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**David M. Capozzi,**  
Executive Director.

[FR Doc. E9-29992 Filed 12-16-09; 8:45 am]

BILLING CODE 8150-01-P

## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### Limitation of Duty-free Imports of Apparel Articles Assembled in Haiti under the Haitian Hemispheric Opportunity Through Partnership for Encouragement Act (HOPE)

December 14, 2009.

**AGENCY:** Committee for the Implementation of Textile Agreements (CITA).

**ACTION:** Notification of Annual Quantitative Limit on Certain Apparel under HOPE.

**EFFECTIVE DATE:** December 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Maria Dybczak, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482-3651.

#### SUPPLEMENTARY INFORMATION:

**Authority:** The Caribbean Basin Recovery Act ("CBERA"), as amended by the Haitian Hemispheric Opportunity Through Partnership for Encouragement Act of 2006 (collectively, "HOPE"), Title V of the Tax Relief and Health Care Act of 2006 and the Food, Conservation, and Energy Act of 2008 ("HOPE II"); and Presidential Proclamation No. 8114, 72 Fed. Reg. 13655, 13659 (March 22, 2007) ("Proclamation").

HOPE provides for duty-free treatment for certain apparel articles imported directly from Haiti. Section 213A (b)(1)(B) of HOPE outlines the requirements for certain apparel articles to qualify for duty-free treatment under a "value-added" program. In order to qualify for duty-free treatment, apparel articles must be wholly assembled, or knit-to-shape, in Haiti from any combination of fabrics, fabric components, components knit-to-shape,

and yarns, as long as the sum of the cost or value of materials produced in Haiti or one or more countries, as described in HOPE, or any combination thereof, plus the direct costs of processing operations performed in Haiti or one or more countries, as described in HOPE, or any combination thereof, is not less than an applicable percentage of the declared customs value of such apparel articles. For the period December 20, 2009 through December 19, 2010, the applicable percentage is 55 percent.

For every twelve month period following the effective date of HOPE, duty-free treatment under the value-added program is subject to a quantitative limitation. HOPE provides that the quantitative limitation will be recalculated for each subsequent 12-month period. Section 213A (b)(1)(C) of HOPE, as amended by HOPE II, requires that, for the twelve-month period beginning on December 20, 2009, the quantitative limitation for qualifying apparel imported from Haiti under the value-added program will be an amount equivalent to 1.25 percent of the aggregate square meter equivalent of all apparel articles imported into the United States in the most recent 12-month period for which data are available.

For purposes of this notice, the most recent 12-month period for which data are available as of December 20, 2009 is the 12-month period ending on October 31, 2009. Therefore, for the one-year period beginning on December 20, 2009 and extending through December 19, 2010, the quantity of imports eligible for preferential treatment under the value-added program is 284,904,116 square meters equivalent. Apparel articles entered in excess of these quantities will be subject to otherwise applicable tariffs.

These quantities are calculated using the aggregate square meters equivalent of all apparel articles imported into the United States, derived from the set of Harmonized System lines listed in the Annex to the World Trade Organization Agreement on Textiles and Clothing ("ATC"), and the conversion factors for units of measure into square meter equivalents used by the United States in implementing the ATC.

**Kimberly Glas,**

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. E9-30142 Filed 12-15-09; 4:15 pm]

BILLING CODE 3510-DS

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-904]

### Certain Activated Carbon from the People's Republic of China: Amended Final Results of Antidumping Duty Administrative Review

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

**EFFECTIVE DATE:** December 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Robert Palmer, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-9068.

#### SUPPLEMENTARY INFORMATION:

#### ADDMENDMENT TO THE FINAL RESULTS:

In accordance with sections 751(h) and 777(i)(1) of the Tariff Act of 1930, as amended, ("Act"), on November 10, 2009, the Department of Commerce ("Department") published<sup>1</sup> the final results of the administrative review of the antidumping duty order on certain activated carbon from the People's Republic of China ("PRC") covering the period October 11, 2006, through March 31, 2008. *See First Administrative Review of Certain Activated Carbon from the People's Republic of China: Final Results of Antidumping Duty Administrative Review*, 74 FR 57995 (November 10, 2009) ("Final Results").

On November 12, 2009, Petitioner Norit Americas, voluntary respondent Ningxia Guanghua Activated Carbon Co., Ltd. ("Cherishmet"),<sup>2</sup> mandatory respondent Jacobi,<sup>3</sup> importer Albemarle,<sup>4</sup> and separate rate company Hebei Foreign Trade & Advertising Corp. ("Hebei Foreign") filed timely ministerial allegations pursuant to 19 CFR 351.224(c)(1) that the Department made various ministerial errors in the *Final Results* and requested, pursuant to 19 CFR 351.224, that the Department correct the alleged ministerial errors in the *Final Results* and the "Administrative Review of Certain

<sup>1</sup> The Department publicly announced the final results on November 3, 2009.

<sup>2</sup> Consisting of Ningxia Guanghua Cherishmet Activated Carbon Co., Ltd. ("GHC"), Beijing Pacific Activated Carbon Products Co., Ltd. ("Beijing Pacific"), and Cherishmet Inc.

