

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Submission for OMB Review; Comment Request

November 7, 2006.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Comments regarding (a) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), [OIRA\\_Submission@OMB.EOP.GOV](mailto:OIRA_Submission@OMB.EOP.GOV) or fax (202) 395-5806 and to Departmental Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250-7602. Comments regarding these information collections are best assured of having their full effect if received within 30 days of this notification. Copies of the submission(s) may be obtained by calling (202) 720-8681.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to

the collection of information unless it displays a currently valid OMB control number.

### Forest Service

*Title:* Public Attitudes, Beliefs, and Values about National Forest System Land.

*OMB Control Number:* 0596-NEW.  
*Summary of Collection:* The National Environmental Policy Act of 1969, the National Forest Management Act of 1976, and the 2005 NFMA Planning Guide give legal authority for information collection in support of the forest plan revision process in the Southwestern Region. The purpose of this survey is to provide Southwestern Region natural forest land managers and planners with scientifically credible information from a broad and diverse representation of the public, as well as from specific stakeholder groups.

*Need and Use of the Information:* Information collected will focus on public attitudes, beliefs, and values that people have for public land and public land use, how those values are affected by public land management, and acceptable tradeoffs in developing alternative management plans. This information is critical to planning and implementing public policy related to national forests in the Southwestern Region. Data collected with these survey instruments will provide a baseline from which to monitor national forest use and management as affected by changes in social and economic conditions.

*Description of Respondents:* Individuals or households.

*Number of Respondents:* 20,202.

*Frequency of Responses:* Reporting: On occasion.

*Total Burden Hours:* 10,101.

### Charlene Parker,

*Departmental Information Collection Clearance Officer.*

[FR Doc. E6-19131 Filed 11-13-06; 8:45 am]

**BILLING CODE 3410-11-P**

## DEPARTMENT OF AGRICULTURE

### Foreign Agricultural Service

#### Notice of a Request for Extension of a Currently Approved Information Collection

**AGENCY:** Foreign Agricultural Service, USDA.

**ACTION:** Notice and request for comment.

**SUMMARY:** In accordance with the Paperwork Reduction Act, this notice announces the Foreign Agricultural Service's intention to request an extension for a currently approved information collection in support of the regulations governing the entry of raw cane sugar under the tariff-rate quota (TRQ) into the United States.

**DATES:** Comments on this notice must be received by January 16, 2006 to be assured of consideration.

#### *Additional Information and Comments:*

Contact Ron Lord, Deputy Director, Import Policies and Programs Division, AgStop 1021, U.S. Department of Agriculture, Washington, DC 20250-1021 or telephone (202) 720-2916, fax to (202) 720-0876, or e-mail [Ronald.Lord@fas.usda.gov](mailto:Ronald.Lord@fas.usda.gov).

#### **SUPPLEMENTARY INFORMATION:**

*Title:* Certificate for Quota Eligibility.

*OMB Number:* 0551-0014.

*Expiration Date of Approval:* March 31, 2007.

*Type of Request:* Extension of a currently approved information collection.

*Abstract:* The Harmonized Tariff Schedule of the United States (HTS) authorizes the Secretary of Agriculture to establish the quantity of raw cane sugar, which may be entered at the TRQ duty rates. The terms under which Certificates for Quota Eligibility (CQEs) will be issued to foreign countries that have been allocated a share of the TRQ are set forth in 15 CFR Part 2011, Allocation of Tariff-rate Quota on Imported Sugars, Syrups, and Molasses, Subpart A—Certificates of Quota Eligibility. The authority for issuing CQEs is Additional U.S. Note 5(b)(iv) to chapter 17 of the HTS. The regulation, promulgated by the United States Trade Representative, provides for the issuance of CQEs by the Secretary of Agriculture, and in general prohibits sugar subject to the TRQ from being imported into the United States or withdrawn from a warehouse for consumption at the TRQ duty rates unless such sugar is accompanied by a CQE. CQEs are issued to foreign countries by the Director of the Import Policies and Programs Division, Foreign Agricultural Service, or his or her designee. The issuance of CQEs is in such amounts and at such times as the

Director determines are appropriate to enable the foreign country to fill its quota allocation for such quota period in a reasonable manner, taking into account traditional shipping patterns, harvesting period, U.S. import requirements, and other relevant factors. The information required to be collected on the CQE is used to monitor and control the imports of raw cane sugar. Proper completion of the CQE is mandatory for those foreign governments that are eligible and elect to export raw cane sugar to the United States under the TRQ.

*Estimate of burden:* The public reporting burden for the collection varies in direct relation to the number of CQEs issued.

*Respondents:* Foreign governments.

*Estimated number of respondents:* 40 (i.e., number of countries receiving a TRQ allocation).

*Estimated number of responses per respondent:* 30 per fiscal year.

