

provide substantive comments in response to the notice of initiation no later than 30 days after the date of initiation.

This notice is not required by statute but is published as a service to the international trading community.

Dated: September 21, 2009.

**John M. Andersen,**

*Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review

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

*For Further Information Contact:* Sheila E. Forbes, Office of AD/CVD

Operations, Customs Unit, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230, telephone: (202) 482-4697.

#### Background

Each year during the anniversary month of the publication of an antidumping or countervailing duty order, finding, or suspended investigation, an interested party, as defined in section 771(9) of the Tariff Act of 1930, as amended ("the Act"), may request, in accordance with 19 CFR 351.213, of the Department of Commerce ("the Department") regulations, that the Department conduct an administrative review of that antidumping or countervailing duty order, finding, or suspended investigation.

#### Respondent Selection

In the event the Department limits the number of respondents for individual examination for administrative reviews initiated pursuant to requests made for the orders identified below, the

Department intends to select respondents based on U.S. Customs and Border Protection ("CBP") data for U.S. imports during the period of review ("POR"). We intend to release the CBP data under Administrative Protective Order ("APO") to all parties having an APO within five days of publication of the initiation notice and to make our decision regarding respondent selection within 20 days of publication of the initiation **Federal Register** notice. Therefore, we encourage all parties interested in commenting on respondent selection to submit their APO applications on the date of publication of the initiation notice, or as soon thereafter as possible. The Department invites comments regarding the CBP data and respondent selection within 10 calendar days of publication of the initiation **Federal Register** notice.

*Opportunity To Request a Review:* Not later than the last day of October 2009,<sup>1</sup> interested parties may request administrative review of the following orders, findings, or suspended investigations, with anniversary dates in October for the following periods:

	Period
<b>Antidumping Duty Proceedings</b>	
AUSTRALIA: Electrolytic Manganese Dioxide, A-602-806 .....	3/26/08-9/30/09
BRAZIL: Carbon and Certain Alloy Steel Wire Rod, A-351-832 .....	10/1/08-9/30/09
INDONESIA: Carbon and Certain Alloy Steel Wire Rod, A-560-815 .....	10/1/08-9/30/09
ITALY: Pressure Sensitive Plastic Tape, A-475-059 .....	10/1/08-9/30/09
MEXICO: Carbon and Certain Alloy Steel Wire Rod, A-201-830 .....	10/1/08-9/30/09
MOLDOVA: Carbon and Certain Alloy Steel Wire Rod, A-841-805 .....	10/1/08-9/30/09
REPUBLIC OF KOREA: Polyvinyl Alcohol, A-580-850 .....	10/1/08-9/30/09
THE PEOPLE'S REPUBLIC OF CHINA: Barium Carbonate, A-570-880 .....	10/1/08-9/30/09
THE PEOPLE'S REPUBLIC OF CHINA: Barium Chloride, A-570-007 .....	10/1/08-9/30/09
THE PEOPLE'S REPUBLIC OF CHINA: Electrolytic Manganese Dioxide, A-570-919 .....	3/26/08-9/30/09
THE PEOPLE'S REPUBLIC OF CHINA: Helical Spring Lock Washers, A-570-822 .....	10/1/08-9/30/09
THE PEOPLE'S REPUBLIC OF CHINA: Polyvinyl Alcohol, A-570-879 .....	10/1/08-9/30/09
THE PEOPLE'S REPUBLIC OF CHINA: Steel Wire Garment Hangers, A-570-918 .....	3/25/08-9/30/09
TRINIDAD AND TOBAGO: Carbon and Certain Alloy Steel Wire Rod, A-274-804 .....	10/1/08-9/30/09
UKRAINE: Carbon and Certain Alloy Steel Wire Rod, A-823-812 .....	10/1/08-9/30/09
<b>Countervailing Duty Proceedings</b>	
BRAZIL: Carbon and Certain Alloy Steel Wire Rod, C-351-833 .....	1/1/08-12/31/08
IRAN: Roasted In-Shell Pistachios, C-507-601 .....	1/1/08-12/31/08
<b>Suspension Agreements</b>	
RUSSIA: Uranium, A-821-802 .....	10/1/08-9/30/09

In accordance with 19 CFR 351.213(b), an interested party as defined by section 771(9) of the Act may request in writing that the Secretary conduct an administrative review. For both antidumping and countervailing duty reviews, the interested party must specify the individual producers or exporters covered by an antidumping

finding or an antidumping or countervailing duty order or suspension agreement for which it is requesting a review. In addition, a domestic interested party or an interested party described in section 771(9)(B) of the Act must state why it desires the Secretary to review those particular producers or exporters.<sup>2</sup> If the interested party

intends for the Secretary to review sales of merchandise by an exporter (or a producer if that producer also exports merchandise from other suppliers) which were produced in more than one country of origin and each country of origin is subject to a separate order, then the interested party must state specifically, on an order-by-order basis,

<sup>1</sup> Or the next business day, if the deadline falls on a weekend, federal holiday or any other day when the Department is closed.

<sup>2</sup> If the review request involves a non-market economy and the parties subject to the review request do not qualify for separate rates, all other exporters of subject merchandise from the non-

market economy country who do not have a separate rate will be covered by the review as part of the single entity of which the named firms are a part.

which exporter(s) the request is intended to cover.

