

data via diskette or CD-ROM or submit their response data via the Internet.

The instrument will include inquiries on ownership or control by a domestic parent, ownership or control by a foreign parent, and ownership of foreign affiliates. Further, the instrument will list an inventory of establishments belonging to the company and its subsidiaries, and will request updates to these inventories, including additions, deletions, and changes to information on EIN, name and address, industrial classification, payroll, end-of-year operating status, mid-March employment, first quarter payroll, and annual payroll.

Additionally, the Census Bureau will ask certain questions in the 2004–2006 COS in order to enhance content. We will include questions on leased employees working in the company and questions on research and development activities performed by the company.

III. Data

OMB Number: 0607–0444.

Form Number: NC–99001 and NC–99007 (for single-location companies).

Type of Review: Regular submission.

Affected Public: Businesses and not-for-profit institutions.

Estimated Number of Respondents: 65,000 enterprises.

Estimated Time per Response: 2.09 hours.

Estimated Total Annual Burden Hours: 135,917.

Estimated Total Annual Cost: Included in the total annual cost of the BR, which is estimated to be \$10.9 million for fiscal year 2004.

Respondent's Obligation: Mandatory.

Legal Authority: Title 13 of United States Code, Sections 182, 195, 224, and 225.

IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection;

they also will become a matter of public record.

Dated: July 12, 2004.

Madeleine Clayton,

Office of the Chief Information Officer.

[FR Doc. 04–16134 Filed 7–15–04; 8:45 am]

BILLING CODE 3510–07–P

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

[Docket No. 040706200–4200–01]

Addition of Persons to the Unverified List, Guidance To Exporters as to “Red Flags,” and Criteria for Listing of Unverified Persons in Foreign Countries

AGENCY: Bureau of Industry and Security, Commerce.

ACTION: Notice.

SUMMARY: On June 14, 2002, the Bureau of Industry and Security (“BIS”) published a notice in the **Federal Register** establishing a list of persons in foreign countries who were parties to past export transactions where pre-license checks or post-shipment verifications could not be conducted for reasons outside the control of the U.S. Government (“Unverified List”). See 67 FR 40910. That notice also advised exporters that the involvement of a listed person as a party to a proposed transaction constitutes a “red flag” as described in the guidance set forth in Supplement No. 3 to 15 CFR part 732. Under that guidance, the “red flag” requires heightened scrutiny by the exporter (and others involved in the transaction) before proceeding with a transaction in which a listed person is a party. Since that time, BIS has issued subsequent notices that added persons to and removed them from the Unverified List, as circumstances warranted. This notice advises exporters that the Unverified List will now also include persons in foreign countries in situations where BIS is not able to verify the existence or authenticity of the end user, intermediate consignee, ultimate consignee, or other party to an export transaction. This notice also adds five persons to the Unverified List and advises exporters that the involvement of these persons as a party to a proposed transaction constitutes a “red flag.”

DATES: This notice is effective July 16, 2004.

FOR FURTHER INFORMATION CONTACT:

Thomas W. Andrukonis, Office of Enforcement Analysis, Bureau of Industry and Security, Telephone: (202) 482–4255.

SUPPLEMENTARY INFORMATION:

Background

In administering export controls under the Export Administration Regulations (15 CFR parts 730 to 774) (EAR), BIS carries out a number of preventive enforcement activities with respect to individual export transactions. Such activities are intended to assess diversion risks, identify potential violations, verify end-users, and determine the suitability of end-users to receive U.S. commodities or technology. In carrying out these activities, BIS officials, or officials of other federal agencies acting on BIS's behalf, selectively conduct pre-license checks (“PLCs”) to verify the bona fides of the transaction and the suitability of the end-user or ultimate consignee. In addition, such officials sometimes carry out post-shipment verifications (“PSVs”) to ensure that U.S. exports have actually been delivered to the authorized end-user, are being used in a manner consistent with the terms of a license or license exception, and are otherwise consistent with the EAR.

