

antidumping duty administrative review and intent to revoke antidumping duty order, in part, for large newspaper printing presses and components thereof, whether assembled or unassembled, from Japan. On November 18, 1999, we received comments from Mitsubishi Heavy Industries, Ltd. requesting clarification of the certification requirements.

Scope of Review

The products covered by this changed circumstances review are elements and components of LNPP systems, and additions thereto, imported to fulfill a contract for one or more complete LNPP systems which feature a 22 inch cut-off, 50 inch web width and a rated speed no greater than 75,000 copies per hour. In addition to the specifications set out in this paragraph, all of which must be met in order for the product to fall within this changed circumstances review, the product must also possess all of the specifications detailed in the five (5) numbered sections following this paragraph. If one or more of these criteria is not fulfilled, the product is not within the scope of this changed circumstances review:

1. *Printing Unit*: A printing unit which is a color keyless blanket-to-blanket tower unit with a fixed gain infeed and fixed gain outfeed, with a rated speed no greater than 75,000 copies per hour, which includes the following features:

- Each tower consisting of four levels, one or more of which must be populated.

- Plate cylinders which contain slot lock-ups and blanket cylinders which contain reel rod lock-ups both of which are of solid carbon steel with nickel plating and with bearers at both ends which are configured in-line with bearers of other cylinders.

- Keyless inking system which consists of a passive feed ink delivery system, an eight roller ink train, and a non-anilox and non-porous metering roller.

- The dampener system which consists of a two nozzle per page spraybar and two roller dampener with one chrome drum and one form roller.

- The equipment contained in the color keyless ink delivery system is designed to achieve a constant, uniform feed of ink film across the cylinder without ink keys. This system requires use of keyless ink which accepts greater water content.

2. *Folder*: A module which is a double 3:2 rotary folder with 160 pages collect capability and double (over and under) delivery, with a cut-off length of 22 inches. The upper section consists of

three-high double formers (total of 6) with six sets of nipping rollers.

3. *RTP*: A component which is of the two-arm design with core drives and core brakes, designed for 50 inch diameter rolls; and arranged in the press line in the back-to-back configuration (left and right hand load pairs).

4. *Conveyance and Access Apparatus*: Conveyance and access apparatus capable of manipulating a roll of paper more than two newspaper broadsheets across through the production process, and a drive system which is of conventional shafted design.

5. *Computerized Control System*: A computerized control system, which is any computer equipment and/or software designed specifically to control, monitor, adjust, and coordinate the functions and operations of large newspaper printing presses or press components.

The order with regard to imports of other LNPPs is not affected by this request.

Final Results of Changed Circumstances Antidumping Duty Administrative Review

Pursuant to section 751(d)(1) of the Act, the Department may partially revoke an antidumping duty order based on a review under section 751(b) of the Act (*i.e.*, a changed circumstances review). Section 751(b)(1) of the Act requires a changed circumstances review to be conducted upon receipt of a request containing information concerning changed circumstances sufficient to warrant a review.

The Department's regulations at 19 CFR 351.216 provide that the Department will conduct a changed circumstances review based upon changed circumstances sufficient to warrant a review. Section 782(h) of the Act and 19 CFR 351.222(g)(1)(i) further provide that the Department may revoke an order, or revoke an order in part, if it determines that the order (or part of the order) under review is no longer of interest to domestic interested parties.

Based on the fact that producers accounting for substantially all production of the domestic like product, as described in our preliminary results of changed circumstances review, support the request of Goss Graphic Systems, Inc., the petitioner, to revoke the antidumping duty order, in part, we have determined that there are changed circumstances sufficient to warrant revocation of the order, in part. Therefore, the Department is revoking, in part, the antidumping duty order on LNPPs from Japan with respect to the import of the elements and components of LNPP systems and additions thereto

as described above, in accordance with sections 751(b) and 782(h) of the Act and 19 CFR 351.222(g)(1)(i). This partial revocation will apply to all entries of LNPP systems and additions thereto as described above from Japan entered, or withdrawn from warehouse, for consumption on or after September 4, 1996, as requested by the petitioner.

We have taken into account comments from Mitsubishi Heavy Industries, Ltd. requesting that the Department clarify the Customs certification requirements proposed in the preliminary results.

