

notice to Jasmeet Seehra, OMB Desk Officer, Fax number (202) 395-5806, or [Jasmeet\\_K.\\_Seehra@omb.eop.gov](mailto:Jasmeet_K._Seehra@omb.eop.gov).

Dated: September 21, 2007.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E7-19041 Filed 9-26-07; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**Bureau of the Census**

**Census Advisory Committees; Notice of Public Meetings**

**AGENCY:** Bureau of the Census, Department of Commerce.

**ACTION:** Notice of public meetings.

**SUMMARY:** The Bureau of the Census (U.S. Census Bureau) is giving notice of a meeting of the Census Advisory Committee of Professional Associations (CACPA). The Committee will address policy, research, and technical issues related to the 2010 Decennial Census Programs, Economic and Demographic program areas, the American Community Survey, and the 2010 Census Integrated Communications Campaign. Last minute changes to the agenda are possible, which could prevent giving advance public notice of schedule adjustments.

The Census Bureau also is giving notice of the following Census Advisory Committee (CAC) meetings: A special Joint Census Advisory Committee meeting of the CACs on Race and Ethnic Populations (REAC) and the 2010 CAC. This special Joint Advisory Committee Meeting will focus on early planning strategies for the Census Bureau's 2010 Census Integrated Communications Campaign. Last minute changes to the schedule are possible, which could prevent advance notification.

**DATES:** October 18-19, 2007. On October 18, the CACPA meeting will begin at approximately 8:30 a.m. and adjourn at approximately 5:30 p.m. On October 19, the special Joint Advisory Committee Meeting will begin at approximately 8:30 a.m. and end at approximately 5 p.m.

**ADDRESSES:** The meetings will be held at the U.S. Census Bureau, 4600 Silver Hill Road, Suitland, Maryland 20746.

**FOR FURTHER INFORMATION CONTACT:** Ms. Jeri Green, Committee Liaison Officer, Department of Commerce, U.S. Census Bureau, Room 8H153, Washington, DC 20233, telephone: (301) 763-2070, TTY (301) 457-2540.

**SUPPLEMENTARY INFORMATION:** The CACs on the African American Population, American Indian and Alaska Native Populations, the Asian Population, the Native Hawaiian and Other Pacific Islander Populations, and the Hispanic Population are composed of nine members each, appointed by the Secretary of Commerce. The Committees provide an outside-user perspective about how census research, design, and implementation plans for the 2010 re-engineered decennial census, the American Community Survey, and related decennial programs improve census participation, data quality, and accuracy for these population groups. The Committees also advise the Census Bureau on ways census data products can best be disseminated to diverse race and ethnic populations and other users.

The 2010 CAC is composed of a Chair, Vice-Chair, and 20 member organizations—all appointed by the Secretary of Commerce. The Committee considers broader policy and technical goals of the decennial census, including the American Community Survey, from the perspective of outside data users, state, local, and tribal entities, special populations, and other organizations having a substantial interest and expertise in the conduct and outcome of the decennial census.

The CACPA is composed of 36 members appointed by the Presidents of the American Economic Association, the American Statistical Association, the Population Association of America, and the Chairman of the Board of the American Marketing Association. The Committee advises the Director, U.S. Census Bureau, on the full range of Census Bureau programs and activities in relation to each committee's areas of expertise and focus.

All the Committees discussed in this notice have been established in accordance with the Federal Advisory Committee Act (Title 5, United States Code, Appendix 2, section 10(a)(b)).

A brief period will be set aside for public comment. However, individuals with extensive statements for the record must submit them in writing to Ms. Jeri Green, Committee Liaison Officer, 4600 Silver Hill Road, Room 8H153, Washington, DC 20233, or e-mail to [jeri.green@census.gov](mailto:jeri.green@census.gov) at least three working days prior to the meetings. Seating is available to the public on a first-come, first-served basis.

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to the Census Bureau Committee Liaison Officer as soon as known, preferably two weeks prior to the meeting.

Dated: September 21, 2007.

**Charles Louis Kincannon,**

*Director, Bureau of the Census.*

[FR Doc. E7-19082 Filed 9-26-07; 8:45 am]

BILLING CODE 3510-07-P

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

[A-570-831]

**Fresh Garlic From the People's Republic of China: Final Results of the Eleventh New Shipper Reviews**

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

**DATES:** *Effective Date:* September 27, 2007.

**SUMMARY:** On April 30, 2007, the Department of Commerce ("the Department") published the *Preliminary Results* of the new shipper reviews of the antidumping duty order on fresh garlic from the People's Republic of China ("PRC"), covering the period November 1, 2005, through April 30, 2006. *See Fresh Garlic from the People's Republic of China: Preliminary Results of New Shipper Reviews*, 72 FR 21219 (April 30, 2007) ("*Preliminary Results*"). The period of review ("POR") is November 1, 2005, through April 30, 2006.<sup>1</sup> Based on our analysis of the comments received, we have made certain changes to our calculations. The final dumping margins for these reviews are listed in the "Final Results of the Reviews" section below.

