

Ammonium Nitrate from Ukraine (Investigation No. 731-TA-894 (Final)).

Issued: August 29, 2001.

By order of the Commission.

Donna R. Koehnke,
Secretary.

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INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 701-TA-409-412
(Final) and 731-TA-909-912 (Final)]

Low Enriched Uranium From France, Germany, the Netherlands, and the United Kingdom

AGENCY: United States International
Trade Commission.

ACTION: Scheduling of the final phase of
countervailing duty and antidumping
investigations.

SUMMARY: The Commission hereby gives
notice of the scheduling of the final
phase of countervailing duty
investigations Nos. 701-TA-409-412
(Final) under section 705(b) of the Tariff
Act of 1930 (19 U.S.C. 1671d(b)) (the
Act) and the final phase of antidumping
investigations Nos. 731-TA-909-912
(Final) under section 735(b) of the Act
(19 U.S.C. 1673d(b)) 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 subsidized and less-than-fair-
value imports from France, Germany,
the Netherlands, and the United
Kingdom of low enriched uranium.¹

¹ For purposes of these investigations, the
Department of Commerce has defined the subject
merchandise as low enriched uranium (LEU). LEU
is enriched uranium hexafluoride (UF₆) with a U²³⁵
product assay of less than 20 percent that has not
been converted into another chemical form, such as
UO₂, or fabricated into nuclear fuel assemblies,
regardless of the means by which the LEU is
produced (including LEU produced through the
down-blending of highly enriched uranium).

Certain merchandise is outside the scope of these
investigations. Specifically, these investigations do
not cover enriched uranium hexafluoride with a
U²³⁵ assay of 20 percent or greater, also known as
highly enriched uranium. In addition, fabricated
LEU is not covered by the scope of these
investigations. For purposes of these investigations,
fabricated uranium is defined as enriched uranium
dioxide (UO₂), whether or not contained in nuclear
fuel rods or assemblies. Natural uranium
concentrates (U₃O₈) with a U²³⁵ concentration of no
greater than 0.711 percent and natural uranium
concentrates converted into uranium hexafluoride
with a U²³⁵ concentration of no greater than 0.711
percent are not covered by the scope of these
investigations.

The merchandise subject to these investigations
is reported under Harmonized Tariff Schedule of
the United States (HTSUS) statistical reporting

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: July 13, 2001.

FOR FURTHER INFORMATION CONTACT: Fred
Fischer (phone: 202-205-3179; e-mail:
ffischer@usitc.gov), 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>). The public record for
these investigations may be viewed on
the Commission's electronic docket
(EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

SUPPLEMENTARY INFORMATION:

Background.—The final phase of
these investigations is being scheduled
as a result of affirmative preliminary
determinations by the Department of
Commerce that certain benefits which
constitute subsidies within the meaning
of section 703 of the Act (19 U.S.C.
1671b) are being provided to
manufacturers, producers, or exporters
in France, Germany, the Netherlands,
and the United Kingdom of LEU, and
that such products 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
investigations were requested in a
petition filed on December 7, 2000, by
USEC, Inc. and its wholly-owned
subsidiary the United States Enrichment
Corp., Bethesda, MD.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

number 2844.20.0020. Subject merchandise may
also be reported under statistical reporting numbers
2844.20.0030, 2844.20.0050, and 2844.40.00.
Although the HTSUS statistical reporting numbers
are provided for convenience and customs
purposes, the written description of the
merchandise is dispositive.

² On December 26, 2000, the petition was
amended to add as petitioners the Paper, Allied-
Industrial, Chemical and Energy Workers
International Union, AFL-CIO, CLC.

