

**SUMMARY:** Based on affirmative final determinations by the Department of Commerce (the Department) and the International Trade Commission (ITC), the Department is issuing a countervailing duty order on circular welded austenitic stainless pressure pipe (CWASPP) from the People's Republic of China (PRC).

*Effective Date:* March 19, 2009.

*Contact Information:* Robert Copyak, AD/CVD Operations, Office 3, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-2209.

**SUPPLEMENTARY INFORMATION:**

**Background**

On January 28, 2009, the Department published its final determination in the countervailing duty investigation on CWASPP from the PRC. *See Circular Welded Austenitic Stainless Pressure Pipe from the People's Republic of China: Final Affirmative Countervailing Duty Determination*, 74 FR 4936 (January 28, 2009) (*Final Determination*). On March 11, 2009, the ITC notified the Department of its final determination pursuant to section 705(b)(1)(A)(i) of the Tariff Act of 1930, as amended (the Act), that an industry in the United States is materially injured by reason of subsidized imports of subject merchandise from the PRC. *See Letter from the ITC to the Secretary of Commerce, "Notification of Final Affirmative Determination of Welded Stainless Pressure Pipe from China (Investigation Nos. 701-TA-454 and 731-TA-1144 (Final), USITC Publication 4064, March 2009),"* March 11, 2009. Pursuant to section 736(a) of the Act, the Department is publishing a countervailing duty order on the subject merchandise.

**Scope of the Order**

The merchandise covered by this investigation is circular welded austenitic stainless pressure pipe not greater than 14 inches in outside diameter. This merchandise includes, but is not limited to, the American Society for Testing and Materials (ASTM) A-312 or ASTM A-778 specifications, or comparable domestic or foreign specifications. ASTM A-358 products are only included when they are produced to meet ASTM A-312 or ASTM A-778 specifications, or comparable domestic or foreign specifications.

Excluded from the scope are: (1) Welded stainless mechanical tubing, meeting ASTM A-554 or comparable domestic or foreign specifications; (2)

boiler, heat exchanger, superheater, refining furnace, feedwater heater, and condenser tubing, meeting ASTM A-249, ASTM A-688 or comparable domestic or foreign specifications; and (3) specialized tubing, meeting ASTM A-269, ASTM A-270 or comparable domestic or foreign specifications.

The subject imports are normally classified in subheadings 7306.40.5005, 7306.40.5040, 7306.40.5062, 7306.40.5064, and 7306.40.5085 of the Harmonized Tariff Schedule of the United States. They may also enter under HTSUS subheadings 7306.40.1010, 7306.40.1015, 7306.40.5042, 7306.40.5044, 7306.40.5080, and 7306.40.5090. The HTSUS subheadings are provided for convenience and customs purposes only; the written description of the scope is dispositive.

**Countervailing Duty Order**

In accordance with section 705(d) of the Act on January 28, 2009, the Department published its final determination in the countervailing duty investigation of CWASPP from the PRC. *See Final Determination*, 74 FR 4936. On February 5, 2009, the Department terminated suspension of liquidation in accordance with 703(d) of the Act, effective November 7, 2008. Section 703(d) of the Act states that the suspension of liquidation pursuant to a preliminary determination may not remain in effect for more than four months.

On March 11, 2009, in accordance with section 705(d) of the Act, the ITC notified the Department of its final determination that the industry in the United States producing welded stainless steel pressure pipe is materially injured within the meaning of section 705(b)(1)(A)(i) of the Act by reason of subsidized imports of welded stainless steel pressure pipe from the PRC. Therefore, countervailing duties will be assessed on all unliquidated entries of CWASPP from the PRC entered or withdrawn from warehouse, for consumption, on or after July 10, 2008, the date on which the Department published its preliminary affirmative countervailing duty determination in the **Federal Register**, and before November 7, 2008, the date on which the Department instructed CBP to discontinue the suspension of liquidation in accordance with section 703(d) of the Act. *See Circular Welded Austenitic Stainless Pressure Pipe From the People's Republic of China: Preliminary Affirmative Countervailing Duty Determination and Alignment of Final Countervailing Duty Determination with Final Antidumping*

*Duty Determination*, 73 FR 39657 (July 10, 2008). Entries of CWASPP made on or after November 7, 2008, and prior to the date of publication of the ITC's final determination in the **Federal Register** are not liable for the assessment of countervailing duties due to the Department's discontinuation, effective November 7, 2008, of the suspension of liquidation.

In accordance with section 706(a)(1) of the Act, the Department will direct U.S. Customs and Border Protection (CBP) to assess, upon further instruction by the Department, countervailing duties equal to the amounts of the net countervailable subsidy for all relevant entries of CWASPP from the PRC.

In accordance with section 706 of the Act, the Department will direct CBP to suspend liquidation, effective the date of publication of the ITC's final determination in the **Federal Register**, and to require a cash deposit for each entry of the subject merchandise in an amount based on the net countervailable subsidy rates for the subject merchandise as noted in the *Final Determination*.

This notice constitutes the countervailing duty order with respect to CWASPP from the PRC pursuant to section 706(a) of the Act. Interested parties may contact the Department's Central Records Unit, Room 1117 of the main Department Building, for copies of an updated list of countervailing duty orders currently in effect.

This countervailing duty order is issued and published in accordance with section 706(a) of the Act and 19 CFR 351.211.

Dated: March 16, 2009.