**FOR FURTHER INFORMATION CONTACT:** Javier Barrientos, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-2243.

**SUPPLEMENTARY INFORMATION:**

**Background**

The Department received timely case briefs from Weifang Hongqiao International Logistics Co., Ltd. ("Hongqiao") on May 22, 2007, and from Petitioners<sup>2</sup> on June 15, 2007. The

<sup>1</sup> On April 23, 2007, we issued a memorandum extending the end of the POR from April 30, 2006, to May 4, 2006, to capture entries of two of the new shippers' merchandise into the United States market which happened after April 30, 2006. See Memorandum to the File from Javier Barrientos, Senior Analyst, through Alex Villanueva, Program Manager, Office 9: Expansion of the Period of Review in the New Shipper Reviews of Fresh Garlic from the People's Republic of China, dated April 23, 2007 ("POR Expansion Memo").

<sup>2</sup> Petitioners are the Fresh Garlic Producers Association ("FGPA") and its individual members. The individual members of the FGPA are

Department received timely rebuttal briefs from Shandong Wonderland Organic Food Co., Ltd. (“Wonderland”) and Shenzhen Xinboda Industrial Co., Ltd. (“Xinboda”) on June 22, 2007. On June 27, 2006, the Department issued a questionnaire to the foreign market researcher (“FMR”) responsible for providing the garlic bulb prices as submitted by Petitioners in their April 3, 2007, surrogate value submission.

On June 28, 2007, we extended the time limit for the completion of the final results of these reviews. See *Fresh Garlic from the People’s Republic of China: Extension of Time Limits for Final Results of New Shipper Reviews*, 72 FR 37195 (July 9, 2007). On July 11, 2007, we received the response to the Department’s June 27, 2006, FMR questionnaire.

On August 10, 2007, we reopened the record and provided parties an opportunity to comment on the FMR’s July 11, 2007, response. On August 15, 2007, we received a supplemental brief from Petitioners with regard to the FMR’s July 11, 2007, response. No other party submitted comments.

#### Analysis of Comments Received

All issues raised in the case, rebuttal, and supplemental briefs by parties to these reviews are addressed in the “Antidumping Duty Order on Fresh Garlic from the People’s Republic of China: Issues and Decision Memorandum for the Eleventh New Shipper Reviews,” dated September 20, 2007, which is hereby adopted by this notice (“Issues and Decision Memo”). A list of the issues which parties raised and to which we respond in the Issues and Decision Memo is attached to this notice as an Appendix. The Issues and Decision Memo is a public document and is on file in the Central Records Unit (“CRU”), Main Commerce Building, Room B-099, and is accessible on the Web at <http://www.trade.gov/ia>. The paper copy and electronic version of the memorandum are identical in content.

#### Changes Since the Preliminary Results

Based on our analysis of information on the record of these reviews, and comments received from the interested parties, we have made changes to the margin calculations for all respondents. We have revalued one of the surrogate values (garlic bulb prices) used in the *Preliminary Results*. For further details see Issues and Decision Memo at Comment 1.

In addition, we have made a company-specific change since the *Preliminary Results*. Specifically, we have incorporated a post-preliminary results clarification/correction to Hongqiao’s margin calculation with respect to mesh bags. For further details on this company-specific change, see Issues and Decision Memo at Comment 3.<sup>3</sup>

#### Scope of the Order

The products covered by this antidumping duty order are all grades of garlic, whole or separated into constituent cloves, whether or not peeled, fresh, chilled, frozen, provisionally preserved, or packed in water or other neutral substance, but not prepared or preserved by the addition of other ingredients or heat processing. The differences between grades are based on color, size, sheathing, and level of decay. The scope of this order does not include the following: (a) Garlic that has been mechanically harvested and that is primarily, but not exclusively, destined for non-fresh use; or (b) garlic that has been specially prepared and cultivated prior to planting and then harvested and otherwise prepared for use as seed. The subject merchandise is used principally as a food product and for seasoning. The subject garlic is currently classifiable under subheadings 0703.20.0010, 0703.20.0020, 0703.20.0090, 0710.80.7060, 0710.80.9750, 0711.90.6000, and 2005.90.9700 of the Harmonized Tariff Schedule of the United States (“HTSUS”). Although the HTSUS subheadings are provided for convenience and customs purposes, our written description of the scope of this order is dispositive. In order to be excluded from the antidumping duty order, garlic entered under the HTSUS subheadings listed above that is (1) Mechanically harvested and primarily, but not exclusively, destined for non-fresh use or (2) specially prepared and cultivated prior to planting and then harvested and otherwise prepared for use as seed must be accompanied by declarations to CBP to that effect.

