

subzone status for the silicone manufacturing facilities of Dow Corning Corporation (Dow Corning), located in Carrollton, Elizabethtown and Shepherdsville, Kentucky. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a–81u), and the regulations of the Board (15 CFR part 400). It was formally filed on May 1, 2009.

The Dow Corning facilities (860 employees, 385,000 metric ton capacity) consist of four sites on 768 acres in Kentucky: *Site 1* (650 acres) is located at 4770 US Highway 42 East, Carrollton, Carroll County; *Site 2* (88 acres) is located at 760 Hodgenville Road, Elizabethtown, Hardin County; *Site 3* (9 acres) is located at 907 Peterson Drive, Elizabethtown, Hardin County; and *Site 4* (21 acres) is located at 270 Omega Parkway, Suite 200, Shepherdsville, Bullitt County. The facilities are used for the manufacturing and warehousing of silanes, siloxane and silicones, primarily silicone fluids and sealants. Components and materials sourced from abroad (representing 30–35% of the value of the finished product) include: Silicon metal, methanol, silica fillers, cuprous chloride powder, methyl chloride, derivatives containing only sulfo groups, surface active agents, catalysts, organofunctional silanes and blends, acrylic polymers, polyacetal copolymers, silicone polymers, methyl cellulose, hydrocarbons, fillers, silicates, alcohol, ketones, esters, sulfuric acid esters, acyclic amides, organo-sulfur compounds, caulking compounds, prepared binders, and silicone polymers (duty rate ranges from duty-free to 7%). The application indicates that any inputs that fall under HTSUS Headings 3204, 3206 and 3212 of the HTSUS will be admitted to the subzone in privileged foreign (PF) status (19 CFR 146.41). In addition, it is noted that Section 400.33 of the Board's regulations requires that any inputs subject to antidumping or countervailing duties, such as silicon metal, be admitted to the subzone in PF status.

FTZ procedures could exempt Dow Corning from customs duty payments on the foreign components used in export production. The company anticipates that some 20 percent of the plant's shipments will be exported. On its domestic sales, Dow Corning would be able to choose the duty rates during customs entry procedures that apply to the finished silicone products (duty rate ranges from duty-free to 6.5%) for the foreign inputs noted above. FTZ designation would further allow Dow Corning to realize logistical benefits

through the use of weekly customs entry procedures. Customs duties also could possibly be deferred or reduced on foreign status production equipment. The request indicates that the savings from FTZ procedures would help improve the plant's international competitiveness.

In accordance with the Board's regulations, Elizabeth Whiteman of the FTZ Staff is designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is July 7, 2009. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to July 22, 2009.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW., Washington, DC 20230–0002, and in the "Reading Room" section of the Board's Web site, which is accessible via www.trade.gov/ftz.

For further information, contact Elizabeth Whiteman at Elizabeth_Whiteman@ita.doc.gov or (202) 482–0473.

Dated: May 1, 2009.

Andrew McGilvray,
Executive Secretary.

[FR Doc. E9–10814 Filed 5–7–09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1617]

Approval for Expanded Manufacturing Authority; Foreign-Trade Subzone 222A; Hyundai Motor Manufacturing Alabama, LLC (Motor Vehicles and Engines); Montgomery, AL

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Montgomery Area Chamber of Commerce, grantee of Foreign-Trade Zone 222, has requested authority on behalf of Hyundai Motor Manufacturing Alabama, LLC (HMMA), to expand the scope of manufacturing authority (additional engine capacity) conducted under zone procedures

within Subzone 222A at the HMMA facility in Montgomery, Alabama (FTZ Docket 34–2008, filed 5–21–2008);

Whereas, notice inviting public comment has been given in the **Federal Register** (73 FR 31432, 6–2–2008) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

Whereas, the Board adopts the findings and recommendation of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations are satisfied, and that the proposal is in the public interest;

Now, therefore, the Board hereby orders:

The application to expand the scope of manufacturing authority under zone procedures within Subzone 222A, as described in the application and **Federal Register** notice, is approved, subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 24th day of April 2009.

Ronald K. Lorentzen,

Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.

Attest:

Andrew McGilvray,
Executive Secretary.

