

it to Mexinox's reported cost of manufacture (COM).

- We have revised the cost of production (COP) by adjusting the interest expense (INTEX) rate of Mexinox's corporate parent, ThyssenKrupp AG, and incorporating it into the major input analysis. This impacts direct material inputs (DIRMAT) used for purposes of calculating the total cost of manufacture (TOTCOM).

- We have accepted the respondent-reported annealing and pickling adjustment used to recalculate TOTCOM.

These changes are discussed in the relevant sections of the Decision Memorandum and the January 14, 2005 "Analysis of data Submitted by Thyssen Krupp Mexinox S.A. de C.V (Mexinox) for the Final Results of Stainless Steel Sheet and Strip in Coils from Mexico (A-201-822)" ("Analysis Memorandum").

Final Results of Review

We determine the following weighted-average percentage margin exists for the period July 1, 2002 to June 30, 2003:

Manufacturer/exporter	Weighted average margin (percentage)
ThyssenKrupp Mexinox S.A. de C.V	5.42

Assessment

The Department shall determine and Customs and Border Protection (Customs) shall assess antidumping duties on all appropriate entries. In accordance with 19 CFR section 351.212(b)(1), we have calculated importer-specific *ad valorem* duty assessment rates. Where the importer-specific assessment rate is above *de minimis*, we will instruct Customs to assess duties on all entries of subject merchandise by that importer. The Department will issue appropriate assessment instructions directly to Customs within 15 days of publication of these final results of review. We will direct Customs to assess the resulting assessment rate against the entered Customs values for the subject merchandise on each of the importer's entries under the relevant order during the POR. See 19 CFR section 351.212(a).

Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of these final results for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the

publication date of these final results of administrative review, as provided by section 751(a)(1) of the Tariff Act of 1930 as amended (the Tariff Act): (1) The cash deposit rate for the reviewed company will be the rate listed above; (2) if the exporter is not a firm covered in this review, a prior review, or the original less than fair value (LTFV) investigation, but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; and (3) the cash deposit rate for all other manufacturers or exporters will continue to be the "all others" rate of 30.85 percent, which is the "All Others" rate established in the LTFV investigation. See *Notice of Final Determination of Sales at Less Than Fair Value: Stainless Steel Sheet and Strip in Coils from Mexico*, 64 FR 30790 (June 8, 1999). These deposit requirements, when imposed, shall remain in effect until publication of the final results of the next administrative review.

Notification to Interested Parties

This notice also serves as a final reminder to importers of their responsibility under 19 CFR section 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 the antidumping duties occurred and the subsequent assessment of double antidumping duties.

This notice also serves as a reminder to parties subject to administrative protective orders (APOs) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR section 351.305, that continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

This determination is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Tariff Act.

Dated: January 14, 2005.

Barbara E. Tillman,

Acting Assistant Secretary for Import Administration.

Appendix—Issues in Decision Memorandum

- Adjustments to Normal Value
 - Comment 1: Home Market Post-Sale Price Adjustments
 - Comment 2: Level of Trade
 - Comment 3: Handling Expenses
 - Comment 4: Peso-Based Interest Rate for Home Market Sales
- Adjustments to United States Price
 - Comment 5: CEP Profit
 - Comment 6: Bankruptcy-Related Bad Debt
 - Comment 7: Certain Service Expenses Recorded by Mexinox USA
- Cost of Production
 - Comment 8: Monthly-Averaging Costs of Raw Material Inputs
 - Comment 9: Annealing and Pickling Cost Adjustment
 - Comment 10: General and Administrative Expenses
 - Comment 11: Financial Expenses
 - Comment 12: Below-Cost Test
 - Comment 13: Pricing in Major Input Analysis
 - Comment 14: Cost Build-Up in Major Input Analysis
- Margin Calculations
 - Comment 15: Repurchase of ThyssenKrupp AG Shares
 - Comment 16: Treatment of Non-Dumped Sales
 - Comment 17: Circumstances of Sale Adjustment

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DEPARTMENT OF COMMERCE

International Trade Administration

[C-122-848]

Final Results of Countervailing Duty Expedited Review: Hard Red Spring Wheat From Canada

AGENCY:

Import Administration, International Trade Administration, Department of Commerce.

SUMMARY:

On October 21, 2004, the Department of Commerce published the preliminary results of the expedited review of the countervailing duty order on hard red spring wheat from Canada. The company covered by this review was Richelain Farms. The period of review is August 1, 2001, through July 31, 2002. We gave interested parties an opportunity to comment on those results. None were submitted. Thus, the final results of the expedited review do not differ from the preliminary results, in which we found that countervailable

subsidies are not being provided to Richelain Farms.

Based on these final results, we are excluding Richelain Farms from the countervailing duty order in this proceeding. We will instruct U.S. Customs and Border Protection to refund all collected cash deposits and waive future cash deposit requirements for Richelain Farms, as detailed in the "Final Results of Expedited Review" section of this notice.

