

adequately explained why a profit cap was not available and, even assuming a profit cap could not be applied, the Department had not adequately explained why the profit methodology it selected was reasonable. *Id.* at 678–9.

On October 5, 2001, the Department submitted its *Final Results of Redetermination Pursuant to Court Remand* (“*Redetermination I*”) in response to the Court’s remand order in *Geum Poong I*. In that redetermination, the Department stated its view that as a matter of law none of the profit information on the record of this proceeding could be used as a profit cap because all of the profit rates under consideration included, or likely included, profits on non-Korean sales. The Department further provided an explanation of its decision to reject certain profit data and to combine other profit rates to calculate the CV profit rate for Geum Poong.

In *Geum Poong Corporation and Sam Young Synthetics Co., Ltd. v. United States v. E. I. Dupont De Nemours, Inc., et. al.*, Slip Op 02–26 (March 8, 2002) (“*Geum Poong II*”), the Court remanded again the issue of Geum Poong’s CV profit.

We released the *Draft Redetermination Pursuant to Court Remand* (“*Draft Results*”) to interested parties on April 16, 2002. Comments on the *Draft Results* were received from the petitioners, Geum Poong and Sam Young on April 23, 2002. On April 30, 2002, the Department responded to the Court’s Order of Remand by filing its *Final Results of Redetermination Pursuant to Court Remand* (“*Final Results of Redetermination*”).

In the *Final Results of Redetermination*, we calculated a “facts available profit cap” using the financial statements of Saehan and SK Chemical. As per the Court’s express instructions, we used this “facts available profit cap” as the CV profit rate for Geum Poong.

The CIT affirmed the Department’s *Final Results of Redetermination* on August 22, 2002. See *Geum Poong Corporation and Sam Young Synthetics Co., Ltd. v. United States v. E.I. Dupont De Nemours, Inc.*, Court No. 00–06–00298, Slip. Op. 02–95 (CIT 2002). The Department appealed this decision. On October 9, 2003, the CIT’s decision was affirmed by the United States Court of Appeals for the Federal Circuit. See *Geum Poong Corp. and Sam Young Synthetics Co. V. United States, et. al.*, Court No. 03–1056, 1057, 2003 U.S. App. LEXIS 21438 (Fed. Cir. 2003) (Nonprecedential). On September 30, 2002, the Department published *Certain Polyester Staple Fiber from the Republic of Korea: Notice of Court Decision and*

*Suspension of Liquidation* (“*Timken Notice*”). See 67 FR at 61316. No party appealed the Federal Circuit opinion. Accordingly, we are now publishing the *Amended Final Determination* as provided in the *Timken Notice*.

#### Amendment to the Final Determination

Because there is now a final and conclusive decision in the court proceeding, effective as of the publication date of this notice, we are amending the *Final Determination* and establishing the following revised weighted-average dumping margins:

Exporter/manufacturer	Weighted-average margin percentage
Geum Poong Corporation Ltd. ....	0.12 (de minimis)
All-Others .....	7.91

The antidumping duty rates for respondents Sam Young and Samyang were unchanged from the *Final Determination*. The Department will issue appraisal instructions directly to U.S. Customs and Border Protection (“CBP”). The Department will instruct CBP to revise cash deposit rates for all parties subject to the All-Others rate, effective as of the publication of this notice. Furthermore, we will instruct CBP to liquidate entries from Geum Poong, which have been suspended pursuant to the antidumping duty order. In accordance with the Court’s decision, Geum Poong is now excluded from the antidumping duty order and its entries should be liquidated without regard to antidumping duties.

This notice is issued and published in accordance with section 751(a)(1) of the Act.

Dated: December 17, 2003.

**James J. Jochum,**

*Assistant Secretary for for Import Administration.*

[FR Doc. 03–31775 Filed 12–23–03; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Evaluation of Coastal Zone Management Programs and National Estuarine Research Reserves

**AGENCY:** Office of Ocean and Coastal Resource Management, National Ocean Service, National Oceanic and Atmospheric Administration (NOAA), DOC.

**ACTION:** Notice of intent to evaluate and notice of availability of final evaluation findings.

**SUMMARY:** The NOAA Office of Ocean and Coastal Resource Management (OCRM) announces its intent to evaluate the performance of the Texas Coastal Management Program; the North Carolina National Estuarine Research Reserve; the Grand Bay National Estuarine Research Reserve, Mississippi; and the Guana/Tolomato/Matanzas National Estuarine Research Reserve, Florida.

The Coastal Zone Management Program evaluation will be conducted pursuant to section 312 of the Coastal Zone Management Act of 1972 (CZMA), as amended, and regulations at 15 CFR part 923, subpart L. The National Estuarine Research Reserve evaluations will be conducted pursuant to sections 312 and 315 of the CZMA and regulations at 15 CFR part 921, subpart E and part 923, subpart L.

The CZMA requires continuing review of the performance of states with respect to coastal program implementation. Evaluation of Coastal Zone Management Programs and National Estuarine Research Reserves requires findings concerning the extent to which a state has met the national objectives, adhered to its Coastal Management Program document or Reserve final management plan approved by the Secretary of Commerce, and adhered to the terms of financial assistance awards funded under the CZMA.

The evaluations will include a site visit, consideration of public comments, and consultations with interested Federal, state and local agencies and members of the public. Public meetings will be held as part of the site visits.

Notice is hereby given of the dates of the site visits for the listed evaluations, and the dates, local times, and locations of the public meetings during the site visits.

The Guana/Tolomato/Matanzas National Estuarine Research Reserve, Florida, evaluation site visit will be held February 9–12, 2004. One public meeting will be held during the week. The public meeting will be on Monday, February 9, 2004, at 6 p.m., at the Reserve’s offices at 9741 Ocean Shore Boulevard, Marineland, Florida.