Please note that, for any party the Department was unable to locate in prior segments, the Department will not accept a request for an administrative review of that party absent new information as to the party's location. Moreover, if the interested party who files a request for review is unable to locate the producer or exporter for which it requested the review, the interested party must provide an explanation of the attempts it made to locate the producer or exporter at the same time it files its request for review, in order for the Secretary to determine if the interested party's attempts were reasonable, pursuant to 19 CFR 351.303(f)(3)(ii).

As explained in *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003), the Department has clarified its practice with respect to the collection of final antidumping duties on imports of merchandise where intermediate firms are involved. The public should be aware of this clarification in determining whether to request an administrative review of merchandise subject to antidumping findings and orders. See also the Import Administration Web site at <http://ia.ita.doc.gov>.

Six copies of the request should be submitted to the Assistant Secretary for Import Administration, International Trade Administration, Room 1870, U.S. Department of Commerce, 14th Street & Constitution Avenue, NW., Washington, DC 20230. The Department also asks parties to serve a copy of their requests to the Office of Antidumping/Countervailing Operations, Attention: Sheila Forbes, in room 3065 of the main Commerce Building. Further, in accordance with 19 CFR 351.303(f)(1)(i), a copy of each request must be served on every party on the Department's service list.

The Department will publish in the **Federal Register** a notice of "Initiation of Administrative Review of Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation" for requests received by the last day of October 2009. If the Department does not receive, by the last day of October 2009, a request for review of entries covered by an order, finding, or suspended investigation listed in this notice and for the period identified above, the Department will instruct the CBP to assess antidumping or countervailing duties on those entries at a rate equal to the cash deposit of (or bond for) estimated antidumping or countervailing duties required on those

entries at the time of entry, or withdrawal from warehouse, for consumption and to continue to collect the cash deposit previously ordered.

For the first administrative review of any order, there will be no assessment of antidumping or countervailing duties on entries of subject merchandise entered, or withdrawn from warehouse, for consumption during the relevant provisional-measures "gap" period, of the order, if such a gap period is applicable to the period of review.

This notice is not required by statute but is published as a service to the international trading community.

Dated: September 25, 2009.

**John M. Andersen,**

*Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

[FR Doc. E9-23696 Filed 9-30-09; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[Docket No.: 0909281323-91323-01]

#### Exception to Final Guidelines for the Coastal and Estuarine Land Conservation Program

**AGENCY:** National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

**ACTION:** Notice; exception to final guidelines.

**SUMMARY:** The National Oceanic and Atmospheric Administration, National Ocean Service publishes this notice of exception to the Final Guidelines for the Coastal and Estuarine Land Conservation Program (CELCP). For those grants issued in fiscal year 2006 that are due to expire on September 30, 2009, NOAA may extend the financial assistance award period for up to 6 additional months, providing for a potential maximum award duration of three years and six months.

**DATES:** The provisions in this notice are implemented as of September 30, 2009.

**FOR FURTHER INFORMATION CONTACT:** For further information, contact: Elaine Vaudreuil, 301-713-3155 ext. 103, [Elaine.Vaudreuil@noaa.gov](mailto:Elaine.Vaudreuil@noaa.gov).

**SUPPLEMENTARY INFORMATION:** The Coastal and Estuarine Land Conservation Program was established pursuant to Public Law 107-77 for the purpose of protecting important coastal and estuarine areas that have significant conservation, recreation, ecological,

historical, or aesthetic values, or that are threatened by conversion from their natural or recreational state to other uses. In accordance with Public Law 107-77, CELCP published in the **Federal Register** on June 17, 2003 (68 FR 35860) program guidelines delineating the criteria for grant awards. The Final Guidelines for CELCP outline a planning process for states to identify the conservation needs and priorities within each state; provide the information necessary for eligible coastal states to develop land conservation plans and nominate projects to a national competitive selection process; and delineate the criteria for grant awards.

In FY 2006, the conference report accompanying the Science, State, Justice, Commerce, and Related Agencies Appropriations Act of 2006 (Pub. L. 109-108) directed funds for specific land conservation projects under the CELCP. Consistent with the criteria for grants awards in the Final Guidelines, the standard financial assistance award period for these awards is 18 months, which can be extended an additional 18 months if circumstances warrant, but may not exceed 3 years.

Several FY 2006 awards, whose award period is set to expire on September 30, 2009, have experienced unforeseen circumstances late in the process that precluded their completion within the 3-year timeframe provided in the CELCP Guidelines. In order to ensure that projects can be completed and funds expended for their intended purpose, NOAA is extending the maximum potential award duration for those FY 2006 grants in an open status on September 29, 2009, from three years to three years and six months, ending no later than March 31, 2010.

Award recipients who wish to avail themselves of the extension to the award period should contact their Program Officer by September 30, 2009 to inform them of their intent to seek an extension.

This extension applies to only FY 2006 CELCP awards in an open status on September 29, 2009. This notice does not modify any provision in the Final Guidelines for the Coastal and Estuarine Land Conservation Program published on June 17, 2003.

#### Classification

*Executive Order 12866*

This notice has been determined to be not significant for purposes of Executive Order 12866.