

workday thereafter, at the U.S. Department of Commerce, 14th Street and Constitution Avenue NW, Washington, DC 20230. Individuals who wish to request a hearing must submit a written request within 30 days of the publication of this notice in the **Federal Register** to the Assistant Secretary for Import Administration, U.S. Department of Commerce, Room 1870, 14th Street and Constitution Avenue, NW, Washington, DC 20230. Requests for a public hearing should contain: (1) the party's name, address, and telephone number; (2) the number of participants; and, (3) to the extent practicable, an identification of the arguments to be raised at the hearing.

Unless otherwise notified by the Department, interested parties may submit case briefs within 30 days of the date of publication of this notice in accordance with 351.309(c)(ii) of the Department's regulations. As part of the case brief, parties are encouraged to provide a summary of the arguments not to exceed five pages and a table of statutes, regulations, and cases cited. Rebuttal briefs, which must be limited to issues raised in the case briefs, must be filed within five days after the case brief is filed. If a hearing is held, an interested party may make an affirmative presentation only on arguments included in that party's case brief and may make a rebuttal presentation only on arguments included in that party's rebuttal brief. Parties should confirm by telephone the time, date, and place of the hearing 48 hours before the scheduled time.

Unless the time limit is extended, the Department will issue the final results of this new shipper review no later than 90 days after the signature date of the preliminary results. The final results will include the analysis of issues raised in the briefs.

#### Notification to Importers

This notice also serves as a preliminary reminder to importers of their responsibility under 351.402(f) of the Department's regulations to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during these review periods. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This new shipper review and this notice are published in accordance with sections 751(a)(2)(B) and 777 (i)(1) of the Act.

Dated: July 26, 2004.

**Jeffrey A. May,**

*Acting Assistant Secretary for Import Administration.*

[FR Doc. 04-17562 Filed 8-2-04; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-580-813]

#### **Stainless Steel Butt-Weld Pipe Fittings From Korea: Extension of Time Limit for the Preliminary Results of Antidumping Duty Administrative Review**

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

**ACTION:** Extension of Time Limit for the Preliminary Results of Antidumping Duty Administrative Review.

**SUMMARY:** The Department of Commerce (the Department) is extending the due date for the preliminary results of review of the antidumping duty order on stainless steel butt-weld pipe fittings from Korea from October 31, 2004 to February 28, 2005.

**EFFECTIVE DATE:** August 3, 2004.

**FOR FURTHER INFORMATION CONTACT:** Fred Baker or Robert James, AD/CVD Enforcement Office 8, Group III, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone (202) 482-2924 or (202) 482-0649, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On February 23, 1993, the Department published the antidumping duty order on stainless steel butt-weld pipe fittings from Korea. *See Antidumping Duty Order: Certain Welded Stainless Steel Butt-Weld Pipe Fittings from Korea*, 58 FR 11029 (February 23, 1993). On February 27, 2004, Sungkwang Bend Co., Ltd., a producer of the subject merchandise, requested a review of its U.S. sales during the period February 1, 2003 through January 31, 2004. On March 26, 2004, the Department published a notice initiating the requested review. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Requests for Revocation in Part*, 69 FR 15788, (March 26, 2004).

#### **Extension of Time Limit for Preliminary Results**

The Tariff Act of 1930 (as amended) (the Tariff Act), at section 351(a)(3)(A), provides that the Department will issue the preliminary results of an administrative review of an antidumping duty order within 245 days after the last day of the anniversary month of the date of publication of the order. The Tariff Act provides further that if the Department determines that it is not practicable to complete the review within this time period, the Department may extend the 245-day period to 365 days.

The Department has determined that it is not practicable to complete the preliminary results by the current 245-day deadline of October 31, 2004. There are a number of discrepancies in the submitted data that require additional information and analysis. These discrepancies pertain, *inter alia*, to customer affiliations, computation methodologies, and unreported expenses. We require additional time to analyze the questionnaire response, issue a supplemental questionnaire(s), and conduct a verification. Therefore, in accordance with section 751(a)(3)(A) of the Tariff Act, and 19 CFR 351.213(h)(2), the Department is extending the time limit for the preliminary results by 120 days to February 28, 2005.

This notice of postponement is in accordance with section 751(a)(3)(A) of the Tariff Act.

Dated: February 27, 2004.

**Jeffrey A. May,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. 04-17640 Filed 8-2-04; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **Export Trade Certificate of Review**

**ACTION:** Notice of application.

**SUMMARY:** The Office of Export Trading Company Affairs ("OETCA"), International Trade Administration, Department of Commerce, has received an application for an Export Trade Certificate of Review. This notice summarizes the conduct for which certification is sought and requests comments relevant to whether the Certificate should be issued.

**FOR FURTHER INFORMATION CONTACT:** Jeffrey C. Anspacher, Director, Office of Export Trading Company Affairs, International Trade Administration, by

telephone at (202) 482-5131 (this is not a toll-free number) or E-mail at [oitca@ita.doc.gov](mailto:oitca@ita.doc.gov).

