

products and/or services, primary market objectives, and goals for participation. If the Department of Commerce receives an incomplete application, the Department may reject the application, request additional information, or take the lack of information into account when evaluating the applications.

- Each applicant must also certify that the products and services it seeks to export through the mission are either produced in the United States, or, if not, marketed under the name of a U.S. firm and have at least 51 percent U.S. content of the value of the finished product or service.

*Selection Criteria:* Selection will be based on the following criteria:

- Suitability of the company's products or services in the target markets and sectors.
- Applicant's potential for business in the target markets, including likelihood of exports resulting from the mission.
- Consistency of the applicant's goals and objectives with the stated scope of the trade mission.

Referrals from political organizations and any documents containing references to partisan political activities (including political contributions) will be removed from an applicant's submission and not considered during the selection process.

#### **Timeframe for Recruitment and Applications**

Mission recruitment will be conducted in an open and public manner. Outreach will include publication in the **Federal Register**, posting on the Commerce Department trade mission calendar (<http://www.ita.doc.gov/doctm/tmcal.html>) and other Internet Web sites, press releases to general and trade media, direct mail, broadcast fax, notices by industry trade associations and other multiplier groups, and publicity at industry meetings, symposia, conferences, and trade shows. The International Trade Administration will explore and welcome outreach assistance from other interested organizations, including other U.S. Government agencies.

Recruitment for the mission will begin immediately and close February 20, 2009. Applications are available on-line on the mission Web site at <http://www.buyusa.gov/globaldesignbuild/futurebuildmission.html>. They can also be obtained by contacting the Mission Project Officer listed below. Applications received after February 20, 2009 will be considered only if space and scheduling constraints permit.

#### *Contacts*

Sean Timmins, Global Trade Programs, Commercial Service Trade Missions Program, Tel: 202-482-1841, E-mail: [FutureBuildMission@mail.doc.gov](mailto:FutureBuildMission@mail.doc.gov).

Terri Batch, International Trade Specialist, Global Design Build Team Leader, Tel: 310-882-1750, E-mail: [FutureBuildMission@mail.doc.gov](mailto:FutureBuildMission@mail.doc.gov).

#### **Sean Timmins,**

*Global Trade Programs, Commercial Service Trade Missions Program.*

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## **DEPARTMENT OF COMMERCE**

### **International Trade Administration**

[A-570-831]

#### **Fresh Garlic from the People's Republic of China: Partial Rescission of the 13<sup>th</sup> Antidumping Duty Administrative Review**

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

**EFFECTIVE DATE:** November 21, 2008.

**FOR FURTHER INFORMATION CONTACT:** Scott Lindsay or Summer Avery, AD/CVD Operations, Office 6, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington DC 20230; telephone: (202) 482-0780 or (202) 482-4052, respectively.

#### **Background**

On December 27, 2007, the Department published a notice of initiation of an administrative review of fresh garlic from the People's Republic of China ("PRC"), covering the period November 1, 2006, through October 31, 2007. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 72 FR 73315 (December 27, 2007) (*Initiation Notice*).

On June 24, 2008, the Fresh Garlic Producers Association ("FGPA") and its individual members<sup>1</sup> (collectively, "Petitioners") partially withdrew their request for review of certain companies in this administrative review. On June 26, 2008, Petitioners submitted an amended partial withdrawal of request for review. In total, Petitioners withdrew their request for an administrative review for twenty-eight companies (see Attachment 1).

<sup>1</sup> The individual members of the FGPA are Christopher Ranch L.L.C., The Garlic Company, Valley Garlic, and Vessey and Company, Inc.

#### **Partial Rescission**

Pursuant to 19 CFR 351.213(d)(1), the Secretary will rescind an administrative review, in whole or in part, if a party that requested the review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review. Further pursuant to 19 CFR 351.213(d)(1), the Department is permitted to extend this time limit if reasonable to do so. On March 27, 2008, the Department extended the deadline for the withdrawal of review requests to 30 days after the Department's receipt of the last response to the Department's initial questionnaire filed by any selected respondent in this review. On June 20, 2008, the Department further extended the deadline for the withdrawal of review requests to July 7, 2008.

Therefore, because Petitioners' withdrawal of requests for review was timely and no other party requested a review of the aforementioned companies, in accordance with 19 CFR 351.213(d)(1), we are rescinding this review with respect to the twenty-eight companies named in Attachment 1. In addition, the *Initiation Notice* inadvertently included two companies that were not included in Petitioners' original request for review, *i.e.*, Anqui Friend Food Co., Ltd. ("Anqui Friend") and Anqui Haoshun Trade Co., Ltd. ("Anqui Haoshun"). No other party requested a review of these two companies. Therefore, we are also rescinding the review of Anqui Friend and Anqui Haoshun. Thus, in sum, we are rescinding the review with respect to thirty companies.

#### **Assessment Rates**

The Department will instruct U.S. Customs and Border Protection ("CBP") to assess antidumping duties on all appropriate entries. For those companies for which this review has been rescinded and which have a separate rate, antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(2). The Department intends to issue appropriate assessment instructions directly to CBP 15 days after publication of this notice. For those companies for which this review has been rescinded but do not have a separate rate at this time (and thus remain part of the PRC-wide entity), the Department will issue assessment instructions upon the completion of this administrative review.