<sup>3</sup> Consisting of Jacobi Carbons AB, Tianjin Jacobi International Trading Co., Ltd., and Jacobi Carbons, Inc.

<sup>4</sup> Consisting of Albemarle Sorbent Technologies Corp. and Albemarle Corporation.

Activated Carbon from the People's Republic of China: Issues and Decisions Memorandum for the Final Results," dated November 10, 2009 ("*Decision Memo*"). On November 17, 2009, Petitioners<sup>5</sup> filed timely rebuttal comments with respect to certain ministerial errors alleged by Cherishmet and Hebei Foreign. No other party in this proceeding submitted ministerial error comments or rebuttals on the Department's *Final Results*.

A ministerial error is defined as "an error in addition, subtraction, or other arithmetic function, clerical error resulting from inaccurate copying, duplication, or the like, and any other type of unintentional error which the {Secretary} considers ministerial." See section 751(h) of the Act; see also 19 CFR 351.224(f).

After analyzing all interested party comments and rebuttals, we have determined, in accordance with section 751(h) of the Act and 19 CFR 351.224(e), that we made certain ministerial errors

in the *Final Results*. With regard to Jacobi, Calgon Carbon (Tianjin) Co., Ltd. ("CCT"), and Cherishmet, we transposed digits in the surrogate value for bituminous coal used in valuing coking coal. With regard to Cherishmet, the Department made ministerial errors pertaining to the calculation of international freight and copying of surrogate values. For a detailed discussion of these ministerial errors, as well as the Department's analysis of these errors and other allegations raised, see Memorandum to James C. Doyle, Director, Office 9, through Catherine Bertrand, Program Manager, Office 9, from Robert Palmer, Case Analyst, Office 9: Certain Activated Carbon From the People's Republic of China: Allegation of Ministerial Errors in the Final Results of the First Administrative Review, (December 3, 2009) ("Ministerial Error Memo").

Additionally, in the *Final Results*, we determined that several companies qualified for a separate rate. See *Final*

*Results*, 74 FR at 57998. The separate rate was based on the calculated margins for CCT and Jacobi, the two mandatory respondents in this review. The margins for CCT and Jacobi changed following the correction of the ministerial errors and subsequent revisions made to the *Final Results*. Accordingly, the Department revised the calculated all others rate for the companies that qualified for a separate rate. We note that the errors did not affect the PRC-wide entity rate, and thus that rate will not be revised. Additionally, the margin for Cherishmet, the voluntary respondent, changed following the revisions made to the *Final Results*.

Therefore, in accordance with section 751(h) of the Act, we are amending the *Final Results* in the antidumping duty administrative review of certain activated carbon from the PRC.

After correcting these ministerial errors, the final weight-averaged dumping margins results are as follows:

#### CERTAIN ACTIVATED CARBON FROM THE PEOPLE'S REPUBLIC OF CHINA

Manufacturer/Exporter	Weighted Average Margin (Percent)
Calgon Carbon (Tianjin) Co., Ltd. ....	14.51 %
Jacobi Carbons AB <sup>6</sup> .....	18.19 %
Ningxia Guanghua Cherishmet Activated Carbon Co., Ltd. <sup>7</sup> .....	16.84 %
Datong Municipal Yunguang Activated Carbon Co., Ltd. ....	16.35 %
Ningxia Huahui Activated Carbon Co., Ltd. ....	16.35 %
Ningxia Lingzhou Foreign Trade Co., Ltd. ....	16.35 %
Tangshan Solid Carbon Co., Ltd. ....	16.35 %
Tianjin Maijin Industries Co., Ltd. ....	16.35 %
PRC-Wide Rate <sup>8</sup> .....	228.11 %

<sup>6</sup> Consisting of Jacobi Carbons AB, Tianjin Jacobi International Trading Co., Ltd. and Jacobi Carbons, Inc.

<sup>7</sup> Ningxia Guanghua Cherishment Activated Carbon Co., Ltd. and the following companies have been determined to be a single entity: Beijing Pacific Activated Carbon Products Co., Ltd., Ningxia Guanghua Activated Carbon Company, and Company A. Thus, the calculated margin applies to the single entity.

<sup>8</sup> The PRC-Wide entity includes Hebei Foreign Trade Advertisement Company, Ningxia Mineral & Chemical Limited, Jilin Bright Future Chemicals Company, Ltd. and its affiliate, Jilin Province Bright Future Industry and Commerce Co., Ltd.

#### Assessment Rate

The Department will determine, and U.S. Customs and Border Protection ("CBP") shall assess, antidumping duties on all appropriate entries based on the amended final results. For details on the assessment of antidumping duties on all appropriate entries, see *Final Results*. The Department intends to issue appropriate assessment instructions directly to CBP 15 days after the date of publication of the amended final results of the administrative review.