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4001-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. An Export Trade Certificate of Review protects the holder and the members identified in the Certificate from state and federal government antitrust actions and from private treble damage antitrust actions for the export conduct specified in the Certificate and carried out in compliance with its terms and conditions. Section 302(b)(1) of the Export Trading Company Act of 1982 and 15 CFR 325.6(a) require the Secretary to publish a notice in the **Federal Register** identifying the applicant and summarizing its proposed export conduct.

#### Request for Public Comments

Interested parties may submit written comments relevant to the determination whether a Certificate should be issued. If the comments include any privileged or confidential business information, it must be clearly marked and a nonconfidential version of the comments (identified as such) should be included. Any comments not marked privileged or confidential business information will be deemed to be nonconfidential. An original and five (5) copies, plus two (2) copies of the nonconfidential version, should be submitted no later than 20 days after the date of this notice to: Office of Export Trading Company Affairs, International Trade Administration, U.S. Department of Commerce, Room 1104H, Washington, DC 20230. Information submitted by any person is exempt from disclosure under the Freedom of Information Act (5 U.S.C. 552). However, nonconfidential versions of the comments will be made available to the applicant if necessary for determining whether or not to issue the Certificate. Comments should refer to this application as "Export Trade Certificate of Review, application number 04-00002." A summary of the application follows.

#### Summary of the Application

**Applicant:** Export Trade Association of the Americas ("ETAA"), 561 Ragan Road, Wapato, Washington 98951.

**Contact:** Chris E. Svendsen, Attorney, Telephone: (509) 453-1319.

**Application No.:** 04-00002.

**Date Deemed Submitted:** July 19, 2004.

**Members (in addition to applicant):** E.W. Brandt & Sons, Inc., Wapato,

Washington; and ETAA Distributing, LLC, Wapato, Washington.

ETAA seeks a Certificate to engage in the Export Trade Activities and Methods of Operation described below in the following Export Trade and Export Markets:

#### Export Trade

##### 1. Products

Fresh tree fruits, primarily apples.

##### 2. Technology Rights

Technology Rights, including, but not limited to, patents, trademarks, copyrights and trade secrets owned and/or controlled by ETAA and Members that relate to Products.

##### 3. Export Trade Facilitation Services (as they relate to the export of Products, and Technology Rights)

All export trade-related services, including, but not limited to, professional services and assistance relating to: government relations; state and federal export programs; foreign trade and business protocol; consulting; international market research and analysis; collection of information on trade opportunities; marketing; negotiations; joint ventures; brokering; handling; export management; export licensing; patent and trademark licensing; common marking and identification; advertising and sales promotion; communication and processing of foreign orders to and for Members; trade documentation and services related to compliance with customs requirements; insurance and financing; trade show exhibitions; organizational development; management and labor strategies; transfer of technology; transportation services, including shipping and warehousing; the formation of shippers' associations; legal assistance; foreign exchange and taking title to goods.

#### Export Markets

The Export Markets include all parts of the world except the United States (the fifty states of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands).

#### Export Trade Activities and Methods of Operation

With respect to the export sale of fresh tree fruits, the licensing of Technology Rights, and the provision of Export Trade Facilitation Services, ETAA and/or one or more Members may:

1. Participate in negotiations and enter into agreements with foreign

buyers (including governments and private persons) regarding:

(a) The quantities, time periods, prices, and terms and conditions, in connection with actual or potential bona fide export opportunities;

(b) non-tariff trade barriers in the Export Markets; and

(c) the sale, license and/or use of Technology Rights relating to the Products.

2. Advise and cooperate with the United States and foreign governments in:

(a) Establishing procedures pertaining to the regulating of the export of the Member's Products, for example: quantity standards, marketing orders, and the imposition and lifting of tariffs; and

(b) fulfilling the phytosanitary, quality and/or funding requirements pertaining to the export of the Member's products, for example: tariffs, weighing fees and inspections imposed by foreign governments.

3. Allocate export sales among Members in connection with actual or potential bona fide export opportunities.

4. Agree on quantities of Products to be sold.

5. Allocate geographic areas or countries in Export Markets and/or customers in Export Markets among Members.

6. Conduct marketing, promotion and distribution of fresh tree fruits in Export Markets.

7. Conduct quality control studies and inspections of goods for export at point of shipment, point of arrival, and through the retail level in Export Markets.

8. Negotiate and enter into agreements, whether or not exclusive, with providers of Export Trade Facilitation Services for the export of Products.

9. Establish and operate fumigation facilities and administer phytosanitary protocols to qualify the Products for Export Markets.

10. Operate foreign offices and companies to facilitate the sale and distribution of fresh tree fruits in Export Markets.

11. Recover administrative expenses and costs through fees and assessments allocated to each Member on a pro rata share basis or any other non-discriminatory method. Any Member objecting to the method of allocating expenses and costs will be charged based on actual expenses incurred.

12. Products to be exported will be primarily supplied by the ETAA and Members, with instances of Products supplied from non-Member entities. For example: to fill export sales orders, contracts and spot sales, as required.