EFFECTIVE DATE:

January 26, 2005.

FOR FURTHER INFORMATION CONTACT:

Stephen Cho or Daniel Alexy, AD/CVD Operations, Office 1, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone (202) 482-3798 and (202) 482-1540, respectively.

SUPPLEMENTARY INFORMATION:

Petitioner

The petitioner is the North Dakota Wheat Commission, one of the participating petitioners in the investigation.

Period of Review

The period of review for this expedited review is the same period as the investigation: August 1, 2001, to July 31, 2002, which coincides with the fiscal year of the Canadian Wheat Board ("CWB"). See 19 CFR 351.204(b)(2) and 19 CFR 351.214(k)(3)(i).

Background

The preliminary results of this expedited review were published in the *Federal Register* on October 21, 2004. See *Preliminary Results of Countervailing Duty Expedited Review: Hard Red Spring Wheat from Canada*, 69 FR 61799 ("Preliminary Results"). In the *Preliminary Results*, we invited parties to comment. The parties neither submitted comments nor requested a hearing.

Scope of Review

The products covered by this order are all varieties of hard red spring wheat ("HRSW") from Canada. This includes, but is not limited to, varieties commonly referred to as Canada Western Red Spring, Canada Western Extra Strong, and Canada Prairie Spring Red. The merchandise subject to this order is currently classifiable under the following *Harmonized Tariff Schedule of the United States* ("HTSUS") subheadings: 1001.90.10.00, 1001.90.20.05, 1001.90.20.11, 1001.90.20.12, 1001.90.20.13,

1001.90.20.14, 1001.90.20.16, 1001.90.20.19, 1001.90.20.21, 1001.90.20.22, 1001.90.20.23, 1001.90.20.24, 1001.90.20.26, 1001.90.20.29, 1001.90.20.35, and 1001.90.20.96. This order does not cover imports of wheat that enter under the subheadings 1001.90.10.00 and 1001.90.20.96 that are not classifiable as hard red spring wheat. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of this proceeding is dispositive.

Final Results of Expedited Review

The CWB represents Western Canadian wheat producers who want to sell their wheat in the global wheat market. The CWB enjoys certain powers and rights similar to those of government agencies; for example, under the Canadian Wheat Board Act, the CWB is a single-desk seller of all "Western Division" grain. According to the Canada Transportation Act, "Western Division" means the part of Canada lying west of the meridian passing through the eastern boundary of the City of Thunder Bay, including the whole of the Province of Manitoba.

In the September 5, 2003, *Final Affirmative Countervailing Duty Determinations: Certain Durum Wheat and Hard Red Spring Wheat from Canada*, 68 FR 52747, we determined that the CWB benefitted from two countervailable subsidy programs: "Provision of Government-Owned and Leased Railcars" and "Comprehensive Financial Risk Coverage: The Borrowing, Lending, and Initial Payment Guarantees." In its questionnaire response, Richelain Farms ("Richelain") (the respondent in this expedited review), which is located in Quebec, reported that it never benefitted from the subsidy programs found countervailable in the investigation. Furthermore, Richelain reported that it has never purchased or exported CWB wheat, and that it has no business relationship with the CWB.

At verification, the Department of Commerce ("the Department") did not find any evidence that Richelain received subsidies from the programs found countervailable in the investigation. The Department also found no indication of any relationship between Richelain and the CWB, or that Richelain exported CWB-sourced wheat to the United States. See October 8, 2004, memorandum entitled, "Verification of Richelain Farms in the Countervailing Duty Expedited Review of Hard Red Spring Wheat from Canada," which is on file in the Department's Central records Unit in

Room B-099 of the main Department building. Accordingly, the Department determines that Richelain has not benefitted from any of the subsidies found countervailable in the investigation.

The calculated individual subsidy rate for Richelain, the only respondent subject to this expedited review, is zero. Accordingly, pursuant to 19 CFR 351.214(k)(3)(iv), we determine that Richelain should be excluded from the countervailing duty order. As a result, we will instruct U.S. Customs and Border Protection ("CBP") to refund all cash deposits of estimated countervailing duties collected on all shipments of HRSW produced and exported by Richelain. In addition, we will instruct CBP to waive cash deposit requirements of estimated countervailing duties on all shipments of HRSW produced and exported by Richelain, entered, or withdrawn from warehouse, for consumption on or after the date of publication of these results.

The results of this expedited review are published pursuant to sections 751(a)(1) and 777(i) of the Tariff Act of 1930, as amended.

Dated: January 19, 2005.

Joseph A. Spetrini,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 011905D]

Proposed Information Collection; Comment Request; High Seas Fishing Vessel Reporting Requirements

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.

DATES: Written comments must be submitted on or before March 28, 2005.

ADDRESSES: Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW,