

Border Patrol Station, Pecos, TX.  
 Border Patrol Station, Fort Stockton, TX.  
 Border Patrol Station, Sanderson, TX.  
 Border Patrol Traffic Checkpoint, Marathon, TX.  
 Border Patrol Station, Alpine, TX.  
 Border Patrol Station, Marfa, TX.  
 Border Patrol Traffic Checkpoint, Marfa, TX.  
 Border Patrol Station, Presidio, TX.  
 Border Patrol Anti-Smuggling Unit Office, Marfa, TX.  
 Border Patrol Traffic Checkpoint, Alpine, TX.  
 Border Patrol Air Operations Facility, Marfa Airport, Marfa, TX.  
*Nonprofit Agency:* Professional Contract Services, Inc., Austin, Texas.

*Contracting Activity:* Immigration and Naturalization Service, DOJ.

*Service Type/Location:* Office Supply Store, Department of Treasury Annex, Office Supply Store, Washington, DC.

*Nonprofit Agency:* Winston-Salem Industries for the Blind, Winston-Salem, North Carolina.

*Contracting Activity:* Department of the Treasury.

#### Deletion

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities.

2. The action will result in authorizing small entities to furnish the service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the service proposed for deletion from the Procurement List.

The following commodities are proposed for deletion from the Procurement List:

#### Commodities

*Commodity/NSN:* Squeegee, Floor-Cleaning, 7920-00-530-5740, 7920-00-965-4873, 7920-00-224-8339.

**Sheryl D. Kennerly,**

*Director, Information Management.*

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BILLING CODE 6353-01-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-806]

#### Silicon Metal From the People's Republic of China (PRC): Initiation of Antidumping Duty New Shipper Review.

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

**SUMMARY:** The Department of Commerce (the Department) has received a timely request to conduct a new shipper review of the antidumping duty order on silicon metal from the People's Republic of China (PRC). In accordance with section 751(a)(2)(B) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.214(d), we find the request to meet all of the regulatory requirements, and are, therefore, initiating this new shipper review.

**DATES:** February 8, 2002.

#### FOR FURTHER INFORMATION CONTACT:

Christian Hughes or Maureen Flannery, AD/CVD Enforcement, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone: (202) 482-0648 or (202)482-3020, respectively.

#### The Applicable Statute and Regulations

Unless otherwise indicated, all citations to 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. In addition, unless otherwise indicated, all references to the Department's regulations are to 19 CFR Part 351 (2001).

#### Background

On December 31, 2001, the Department received a request from China Shanxi Province Lin Fen Prefecture Foreign Trade Import and Export Corp. (Lin Fen) for a new shipper review of the antidumping duty order on silicon metal from the PRC, in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214(c). This order has a June anniversary month; however, this request was made at the end of the semiannual anniversary month in accordance with section 351.214 (b)(2)(d)(2) of the regulations, and is therefore timely.

#### Initiation of Review

Pursuant to 19 CFR 351.214(b)(2)(i) and 19 CFR 351.214(b)(2)(iii)(A) and (B), Lin Fen's December 31, 2001 request for a review certified that Lin Fen and its

supplier had not exported the subject merchandise to the United States during the period of investigation (POI) and that they had not been affiliated with any company which exported subject merchandise to the United States during the POI. Pursuant to 19 CFR 351.214, Lin Fen and its supplier also certified that their export activities are not controlled by the central government of the PRC. We have determined that the certifications filed on December 31, 2001 are adequate under the Department's regulations. See "Memorandum to the File, Silicon Metal: Initiation of a New Shipper Review for China Shanxi Province Lin Fen Prefecture Foreign Trade Import and Export Corp." (Public Document)," dated January 31, 2002.

In addition, pursuant to 19 CFR 351.214(b)(2)(iv), Lin Fen's December 31, 2001 request contained documentation establishing: the date the subject merchandise was first shipped to the United States, the volume of that shipment, and the date of the first sale to an unaffiliated customer in the United States. Lin Fen also certified that it had no subsequent shipments to the United States in accordance with section 351.214(b)(2)(iv)(B).

Therefore, in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214(d), we are initiating a new shipper review of the antidumping duty order on silicon metal from the PRC.

It is the Department's usual practice in cases involving non-market economies to require that a company seeking eligibility for a separate rate from the country-wide rate provide *de jure* and *de facto* evidence of an absence of government control over the company's export activities in accordance with section 351.214(b)(iii)(B) of the Department's regulations. See Certain Preserved Mushrooms from the People's Republic of China: Initiation of New Shipper Antidumping Duty Review, 65 FR 17257 (March 31, 2000). Accordingly, we will issue a separate rates questionnaire to Lin Fen. If Lin Fen provides sufficient evidence that it is not subject to *de jure* or *de facto* government control with respect to its exports of silicon metal, this review will proceed. If, on the other hand, Lin Fen does not meet its burden to demonstrate its eligibility for a separate rate, then Lin Fen will be deemed to be affiliated with other companies that exported during the POI and that did not establish entitlement to a separate rate. This review will then be terminated due to failure of the exporter or producer to meet the requirements of section 751(a)(2)(B)(i)(II) of the Act and 19 CFR 351.214(b)(2)(iii)(B).

Pursuant to 19 CFR 351.214 (g)(1)(i)(B) of the Department's regulations, the POR for a new shipper review initiated in the month immediately following the semiannual anniversary month will be the six-month period immediately preceding the semiannual anniversary month. Therefore, the POR for this review is June 1, 2001 through November 30, 2001.

Concurrent with the publication of this initiation notice, and in accordance with 19 CFR 351.214(e), effective on the date of publication of this notice, we will instruct the U.S. Customs Service to allow, at the option of the importer, the posting of a bond or security in lieu of a cash deposit at the existing PRC-wide rate of 139.49 percent for each entry of the subject merchandise exported by the company named above, until the completion of the review.

Interested parties may submit applications for disclosure of business proprietary information under administrative protective order in accordance with 19 CFR 351.305 and 351.306.

This initiation and notice are in accordance with section 751(a) of the Act (19 U.S.C. 1675(a)) and 19 CFR 351.214.

January 31, 2002

**Joseph A. Spetrini,**

*Deputy Assistant Secretary for Import Administration, Group III.*

[FR Doc. 02-3121 Filed 2-7-02; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-351-833]

#### Preliminary Negative Countervailing Duty Determination: Carbon and Certain Alloy Steel Wire Rod from Brazil

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

**ACTION:** Notice of preliminary negative countervailing duty determination.

**SUMMARY:** The Department of Commerce preliminarily determines that countervailable subsidies are not being provided to producers or exporters of carbon and certain alloy steel wire rod from Brazil.

**EFFECTIVE DATE:** February 8, 2002

**FOR FURTHER INFORMATION CONTACT:** Melani Miller or Jennifer Jones, Office of Antidumping/Countervailing Duty Enforcement, Group 1, Import

Administration, U.S. Department of Commerce, Room 3099, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-0116 and (202) 482-4194, respectively.

#### SUPPLEMENTARY INFORMATION:

##### The Applicable Statute

Unless otherwise indicated, all citations to the statute are references to the provisions of the Tariff Act of 1930, as amended by the Uruguay Round Agreements Act effective January 1, 1995 ("the Act"). In addition, unless otherwise indicated, all citations to the Department's regulations are to 19 CFR Part 351 (April 2001).

##### Petitioners

The petitioners in this investigation are Co-Steel Raritan, Inc., GS Industries, Keystone Consolidated Industries, Inc., and North Star Steel Texas, Inc. (collectively, "petitioners").

##### Case History

The following events have occurred since the publication of the notice of initiation in the Federal Register. See Notice of Initiation of Countervailing Duty Investigations: Carbon and Certain Alloy Steel Wire Rod from Brazil, Canada, Germany, Trinidad and Tobago, and Turkey, 66 FR 49931 (October 1, 2001) ("Initiation Notice").

On October 9, 2001, we issued countervailing duty ("CVD") questionnaires to the Government of Brazil ("GOB") and the producers/exporters of the subject merchandise. Due to the large number of producers and exporters of carbon and certain alloy steel wire rod ("wire rod" or "subject merchandise") in Brazil, we decided to limit the number of responding companies to the three producers/exporters with the largest volumes of exports to the United States during the period of investigation: Companhia Siderurgica Belgo-Mineira ("Belgo Mineira"), Companhia Siderurgica de Tubarao ("CST"), and Gerdau S.A. ("Gerdau"). See October 9, 2001 memorandum to Susan Kuhbach, Respondent Selection, which is on file in the Department of Commerce's ("the Department's") Central Records Unit in Room B-099 of the main Department Building ("CRU").

Also on October 9, we received a request from the petitioners to amend the scope of this investigation to exclude certain wire rod. The petitioners submitted further clarification with respect to their scope amendment request on November 28, 2001. Also on November 28, 2001, the five largest U.S. tire manufacturers and

the industry trade association, the Rubber Manufacturers Association ("tire manufacturers"), submitted comments on the proposed exclusion. The tire manufacturers submitted further comments on January 28, 2002. See, *infra*, "Scope Comments" section.

On October 18, 2001, the petitioners filed a letter raising several concerns with respect to the Department's initiation of this investigation and the concurrent investigations in Canada, Germany, and Trinidad and Tobago. With respect to Brazil, the petitioners also re-alleged certain subsidy allegations. The Department initiated an investigation of one of these re-alleged programs on November 2, 2001, and issued a questionnaire with respect to this new subsidy allegation on November 5, 2001. The Department addressed most of the remaining concerns in a memo dated December 4, 2001. This memorandum is on file in the Department's CRU.

On October 22, 2001, CST notified the Department that it neither shipped nor manufactured the subject merchandise during the period of investigation ("POI"). We will verify this information prior to issuing the final determination in this investigation.

On November 14, 2001, we published a postponement of the preliminary determination of this investigation until February 1, 2002. See Carbon and Certain Alloy Steel Wire Rod From Brazil, Canada, Germany, Trinidad and Tobago, and Turkey: Postponement of Preliminary Determinations of Countervailing Duty Investigations, 66 FR 57036 (November 14, 2001).

The Department received the GOB and company responses to the Department's questionnaires (including the new subsidy allegation questionnaire) on November 29, 2001. On December 6, 2001, the petitioners submitted comments regarding these questionnaire responses. The Department issued supplemental questionnaires to the GOB and the companies on December 13, 2001, and received responses to those questionnaires on January 7 and January 14, 2002.

On December 5, 2001, the petitioners filed a critical circumstances allegation with respect to Brazil, Germany, and Turkey. Supplemental critical circumstances information and arguments relating to Brazil were filed by the petitioners on December 19, December 21, and December 27, 2001, and January 25, 2002; and by the respondents on January 10 and January 28, 2002. Additionally, comments on the critical circumstances allegations were filed on behalf of the American