13. ETAA and Members may exchange and discuss information on the following:

(a) Information about sales and marketing efforts for the Export Markets, activities and opportunities for sales of fresh tree fruits in the Export Markets, selling strategies for the Export Markets, sales for the Export Markets, contract and spot pricing in the Export Markets, projected demands in Export Markets for fresh tree fruits, customary terms of sale in the Export Markets, prices and availability of fresh tree fruits from competitors for sale in the Export Markets, and specifications for fresh tree fruits by customers in the Export Markets;

(b) Information about the export price, quality, quantity, source, and delivery dates of fresh tree fruits available from the Members to export;

(c) Information about terms and conditions of contracts for sale in the Export Markets to be considered and/or bid on by ETAA and Members;

(d) Information about joint bidding or selling arrangements for the Export Markets and allocations of sales resulting from such arrangements among the Members;

(e) Information about expenses specific to exporting to and within the Export Markets, including without limitation, transportation, trans- or intermodal shipments, insurance, inland freights to port, port storage, commissions, export sales, documentation, financing, customs duties and taxes;

(f) Information about United States and foreign legislation and regulations, including federal marketing order programs that may affect sales for the Export Markets;

(g) Information about ETAA or Members' export operations, including without limitation, sales and distribution networks established by ETAA or Members in the Export Markets, and prior export sales by Members (including export price information);

(h) Exchange information with and among the Members as necessary to carry out the Export Trade Facilitation Services, Export Trade Activities and Methods of Operation; and

(i) Information about export customer credit terms and credit history.

Dated: July 28, 2004.

**Vanessa M. Bachman,**

*Acting Director, Office of Export Trading Company Affairs.*

[FR Doc. 04-17639 Filed 8-2-04; 8:45 am]

**BILLING CODE 3510-DR-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 072704D]

#### Fisheries of the Caribbean, Gulf of Mexico and South Atlantic; Fishery Management Plan for the Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic Region; Environmental Assessment for Amendment 15

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

**ACTION:** Notice announcing the preparation of an environmental assessment (EA).

**SUMMARY:** NMFS, in cooperation with the Gulf of Mexico and the South Atlantic Fishery Management Councils (Councils), is preparing an EA in accordance with the National Environmental Policy Act (NEPA) for Amendment 15 to the Fishery Management Plan for Coastal Migratory Pelagic Resources (Amendment 15). This notice is intended to inform the public of the change from the preparation of a draft supplemental environmental impact statement (DSEIS) to the preparation of an EA for Amendment 15.

**FOR FURTHER INFORMATION CONTACT:** Rick Leard; telephone: 813-228-2815 ext. 228; fax: 813-225-7015; e-mail: [Rick.Leard@gulfcouncil.org](mailto:Rick.Leard@gulfcouncil.org); or Steve Branstetter; telephone: 727-570-5796; fax: 727-570-5583; e-mail: [steve.branstetter@noaa.gov](mailto:steve.branstetter@noaa.gov).

**SUPPLEMENTARY INFORMATION:** On February 13, 2004 (69 FR 7187) and April 9, 2004 (69 FR 18875), NMFS and the Councils published Notices of Intent in the **Federal Register** to prepare a DSEIS and to announce scoping meetings regarding the actions proposed in Amendment 15. Amendment 15 proposes two actions: (1) consideration of alternatives to address limited access in the king mackerel fishery of the Gulf of Mexico and South Atlantic region, and (2) a possible change in the fishing year for Atlantic migratory groups of king and Spanish mackerel.

The fishery for king mackerel operates under a moratorium on the issuance of new commercial vessel permits. The moratorium is scheduled to expire on October 15, 2005. Amendment 15 examines alternatives that would allow the moratorium to expire, extend the existing moratorium for a designated time frame, or establish a more

permanent limited access system for the king mackerel fishery.

The current fishing year for Atlantic migratory groups of both king and Spanish mackerel extends from April 1 through March 31. The Councils are considering a potential change in the fishing year from an April 1 opening to either a January 1 opening or a March 1 opening.

Based on comments received during the scoping process, and further analyses of the environmental impacts of the actions proposed in Amendment 15, NMFS and the Councils do not anticipate any significant impacts on the human environment. Consequently, NMFS and the Councils are initially preparing an EA rather than proceeding with the development of a DSEIS. If the EA results in a Finding of No Significant Impact (FONSI), the EA and FONSI will be the final environmental documents required by NEPA. If the EA reveals that significant environmental impacts may be reasonably expected to result from the proposed actions, NMFS and the Councils will develop a DSEIS to further evaluate those impacts.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: July 29, 2004.

**Alan D. Risenhoover,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 04-17669 Filed 8-2-04; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 072604A]

RIN 0648-AP02

#### Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Red Snapper Rebuilding Plan

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

**ACTION:** Notice of availability of Amendment 22 to the Fishery Management Plan (FMP) for the Reef Fish Resources of the Gulf of Mexico (Amendment 22); request for comments.

**SUMMARY:** NMFS announces the availability of Amendment 22 prepared by the Gulf of Mexico Fishery Management Council (Council). Amendment 22 would provide the regulatory authority to implement a mandatory observer program for selected commercial and for-hire