#### Normal Value Methodology

The Department’s general policy, consistent with section 773(c)(1) of the Tariff Act of 1930, as amended (the “Act”), is to calculate normal value (“NV”) for non-market economy companies using the factors of

production (“FOP”) that a respondent consumes in order to produce a unit of the subject merchandise. There are circumstances, however, in which the Department will modify its standard FOP methodology, choosing to apply a surrogate value to an intermediate input instead of the individual FOPs used to produce that intermediate input. First, in some cases, a respondent may report factors used to produce an intermediate input that accounts for an insignificant share of total output. When the potential increase in accuracy to the overall calculation that results from valuing each of the FOPs is outweighed by the resources, time, and burden such an analysis would place on all parties to the proceeding, the Department will value the intermediate input directly using a surrogate value. See, e.g., *Notice of Final Antidumping Duty Determination of Sales at Less Than Fair Value and Affirmative Critical Circumstances: Certain Frozen Fish Fillets from the Socialist Republic of Vietnam*, 68 FR 37116 (June 23, 2003) (“*Fish Fillets*”) and accompanying Issues and Decision Memorandum at Comment 3.

Also, there are circumstances in which valuing the FOPs used to yield an intermediate product would lead to an inaccurate result because the Department would not be able to account for a significant element of cost adequately in the overall factors buildup. In this situation, the Department would also value the intermediate input directly. See, e.g., *Fresh Garlic from the People’s Republic of China: Final Results and Partial Rescission of Antidumping Duty Administrative Review and Final Results of New Shipper Reviews*, 71 FR 26329 (May 4, 2006) and accompanying Issues and Decision Memorandum at Comment 1.

In the *Preliminary Results*, we found that respondents in these proceedings were unable to accurately record and substantiate the complete costs of growing garlic based on our analysis of the information on the record. See *Preliminary Results*, 71 FR at 71520; see also Memorandum to the File through James C. Doyle, Director, Office 9 and Alex Villanueva, Program Manager, Office 9 from Irene Gorelik, Analyst, Office 9: New Shipper Review of the Antidumping Duty Order on Fresh Garlic From the People’s Republic of China: Intermediate Input Methodology, dated April 23, 2007 (“Intermediate Product Memo”). In order to eliminate the distortions in our calculation of NV for all of the reasons identified in the Intermediate Product Memo, we have applied an intermediate-product

<sup>3</sup>The specific calculation changes can be found in: “Analysis for the Final Results of the 11th Antidumping Duty New Shipper Review of Fresh Garlic from the People’s Republic of China: Weifang Hongqiao International Logistics Co., Ltd. (“Hongqiao”) dated September 20, 2007.

valuation methodology to all companies for these final results of review. Using this methodology, we calculated NV by starting with a surrogate value for the garlic bulb (i.e., the "intermediate product"), adjusted for yield losses during the processing stages, and adding the respondents' processing costs, which were calculated using their reported usage rates for processing fresh garlic. In future reviews, should a respondent be able to provide sufficient factual evidence that it maintains the necessary information in its internal books and records that would allow us to establish the completeness and accuracy of the reported FOPs, we will revisit this issue and consider whether to use its reported FOPs in the calculation of NV. For further details, see Intermediate Product Memo.

In addition, we have revised the calculation of the garlic bulb surrogate value. In the *Preliminary Results* we used prices for Super-A garlic to value the respondents' garlic bulb input using Azadpur Agricultural Produce Marketing Committee's ("APMC") "Market Information Bulletin" (the "Bulletin"). The Bulletin is published by Azadpur APMC on each trading day and contains, among other things, a list of all fruits and vegetables sold on the previous trading day, the amount (by weight) of each fruit or vegetable sold on that day and a low, high and modal price for each commodity sold. For these final results, however, using respondents' size data on the record, and a clarification to the definition of grades A and Super A, the Department calculated a surrogate value based on the most appropriate Bulletin data, i.e., the average of grades A and Super-A garlic bulb prices, as opposed to only utilizing the Super A prices (as was done in the Preliminary Results). Specifically, we averaged data points for A and Super A grade garlic values (from which we deducted a market fee and deflated to the POR) to capture respondents' inputs of garlic which was greater than 40mm in diameter. See Issues and Decision Memo at Comment 1.

For a complete explanation of the Department's analysis, and for a more detailed analysis of these issues with respect to each respondent, see Intermediate Product Memo and Issues and Decision Memo at Comments 1 and 3.

### Final Results of the Reviews

The Department has determined that the following final dumping margins

exist for the period November 1, 2005, through April 30, 2006:<sup>4</sup>

#### FRESH GARLIC FROM THE PRC

Manufacturer/exporter	Weighted-average margin (percent)
Produced by Jinxiang Dingtai Garlic Product Co., Ltd. and Exported by Weifang Hongqiao International Logistics Co., Ltd.	18.56.
Produced and Exported by Jinxiang Tianma Freezing Storage Co., Ltd.	21.79.
Produced and Exported by Shandong Wonderland Organic Food Co., Ltd.	17.31.
Produced by Zhengzhou Dadi Garlic Industry Co., Ltd. and Exported by Shenzhen Xinboda Industrial Co., Ltd.	0.00 ( <i>de minimis</i> ).

The Department will disclose calculations performed for these final results to the parties within five days of the date of publication of this notice in accordance with 19 CFR 351.224(b).

#### Assessment Rates

Pursuant to 19 CFR 351.212(b), the Department will determine, and CBP shall assess, antidumping duties on all appropriate entries. The Department intends to issue assessment instructions to CBP 15 days after the date of publication of these final results of review. For assessment purposes, where possible, we calculated importer-specific assessment rates for garlic from the PRC via *ad valorem* duty assessment rates based on the ratio of the total amount of the dumping margins calculated for the examined sales to the total entered value of those same sales. We will instruct CBP to assess antidumping duties on all appropriate entries covered by this review.

#### Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of the final results of these new shipper reviews for all shipments of subject merchandise from Hongqiao, Wonderland, Tianma, and Xinboda entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(2)(C) of the Act: (1) For subject merchandise produced and exported by Tianma, produced and exported by

Wonderland, produced by Dadi and exported by Xinboda, or produced by Dingtai and exported by Hongqiao, the cash-deposit rate will be that established in the final results of these reviews; (2) for subject merchandise exported by Hongqiao but not manufactured by Dingtai and for subject merchandise exported by Xinboda but not manufactured by Dadi, the cash deposit rate will continue to be the PRC-wide rate (i.e., 376.67 percent); and (3) for subject merchandise exported by Wonderland or Tianma, but manufactured by any other party, the cash deposit rate will be the PRC-wide rate (i.e., 376.67 percent).

If the cash deposit rate calculated in the final results is zero or *de minimis*, no cash deposit will be required for those specific producer-exporter combinations. These cash deposit requirements, when imposed, shall remain in effect until further notice.

#### Notification of Interested Parties

This notice 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 the review period. Pursuant to 19 CFR 351.402(f)(3), failure to comply with this requirement could result in the Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

This notice also serves as a reminder to parties subject to administrative protective order ("APO") of their responsibility concerning the disposition of proprietary information disclosed under APO as explained in the administrative protective order itself. 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 the terms of an APO is a sanctionable violation.

This notice of final results of this administrative review and new shipper reviews are issued and published in accordance with sections 751(a)(2)(C) and 777(i) of the Act and 19 CFR 351.221(b)(5).

Dated: September 20, 2007.

**Joseph A. Spetrini,**

*Deputy Assistant Secretary for Import Administration.*

#### Appendix I

Comment 1: Garlic Bulb Surrogate Value  
 A. Product Specificity  
 B. Broad Market Average  
 C. Public Availability  
 D. Contemporaneity

<sup>4</sup> For liquidation purposes the Department will instruct Customs and Border Protection ("CBP") to use the period November 1, 2005, through May 4, 2006, for two of the new shippers for whom we extended the POR. See POR Expansion Memo.

E. Tax and Duty Exclusivity  
 Comment 2: Surrogate Financial Ratios  
 Comment 3: Hongqiao Margin Calculation  
 [FR Doc. E7-19128 Filed 9-26-07; 8:45 am]  
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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-851]

#### **Certain Preserved Mushrooms From the People's Republic of China: Extension of Time Limit for Final Results of the Tenth Antidumping Duty New Shipper Review**

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

**DATES:** *Effective Date:* September 27, 2007.

**FOR FURTHER INFORMATION CONTACT:** Julia Hancock, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-1394.

#### **Background**

On July 19, 2007, the Department of Commerce ("the Department") issued the preliminary results of this new shipper review. *See Certain Preserved Mushrooms from the People's Republic of China: Preliminary Results of the Antidumping Duty New Shipper Review*, 72 FR 45734 (August 15, 2007) ("Preliminary Results").