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
§ 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
§ 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 November 14,
2001, 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 November 28, 2001, 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 November 19,
2001. 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 November 21, 2001, at the U.S.
International Trade Commission
Building. Oral testimony and written
materials to be submitted at the public
hearing are governed by §§ 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 § 207.23 of the Commission's rules; the deadline for filing is November 21, 2001. Parties may also file written testimony in connection with their presentation at the hearing, as provided in § 207.24 of the Commission's rules, and posthearing briefs, which must conform with the provisions of § 207.25 of the Commission's rules. The deadline for filing posthearing briefs is December 5, 2001; 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 December 5, 2001. On December 24, 2001, 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 December 27, 2001, but such final comments must not contain new factual information and must otherwise comply with § 207.30 of the Commission's rules. All written submissions must conform with the provisions of § 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of §§ 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 §§ 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 § 207.21 of the Commission's rules.

Issued: August 29, 2001.

By order of the Commission.

Donna R. Koehnke,
Secretary.

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INTERNATIONAL TRADE COMMISSION

[Investigation No. TA-201-73]

Steel

AGENCY: United States International Trade Commission.

ACTION: Scheduling of public hearing in Merrillville, Indiana.

SUMMARY: The Commission hereby gives notice of the scheduling of a public hearing in Merrillville, Indiana, in connection with investigation No. TA-201-73, Steel, under section 202(b) of the Trade Act of 1974 ("Trade Act") (19 U.S.C. 2252(b)). The hearing will be held at the Radisson Hotel at Star Plaza (800 East 81st Avenue, Merrillville, Indiana 46410) on Friday, October 5, 2001, beginning at 9:00 a.m.

For further information concerning the conduct of this investigation, 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 206, subparts A and B (19 CFR part 206).

EFFECTIVE DATE: August 28, 2001.

FOR FURTHER INFORMATION CONTACT: Vera Libeau (202-205-3176), 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 hearing should contact the Office of the Secretary at 202-205-2000. Media should contact Peg O'Laughlin (202-205-1819), Office of External Relations. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

SUPPLEMENTARY INFORMATION:

Background.—Following receipt of a request from the United States Trade Representative on June 22, 2001, the Commission instituted investigation No. TA-201-73 to determine whether certain steel products¹ are being imported into the United States in such increased quantities as to be a

substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article.²

Hearings.—As noted in its notice of institution (July 3, 2001, 66 FR 35,267), the Commission will hold hearings in connection with this investigation beginning the week of September 17, 2001, at the U.S. International Trade Commission Building. The Commission intends to publish a notice by September 5, 2001, announcing the schedule of the Washington, DC hearings. In addition, the Commission has determined that it will hold an additional hearing on October 5, 2001, at the Radisson Hotel at Star Plaza (800 East 81st Avenue, Merrillville, Indiana 46410), beginning at 9:00 a.m. Requests to appear at this additional hearing and the names of witnesses should be filed in writing with the Secretary to the Commission, 500 E Street, SW., Washington, DC 20436, no later than 5:15 p.m., September 21, 2001. Persons testifying at the October 5th hearing are encouraged to file written statements before the hearing; the deadline for filing such statements (original and 14 copies) is October 1, 2001. If statements are submitted at the hearing, please provide at least 50 copies.

The purpose of the October 5th hearing is to receive testimony directly from persons who did not participate in the Washington, DC hearings and who have first-hand knowledge of certain issues as set forth below. The Commission requests that witnesses direct their presentations to the following issues: (1) The state of the domestic steel industry or industries (e.g., employment levels, including unemployment or underemployment; worker training; level of commercial activity at productive facilities); (2) the influence of imports or other factors on the state of the domestic steel industry or industries; (3) the conditions of competition (e.g., the business cycle, domestic demand); and (4) the similarities and differences between and among specific steel products with regard to physical characteristics, uses, manufacturing process, channels of distribution, and substitutability. Requests to appear at the hearing should identify the above-listed categories and the products to be addressed and the amount of time requested. After

² On July 26, 2001, the Commission received a resolution from the Committee on Finance of the United States Senate for an investigation of the same scope. Pursuant to section 603 of the Trade Act, the Commission consolidated the investigation requested by the Committee with the ongoing investigation.

¹ The June 22, 2001, request letter from the United States Trade Representative and the accompanying annexes listing the covered products by HTS categories are on the Commission's website (<http://www.usitc.gov>).