A. Inclusion of Persons on the Unverified List

In certain instances BIS officials, or other federal officials acting on BIS's behalf, have been unable to perform a PLC or PSV with respect to certain export control transactions, for reasons outside the control of the U.S. Government (including a lack of cooperation by the host government authority, the end-user, or the ultimate consignee). As a result, certain foreign end-users and consignees involved in such transactions have been listed on the Unverified List.

This notice advises exporters and other persons that the Unverified List will now also include persons involved in export transactions where BIS has not been able to verify the existence or authenticity of the end user, intermediate consignee, ultimate consignee, or other party to an export transaction. This could include situations where the end-users or consignees are merely post-office boxes, drop shipment points, or front companies.

The inability of BIS to verify the nature of the activities, or suitability of any end-user or consignee involved in an export transaction can raise concerns about the bona fides of such person, and that person's suitability for participation in future transactions subject to the EAR. Accordingly, BIS continues to advise the exporting community that the participation of a person on the Unverified List in any proposed

transaction will be considered by BIS to raise a “red flag” for purposes of the “Know Your Customer” guidance set forth in Supplement No. 3 to 15 CFR part 732. Under that guidance, whenever there is a “red flag,” exporters and other persons have an affirmative duty to inquire, verify, or otherwise substantiate the proposed transaction to satisfy themselves that the transaction does not involve a proliferation activity prohibited by part 744, and does not violate other provisions of the EAR.

The listing of a person on the Unverified List does not equate to a licensing requirement such as that imposed on persons included on the Entity List in 15 CFR part 744. If an exporter or other person involved in the transaction is satisfied that the transaction does not involve a proliferation activity and does not violate any other provision of the EAR, the exporter may proceed with the transaction notwithstanding the inclusion of the person on the Unverified List. If an exporter or other person involved in a transaction continues to have reasons for concern after the inquiry, that person should refrain from such transaction or submit all relevant information to BIS in the form of an application for a license or a request for an advisory opinion. Periodically, BIS will add persons to the Unverified List based on the criteria set forth above, and remove the names of persons from the Unverified List when warranted. Moreover, BIS may add to the Unverified List names of persons that BIS discovers are affiliated with a

person on the Unverified List by virtue of ownership, control, position of responsibility, or other affiliation or connection in the conduct of trade or business. Persons on the Unverified List may request that BIS review their inclusion on the Unverified List by filing an appeal in accordance with 15 CFR part 756.

B. Addition of New Entities on the Unverified List

This notice advises exporters and other persons that BIS has added the following five entities to the Unverified List:

Jetpower Industrial Ltd, Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon, Hong Kong Special Administrative Region.

Onion Enterprises Ltd., Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon, Hong Kong Special Administrative Region.

Lucktrade International, Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon, Hong Kong Special Administrative Region.

Litchfield Co. Ltd., Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon, Hong Kong Special Administrative Region.

Sunford Trading Ltd., Unit 2208, 22/F, 118 Connaught Road West, Hong Kong Special Administrative Region.

This notice advises exporters that Jetpower International Ltd., Onion Enterprises Ltd, Litchfield Co. Ltd, and Sunford Trading Ltd are added to the Unverified List, and that a second address has been added for Lucktrade

International in the Hong Kong Special Administrative Region. A “red flag” now exists for transactions involving these persons due to their inclusion on the Unverified List. As a result, exporters have an affirmative duty to inquire, verify, or otherwise substantiate the proposed transaction to satisfy themselves that the transaction does not involve a proliferation activity prohibited in 15 CFR Part 744, and does not violate other provisions of the EAR.

The Unverified List, as modified by this notice, is set forth below.

Julie L. Myers,

Assistant Secretary for Export Enforcement.

Unverified List (as of July 16, 2004)

The Unverified List includes names, countries, last known addresses of foreign persons involved in export transactions with respect to which: the Bureau of Industry and Security (“BIS”) could not conduct a pre license check (“PLC”) or a post shipment verification (“PSV”) for reasons outside the U.S. Government’s control; and/or BIS was not able to verify the existence or authenticity of the end user, intermediate consignee, ultimate consignee or other party to an export transaction. Any transaction to which a listed person is a party will be deemed to raise a “red flag” with respect to such transaction within the meaning of the guidance set forth in Supplement No. 3 to 15 CFR part 732. The red flag applies to the person on the Unverified List regardless of where the person is located in the country included on the list.

