

warehouse, for consumption on or after February 15, 2006, through December 31, 2006, at the *ad valorem* rate listed above. We will also instruct CBP to collect a cash deposit for Navneet of estimated countervailing duties at the rate indicated above on all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of these final results of review.

For all non-reviewed companies, the Department has instructed CBP to assess countervailing duties at the cash deposit rates in effect at the time of entry, for entries between February 15, 2006, and December 31, 2006. The cash deposit rates for all companies not covered by this review are not changed by the results of this review.

### Return or Destruction of Proprietary Information

This notice serves as a reminder to parties subject to administrative protective order ("APO") of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of 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.

We are issuing and publishing these results in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: February 3, 2009.

**Ronald K. Lorentzen,**  
Acting Assistant Secretary for Import Administration.

### Appendix I—Issues in Decision Memorandum

#### I. List of Issues

- Whether the Department Should Apply Total Adverse Facts Available to Navneet
- In the Alternative, Whether the Department Should Apply Partial Adverse Facts Available in Calculating Navneet's Duty Entitlement Passbook Scheme ("DEPS") Subsidy
- Whether the Department Erred in Calculating the Benefit on the 80IB Tax Program

#### II. Subsidies Valuation Information

- Benchmarks for Long Term Loans and Discount Rates
- Allocation Period

#### III. Analysis of Programs

##### A. Programs Determined To Confer Subsidies

- Duty Entitlement Passbook Scheme (DEPS)
- Export Promotion Capital Goods Scheme (EPCGS)
- The Government of India's Income Deduction Program (80IB Tax Program)

##### B. Programs Determined Not To Be Used Programs Administered by the Government of India

- Duty Replenishment Certificate Scheme
- Advance License Program
- Export Processing Zones and Export Oriented Units
- Target Plus Scheme
- Export Processing Zones
- Income Tax Exemption Scheme (Sections 10A, 10B, and 80HHC)
- Market Development Assistance
- Status Certificate Program
- Market Access Initiative
- Loan guarantees from the GOI
- Exemption of Export Credit from Interest Taxes
- Pre and Post-shipment Export Financing

##### Programs Administered by the State Governments

- State Government of Gujarat Provided Tax Incentives (State Government of Gujarat Program)
- State Government of Maharashtra Programs:
  - Sales Tax Program from Maharashtra
  - Electricity Duty Exemptions Under the State Government of Maharashtra's (SGM) Package Scheme of Incentives of 1993 (PSI of 1993)
  - Refunds of Octroi Under the PSI of 1993, Maharashtra Industrial Policy (MIP of 2001), and Maharashtra Industrial Policy (MIP of 2006)
  - Infrastructure Subsidies to Mega Projects
  - Land for Less than Adequate Remuneration (for firms operating in areas outside the Bombay and Pune metropolitan areas)
  - Loan Guarantees Based on Octroi Refunds by the SGM

#### IV. Total Ad Valorem Rate

#### V. Analysis of Comments

- Whether the Department Should Apply Total Adverse Facts Available to Navneet
- In the Alternative, Whether the Department Should Apply Partial Adverse Facts Available in Calculating Navneet's Duty Entitlement Passbook Scheme ("DEPS") Subsidy
- Whether the Department Erred in Calculating the Benefit on the 80IB Tax Program

[FR Doc. E9-2765 Filed 2-9-09; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### National Institute of Standards and Technology

#### Notice of Inventions Available for Licensing

**AGENCY:** National Institute of Standards and Technology, Commerce.

**SUMMARY:** The inventions listed below are owned in whole or in part by the U.S. Government, as represented by the Secretary of Commerce. The U.S. Government's interest in these inventions is available for licensing in

accordance with 35 U.S.C. 207 and 37 CFR Part 404 to achieve expeditious commercialization of results of federally funded research and development.

**FOR FURTHER INFORMATION CONTACT:** Technical and licensing information on these inventions may be obtained by writing to: National Institute of Standards and Technology, Office of Technology Partnerships, Attn: Mary Clague, Building 222, Room A240, Gaithersburg, MD 20899. Information is also available via telephone: 301-975-4188, fax 301-975-3482, or e-mail: [mary.clague@nist.gov](mailto:mary.clague@nist.gov). Any request for information should include the NIST Docket number and title for the invention as indicated below.

**SUPPLEMENTARY INFORMATION:** NIST may enter into a Cooperative Research and Development Agreement ("CRADA") with the licensee to perform further research on the invention for purposes of commercialization. The inventions available for licensing are:

#### [NIST Docket Number: 07-002]

*Title:* Zero Order Overlay Targets.