**Notification to Importers**

This notice serves as a final reminder to importers for whom this review is being rescinded, as of the publication date of this notice, 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 the antidumping duties occurred and the subsequent assessment of double antidumping duties.

**Notification Regarding Administrative Protective Orders**

This notice also serves as a 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, which continues to govern business proprietary information in this segment of the proceeding. 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 may be subject to sanctions.

This notice is issued and published in accordance with section 777(i)(1) of the Act and 19 CFR 351.213(d)(4).

Dated: November 17, 2008.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

**Attachment 1**

1. Anqiu Haoshun Trade Co., Ltd.;
2. Golden Bridge International, Inc.;
3. Hebei Golden Bird Trading Co., Ltd.;
4. Henan Weite Industrial Co., Ltd.;
5. Henan Xingchang Sunny Foodstuff;
6. Heze Ever-Best International Trade Co., Ltd. (f/k/a Shandong Heze International Trade and Developing Company);
7. Huaiyang Hongda Dehydrated Vegetable Company;
8. Jinan Yipin Corporation, Ltd.;
9. Jinxiang Shanyang Freezing Storage Co., Ltd.;
10. Jinxiang Tianma Freezing Storage Co., Ltd.;
11. Jining Yongjia Trade Co., Ltd.;
12. Linshu Dading Private Agricultural Products Co., Ltd.;
13. Qingdao Aobeilin Import & Export Co.;
14. Qingdao Camel Trading Co., Ltd.;

15. Qingdao Longyuan Aquatic Products;
16. Qingdao Oasis International Trade Co.;
17. Qingdao Titan Shipping LLC;
18. Shandong Longtai Fruits and Vegetables Co., Ltd.;
19. Shandong Wonderland Organic Food Co., Ltd.;
20. Shanghai Ever Rich Trade Company;
21. Shenzhen Fanhui Import & Export Co., Ltd.;
22. Shenzhen Xinboda Industrial Co., Ltd.;
23. Sunny Import & Export Limited;
24. Taian Fook Huat Tong Kee Pte. Ltd.;
25. Taiyan Ziyang Food Co., Ltd.;
26. Weifang Hongqiao International Logistic Co., Ltd.;
27. XuZhou Simple Garlic Industry Co., Ltd.; and
28. Zhengzhou Harmoni Spice Co., Ltd.

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**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration**

**RIN 0648-XL80**

**Endangered and Threatened Species; Take of Anadromous Fish**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Receipt of applications for scientific research permits; receipt of application to renew and to modify scientific permit; request for comments.

**SUMMARY:** Notice is hereby given that NMFS has received applications for scientific research from the U.S. Fish and Wildlife Service (USFWS-Stockton) in Stockton, CA (13791), and from FISHBIO Environmental, LLC (FISHBIO) in Chico, CA (14092). Notice is also given that NMFS has received an application to modify a permit for scientific research from the Interagency Ecological Program (IEP), in Stockton, CA (1440). These permits would affect the federally endangered Sacramento River winter-run Chinook salmon and the threatened Central Valley spring-run Chinook salmon Evolutionarily Significant Units (ESUs), the federally threatened Central Valley steelhead Distinct Population Segment (DPS), and the federally threatened southern Distinct Population of North American green sturgeon (southern DPS of green

sturgeon). Permit 1440 would also affect threatened Central California Coast steelhead. This document serves to notify the public of the availability of the permit applications for review and comment.

**DATES:** Written comments on the permit applications must be received no later than 5 p.m. Pacific Standard Time on December 22, 2008.

**ADDRESSES:** Comments submitted by e-mail must be sent to the following address *FRNpermitsSAC@noaa.gov*. The applications and related documents are available for review by appointment, for permits: Protected Resources Division, NMFS, 650 Capitol Mall, Suite 8-300, Sacramento, CA 95814 (ph: 916-930-3600, fax: 916-930-3629).

**FOR FURTHER INFORMATION CONTACT:** Shirley Witalis at phone number 916-930-3606, or e-mail: *shirley.witalis@noaa.gov*.

**SUPPLEMENTARY INFORMATION:****Authority**

Issuance of permits and permit modifications, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531 1543) (ESA), is based on a finding that such permits/modifications: (1) are applied for in good faith; (2) would not operate to the disadvantage of the listed species which are the subject of the permits; and (3) are consistent with the purposes and policies set forth in section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and modifications are issued in accordance with and are subject to the ESA and NMFS regulations governing listed fish and wildlife permits (50 CFR parts 222-226).

Those individuals requesting a hearing on an application listed in this notice should set out the specific reasons why a hearing on that application would be appropriate (see **ADDRESSES**). The holding of such a hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in the permit action summaries are those of the applicant and do not necessarily reflect the views of NMFS.

**Species Covered in This Notice**

This notice is relevant to federally-listed endangered Sacramento River winter-run Chinook salmon (*Oncorhynchus tshawytscha*) ESU, threatened Central Valley spring-run Chinook salmon (*O. tshawytscha*) ESU, threatened Central Valley steelhead (*O. mykiss*) DPS, threatened Central California Coast steelhead (*O. mykiss*),