

vehicle fee of \$2/night; Fly Flat Campground (\$8/night) with an extra vehicle fee of \$2/night; Spruce Tree Campground (\$8/night) with an extra vehicle fee of \$2/night; Line Creek Stock Camp Campground (\$8/night) with an extra vehicle fee of \$2/night; and Big Creek Campground (\$8/night) with an extra vehicle fee of \$2/night. The Lewis and Clark National Forest will begin charging new fees for overnight camping at Indian Hill Campground (\$5/night); Hay Canyon Campground (\$5/night); and VandeReit Memorial Pilots Campground (\$10/night). The Lolo National Forest will begin charging new fees for overnight camping at Fishtrap Campground (\$10/night).

Rentals of other cabins and lookouts throughout the Northern Region have shown that the public appreciates and enjoys the availability of historic rental cabins and lookouts as well as campgrounds and group camping sites. Funds from the campgrounds will be used for the continued operation and maintenance of recreation sites.

**DATES:** Pending additional public comment and BLM Resource Advisory Committee review and recommendation regarding charging new fees at these proposed sites, the campgrounds could become available as early as August 12, 2009. Additionally, fee pricing may be adjusted per the proposed Region One Regional Recreation Fee schedule, per public and BLM RAC comments on the framework and fee pricing schedule, which will also go through **Federal Register** notice, regional and local public comment, and BLM RAC review and recommendation.

**ADDRESSES:** Comments regarding these new proposed fee sites may be sent directly to the respective Forest: Forest Supervisor, Clearwater National Forest, 12730 Highway 12, Orofino, ID 83544; Forest Supervisor, Idaho Panhandle National Forest, 3815 Schreiber Way, Coeur d'Alene, ID 83815; Forest Supervisor, Lewis and Clark National Forest, 1101 15th Street North, Great Falls, MT 59403; Forest Supervisor, Lolo National Forest, Building 24—Fort Missoula, Missoula, MT 59804.

**FOR FURTHER INFORMATION CONTACT:** Joni Packard, Northern Region Recreation Fee Program Coordinator, 406-329-3586.

**SUPPLEMENTARY INFORMATION:** The Federal Recreation Lands Enhancement Act (Title VII, Pub. L. 108-447) directed the Secretary of Agriculture to publish a six month advance notice in the **Federal Register** whenever new recreation fee areas are established. The intent of this notice is to give the public an opportunity to comment if they have

concerns or questions about new fees. The Northern Region currently offers over 150 other cabin rentals, including guard stations and fire lookouts, 208 fee campgrounds and 268 non-fee (free) campgrounds. Many sites are often fully booked throughout their rental season. Local public comments have shown that people desire having these sorts of recreation experiences on these National Forests and Grasslands. The fees proposed are based on amenities offered and local comparable markets and are both reasonable and acceptable for these sorts of unique recreation experience.

People wanting to rent these campground sites may do so on a first-come, first-served basis, and for locations with a portion of reservable sites, through the National Recreation Reservation Service (NRRS), at [www.recreation.gov](http://www.recreation.gov) or by calling 1-877-444-6777. The National Recreation Reservation Service charges a \$9 fee for reservations made on-line and a \$10 fee for reservations made by phone.

Dated: January 23, 2009.

**Thomas Tidwell,**

*Regional Forester, Northern Region.*

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**BILLING CODE 3410-11-M**

## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 5-2009]

#### Foreign-Trade Zone 49 -- Newark, New Jersey Area, Application for Expansion

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the Port Authority of New York and New Jersey, grantee of FTZ 49, requesting authority to expand its zone to include an additional site located in Edison, New Jersey, within the Newark/New York Customs and Border Protection port of entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on February 6, 2009.

