

lack of appropriate evidence to support its written appeal further substantiates the public need to affirm the Assistant Secretary's TDO. Exhibit 16.

#### IV. Conclusion

I hereby find that BIS has met the standard required by section 766.24 of the Regulations and has introduced evidence that the potential violations under investigation are significant, deliberate and covert, and not merely technical or negligent. It was and is reasonable to believe that the temporary denial order is required in the public interest to prevent an imminent violation of the Act, the Regulations, or any order, license or other authorization issued under the Act.

Therefore, I recommend that TDO issued by the Assistant Secretary on June 6, 2008, and modified on July 10, 2008 be affirmed and Respondents' corresponding appeal be denied.

Accordingly, I am referring this Recommended Decision and Order to the Under Secretary of Commerce for Industry and Security for review and final action for the agency, without further notice to the respondent, as provided in section 766.24 of the Regulations.<sup>14</sup>

#### [REDACTED SECTION]

Done and Dated, September 16, 2008, New York, NY.

The Honorable Walter J. Brudzinski,  
Administrative Law Judge.

#### ATTACHMENT A, Exhibit Lists

##### A. BIS Exhibits 1–16:

1. June 6, 2008 Order Temporarily Denying Export Privileges.
2. July 10, 2008 Order Modifying Temporary Denial of Export Privileges.
3. June 25, 2008 Article Entitled "Iran Air Drops Plans to Buy Russian Aircraft Over Cost Fears."
4. September 10, 2008 Letter to Mr. Thomas Madigan, Director Office of Export Enforcement.
5. August 5th and August 25th Letters Regarding U.S. Department of Treasury Records Search.
6. August 7, 2008 Letter to Mr. Hamit Kahveci, World Focus Airlines.
7. September 10, 2008 Declaration of Tracy E. Martin.
8. Excerpt of IranAir Web site.
9. Current Appointments Report for: GALAXY AVIATION TRADE COMPANY LTD.
10. Airframe History of B.747 msn 24134.
11. Photographs of airplane.
12. July 25, 2008 Letter to Office of the Administrative Law Judge from Galaxy Aviation Trade Company Ltd.
13. June 27, 2008 Letter to Director of General Civil Aviation Authority Pakistan

<sup>14</sup> See 15 CFR 766.24(e) (indicating that within five working days after receipt of a recommended decision concerning a TDO appeal, the Under Secretary is to issue a written order affirming, modifying, or vacating the recommended decision.

from the Republic of Turkey Ministry of Transport.

14. September 11, 2008 Declaration of John Sonderman.

15. May 20, 2008 Aircraft Sale and Purchase Agreement.

16. Aero Transport Data Bank (world wide fleet list) publicly available at <http://www.aerotransport.org/>.

B. Respondents did not file any exhibits.

C. ALJ Exhibit 1:

1. BIS's Recommended Decision and Order Received September 16, 2008.

#### *Certificate of Service*

I hereby certify that I have served the foregoing RECOMMENDED DECISION AND ORDER as indicated below to the following person(s):

Mario Mancuso, Under Secretary of Commerce for Industry and Security, U.S. Department of Commerce, Room H-3892, 14th Street & Constitution Avenue, NW., Washington, DC 20230, Fax: 202-482-2387. (By Facsimile and Federal Express.)

Gregory Michelsen, Attorney-Advisor, Attorney for Bureau of Industry and Security, Office of Chief Counsel for Industry and Security, U.S. Department of Commerce, Room H-3839, 14th Street & Constitution Avenue, NW., Washington, DC 20230, Fax: 202-482-0085. (By Facsimile and Federal Express.)

Galaxy Aviation Trade Company Ltd. and Hooshang Seddigh, 15 Moreland Court, Lyndale Avenue, Finchley Road, London, UK NW2 2PJ. (By First Class Mail, Postage Prepaid.)

Hamid Shakeri Hendi, 5th Floor, 23 Nafisi Avenue, Shahrak Ekbatan, Karaj Special Road, Tehran, Iran. (By First Class Mail, Postage Prepaid.)

Hossein Jahan Peyma, 2/1 Makran Cross, Heravi Square, Moghan Ave., Pasdaran Cross, Tehran, Iran. (By First Class Mail, Postage Prepaid.)

ALJ Docketing Center, Attention: Hearing Docket Clerk, 40 S. Gay Street, Room 412, Baltimore, Maryland 21202-4022, Fax: (410) 962-1746. (By Facsimile and Federal Express.)

Done and dated this 16th day of September, 2008 at New York, New York.

**Regina V. Maye,**

*Paralegal Specialist to the Hon. Walter J. Brudzinski, Administrative Law Judge.*

[FR Doc. E8-23726 Filed 10-8-08; 8:45 am]

**BILLING CODE 3510-DT-M**

## DEPARTMENT OF COMMERCE

### International Trade Administration

(A-351-840)

#### **Certain Orange Juice from Brazil; Notice of Extension of Time Limits for Preliminary Results of Antidumping Duty Administrative Review**

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

**EFFECTIVE DATE:** October 9, 2008.

#### **FOR FURTHER INFORMATION CONTACT:**

Elizabeth Eastwood, AD/CVD Operations, Office 2, Import Administration, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-3874.

#### **SUPPLEMENTARY INFORMATION:**

#### **Background**

On April 25, 2008, the Department of Commerce (the Department) published a notice of initiation of administrative review of the antidumping duty order on certain orange juice from Brazil. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part*, 73 FR 22337 (April 25, 2008). The period of review is March 1, 2007, through February 29, 2008, and the preliminary results are currently due no later than December 1, 2008. The review covers two producers/exporters of the subject merchandise to the United States.

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

Pursuant to section 751(a)(3)(A) of Tariff Act of 1930, as amended (the Act), the Department shall make a preliminary determination in an administrative review of an antidumping order within 245 days after the last day of the anniversary month of the date of publication of the order. Section 751(a)(3)(A) of the Act further provides, however, that the Department may extend the 245-day period to 365 days if it determines it is not practicable to complete the review within the foregoing time period. We determine that it is not practicable to complete this administrative review within the time limits mandated by section 751(a)(3)(A) of the Act because of certain technical issues contained in supplemental questionnaire responses. Analysis of these issues requires additional time. Therefore, we have fully extended the deadline for completing the preliminary results until March 31, 2009. The deadline for the final results of the review continues to be 120 days after the publication of the preliminary results.

This extension notice is published in accordance with sections 751(a)(3)(A) and 777(i) of the Act.

Dated: October 3, 2008.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

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**BILLING CODE 3510-DS-S**