[FR Doc. E9–10779 Filed 5–7–09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1613]

Designation of New Grantee Foreign-Trade Zone 57, Charlotte, North Carolina Area Resolution and Order

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), and the Foreign-Trade Zones Board Regulations (15 CFR Part 400), the Foreign-Trade Zones Board (the Board) adopts the following Order:

The Foreign-Trade Zones (FTZ) Board (the Board) has considered the application (filed 07/23/2008) submitted by the North Carolina Department of Commerce (NCDOC), grantee of FTZ 57, Charlotte, North Carolina, requesting reissuance of the grant of authority for said zone to the Charlotte Regional Partnership, Inc. (CRP), a non-profit organization, which has accepted such reissuance subject to approval by the FTZ Board. Upon review, the Board finds that the requirements of the FTZ Act and the Board's regulations are satisfied, and that the proposal is in the public interest.

Therefore, the Board approves the application and recognizes the Charlotte

Regional Partnership, Inc. (CRP) as the new grantee of Foreign Trade Zone 57, subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 24th day of April 2009.

Ronald K. Lorentzen,

Acting Assistant Secretary of Commerce for Import Administration Alternate Chairman, Foreign-Trade Zones Board.

[FR Doc. E9-10800 Filed 5-7-09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1612]

Grant of Authority for Subzone Status; STIHL Incorporated (Outdoor Power Products Manufacturing); Virginia Beach, VA

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Foreign-Trade Zones Act provides for “* * * the establishment * * * of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes,” and authorizes the Foreign-Trade Zones Board to grant qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

Whereas, the Board's regulations (15 CFR Part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

Whereas, the Virginia Port Authority, grantee of Foreign-Trade Zone 20, has made application to the Board for authority to establish a special-purpose subzone at the outdoor power products manufacturing and distribution facilities of STIHL Incorporated, located in Virginia Beach, Virginia (FTZ Docket 56-2008, filed 10/3/08);

Whereas, notice inviting public comment was given in the **Federal Register** (73 FR 60677-60678, 10/14/08); and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds the requirements of the FTZ Act and the Board's regulations are satisfied, and that approval of the application is in the public interest;

Now, therefore, the Board hereby grants authority for subzone status for activity related to outdoor power product manufacturing at the facilities of STIHL Incorporated, located in Virginia Beach, Virginia (Subzone 20E), as described in the application and **Federal Register** notice, and subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 24th day of April 2009.

Ronald K. Lorentzen,

Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.

Attest:

Andrew McGilvray,

Executive Secretary.

[FR Doc. E9-10805 Filed 5-7-09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1610]

Grant of Authority for Subzone Status; Marinette Marine Corporation (Shipbuilding); Marinette, WI

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Foreign-Trade Zones Act provides for “* * * the establishment * * * of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes,” and authorizes the Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

Whereas, the Board's regulations (15 CFR Part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

Whereas, Brown County, Wisconsin, grantee of FTZ 167, has made application for authority to establish special-purpose subzone status at the shipbuilding facility of Marinette Marine Corporation (MMC), located in Marinette, Wisconsin (FTZ Docket 33-2008, filed 5-12-2008);

Whereas, notice inviting public comment was given in the **Federal Register** (73 FR 28430, 5-16-2008); and,

Whereas, the Board adopts the findings and recommendations of the

examiner's report, and finds that the requirements of the FTZ Act and Board's regulations would be satisfied, and that approval of the application would be in the public interest if approval were given subject to the standard shipyard restriction on foreign steel mill products;

Now, therefore, the Board hereby grants authority for subzone status for activity related to shipbuilding and repair at the shipyard of Marinette Marine Corporation in Marinette, Wisconsin (Subzone 167D), at the location described in the application, subject to the FTZ Act and the Board's regulations, including Section 400.28, and subject to the following special conditions:

1. Any foreign steel mill product admitted to the subzone, including plate, angles, shapes, channels, rolled steel stock, bars, pipes and tubes, not incorporated into merchandise otherwise classified, and which is used in manufacturing, shall be subject to customs duties in accordance with applicable law, unless the Executive Secretary determines that the same item is not then being produced by a domestic steel mill.

2. MMC shall meet its obligation under 15 CFR 400.28(a)(3) by annually advising the Board's Executive Secretary as to significant new contracts with appropriate information concerning foreign purchases otherwise dutiable, so that the Board may consider whether any foreign dutiable items are being imported for manufacturing in the zone primarily because of FTZ procedures and whether the Board should consider requiring customs duties to be paid on such items.

Signed at Washington, DC, this 24th day of April 2009.

Ronald K. Lorentzen,

Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.

Attest:

Andrew McGilvray,

Executive Secretary.

[FR Doc. E9-10811 Filed 5-7-09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1616]

Reorganization/Expansion of Foreign-Trade Zone 202; Los Angeles, CA, Area

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Board of Harbor Commissioners of the City of Los Angeles, grantee of Foreign-Trade Zone 202, submitted an application to the