We will instruct the Customs Service (Customs) to liquidate without regard to antidumping duties, and to refund any cash deposits collected for all entries of the merchandise described above, made on or after September 4, 1996. Further, we will instruct Customs to require that a party requesting a refund of cash deposits collected on entries of the merchandise described above, made on or after September 4, 1996, or a party importing the merchandise described above during this period, submit a certification to Customs stating that the imported merchandise meets the specifications of the merchandise covered by the partial revocation.

We are issuing and publishing this determination and notice in accordance with sections 751(b)(1) and 777(i)(1) of the Act and 19 CFR 351.216 and 351.222.

Dated: December 15, 1999.

Robert S. LaRussa,

Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-855]

Non-Frozen Apple Juice Concentrate From the People's Republic of China: Notice of Amended Preliminary Determination, Postponement of Final Determination and Extension of Provisional Measures

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

EFFECTIVE DATE: December 27, 1999.

FOR FURTHER INFORMATION CONTACT: Sally Hastings, Craig Matney or Annika O'Hara, Office I, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington DC 20230; telephone (202)

482–3464, (202) 482–1778 or (202) 482–3798, respectively.

The Applicable Statute

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended (“the Act”), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Act by the Uruguay Round Agreements Act (“URAA”). In addition, unless otherwise indicated, all citations to the Department’s regulations are to 19 CFR Part 351 (April 1, 1998).

Scope of Investigation

For purposes of this investigation, the product covered by the scope is all non-frozen concentrated apple juice with a Brix scale of 40 or greater, whether or not containing added sugar or other sweetening matter, and whether or not fortified with vitamins or minerals. Excluded from the scope of this investigation are: frozen concentrated apple juice; non-frozen concentrated apple juice that has been fermented; and non-frozen concentrated apple juice to which spirits have been added.

Since the publication of the preliminary determination, the Department has ascertained that the Harmonized Tariff Schedule of the United States (“HTSUS”) subheading cited therein, does not fully incorporate all products included in the written description of the merchandise under investigation. The merchandise subject to this investigation is classified in the HTSUS at subheadings 2009.70.00.20 and 2106.90.52. Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the merchandise under investigation is dispositive.

Postponement of the Final Determination and Extension of Provisional Measures

Pursuant to section 735(a)(2)(A) of the Act, and 19 CFR 351.210(b)(2), on November 23, 1999, respondents in this investigation (*i.e.*, Yantai North Andre Juice Co. Ltd. (“North Andre”), Shaanxi Haisheng Fresh Fruit Juice Co., Ltd. (“Haisheng”), Sanmenxia Lakeside Fruit Juice Co., Ltd (“Lakeside”), Shandong Zhonglu Juice Group Co. (“Zhonglu”), Yantai Oriental Juice Co. (“Oriental”), Qingdao Nannan Foods Co., Ltd. (“Nannan”), Xianyang Fuan Juice Co. (“Fuan”), Xian Asia Qin Fruit Co., Ltd. (“Asia Fruit”), Shaanxi Machinery & Equipment Import & Export Corporation (“SAAME”), Changsha Industrial Products & Minerals Import & Export Corporation (“Changsha”), and Shandong Foodstuffs Import & Export Corporation (“Shandong Foodstuffs”)) requested that the Department postpone

its final determination 135 days from the date of the publication of the preliminary determination in the **Federal Register**. In accordance with 19 CFR 351.210, because: (1) Our preliminary determination is affirmative; (2) the requesting exporters account for a significant proportion of exports of the subject merchandise; and (3) no compelling reasons for denial exist, we are granting the respondents’ request and are postponing the final determination until no later than 135 days after the publication of this notice in the **Federal Register** (*i.e.*, until April 6, 2000). In addition, pursuant to 19 CFR 351.210(e)(2), respondents agreed to an extension of provisional measures from a 4-month period to not more than 6 months. Suspension of liquidation will be extended accordingly.

Amended Preliminary Determination of Sales at Less Than Fair Value

On November 24, 1999, the respondents alleged that in the preliminary determination the Department made certain ministerial errors in the calculation of SG&A and overhead ratios for all respondents, in the ocean freight value applied for Lakeside, and in the affirmative finding of critical circumstances for non-investigated companies. The petitioners did not allege any ministerial errors.

