

On April 7, 2016, the Department published in the **Federal Register** a notice of initiation of the eleventh administrative review of the Order, covering the period February 1, 2015, through January 31, 2016.<sup>5</sup> On July 6, 2016, VASEP, AHSTAC, and ASPA timely withdrew their requests for review with respect to the Minh Phu Group and requested that the Department rescind the administrative review, in part.

Because all parties that requested a review of the Minh Phu Group have timely withdrawn their requests, the Department is rescinding the administrative review with respect to the Minh Phu Group for the period February 1, 2015, through January 31, 2016, pursuant to 19 CFR 351.213(d)(1).

### Compromise of Outstanding Claims

On July 18, 2016, the United States and Vietnam entered into an Agreement on the Antidumping Duty Order on Certain Frozen Warmwater Shrimp from Vietnam ("Agreement") to reach a mutually satisfactory resolution of the WTO disputes, *United States—Anti-dumping Measures on Certain Shrimp from Viet Nam* (DS429) and *United States—Anti-dumping Measures on Certain Shrimp from Viet Nam* (DS404), and to provide for the settlement of certain litigation, and the compromise of certain claims arising under the Order. In conjunction with the Agreement, on July 18, 2016, the Department issued its determination pursuant to section 129 of the Uruguay Round Agreements Act ("URAA") which has culminated in the revocation of the Order, in part, with respect to the Minh Phu Group.<sup>6,7</sup> In a July 18, 2016,

requested by AHSTAC; and Minh Phat Seafood, Minh Phat Seafood Co., Ltd., Minh Phu Seafood Corp., Minh Phu Seafood Corporation (and its affiliates Minh Qui Seafood Co., Ltd., Minh Phat Seafood Co. Ltd., Minh Phu Hau Giang, collectively "Minh Phu Group"), Minh Phu Hau Giang Seafood Corp., Minh Phu Seafood Pte, Minh Qui Seafood, and Minh Qui Seafood Co., Ltd., as requested by ASPA.

<sup>5</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 81 FR 20324 (April 7, 2016) ("AR11 Initiation Notice"). This initiation notice included, in relevant part: Minh Phat Seafood, Minh Phat Seafood Co., Ltd., Minh Phu Seafood Corp., Minh Phu Seafood Pte, Minh Phu Seafood Corporation, Minh Phu Hau Giang Seafood Corp., Minh Qui Seafood, Minh Qui Seafood Co., Ltd., Minh Phu Seafood Corporation (and its affiliates Minh Qui Seafood Co., Ltd., Minh Phu Hau Giang Seafood Corp and Minh Phat Seafood Co., Ltd.) (collectively "Minh Phu Group").

<sup>6</sup> See Memorandum from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations to Paul Piquado, Assistant Secretary for Enforcement and Compliance, re: "Final Determination of the Proceeding under Section 129 of the Uruguay Round Agreements Act: Antidumping Measures on Certain Frozen Warmwater Shrimp from the

letter, the United States Trade Representative ("USTR") notified the Department that, consistent with section 129(b)(3) of the URAA, consultations with the Department and the appropriate congressional committees with respect to the 129 Final Determination have been completed, and directed the Department, in accordance with section 129(b)(4) of the URAA, to implement this determination.<sup>8</sup>

Effective July 18, 2016, the Agreement compromises the United States' claims for certain outstanding duties on shipments of subject merchandise from the Minh Phu Group that entered, or were withdrawn from warehouse, for consumption during the period February 1, 2014, through July 17, 2016, pursuant to section 617 the Tariff Act of 1930, as amended ("the Act").<sup>9</sup> In accordance with the terms of the Agreement, the Department will instruct United States Customs and Border Protection ("CBP") to liquidate entries of certain frozen warmwater shrimp exported by the Minh Phu Group<sup>10</sup> and imported by Mseafood Corporation which entered, or were withdrawn from warehouse, for consumption during the period February 1, 2014, through July 17, 2016, without regard to antidumping duties, with the exception of such entries which entered the United States during the period February 1, 2016, through May 3, 2016, which will be liquidated at the cash deposit rate in

Socialist Republic of Vietnam," dated July 18, 2016 ("129 Final Determination").

