

INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 731-TA-825-826 (Final)]

Certain Polyester Staple Fiber From Korea and Taiwan

AGENCY: United States International Trade Commission.

ACTION: Scheduling of the final phase of antidumping investigations.

SUMMARY: The Commission hereby gives notice of the scheduling of the final phase of antidumping investigation No. 731-TA-825 (Final) under section 735(b) of the Tariff Act of 1930 (19 U.S.C. 1673d(b)) (the Act) to determine whether an industry in the United States is materially injured or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of less-than-fair-value imports from Korea of certain polyester staple fiber, provided for in subheading 5503.20.00 of the Harmonized Tariff Schedule of the United States.¹ Section 207.21(b) of the Commission's rules provides that, where the Department of Commerce has issued a negative preliminary determination, the Commission will not publish a notice of scheduling for the final phase of its investigation unless and until it receives an affirmative final determination from Commerce. Although the Department of Commerce has preliminarily determined that certain polyester staple fiber from Taiwan is not being sold, nor is likely to be sold, in the United States at less than fair value, for purposes of efficiency the Commission hereby waives rule 207.21(b) and gives notice of the scheduling of the final phase of the antidumping investigation No. 731-TA-826 (Final) under section 735(b) of the Act. The Commission is taking this action so that the final phases of the antidumping investigations may proceed concurrently in the event that Commerce makes a final affirmative

antidumping determination with respect to Taiwan. If Commerce makes a final negative antidumping determination with respect to Taiwan, the Commission will terminate its antidumping investigation under section 735(c)(2) of the Act (19 U.S.C. 1673d(c)(2)), and section 207.2(d) of the Commission's rules.

For further information concerning the conduct of this phase of the investigations, hearing procedures, and rules of general application, consult the Commission's Rules of Practice and Procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A and C (19 CFR part 207).

EFFECTIVE DATE: November 4, 1999.

FOR FURTHER INFORMATION CONTACT: Jozlyn Kalchthaler (202-205-3457), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>).

SUPPLEMENTARY INFORMATION:

Background

The final phase of these investigations is being scheduled as a result of an affirmative preliminary determination by the Department of Commerce that imports of certain polyester staple fiber from Korea are being sold in the United States at less than fair value within the meaning of section 733 of the Act (19 U.S.C. 1673b). The final phase of the antidumping investigation with respect to Taiwan is being scheduled, under waiver of section 207.21(b), discussed above, for purposes of efficiency. The investigations were requested in a petition filed on April 2, 1999, by E.I. DuPont de Nemours, Inc., Wilmington, DE; NanYa Plastics Corporation, America, Lake City, SC; KoSa, Spartanburg, SC; Wellman, Inc., Shrewsbury, NJ; and Intercontinental Polymers, Inc., Charlotte, NC.²

Participation in the Investigations and Public Service List

Persons, including industrial users of the subject merchandise and, if the merchandise is sold at the retail level,

representative consumer organizations, wishing to participate in the final phase of these investigations as parties must file an entry of appearance with the Secretary to the Commission, as provided in section 201.11 of the Commission's rules, no later than 21 days prior to the hearing date specified in this notice. A party that filed a notice of appearance during the preliminary phase of the investigations need not file an additional notice of appearance during this final phase. The Secretary will maintain a public service list containing the names and addresses of all persons, or their representatives, who are parties to the investigations.

Limited Disclosure of Business Proprietary Information (BPI) Under an Administrative Protective Order (APO) and BPI Service List

Pursuant to section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in the final phase of these investigations available to authorized applicants under the APO issued in the investigations, provided that the application is made no later than 21 days prior to the hearing date specified in this notice. Authorized applicants must represent interested parties, as defined by 19 U.S.C. 1677(9), who are parties to the investigations. A party granted access to BPI in the preliminary phase of the investigations need not reapply for such access. A separate service list will be maintained by the Secretary for those parties authorized to receive BPI under the APO.

Staff Report

The prehearing staff report in the final phase of these investigations will be placed in the nonpublic record on March 14, 2000, and a public version will be issued thereafter, pursuant to section 207.22 of the Commission's rules.

Hearing

The Commission will hold a hearing in connection with the final phase of these investigations beginning at 9:30 a.m. on March 28, 2000, at the U.S. International Trade Commission Building. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission on or before March 20, 2000. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the hearing. All parties and nonparties desiring to appear at the hearing and make oral presentations should attend a prehearing conference to be held at 9:30 a.m. on March 23,

¹ For purposes of these investigations, certain polyester staple fiber is defined as synthetic staple fibers, not carded, combed or otherwise processed for spinning, of polyesters measuring 3.3 decitex (3 denier, inclusive) or more in diameter. This merchandise is cut to lengths varying from one inch (25 mm) to five inches (127 mm). The merchandise subject to these investigations may be coated, usually with a silicon or other finish, or not coated. Certain polyester staple fiber is generally used as stuffing in sleeping bags, mattresses, ski jackets, comforters, cushions, pillows, and furniture. Merchandise of less than 3.3 decitex (less than 3 denier) is specifically excluded from these investigations. Also specifically excluded from these investigations are polyester staple fibers of 10 to 18 denier that are cut to lengths of 6 to 8 inches (fibers used in the manufacture of carpeting).