FTZ 49 was approved on April 6, 1979 (Board Order 146, 44 FR 22502, 4/16/79) and expanded as follows: on May 26, 1983 (Board Order 211, 48 FR 24958, 6/3/83); on October 23, 1987 (Board Order 365, 52 FR 41599, 10/29/87); on April 19, 1990 (Board Order 470, 55 FR 17478, 4/25/90); on December 15, 1999 (Board Order 1067, 64 FR 72642, 12/28/99); on April 14, 2006 (Board Order 1446, 71 FR 23895, 4/25/06); and, on

February 28, 2007 (Board Order 1504, 72 FR 10642, 3/9/07).

The general-purpose zone project currently consists of ten sites (3,588 acres total): *Site 1* (2,075 acres) -- Port Newark/Elizabeth Port Authority Marine Terminal and three parcels located at 888 Doremus Avenue in Newark, at 50 Division Street in Elizabeth and at 251-259 Kapowski Road in Elizabeth; *Site 2* (64 acres) -- Global Terminal and Container Services and adjacent Jersey Distribution Services facility in Jersey City and Bayonne; *Site 3* (124 acres) -- Port Authority Industrial Park, adjacent to the Port Newark/Elizabeth Port Authority Marine terminal; *Site 4* (198 acres) -- Port Authority Auto Marine Terminal and adjacent Greenville Industrial Park in Bayonne and Jersey City; *Site 5* (40 acres) -- the jet fuel storage and distribution system at Newark International Airport in Newark and Elizabeth; *Site 6* (407 acres) -- within the 441-acre South Kearny Industrial Park located at 100 Central Avenue in Kearny; *Site 7* (114 acres) -- I-Port 12 industrial park located at exit 12 of the New Jersey Turnpike in Carteret (sunset 3/31/2014); *Site 8* (176 acres) -- within the 183-acre I-Port 440 industrial park located east of State Street and north of the Outer Bridge Crossing in Perth Amboy (sunset 3/31/2014); *Site 9* (317 acres) -- Port Reading Business Park located on Port Reading Avenue in Woodbridge (sunset 3/31/2014); and, *Site 10* (73 acres) -- Port Elizabeth Business Park located at 10 North Avenue East in Elizabeth (sunset 3/31/2014).

The applicant is now requesting authority to expand the general-purpose zone to include a site at the Heller Industrial Park located at 205 Mill Road in Edison (Proposed Site 11 - 401.753 acres). The park consists of 33 existing buildings (7.8 million square feet of space) with 69 companies currently occupying the park. The park can accommodate various activities, including warehousing, distribution, light manufacturing and third-party logistics operations. No specific manufacturing requests are being made at this time. Such requests would be made to the Board on a case-by-case basis.

In accordance with the Board's regulations, Camille Evans of the FTZ Staff is designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address listed below. The closing period

for their receipt is April 20, 2009. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to May 4, 2009).

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230-0002, and in the "Reading Room" section of the Board's website, which is accessible via [www.trade.gov/ftz](http://www.trade.gov/ftz). For further information, contact Camille Evans at [Camille\\_Evans@ita.doc.gov](mailto:Camille_Evans@ita.doc.gov) or (202) 482-2350.

Dated: February 6, 2009.

**Andrew McGilvray,**

*Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-201-802]

#### **Gray Portland Cement and Clinker from Mexico: Initiation of Changed-Circumstances Review, Preliminary Results of Review, Intent to Revoke Antidumping Duty Order, and Intent to Terminate Five-year (Sunset) Review of Antidumping Duty Order**

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

**SUMMARY:** The Department of Commerce (the Department) is initiating a changed-circumstances review of the antidumping duty order on gray portland cement and clinker from Mexico. As a result of its preliminary analysis, the Department intends to revoke the order and to terminate the five-year (sunset) review of the order.

Interested parties are invited to comment on the preliminary results, the intent to revoke the order, and the intent to terminate the five-year (sunset) review of the antidumping duty order.

**EFFECTIVE DATE:** February 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Hermes Pinilla or Minoo Hatten, AD/CVD Operations, Office 5, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, telephone: (202) 482-3477 and (202) 482-1690, respectively.