The Department has reviewed its preliminary calculations for all respondents and agrees that it made certain ministerial errors within the meaning of 19 CFR 351.224(f) (*see Ministerial Error Allegations for Preliminary Determination* memorandum to Richard W. Moreland, Deputy Assistant Secretary, Import Administration, Group I, dated the same day as this notice, on file in room B–099 of the Department’s headquarters). A significant ministerial error is defined as a correction which, singly or in combination with other errors, (1) would result in a change of at least five absolute percentage points in, but not less than 25 percent of, the weighted average dumping margin calculated in the original (erroneous) preliminary determination; or (2) would result in a difference between a weighted-average dumping margin of zero or *de minimis* and a weighted-average dumping margin of greater than *de minimis* or vice versa, as defined by 19 CFR 351.224(g). Because the change in Lakeside’s margin meets the first alternative of this standard, the Department finds the ministerial errors only with respect to Lakeside to be significant. Therefore, the Department is amending its preliminary determination

with respect to Lakeside in accordance with 19 CFR 351.224(e).

As a result of the correction of the significant ministerial errors, the Department has determined that the following weighted-average dumping margins apply for the PRC:

Exporter/manufacture	Weighted average margin percentage
Yantai North Andre Juice Co., Ltd	0.00
Shaanxi Haisheng Fresh Fruit Juice Co., Ltd	18.58
Sanmenxia Lakeside Fruit Juice Co., Ltd	29.89
Shandong Zhonglu Co., Ltd	9.85
Yantai Oriental Juice Co., Ltd	14.97
Qingdao Nannan Foods Co., Ltd	44.24
Shaanxi Machinery & Equipment Import & Export Corp	35.29
Xian Asia Qin Fruit Co., Ltd	28.71
Xian Yang Fuan Juice Co., Ltd	28.71
Changsha Industrial Products & Minerals Import and Export Co., Ltd	28.71
Shandong Foodstuffs Import and Export Corporation	28.71
PRC-wide rate	54.55

ITC Notification

In accordance with section 733(f) of the Act, the Department has notified the ITC of this amended preliminary determination. If the final determination is affirmative, the ITC will determine whether imports of the merchandise under investigation are materially injuring, or threaten material injury to, the U.S. industry before the later of 120 days after the date of the preliminary determination or 45 days after the final determination.

Public Comment

For this investigation, case briefs must be submitted no later than March 9, 2000. Rebuttal briefs must be filed no later than March 14, 2000. A list of authorities used, a table of contents, and an executive summary of issues should accompany any briefs submitted to the Department. Executive summaries should be limited to five pages total, including footnotes.

Section 774 of the Act provides that the Department will hold a hearing to afford interested parties an opportunity to comment on arguments raised in case or rebuttal briefs, provided that such a hearing is requested by any interested party. If a hearing is requested, it will be held at 9:00 AM on March 17, 2000, at the Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230. Parties should

confirm by telephone the time, date, and place of the hearing 48 hours before the scheduled time.

The Department is publishing this notice of postponement of the final determination, extension of provisional measures and amendment to the preliminary determination pursuant to sections 735(a)(2) and 733(d) of the Act and 19 CFR 351.210(g) and 351.224(e).

Dated: December 17, 1999.

Robert S. LaRussa,

Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[I.D. 121799C]

Notice of Intent to Prepare an Environmental Impact Statement Regarding Proposed Issuance of an Incidental Take Permit to J. L. Storedahl & Sons, Inc. for Gravel Extraction and Processing and Habitat Enhancement Activities in Clark County, Washington.

AGENCIES: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce; Fish and Wildlife Service (FWS), Interior.

ACTION: Notice of Intent to prepare an Environmental Impact Statement.

SUMMARY: Pursuant to the National Environmental Policy Act of 1969, as amended (NEPA), NMFS and FWS (collectively, the Services) intend to prepare an Environmental Impact Statement (EIS) regarding the proposed issuance of an incidental take permit (Permit) by the Services to J. L. Storedahl & Sons, Inc. (Storedahl) for their gravel extraction and processing and habitat enhancement activities on a portion of Storedahl's fee-owned lands in Clark County, Washington.