² NanYa is no longer a petitioner in these investigations. DuPont is not a petitioner in the investigation on Taiwan.

2000, at the U.S. International Trade Commission Building. Oral testimony and written materials to be submitted at the public hearing are governed by sections 201.6(b)(2), 201.13(f), and 207.24 of the Commission's rules. Parties must submit any request to present a portion of their hearing testimony *in camera* no later than 7 days prior to the date of the hearing.

Written Submissions

Each party who is an interested party shall submit a prehearing brief to the Commission. Prehearing briefs must conform with the provisions of section 207.23 of the Commission's rules; the deadline for filing is March 21, 2000. Parties may also file written testimony in connection with their presentation at the hearing, as provided in section 207.24 of the Commission's rules, and posthearing briefs, which must conform with the provisions of section 207.25 of the Commission's rules. The deadline for filing posthearing briefs is April 4, 2000; witness testimony must be filed no later than three days before the hearing. In addition, any person who has not entered an appearance as a party to the investigations may submit a written statement of information pertinent to the subject of the investigations on or before April 4, 2000. On April 20, 2000, the Commission will make available to parties all information on which they have not had an opportunity to comment. Parties may submit final comments on this information on or before April 24, 2000, but such final comments must not contain new factual information and must otherwise comply with section 207.30 of the Commission's rules. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's rules do not authorize filing of submissions with the Secretary by facsimile or electronic means.

In accordance with sections 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the investigations must be served on all other parties to the investigations (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Authority: These investigations are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.21 of the Commission's rules.

Issued: November 17, 1999.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 99-30647 Filed 11-23-99; 8:45 am]

BILLING CODE 7020-02-P

DEPARTMENT OF JUSTICE

Notice Required by the Y2K Act To Establish a Small Business Liaison

AGENCY: Department of Justice.

ACTION: Notice.

SUMMARY: Pursuant to section 18(b) of the Y2K Act, Public Law 106-37, 106 Stat. 185 (1999), to be published at 15 U.S.C. 6617, the Department of Justice designates Joseph K. Bryan, Director, Office of Small and Disadvantaged Business Utilization (OSDBU), as the point of contact between the Department and small businesses which qualify as small business concerns under the Act, with respect to problems arising out of Y2K failures and resulting violations of Federal rules or regulations. Mr. Bryan can be reached on (202) 616-0521 or 1-800-345-3712.

EFFECTIVE DATE: September 1, 1999 through December 31, 2000.

FOR FURTHER INFORMATION CONTACT: Joseph K. Bryan, Director, OSDBU, Department of Justice, 1331 Pennsylvania Ave, NW, Suite 1010, Washington, D.C. 20530; telephone number 1-800-345-3712; fax number (202) 616-1717.

SUPPLEMENTARY INFORMATION: The Y2K Act provides for a suspension of penalties for a "first-time" violation of certain Federally enforceable rules or regulations, during the year 2000, where the violation was the result of a year 2000 failure, certain waiver standards are met, and no similar violation occurred during the last three years. Certain exceptions apply. For purposes of this Act, a "small business concern" is defined as an unincorporated business, a partnership, corporation, association, or organization, with fewer than 50 full-time employees.

The Y2K Act defines "Y2K failure" as failure by any device or system (including any computer system and any microchip or integrated circuit embedded in another device or product), or any software, firmware, or other set or collections of processing instructions to process, calculate, compare, sequence, display, store, transmit, or receive Year 2000 date-related data. This definition specifically includes failures to:

(1) Deal with or account for transitions or comparisons from, into,

and between the years 1999 and 2000 accurately;

(2) Recognize or process accurately any specific date in 1999, 2000, or 2001; or

(3) Account accurately for the year 2000's status as a leap year, including recognition and processing of the correct date of February 29, 2000.

Dated: November 8, 1999.

Stephen R. Colgate,
Assistant Attorney General for Administration.

[FR Doc. 99-30638 Filed 11-23-99; 8:45 am]

BILLING CODE 4410-AR-M

DEPARTMENT OF JUSTICE

National Institute of Corrections

Solicitation for a Cooperative Agreement

Summary: The Department of Justice (DOJ), National Institute of Corrections (NIC) announces the availability of funds in FY 2000 for a cooperative agreement to fund the "Development of a Survival Guide for Newly Appointed Wardens" project.

Purpose: The National Institute of Corrections (NIC) invites applications for a cooperative agreement to develop a "survival guide" for newly appointed Wardens or Superintendents, hereinafter referred to as Wardens. In this usage, a survival guide is defined as "a tool that contains information that will provide instruction and guidance to newly appointed Wardens before and during their initial months in their new position". It may include written and/or audiovisual materials containing information concerning training opportunities, suggested early steps in orientation to the new assignment, and potentially important early contacts or actions. It may include written recommendations from experienced Wardens or Directors of state Departments of Correction, reference information concerning where specific information may be found, general management and leadership information, bibliography of helpful reading, information concerning special programs, or information of other types or in other that may be critical to a new Wardens early progress. This project will provide a tool that may be given to the Warden at the time of appointment and provide information that will strengthen the new appointee's entry and approach to the new position and the needs of the facility for which she is responsible.

Authority: Public Law 93-415.