<sup>7</sup> In the 129 Final Determination, the Department indicated its intent to revoke the following Minh Phu Group individual company names from the Order: Minh Phu Seafood Export Import Corporation (and affiliates Minh Qui Seafood Co., Ltd. and Minh Phat Seafood Co., Ltd.), Minh Phu Seafood Corp., Minh Phu Seafood Corporation, Minh Phu Seafood Pte, Minh Qui Seafood, Minh Qui Seafood Co., Ltd., Minh Qui, Minh Phat Seafood Co., Ltd., Minh Phat, Minh Phu Hau Giang Seafood Joint Stock Company, Minh Phu Hau Giang Seafood Co., Ltd., Minh Phat Seafood, Minh Phat Seafood Corp., Minh Phu Hau Giang Seafood Corp., and Minh Phu Hau Giang Seafood Processing Co., Ltd.

<sup>8</sup> See Letter from USTR, re: "Request to Implement Final Determination," dated July 18, 2016.

<sup>9</sup> See also Appendix 6 to the Agreement, entitled "Agreement between DOC, Minh Phu Group, MSeafood Corporation, AHSTAC, and ASPA."

<sup>10</sup> The following names will be listed in the CBP instructions: (1) Minh Phu Seafood Export Import Corporation (and affiliates Minh Qui Seafood Co., Ltd. and Minh Phat Seafood Co., Ltd.), aka (2) Minh Phu Seafood Corp., aka (3) Minh Phu Seafood Corporation, aka (4) Minh Phu Seafood Pte, or (5) Minh Qui Seafood, aka (6) Minh Qui Seafood Co., Ltd., aka (7) Minh Qui, or (8) Minh Phat Seafood Co., Ltd., aka (9) Minh Phat, aka (10) Minh Phat Seafood, aka (11) Minh Phat Seafood Corp., or (12) Minh Phu Hau Giang Seafood Joint Stock Company, aka (13) Minh Phu Hau Giang Seafood Co., Ltd., aka (14) Minh Phu Hau Giang Seafood Corp., aka (15) Minh Phu Hau Giang Seafood Processing Co., Ltd.

effect at the time of entry. Further, the Department will instruct CBP to liquidate all other entries of certain frozen warmwater shrimp exported by the Minh Phu Group which entered, or were withdrawn from warehouse, for consumption during the period February 1, 2014, through July 17, 2016, at the cash deposit rate in effect at the time of entry.

Because there is no further basis for conducting an administrative review of the Order with respect to the Minh Phu Group for the period February 1, 2016, through January 31, 2017, the Department does not intend to initiate an administrative review with respect to the Minh Phu Group for this period.

This notice is issued and published in accordance with 19 CFR 351.213(d)(1) and (4).

Dated: July 18, 2016.

**Paul Piquado,**

*Assistant Secretary for Enforcement and Compliance.*

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**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XE752**

### New England Fishery Management Council; Public Meeting

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

**ACTION:** Notice; public meeting.

**SUMMARY:** The New England Fishery Management Council (Council) is scheduling a public meeting of its Scientific & Statistical Committee to consider actions affecting New England fisheries in the exclusive economic zone (EEZ). Recommendations from this group will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** This meeting will be held on Wednesday, August 10, 2016 beginning at 9 a.m.

**ADDRESSES:** The meeting will be held at the Hilton Garden Inn, Boston Logan, 100 Boardman Street, Boston, MA 02128; phone: (617) 567-6789.

*Council address:* New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950.

**FOR FURTHER INFORMATION CONTACT:** Thomas A. Nies, Executive Director, New England Fishery Management Council; telephone: (978) 465-0492.

**SUPPLEMENTARY INFORMATION:****Agenda**

The Committee will develop OFL (overfishing level) and ABC (acceptable biological catch) recommendations for Georges Bank yellowtail flounder for fishing year 2017. They will also develop OFL and ABC recommendations for monkfish for fishing years 2017–19 as well as develop OFL and ABC recommendations for Atlantic deep-sea red crab for fishing years 2017–19. They will discuss other business as needed.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Act, provided the public has been notified of the Council's intent to take final action to address the emergency.

**Special Accommodations**

This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Thomas A. Nies, Executive Director, at (978) 465–0492, at least 5 days prior to the meeting date.

**Authority:** 16 U.S.C. 1801 *et seq.*

**Dated:** July 19, 2016.

**Tracey L. Thompson,**

*Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration**

**RIN 0648–XE751**

**Caribbean Fishery Management Council; Public Hearings**

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

**ACTION:** Notice of public hearings on Amendments to the U.S. Caribbean Reef Fish, Spiny Lobster, and Corals and Reef Associated Plants and Invertebrates Fishery Management Plans: Timing of Accountability Measure-Based Closures in the U.S. Caribbean Draft Document.