#### **Extension of Time Limits for Final Results**

Section 751(a)(2)(B)(iv) of the Tariff Act of 1930, as amended (the "Act"), and 19 CFR 351.214(i)(1) require the Department to issue the preliminary results of a new shipper review within 180 days after the date on which the new shipper review was initiated and final results of a review within 90 days after the date on which the preliminary results were issued. The Department may, however, extend the deadline for completion of the final results of a new shipper review to 150 days if it determines that the case is extraordinarily complicated. *See* section 751(a)(2)(B)(iv) of the Act, and 19 CFR 351.214(i)(2).

On August 30, 2007, the Department sent a supplemental questionnaire to the respondent in this review, Guangxi Jisheng Foods, Inc. ("Jisheng"), regarding information Jisheng and its importer had placed on the record about their respective legal structure.

Additionally, as stated in the *Preliminary Results*, the Department intends to verify, as provided in section 782(i)(3) of the Act, sales and cost information submitted by the respondent, Jisheng. *See Preliminary Results*, 72 FR at 45735. As a result of the extraordinarily complicated issues raised in this review segment, including Jisheng's and its importer's legal structure, and the additional time needed to evaluate Jisheng's response to our questions, and analyze the information that will be gathered at Jisheng's sales and cost verification, it is not practicable to complete this new shipper review within the current time limit. Accordingly, the Department is extending the time limit for the completion of the final results by 60 days until December 16, 2007, in accordance with section 751(a)(2)(B)(iv) of the Act and 19 CFR 351.214(i)(2). However, because December 16, 2007, falls on a Sunday, the final results will be due on December 17, 2007, the next business day.

We are issuing and publishing this notice in accordance with sections 751(a)(2)(B) and 777(i)(1) of the Act.

Dated: September 17, 2007.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. E7-19107 Filed 9-26-07; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

(A-570-851)

#### **Certain Preserved Mushrooms from the People's Republic of China: Initiation of New Shipper Review**

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

**EFFECTIVE DATE:** September 27, 2007.

**SUMMARY:** The Department of Commerce ("the Department") has received a request from Duijiangyan Xingda Foodstuff Co., Ltd. ("Xingda"), a producer and exporter of preserved mushrooms, to conduct a new shipper review ("NSR") of the antidumping duty order on certain preserved mushrooms from the People's Republic of China ("PRC"). Since this request meets the statutory and regulatory requirements for initiation, the Department is initiating a NSR of Xingda, in accordance with section 751(a)(2)(B) of the Tariff Act of 1930, as amended ("the Act"), and 19 CFR 351.214(d).

**FOR FURTHER INFORMATION CONTACT:** Thomas Martin or Mark Manning; AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave., NW, Washington, DC 20230; telephone: (202) 482-3936 and (202) 482-5253, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On February 19, 1999, the Department published the antidumping duty order on certain preserved mushrooms from the PRC. *See Notice of Amendment of Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Certain Preserved Mushrooms From the People's Republic of China*, 64 FR 8308 (February 19, 1999). Thus, the antidumping duty order on certain preserved mushrooms from the PRC has a February anniversary month. The Department received a request for a NSR from Xingda on August 30, 2007, which is during the semiannual anniversary month. *See* 19 CFR 351.214(d)(2).

Xingda identified itself as a producer and exporter of preserved mushrooms. Pursuant to section 751(a)(2)(B)(i)(I) of the Act, and 19 CFR 351.214(b)(2)(i), Xingda certified that it did not export preserved mushrooms to the United States during the period of investigation ("POI"). Pursuant to section 751(a)(2)(B)(i)(II) of the Act, and 19 CFR 351.214(b)(2)(iii)(A), Xingda also certified that it has never been affiliated with any exporter or producer that exported preserved mushrooms to the United States during the POI. Furthermore, the company also certified that its export activities are not controlled by the government of the PRC, satisfying the requirement of 19 CFR 351.214(b)(2)(iii)(B).

Pursuant to 19 CFR 351.214(b)(2)(iv), Xingda submitted documentation establishing the date on which the subject merchandise was first entered for consumption in the United States, the volume of that first shipment and any subsequent shipments, and the date of the first sale to an unaffiliated customer in the United States. The Department queried the U.S. Customs and Border Protection ("CBP") entry database, which confirmed that Xingda had officially entered subject merchandise into the United States via assignment of an entry date in the Customs database by CBP.

##### **Initiation of Review**

Based on the information on the record, and in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214(d)(1), we have determined that