Name	Country	Last known address
Lucktrade International	Hong Kong Special Administrative Region.	P.O. Box 91150, Tsim Sha Tsui, Hong Kong.
Brilliant Intervest	Malaysia	14–1, Persian 65C, Jalan Pahang, Barat, Kuala Lumpur, 53000.
Dee Communications M SDN. BHD	Malaysia	G5/G6, Ground Floor, Jin Gereja Johor Bahru.
Shaanxi Telecom Measuring Station	People’s Republic of China	39 Jixiang Road, Yanta District, Xian, Shaanxi.
Yunma Aircraft Mfg	People’s Republic of China	Yaopu, Anshun, Guizhou.
Civil Airport Construction Corporation	People’s Republic of China	111 Bei Sihuan Str. East, Chao Yang District, Beijing.
Power Test & Research Institute of Guangzhou	People’s Republic of China	No. 38 East Huangshi Road, Guangzhou.
Beijing San Zhong Electronic Equipment Engineer Co., Ltd.	People’s Republic of China	Hai Dian Fu Yuau, Men Hao 1 Hao, Beijing.
Huabei Petroleum Administration Bureau Logging Company.	People’s Republic of China	South Yanshan Road, Ren Qiu City, Hebei.
Peluang Teguh	Singapore	203 Henderson Road #09–05H, Henderson Industrial Park, Singapore.
Lucktrade International PTE Ltd	Singapore	35 Tannery Road #01–07 Tannery Block, Ruby Industrial Complex, Singapore 347740.
Arrow Electronics Industries	United Arab Emirates	204 Arbift Tower, Benyas Road, Dubai.
Jetpower Industrial Ltd	Hong Kong Special Administrative Region.	Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon.
Onion Enterprises Ltd	Hong Kong Special Administrative Region.	Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon.
Lucktrade International	Hong Kong Special Administrative Region.	Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon.
Litchfield Co. Ltd	Hong Kong Special Administrative Region.	Room 311, 3rd Floor, Wing On Plaza, 62 Mody Road, Tsim Sha Tsui East, Kowloon.

Name	Country	Last known address
Sunford Trading Ltd	Hong Kong Special Administrative Region.	Unit 2208, 22/F, 118 Connaught Road West.

[FR Doc. 04-16143 Filed 7-15-04; 8:45 am]
BILLING CODE 3510-33-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-893]

Notice of Preliminary Determination of Sales at Less Than Fair Value, Partial Affirmative Preliminary Determination of Critical Circumstances and Postponement of Final Determination: Certain Frozen and Canned Warmwater Shrimp From the People's Republic of China

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

EFFECTIVE DATE: July 16, 2004.

FOR FURTHER INFORMATION CONTACT:

James C. Doyle or Alex Villanueva, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-0159, or 482-3208, respectively.

Preliminary Determination

We preliminarily determine that certain frozen and canned warmwater shrimp from the People's Republic of China ("PRC") is being, or is likely to be, sold in the United States at less than fair value ("LTFV"), as provided in section 733 of the Tariff Act of 1930, as amended ("the Act"). The estimated margins of sales at LTFV are shown in the "Suspension of Liquidation" section of this notice.

Interested parties are invited to comment on this preliminary determination. We will make our final determination not later than 135 days after the date of publication of this preliminary determination.

Case History

On December 31, 2003, the Ad Hoc Shrimp Trade Action Committee, an ad hoc coalition representative of U.S. producers of frozen and canned warmwater shrimp and harvesters of wild-caught warmwater shrimp (hereafter known as, the "Petitioners") filed, in proper form, petitions on imports of certain frozen and canned warmwater shrimp from Brazil, Ecuador, India, Thailand, the PRC, and the Socialist Republic of Vietnam

("Vietnam"), filed in proper form by. On January 12, 2003, the Petitioners filed amendments to the petitions.