The Texas Coastal Management Program evaluation site visit will be held March 22–26, 2004. One public meeting will be held during the week. The public meeting will be on Thursday, March, 25, 2004, at 1 p.m., at the Carlos F. Truan Natural Resources Center, Conference Room 1003, Texas

A&M University-Corpus Christi, 6300 Ocean Drive, Corpus Christi, Texas.

The Grand Bay National Estuarine Research Reserve, Mississippi, evaluation site visit will be held March 24–26, 2004. One public meeting will be held during the week. The public meeting will be on Wednesday, March 24, 2004, at 6:30 p.m., at the East Jackson County/Orange Grove Community Center, 9313 Old Stage Road, Moss Point, Mississippi.

The North Carolina National Estuarine Research Reserve evaluation site visit will be held March 29–April 2, 2004. Three public meetings will be held during the week. The first public meeting will be on Tuesday, March 30, 2004, at 7 p.m., at the Currituck County Satellite Office, 1123 Ocean Trail, Corolla, North Carolina. The second public meeting will be on Wednesday, March 31, 2004, at 7 p.m., at the Duke University Marine Laboratory Auditorium, 135 Duke Marine Lab Road, Beaufort, North Carolina. The third public meeting will be held on Thursday, April 1, 2004, at 7 p.m., at the King Hall Auditorium, University of North Carolina at Wilmington, 601 South College Road, Wilmington, North Carolina.

Copies of states' most recent performance reports, as well as OCRM's notifications and supplemental request letters to the states, are available upon request from OCRM. Written comments from interested parties regarding these Programs are encouraged and will be accepted for each Program until 15 days after the last public meeting held for that Program. Please direct written comments to: Ralph Cantral, Chief, National Policy and Evaluation Division, Office of Ocean and Coastal Resource Management, NOS/NOAA, 1305 East-West Highway, N/ORM7, 10th Floor, Silver Spring, Maryland 20910. When the evaluations are completed, OCRM will place a notice in the **Federal Register** announcing the availability of the Final Evaluation Findings.

Notice is hereby given of the availability of the final evaluation findings for the Connecticut and Rhode Island Coastal Management Programs. Sections 312 and 315 of the Coastal Zone Management Act of 1972 (CZMA), as amended, require a continuing review of the performance of coastal states with respect to approval of coastal management programs, and the operation and management of NERRs.

The states of Connecticut and Rhode Island were found to be implementing and enforcing their federally approved coastal management programs, addressing the national coastal management objectives identified in

CZMA Section 303(2)(A)-(K), and adhering to the programmatic terms of their financial assistance awards. Copies of these final evaluation findings may be obtained upon written request from: Ralph Cantral, Chief, National Policy and Evaluation Division, Office of Ocean and Coastal Resource Management, NOS/NOAA, 1305 East-West Highway, N/ORM7, 10th Floor, Silver Spring, Maryland 20910.

**FOR FURTHER INFORMATION CONTACT:** Ralph Cantral, Chief, National Policy and Evaluation Division, Office of Ocean and Coastal Resource Management, NOS/NOAA, 1305 East-West Highway, N/ORM7, 10th Floor, Silver Spring, Maryland 20910, (301) 713-3155, Extension 118.

(Federal Domestic Assistance Catalog 11.419; Coastal Zone Management Program Administration)

Dated: December 17, 2003.

**Richard W. Spinrad,**

*Assistant Administrator for Ocean Services and Coastal Zone Management.*

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**BILLING CODE 3510-08-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 121803B]

#### Marine Mammals; Permits No. 774-1437, 914-1470, 782-1438 and 782-1446

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Issuance of permit amendments.

**SUMMARY:** Notice is hereby given that the following Permits have been amended to extend the expiration dates:

774-1437-06 - The National Marine Fisheries Service, Southwest Fisheries Science Center, P.O. Box 271, La Jolla, CA 92038, (Dr. Robert L. Brownell, Jr., Principal Investigator);

914-1470-02 - University of Southern Mississippi, Department of Biological Sciences, USM Box 5018, Hattiesburg, MS 39401 [Principal Investigator: Dr. Bobby L. Middlebrooks];

782-1438-07 and 782-1446-07 - National Marine Mammal Laboratory, National Marine Fisheries Service, NOAA, 7600 Sand Point Way, NE, BIN C15700, Bldg. 1, Seattle, WA 98115-0070, [Dr. Sue Moore, Principal Investigator (PI)]

**ADDRESSES:** The amendment and related documents are available for review

upon written request or by appointment in the following office(s):

All Permits - Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376;

782-1438-07 and 782-1466-07 - Northwest Region, NMFS, 7600 Sand Point Way NE, BIN C15700, Bldg. 1, Seattle, WA 98115-0700; phone (206)526-6150; fax (206)526-6426;

774-1437 - Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213; phone (562)980-4001; fax (562)980-4018;

914-1470-02 - Southeast Region, NMFS, 9721 Executive Center Drive North, St. Petersburg, FL 33702-2432; phone (727)570-5301; fax (727)570-5320.

**FOR FURTHER INFORMATION CONTACT:** Ruth Johnson or Amy Sloan (301)713-2289.

**SUPPLEMENTARY INFORMATION:** The requested amendments have been granted under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR 222-226).

Issuance of this amendment, as required by the ESA was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of the endangered species which is the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: December 18, 2003.

**Tammy Adams,**

*Acting Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 03-31754 Filed 12-23-03; 8:45 am]

**BILLING CODE 3510-22-S**

## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### Request for Public Comments on Commercial Availability Request under the United States-Caribbean Basin Trade Partnership Act (CBTPA)

December 22, 2003.

**AGENCY:** The Committee for the Implementation of Textile Agreements