**SUMMARY:** The Caribbean Fishery Management Council will hold public

hearings on the Amendments to the U.S. Caribbean Reef Fish, Spiny Lobster, and Corals and Reef Associated Plants and Invertebrates Fishery Management Plans: Timing of Accountability Measure-Based Seasonal Closures Including Draft Environmental Assessment: Amendment 8 to the Fishery Management Plan for the Reef Fish Fishery of Puerto Rico and the U.S. Virgin Islands, Amendment 7 to the Fishery Management Plan for the Spiny Lobster of Puerto Rico and the U.S. Virgin Islands, Amendment 6 to the Fishery Management Plan for the Corals and Reef Associated Plants and Invertebrates of Puerto Rico and the U.S. Virgin Islands. The complete document is available upon request and can be found at the Caribbean Council's Web site: [www.caribbeanfmc.com](http://www.caribbeanfmc.com).

**DATES AND ADDRESSES:** The dates and locations for the public hearings are:

*August 15, 2016, Doubletree Hotel, De Diego Avenue, Condado, San Juan, Puerto Rico, from 7 p.m. to 9 p.m.*

*August 17, 2016, Mayagüez Holiday Inn Hotel, Mayagüez Holiday Inn, 2701 Hostos Avenue, Mayagüez, Puerto Rico, from 7 p.m. to 9 p.m.*

**FOR FURTHER INFORMATION CONTACT:** Caribbean Fishery Management Council, 270 Muñoz Rivera Avenue, Suite 401, San Juan, Puerto Rico 00918–1903, telephone (787) 766–5926.

**SUPPLEMENTARY INFORMATION:** The proposed actions are to modify the timing for the application of accountability measures in the Reef Fish, Spiny Lobster, and Corals and Reef Associated Plants and Invertebrates Fishery Management Plans of Puerto Rico and the U.S. Virgin Islands. The Amendment contains the following Actions and Alternatives:

**ACTION 1:** Modify the timing for the implementation of AM-based closures in the U.S. Caribbean EEZ.

**Alternative 1:** No Action. Continue AM-based closures resulting from an annual catch limit (ACL) overage, ending on December 31st of the closure year, and extending backward into the closure year for the number of days necessary to achieve the required reduction in landings.

**Alternative 2 (Preferred):** Accountability measure-based closures resulting from an ACL overage would end on September 30th of the closure year and extend backward toward the beginning of the year for the number of days necessary to achieve the required reduction in landings. The September 30th closure date would apply to all fishery management units (FMUs) for each of the Puerto Rico commercial and recreational sectors, St. Thomas/St.

John, St. Croix, and Caribbean-wide. If Alternative 5 of this Action is also chosen for an FMU that includes species with seasonal closures in federal waters, closure dates for that FMU would be governed by Alternative 5. If, for any of the FMUs covered by Alternative 2, the number of available days running from September 30th backward to the beginning of the year is not enough to achieve the required reduction in landings, then the additional days needed would be captured by extending the closure forward toward the end of the year, beginning on October 1st and continuing for the number of days needed to achieve the required reduction.

**Alternative 3:** Accountability measure-based closures resulting from an ACL overage would begin on January 1st of the closure year and extend forward into the year for the number of days necessary to achieve the required reduction in landings. The January 1st closure start date would apply to all FMUs for each of Puerto Rico commercial and recreational sectors, St. Thomas/St. John, St. Croix, and Caribbean-wide. If Alternative 5 of this Action is also chosen for an FMU that includes species with seasonal closures in federal waters, closure dates for that FMU would be governed by Alternative 5.

**Alternative 4:** Establish a fixed fishing closure end date for the implementation of AMs for each FMU by island management area and, in the case of Puerto Rico, fishing sector (A. Puerto Rico (I. Commercial sector [The Puerto Rico spiny lobster FMU is addressed under the Commercial Sector sub-alternatives. This is because the spiny lobster ACL is governed by commercial landings. If the AM is triggered due to a Puerto Rico spiny lobster ACL overage, the commercial and recreational fishing season is reduced.] II. Recreational sector), B. St. Thomas/St. John, C. St. Croix, and D. Caribbean-wide), based on the highest or lowest average monthly landings of the most recent three years of available data (2012, 2013, 2014). A different closure date may be chosen for each FMU for each island management area and Puerto Rico fishing sector. The closure date will end on the last day of the identified month and extend backward toward the beginning of the year for the number of days necessary to achieve the required reduction in landings. If, for any FMU in any year, the number of available days running from the closure implementation date backward toward the beginning of the year is not enough to achieve the required reduction in landings, then the additional days