*Estimated total annual reporting burden:* 200 hours.

*Requests for Comments:* Send comments regarding (a) Whether the information collection is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information including validity of the methodology and assumption used; (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 those who are to respond, including through the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Copies of this information collection may be obtained from Tamoria Thompson-Hall, the Agency Information Collection Coordinator, at (202) 690-1690.

Comments may be sent to Ron Lord, Deputy Director, Import Policies and Programs Division, AgStop 1021, U.S. Department of Agriculture, Washington, DC 20250-1021 or telephone (202) 720-2916 or e-mail *Ronald.Lord@fas.usda.gov*. All comments received will be available for public inspection in room 5531-S at the above address. Persons with disabilities who require an alternative means of communication for information (Braille, large print, audiotape, etc.) should contact USDA's target center at (202) 720-2600 (voice and TDD). All responses to this notice will be summarized and included in the request

for OMB approval. All comments also will become a matter of public record.

FAS is committed to complying with the Government Paperwork Elimination Act which requires Government agencies, to the maximum extent feasible, to provide the public the option of electronically submitting information collection. CQEs permit exporters to ship raw cane sugar to the United States at the U.S. price, which is significantly higher than the world price for raw cane sugar. Therefore, in contrast to most information collection documents, CQEs have a monetary value equivalent to the substantial profits to exporters who can fill their raw cane sugar allocations under the TRQ. CQEs have always been carefully handled as secure documents, and issues only to foreign government-approved certifying authorities. The Department does not plan to make CQEs available electronically in order to prevent a potential proliferation of invalid CQEs, which could undermine the integrity of the TRQ system.

Dated: Signed at Washington, DC on November 7, 2006.

**Michael W. Yost,**

*Administrator, Foreign Agricultural Service.*  
[FR Doc. 06-9190 Filed 11-13-06; 8:45 am]

**BILLING CODE 3410-10-M**

## DEPARTMENT OF COMMERCE

### International Trade Administration

**A-588-804**

#### Ball Bearings and Parts Thereof from Japan: Notice of Court Decision Not in Harmony

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

**SUMMARY:** On October 23, 2006, the United States Court of International Trade affirmed the Department of Commerce's (the Department's) redetermination on remand of the final results of the administrative review of the antidumping duty order on ball bearings and parts thereof from Japan. See *NSK Ltd., et al., v. United States*, Court No. 04-00519, slip op. 06-157 (CIT 2006). This case arises from the Department's final results of *Antifriction Bearings and Parts Thereof From France, Germany, Italy, Japan, Singapore, and the United Kingdom: Final Results of Antidumping Duty Administrative Reviews, Rescission of Administrative Reviews in Part, and Determination To Revoke Order in Part*, 69 FR 55574 (September 15, 2004) (*Final Results*). The Department is now

issuing this notice of court decision not in harmony with the Department's Final Results.

**EFFECTIVE DATE:** November 14, 2006.

**FOR FURTHER INFORMATION CONTACT:** Thomas Schauer or Richard Rimlinger, AD/CVD Operations, Office 5, Import Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-0410 or (202) 482-4477, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On September 15, 2004, the Department published the final results of the administrative review of the antidumping duty order on ball bearings and parts thereof from Japan for the period May 1, 2002, through April 30, 2003. See *Final Results*, 69 FR 55574. Koyo Seiko Co., Ltd., and Koyo Corp. of U.S.A. (hereafter "Koyo") filed a lawsuit challenging the final results. On January 31, 2006, the United States Court of International Trade (CIT) remanded the Department's determination and ordered the Department to not treat Koyo's positive lump-sum billing adjustments differently than Koyo's negative lump-sum billing adjustments. See *NSK Ltd., et al., v. United States*, 416 F. Supp. 2d 1334 (CIT 2006) (*NSK*). In accordance with the CIT's remand order, the Department filed its remand redetermination on March 31, 2006. On October 23, 2006, the CIT affirmed the Department's remand results.

##### **Decision Not in Harmony**

Although the CIT ruled that our decision in the *Final Results* to treat Koyo's positive lump-sum billing adjustments differently than Koyo's negative lump-sum billing adjustments was not in accordance with law, the CIT affirmed our decision in the remand redetermination to deny all of Koyo's lump-sum billing adjustments.

The changes to our calculations with respect to Koyo resulted in a change in the weighted-average margin for ball bearings and parts thereof from 5.56 percent to 5.55 percent for the period of review. Accordingly, absent an appeal or, if appealed, upon a "conclusive" decision by the Court, we will amend our final results of this review to reflect the recalculation of the margin for Koyo.

##### **Suspension of Liquidation**

The United States Court of Appeals for Federal Circuit (CAFC) has held that the Department must publish notice of a decision of the CIT or the CAFC which is not in harmony with the Department's determination. See *The Timken*