

subject merchandise manufactured and exported by Guangxi Hengxian will be zero; (2) the cash deposit rate for subject merchandise exported by Guangxi Hengxian but not manufactured by it will continue to be the PRC-wide rate (i.e., 198.63 percent); and (3) the cash deposit rate for subject merchandise manufactured by Guangxi Hengxian but not exported by it will be the rate applied to the exporter.

These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

This notice also 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 during this review period. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

This notice also serves as the only reminder to parties subject to administrative protective orders ("APO") of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305. 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.

We are issuing and publishing this determination and notice in accordance with sections 751(a)(2)(B) and 777(i) of the Act and 19 CFR 351.214.

Dated: October 25, 2004.

**Joseph A. Spetrini,**

*Acting Assistant Secretary for Import Administration.*

#### **Appendix--Issues in Decision Memo Comments**

*Issue 1: Surrogate Value for Tin Cans and Tin Lids*

*Issue 2: Distance for Tin Cans*

*Issue 3: Miscellaneous Corrections*

[FR Doc. E4-2958 Filed 10-29-04; 8:45 am]

**BILLING CODE 3510-DS-S**

## **DEPARTMENT OF COMMERCE**

### **International Trade Administration**

[A-489-501]

#### **Certain Welded Carbon Steel Pipe and Tube From Turkey: Extension of Time Limit for Preliminary Results of Antidumping Duty Administrative Review**

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

**ACTION:** Notice of extension of time limit for preliminary results of antidumping duty administrative review.

**EFFECTIVE DATE:** November 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** Martin Claessens or Jim Terpstra at (202) 482-5451 or (202) 482-3965, respectively, AD/CVD Operations, Office 3, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

#### **SUPPLEMENTARY INFORMATION:**

##### **Time Limits**

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended (the Act), requires the Department to issue the preliminary results of a review within 245 days after the last day of the anniversary month of an order/finding for which a review is requested and the final results within 120 days after the date on which the preliminary results are published. However, if it is not practicable to complete the review within that time period, section 751(a)(3)(A) of the Act allows the Department to extend the time limit for the preliminary results to a maximum of 365 days and for the final results to 180 days (or 300 days if the Department does not extend the time limit for the preliminary results) from the date of the publication of the preliminary results.

##### **Background**

On June 30, 2004, the Department initiated an administrative review of the antidumping duty order on certain welded carbon steel pipe and tube from Turkey. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part*, 69 FR 39409. The preliminary results are currently due no later than January 31, 2005.

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

This administrative review covers a large group of production facilities and involves complex issues related to

production costs and different types of transactions involving the sale of welded carbon steel pipe and tube. In addition, because this administrative review involves two affiliated companies that the Department has not previously reviewed, the Department must analyze large amounts of data to which it has not had access before now. Therefore, the Department is extending the time limit for completion of the preliminary results to May 31, 2005. This extension is in accordance with section 751(a)(3)(A) of the Act.

Dated: October 26, 2004.

**Jeffrey A. May,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. E4-2954 Filed 10-29-04; 8:45 am]

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## **DEPARTMENT OF COMMERCE**

### **International Trade Administration**

[C-122-839]

#### **Certain Softwood Lumber Products From Canada: Extension of Time Limit for the Preliminary Results of Countervailing Duty New Shipper Review**

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

**ACTION:** Notice of extension of time limit for preliminary results of countervailing duty new shipper review.

**EFFECTIVE DATE:** November 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** Kristen Johnson, AD/CVD Operations, Office III, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone (202) 482-4793.

##### **Background**

On July 8, 2004, the Department of Commerce (the Department) initiated a new shipper review relating to the countervailing duty order on certain softwood lumber products from Canada, covering the period January 1, 2003, through December 31, 2003. *See Certain Softwood Lumber From Canada: Notice of Initiation of Antidumping Duty New Shipper Review for the Period May 1, 2003, through April 30, 2004, and Notice of Initiation of Countervailing Duty New Shipper Review for the Period January 1, 2003, through December 31, 2003*, July 8, 2004 (69 FR 41229).<sup>1</sup> The

<sup>1</sup> Seed Timber's antidumping new shipper review was subsequently rescinded as a result of the

respondent in this review is Seed Timber Co., Ltd. (Seed Timber). The current deadline for the preliminary results is December 27, 2004.

#### Statutory Time Limits

Section 751(a)(2)(B)(iv) of the Tariff Act of 1930, as amended (the Act), requires the Department to make a preliminary determination within 180 days after the date on which the new shipper review was initiated. However, when the Department determines a case is extraordinarily complicated such that it cannot complete the review within this time period, section 751(a)(2)(B)(iv) of the Act and section 351.214(i)(2) of the Department's regulations allow the Department to extend the time limit for the preliminary determination from 180 days to 300 days.

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

We determine that this case is extraordinarily complicated given the number of programs to be analyzed. Specifically, in this review, we are examining 12 different federal/provincial programs. As a consequence of the large number of programs being reviewed and the fact that Seed Timber is a *pro se* respondent, we have granted the company a number of extensions to respond to the Department's information requests. Thus, in accordance with the statutory and regulatory authority cited above, we are extending the deadline for issuing the preliminary results of this new shipper review by 120 days to no later than April 26, 2005. We plan to issue the final results within 90 days after the date the preliminary results are issued.

Dated: October 26, 2004.

Jeffrey A. May,

Deputy Assistant Secretary for Import Administration.

[FR Doc. E4-2953 Filed 10-29-04; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Export Trade Certificate of Review

**ACTION:** Notice of Issuance of an Export Trade Certificate of Review, Application No. 04-00002.

**SUMMARY:** The Department of Commerce has issued an Export Trade Certificate of Review to the Export Trade Association of the Americas ("ETAA"). This notice

company's withdrawal of its request for a review (69 FR 54766, September 10, 2004).

summarizes the conduct for which certification has been granted.

#### FOR FURTHER INFORMATION CONTACT:

Jeffrey Anspacher, Director, Export Trading Company Affairs, International Trade Administration, by telephone at (202) 482-5131 (this is not a toll-free number), or by E-mail at [oezca@ita.doc.gov](mailto:oezca@ita.doc.gov).

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4011-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. The regulations implementing Title III are found at 15 CFR Part 325 (2004).

Export Trading Company Affairs is issuing this notice pursuant to 15 CFR 325.6(b), which requires the Department of Commerce to publish a summary of the Certification in the **Federal Register**. Under Section 305(a) of the Act and 15 CFR 325.11(a), any person aggrieved by the Secretary's determination may, within 30 days of the date of this notice, bring an action in any appropriate district court of the United States to set aside the determination on the ground that the determination is erroneous.

#### Description of Certified Conduct

##### I. Export Trade

###### A. Products

Fresh tree fruits, primarily apples.

###### B. 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.

###### C. 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.

##### II. 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).

##### III. Members (Within the Meaning of Section 325.2(l) of the Regulations)

E. W. Brandt & Sons, Inc., Wapato, Washington; and ETAA Distributing, LLC, Wapato, Washington.

##### IV. 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.