On January 8, 2004, the Department requested additional information about the petition from the Petitioners.

On January 12, 2004, the Coalition of Shrimp Exporters/Producers of South China (the "PRC Shrimp Coalition"), Allied Pacific Group¹, the National Chamber of Aquaculture of Ecuador ("Expalsa"), the Thai Frozen Foods Association ("TFFA"), the Vietnam Association of Seafood Exporters and Producers ("VASEP"), the Vietnamese Shrimp Committee ("VSC"), the Association of Brazilian Shrimp Producers, and the Seafood Exporters' Association of India ("SEAI") submitted comments regarding domestic industry support. On January 13, 2004, the Department requested that all interested parties submit comments on the Petitioners' calculation of industry support.

On January 13, 2004, the Petitioners filed a supplement to the petition.

On January 15, 2004, the Department received affidavits in support of the Petitioners' calculation of industry support. On January 15, 2004, the Respondents submitted additional comments regarding domestic industry support. On January 16, 2004, the Petitioners submitted rebuttal comments to the Respondents' January, 15, 2004 comments regarding industry support.

On January 16, 2004, the Louisiana Shrimp Association ("LSA") filed comments regarding the petitions.

On January 20, 2004, the Petitioners submitted supplemental information to the petition and revised comments to their January 16, 2004, submission.

On January 20, 2004, the Department initiated antidumping duty investigations on certain frozen and canned warmwater shrimp from Brazil, Ecuador, India, Thailand, the PRC and Vietnam. *See Notice of Initiation of Antidumping Duty Investigations: Certain Frozen and Canned Warmwater Shrimp from Brazil, Ecuador, India, Thailand, the People's Republic of China and the Socialist Republic of Vietnam ("Initiation Notice")* 69 FR 3876 (January 27, 2004). On January 20,

¹ Allied Pacific (H.K.) Co., Ltd.; Allied Pacific Aquatic Products (Zhanjiang) Co., Ltd.; Allied Pacific Food (Dalian) Co., Ltd.; and Allied Pacific Aquatic Products (Zhongshan) Co., Ltd.; and King Royal Investments, Ltd. (collectively, "Allied Pacific Group").

2004, the Department notified the International Trade Commission ("ITC") of the antidumping investigation initiation and the intent to publish in the **Federal Register** a notice of such initiation.

Post-Initiation General Case Issues and Letters From Outside Parties

On February 4, 2004, the Petitioners filed an amendment to the petition adding Versaggi Shrimp Corporation and Indian Ridge Shrimp Company as petitioners.

On February 10, 2004, the Department issued initiation instructions to U.S. Customs and Border Protection ("CBP").

On March 2, 2004, the ITC made an affirmative preliminary determination in the antidumping investigation and published its report on such determination. *See Certain Frozen or Canned Warmwater Shrimp and Prawns from Brazil, China, Ecuador, India, Thailand and Vietnam ("ITC Injury Notice")* 69 FR 9842 (March 2, 2004).

On March 11, 2004, the Department sent the Commercial Secretary at the Embassy of China notice of the initiation of an antidumping investigation as well as the questionnaires sent to all Respondents.

On May 24, 2004, the Department published in the **Federal Register** a notice of the postponement of the preliminary determination for this antidumping duty investigation. *See Notice of Postponement of Preliminary Determination of Antidumping Duty Investigations: Certain Frozen and Canned Warmwater Shrimp from Brazil (A-353-838), Ecuador (A-331-802), India (A-533-840), Thailand (A-549-822), PRC (A-570-893) and Vietnam (A-503-802²)*, 69 FR 29509 (May 24, 2004) ("*Postponement Notice*").

On June 15, 2004, the Petitioners filed comments on the Respondents' request to postpone the final determination.

CONNUM Comments

On January 28, 2004, the Department requested comments from interested parties regarding the appropriate product characteristic criteria for the investigation matching hierarchy for comparing the export price to normal value.

² The Department inadvertently listed case number A-503-882 as Vietnam's case number in the *Postponement Notice*. The correct case number for Vietnam is A-552-802.