The proposed Permit would authorize take of federally listed threatened and endangered species in accordance with the Endangered Species Act of 1973, as amended (ESA), and other species should they become listed in the future. Storedahl intends to request a Permit that includes the following species:

Listed as threatened: Lower Columbia River Evolutionarily Significant Unit (ESU) of steelhead (*Oncorhynchus*

mykiss), Lower Columbia River (LCR) ESU of chinook salmon (*Oncorhynchus tshawytscha*), Columbia River ESU of chum salmon (*Oncorhynchus keta*), bull trout (*Salvelinus confluentus*).

Proposed as threatened: Southwestern Washington/Columbia River DPS of coastal cutthroat trout (*Oncorhynchus clarki clarki*).

Candidate species: LCR ESU of coho salmon (*Oncorhynchus kisutch*), Oregon spotted frog (*Rana pretiosa*).

Species of concern: Pacific lamprey (*Lampetra tridentata*), river lamprey (*Lampetra ayresii*).

As required by the ESA, Storedahl is preparing a Habitat Conservation Plan (Plan). The Services are furnishing this notice to advise other agencies and the public of our intentions and to announce the initiation of a 30-day scoping period during which other agencies and the public are invited to provide written comments on the scope of issues and potential alternatives to be included in the EIS.

DATES: Written comments on this proposed action and the environmental review must be received at the appropriate address (See **ADDRESSES**) from interested parties no later than 5:00pm Pacific standard time on January 26, 2000.

ADDRESSES: Written comments should be sent to Tim Romanski, FWS, 510 Desmond Drive SE, Suite 102, Lacey, Washington 98503; or Sam Brenkman, NMFS, 510 Desmond Drive SE, Suite 103, Lacey, Washington 98503. Comments will not be accepted if submitted via e-mail or the internet.

FOR FURTHER INFORMATION CONTACT: Tim Romanski, FWS, telephone (360) 753-5823, e-mail Tim_Romanski@mail.fws.gov; or Sam Brenkman, NMFS, telephone (360) 534-9338, e-mail Sam.Brenkman@noaa.gov.

SUPPLEMENTARY INFORMATION: Section 9 of the ESA and Federal regulations prohibit "take" of species that are listed as endangered or threatened. The term "take" is defined under the ESA to mean to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, collect, or to attempt to engage in any such conduct. Harm is defined by FWS to include significant habitat modification or degradation where it actually kills or injures fish or wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, sheltering, spawning, rearing and migrating. Harm is defined by NMFS as significant habitat modification or degradation where it actually kills or injures fish or wildlife by significantly impairing essential behavioral patterns, including

breeding, spawning, rearing, feeding, and sheltering.

The Services may issue permits, under limited circumstances, to take listed species incidental to, and not the purpose of, otherwise lawful activities. FWS regulations governing permits for endangered species are found in 50 CFR 17.22, and regulations governing permits for threatened species are found in 50 CFR 17.32. NMFS regulations governing permits for threatened and endangered species are found in 50 CFR 222.307.

Background

Storedahl owns and manages approximately 300 acres of land in rural Clark County, Washington adjacent to the lower reaches of the East Fork Lewis River. The property is located approximately 4 miles southeast of La Center, and approximately 1 mile downstream of Clark County's Daybreak Park at 27140 NE 61st Avenue, Battle Ground, Washington. Storedahl proposes to mine and process aggregate on this land in accordance with a variety of conservation measures as specified in the Plan.

Some of Storedahl's management activities have the potential to impact species subject to protection under the ESA. Section 10(a)(2)(B) of the ESA contains provisions for the issuance of incidental take permits to non-Federal landowners for the take of endangered and threatened species, provided the take is incidental to otherwise lawful activities and will not appreciably reduce the likelihood of the survival and recovery of the species in the wild. An applicant for a Permit under section 10 of the ESA must prepare and submit to the Services for approval a Plan containing a strategy for minimizing and mitigating the impacts of take on listed species associated with the proposed activities to the maximum extent practicable. The applicant must also ensure that adequate funding for the Plan will be provided.

Storedahl initiated discussions with the Services regarding the development of a Plan and attaining a Permit for their activities. Activities proposed for Permit coverage include extraction of sand and gravel; transportation of sand and gravel to a processing area; processing of sand and gravel; all discharges regulated under a National Pollutant Discharge Elimination System permit; construction and maintenance activities; site preparation; tree planting and fertilization; and stream and riparian restoration, rehabilitation and enhancement. The Plan and Permit would also cover certain monitoring activities and related adaptive