**SUPPLEMENTARY INFORMATION:**

### Background

On March 6, 2006, the Office of the United States Trade Representative, Secretaria de Economia of the United Mexican States, and the Department entered into an Agreement on Trade in Cement (Agreement). See *Gray Portland Cement and Clinker from Mexico: Agreement Between the Office of the United States Trade Representative, The United States Department of Commerce and Secretaria de Economia of Mexico on Trade in Cement*, 71 FR 13082 (March 14, 2006). Section XI.B of the Agreement states that, provided it "has not been terminated before March 31, 2009," the Department "shall revoke" the cement order "for all Mexican Cement Producers that have not exported any Mexican Cement to the United States since August 30, 1990, or that have not exported substantially more than the Export Limits" allocated by the Mexican government from April 1, 2008, through March 31, 2009. Pursuant to the terms of the Agreement concerning the revocation of the order, the Department is initiating a changed-circumstances review pursuant to section 751(b) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.221(b)(1).

### Preliminary Results of Review

The Agreement states that revocation of the order "shall be based on" irrevocable letters which were submitted in accordance with Section II.A.13 by the following domestic producers of the like merchandise: the Southern Tier Cement Committee (STCC) and its members, Capitol Aggregates, Ltd. (Capitol Aggregates), and Holcim (U.S.) Inc. (Holcim). STCC and its members, Capitol Aggregates, and Holcim state in those letters that they have "no interest" in maintaining the order after the expiration of the Agreement and that they will not "file a petition requesting remedies with respect to Mexican cement under the Act, the U.S. countervailing duty law, Sections 201-204 of the Trade Act of 1974, as amended, or Sections 301-305 of the Trade Act of 1974, as amended, {...} for a period of nine (9) months after this Agreement expires and will oppose any such petition filed by any other person or enterprise during that period." See Section II.A.13 and Appendix 14 of the Agreement.

The Agreement not only required the settlement of litigation of numerous challenges before North American Free Trade Agreement (NAFTA) Panels but also the suspension of a NAFTA challenge pertaining to the 1999 sunset review of the order, the withdrawal of

a challenge before the World Trade Organization, the suspension of the 2005 sunset review of this order, the creation and enforcement of an export-license program by the government of Mexico, the implementation of an import-license program by the Department, and the liquidation of certain entries of gray portland cement and clinker from Mexico by U.S. Customs and Border Protection (CBP) in accordance with the terms of the Agreement. We preliminarily determine that all of the terms of the Agreement have been satisfied to date.

### Intent to Revoke Order

Because the Department preliminarily determines that the terms of the Agreement and, therefore, the terms of the "no interest" letters from producers accounting for substantially all of the production of the domestic like product have been met, the Department intends to revoke the order in its entirety, effective April 1, 2009.

### Intent to Terminate Sunset Review

In accordance with Section II.A.11 of the Agreement, the Department suspended its conduct of the second sunset review initiated on October 3, 2005. See *Initiation of Five-year ("Sunset") Reviews*, 70 FR 57560 (October 3, 2005).

Because the Department preliminarily determines that the terms of the Agreement have been fulfilled, the Department intends to terminate the suspended sunset review on March 31, 2009, absent any difficulty in completing the terms of the Agreement before this date.

### Suspension of Liquidation

In accordance with Section XI.B of the Agreement, upon revocation of the order we will instruct CBP to discontinue the suspension of liquidation and to cease the collection of cash deposits on entries of subject merchandise entered, or withdrawn from warehouse, for consumption on or after April 1, 2009.

### Public Comment

Interested parties are invited to comment on the preliminary results of review, the intent to revoke the order, and the intent to terminate the sunset review. Written comments may be submitted no later than 14 calendar days after the date of publication of this notice. Rebuttals to written comments, limited to issues raised in such comments, may be filed no later than 21 calendar days after the date of publication of this notice.

This notice is published in accordance with sections 751(b)(1) and