#### Cash Deposit Requirements

The following deposit rates will be effective retroactively on any entries made on or after November 10, 2009, the

date of publication of the *Final Results*, for all shipments of certain activated carbon from the PRC entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(2)(C) of the Act: (1) For the exporters listed above, the cash deposit rate will be established in these amended final results of review (except, if the rate is zero or *de minimis*, i.e., less than 0.5 percent, a zero cash deposit rate will be required for that company); (2) for previously investigated or reviewed PRC and non-PRC exporters not listed above that have separate rates, the cash deposit rate will continue to be the exporter-specific rate published for the most recent period; (3) for all PRC

exporters of subject merchandise which have not been found to be entitled to a separate rate, the cash deposit rate will be the PRC-wide rate of 228.11 percent; and (4) for all non-PRC exporters of the subject merchandise which have not received their own rate, the cash deposit rate will be at the rate applicable to the PRC exporters that supplied that non-PRC exporter. The deposit requirements, when imposed, shall remain in effect until further notice.

#### Notification of Interested Parties

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries

<sup>5</sup> Consisting of Calgon Carbon Corporation and Norit Americas.

during the review period. Pursuant to 19 CFR 351.402(f)(3), failure to comply with this requirement could result in the Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

This notice also serves as a reminder to parties subject to administrative protective order ("APO") of their responsibility concerning the disposition of proprietary information disclosed under APO as explained in the administrative protective order itself. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

We are issuing and publishing these results and notice in accordance with sections 751(a)(1), 751(h) and 777(i)(1) of the Act.

Dated: December 10, 2009.

**Carole A. Showers,**

*Acting Deputy Assistant Secretary for Import Administration.*

[FR Doc. E9-30052 Filed 12-16-09; 8:45 am]

BILLING CODE 3510-DS-S

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-916]

#### Laminated Woven Sacks from the People's Republic of China: Partial Rescission of Antidumping Duty Administrative Review

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

**EFFECTIVE DATE:** December 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Zev Primor or Shawn Higgins, AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, telephone: (202) 482-4114 or (202) 482-0679, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On August 7, 2008, the Department of Commerce (the "Department") published in the *Federal Register* the antidumping duty order on laminated woven sacks ("LWS") from the People's Republic of China ("PRC"). See *Notice of Antidumping Duty Order: Laminated Woven Sacks From the People's Republic of China*, 73 FR 45941 (August 7, 2008) ("LWS Order"). On August 3,

2009, the Department published a notice of opportunity to request an administrative review of the *LWS Order*. See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review*, 74 FR 38397 (August 3, 2009).

The Department received a timely request for an administrative review of the *LWS Order* from Zibo Aifudi Plastic Packaging Co., Ltd. ("Zibo Aifudi") and Changshu Xinsheng Bags Producing Company, Ltd. ("Changshu Xinsheng Bags") on August 26, 2009 and August 31, 2009, respectively, in accordance with section 751(a) of Tariff Act of 1930, as amended (the "Act"). On September 22, 2009, the Department published in the *Federal Register* a notice of the initiation of an administrative review of the *LWS Order*. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part*, 74 FR 48224 (September 22, 2009) ("Initiation Notice"). The review was initiated with respect to both companies and covers the period from January 31, 2008, through July 31, 2009. On November 6, 2009, Changshu Xinsheng Bags submitted to the Department a timely letter requesting a withdrawal from the ongoing administrative review.

#### Partial Rescission of Review

Pursuant to 19 CFR 351.213(d)(1), the Department will rescind an administrative review, in whole or in part, if the party that requested the review withdraws its request within 90 days of the date of publication of the notice of initiation of the requested review. Because Changshu Xinsheng Bags withdrew its request for an administrative review within 90 days of the date of publication of the notice of initiation, and no other interested party requested a review of this company, the Department is rescinding this review with respect to Changshu Xinsheng Bags, in accordance with 19 CFR 351.213(d)(1). The review will continue with respect to Zibo Aifudi which is identified in the *Initiation Notice*.

#### Assessment

The Department will instruct U.S. Customs and Border Protection ("CBP") to assess antidumping duties on all appropriate entries. Since the company for which this review has been rescinded does not have a separate rate at this time, the Department will issue assessment instructions for this company upon completion of the instant administrative review.

#### Notification to Importers

This notice serves as a final reminder to importers whose entries will be liquidated as a result of this rescission notice, of their responsibility under 19 CFR 351.402(f) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Secretary's assumption that reimbursement of antidumping duties occurred and subsequent assessment of double antidumping duties.

#### Notification Regarding Administrative Protective Orders ("APOs")

This notice also serves as a reminder to parties subject to APOs of their responsibility concerning the return or destruction of proprietary information disclosed under an APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

This notice is issued and published in accordance with section 777(i)(1) of the Act, and 19 CFR 351.213(d)(4).

Dated: December 11, 2009.

**John M. Andersen,**

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

[FR Doc. E9-30051 Filed 12-16-09; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-954, A-201-837]

#### Certain Magnesia Carbon Bricks from the People's Republic of China and Mexico: Postponement of Preliminary Determinations of Antidumping Duty Investigation

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

**EFFECTIVE DATE:** December 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Paul Walker (the People's Republic of China) or David Goldberger (Mexico), AD/CVD Operations, Offices 9 and 2, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230;