, subject to certain conditions set forth therein, to the California Department of Fish and Game (CDFG) and the U.S. Fish and Wildlife Service (FWS) at Sacramento, CA.

ADDRESSES: The applications and related documents are available for review in the following offices, by appointment:

Office of Protected Resources, F/PR3, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401); and

Administrator, Southwest Region, NMFS, NOAA, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213 (562-980-4016).

SUPPLEMENTARY INFORMATION: The permits were issued under the authority of section 10 of the Endangered Species Act of 1973 (ESA) (16 U.S.C. 1531-1543) and the NMFS regulations governing ESA-listed fish and wildlife permits (50 CFR parts 217-222).

Notice was published on October 16, 1996 (61 FR 53899) that an application had been filed by CDFG (P622) for a scientific research permit. Permit 1,025 was issued to CDFG on January 10, 1997. Permit 1,025 authorizes CDFG takes of adult and juvenile, endangered, Sacramento River winter-run chinook salmon (*Oncorhynchus tshawytscha*) associated with two scientific research studies. For Study 1, CDFG will establish a pilot program at Knights Landing on the Sacramento River for monitoring juvenile anadromous fish migration. The purpose of the monitoring program is to evaluate the utility of the site and various sampling protocols in determining the timing and abundance of juvenile anadromous salmonids emigrating to the Sacramento-San Joaquin Delta. For Study 2, CDFG will determine the relationship between manageable physical habitat attributes (flow, temperature, channel aspects) and anadromous salmonids within the upper reaches of the Sacramento River and throughout the river system up to ocean entry. Information relating spawning distribution (temporal and spatial), spawning success, juvenile survival, and emigration will be determined relative to habitat conditions. Permit 1,025 expires on June 30, 2001.

Notice was published on October 16, 1996 (61 FR 53899) that an application had been filed by FWS (P45W) for an enhancement permit. Permit 1,027 was