*Abstract:* This invention consists of a method and target design for overlay measurements using optical methods. The key is twofold. One aspect is to allow optical overlay measurements using device-sized dimensions and very dense targets while at the same time using only conventional image based methods. The other aspect is to enable a magnification of the actual overlay by factors of 10 or 20, for example, based on the relative values of the to be described pitch. That is, a 2 nm actual overlay offset can yield a 20 run or 40 nm offset in the reflected signal. The new target designs are unique for overlay and provide a new and revolutionary technique for overlay measurements using overlaid dense structures. This technique has no immediate limitation on feature size and density and in fact very dense features will perform well using this technique.

#### [NIST Docket Number: 08-002]

*Title:* Design Modifications and Attachment to the Home Lift Position and Rehabilitation (HLPR) Chair.

*Abstract:* This invention is owned in whole by the U.S. Government. The invention provides a number of improvements to the original NIST Home Lift Position and Rehabilitation (HLPR) Chair. The HLPR Chair provides lift and mobility capabilities to those dependent on wheelchairs not otherwise available and greatly reduces reliance on healthcare workers to assist in moving a patient to/from the toilet, bed, or rehabilitation.

Dated: February 4, 2009.

**Patrick Gallagher,**

*Deputy Director.*

[FR Doc. E9-2759 Filed 2-9-09; 8:45 am]

BILLING CODE 3510-13-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Proposed Information Collection; Comment Request; Economic Surveys for U.S. Commercial Fisheries

**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 April 13, 2009.

**ADDRESSES:** Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 7845, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the information collection instrument and instructions should be directed to Rita Curtis, (301) 713-2328 or [Rita.Curtis@noaa.gov](mailto:Rita.Curtis@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Abstract

*Economic data for selected United States (U.S.) commercial fisheries will be collected for each of the following groups of operations:* (1) Processors, including onshore plants, floating processing plants, mothership vessels, and catcher/processor vessels; (2) catcher vessels; and (3) for-hire vessels. The companies associated with these groups will be surveyed for expenditure, earnings, effort, ownership, and employment data; and basic demographic data on fishing and processing crews. These economic data collection programs contribute to legally-mandated analyses required under the Magnuson-Stevens Fishery Conservation and Management Act (MFCMA), the National Environmental Policy Act (NEPA), the Regulatory Flexibility Act (RFA), Executive Order 12866 (EO 12866) as well as a variety of

state statutes including Florida Statute 120.54, Hawaii Revised Statute 201M-2, New Jersey Permanent Statutes 52:14B-19 and Oregon Revised Statutes 183.335 and 183.540.

In general, questions will be asked concerning ex-vessel and wholesale prices and revenue, variable and fixed costs, expenditures, effort, ownership, dependence on the fisheries, and fishery employment. The data collection efforts will be coordinated to reduce the additional burden for those who participate in multiple fisheries. Participation in these data collections will be voluntary.

*The data will be used for the following three purposes:* (1) To monitor the economic performance of these fisheries through primary processing; (2) to analyze the economic performance effects of current management measures; and (3) to analyze the economic performance effects of alternative management measures. The measures of economic performance to be supported by this data collection program include the following: (1) Contribution to net national benefit; (2) contribution to income of groups of participants in the fisheries (*i.e.*, fishermen, vessel owners, processing plant employees, and processing plant owners); (3) employment; (4) regional economic impacts (income and employment); and (5) factor utilizations rates. As required by law, the confidentiality of the data will be protected.

Data collections will focus each year on a different component of the U.S. commercial fisheries, with only limited data collected in previously surveyed components of these fisheries. The latter will be done to update the models that will be used to track economic performance and to evaluate the economic effects of alternative management actions. This cycle of data collection will facilitate economic performance data being available and updated for all the components of the U.S. commercial fisheries identified above.

##### II. Method of Collection

The surveys will be conducted via mail, telephone and in-person interview. The fisherman will be mailed a copy of the survey instrument in advance of a telephone or in-person interview.

##### III. Data

*OMB Control Number:* 0648-0369.

*Form Number:* None.

*Type of Review:* Regular submission.

*Affected Public:* Business or other for-profit organizations.

*Estimated Number of Respondents:* 7,000.

*Estimated Time per Response:* 1-2 hours for a response from a catcher vessel or for-hire vessel for operating cost, annual cost, revenue, effort, employment, ownership, and limited demographic data; 20-30 minutes per response from a catcher vessel or for-hire vessel for operating cost data; 30 minutes to 1 hour and 30 minutes per response from a catcher vessel or for-hire vessel for annual expenditure and demographic data; 8 hours for a response from a West Coast or Alaska processor, including catcher/processor vessels, mothership vessels, floating processing plants, and onshore plants; 1-2 hours for a response from an East Coast or Gulf processor.

*Estimated Total Annual Burden Hours:* 7,000.

*Estimated Total Annual Cost to Public:* \$0.

#### IV. Request for Comments

*Comments are invited on:* (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (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 respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: February 5, 2009.

**Gwellnar Banks,**

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

[FR Doc. E9-2728 Filed 2-9-09; 8:45 am]

BILLING CODE 3510-22-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XN07

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

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and