**John M. Andersen,**

*Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

[FR Doc. E9-6103 Filed 3-17-09; 4:15 pm]

**BILLING CODE 3510-DS-P**

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

**A-570-918**

**Steel Wire Garment Hangers from the People's Republic of China: Initiation and Preliminary Results of Changed Circumstances Review, and Intent to Revoke Order in Part**

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

**EFFECTIVE DATE:** March 19, 2009.

**SUMMARY:** On February 3, 2009, the Department of Commerce

("Department") received a request for a changed circumstances review and a request to revoke, in part, the antidumping duty order on steel wire garment hangers from the People's Republic of China with respect to chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater. Petitioner submitted a letter to the Department expressing lack of interest in antidumping duty relief from imports of chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater. Therefore, we are notifying the public of our intent to revoke, in part, the antidumping duty order as it relates to imports of chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater as described below. The Department invites interested parties to comment on these preliminary results.

**FOR FURTHER INFORMATION CONTACT:**

Catherine Bertrand, Import Administration, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, N.W., Washington DC 20230; telephone (202) 482-3207.

**Background**

On October 6, 2008, the Department published the antidumping duty order on steel wire garment hangers from the People's Republic of China. *See Notice of Antidumping Duty Order: Steel Wire Garment Hangers from the People's Republic of China*, 73 FR 58111 (October 6, 2008). On February 3, 2009, the Department received a request on behalf of M&B Metal Products Company, Inc. ("Petitioner") for a changed circumstances review to revoke, in part, the antidumping duty order on steel wire garment hangers from the People's Republic of China with respect to chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater. We did not receive comments from any other party.

**Scope of the Order**

The merchandise that is subject to the order is steel wire garment hangers, fabricated from carbon steel wire, whether or not galvanized or painted, whether or not coated with latex or epoxy or similar gripping materials, and/or whether or not fashioned with paper covers or capes (with or without printing) and/or nonslip features such as saddles or tubes. These products may also be referred to by a commercial designation, such as shirt, suit, strut, caped, or latex (industrial) hangers. Specifically excluded from the scope of the order are wooden, plastic, and other garment hangers that are not made of steel wire. The products subject to the

order are currently classified under HTSUS subheadings 7326.20.0020 and 7323.99.9060.

Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise is dispositive.

**Initiation and Preliminary Results of Changed Circumstances Review, and Intent to Revoke Order in Part**

At the request of Petitioner, and in accordance with sections 751(b)(1) and (d)(1) of the Tariff Act of 1930, as amended ("Act"), and 19 CFR 351.216, the Department is initiating a changed circumstances review of steel wire garment hangers from the People's Republic of China to determine whether partial revocation of the antidumping duty order is warranted with respect to chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater. Section 782(h)(2) of the Act and 19 CFR 351.222(g)(1)(i) provide that the Department may revoke an order (in whole or in part) if it determines that producers accounting for substantially all of the production of the domestic like product have no further interest in the order, in whole or in part. In addition, in the event the Department determines that expedited action is warranted, 19 CFR 351.221(c)(3)(ii) permits the Department to combine the notices of initiation and preliminary results.

In accordance with section 751(b) of the Act, and 19 CFR 351.222(g)(1)(i) and 351.221(c)(3), we are initiating this changed circumstances review and have determined that expedited action is warranted. Petitioner stated in its February 3, 2009, request that itself, Shanti Industries Inc., and Metro Supply Company account for all or substantially all of the steel wire garment hangers production in the United States. Petitioner further stated that Shanti Industries Inc., and Metro Supply Company support the request for changed circumstances review as filed by Petitioner on February 3, 2009. In accordance with section 751(b) of the Act and 19 CFR 351.222(g)(1)(i), we find Petitioner, along with the other domestic producers supporting the request, comprise substantially all of the production of the domestic like product. *See* Petitioner's Request for Changed Circumstances Review dated February 3, 2009. Petitioner has expressed a lack of interest in the order, in part, with respect to chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater. Because this changed circumstances request was filed less than 24 months after the date of publication of notice of the final

determination in an investigation, pursuant to 19 CFR 351.216(c), the Department must determine whether good cause exists. We find that Petitioners' affirmative statement of no interest in the order with respect to chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater constitutes good cause for the conduct of this review. Based on the expression of no interest by Petitioner and the supporting domestic producers, and absent any objection by any other interested parties, we have preliminarily determined that the domestic producers of the like product have no interest in the continued application of the antidumping duty order on steel wire garment hangers to the merchandise that is subject to this request. Accordingly, we are notifying the public of our intent to revoke, in part, the antidumping duty order as it relates to imports of chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater. Therefore, we intend to change the scope of the order on steel wire garment hangers from the People's Republic of China to include the following exclusion: Excluded from the scope are chrome-plated steel wire garment hangers with a diameter of 3.4 mm or greater.

**Public Comment**

Interested parties are invited to comment on these preliminary results. Written comments may be submitted no later than 14 days after the date of publication of these preliminary results. Rebuttals to written comments, limited to issues raised in such comments, may be filed no later than 21 days after the date of publication of these preliminary results. The Department will issue the final results of this changed circumstances review, which will include its analysis of any written comments, no later than 270 days after the date on which this review was initiated, or within 45 days if all parties agree to our preliminary results. *See* 19 CFR 351.216(e).

If final revocation occurs, we will instruct U.S. Customs and Border Protection to end the suspension of liquidation for the merchandise covered by the revocation on the effective date of the notice of revocation and to release any cash deposit or bond. *See* 19 CFR 351.222(g)(4). The current requirement for a cash deposit of estimated antidumping duties on all subject merchandise will continue unless and until it is modified pursuant to the final results of this changed circumstances review.

This initiation and preliminary results of review and notice are in accordance

with sections 751(b) and 777(i) of the Act and 19 CFR 351.216, 351.221, and 351.222.

Dated: March 13, 2009.

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

[FR Doc. E9-6022 Filed 3-18-09; 8:45 am]

**BILLING CODE 3510-DS-**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XO17**

#### New England Fishery Management Council; Public Meeting

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

**ACTION:** Notice; public meeting.

**SUMMARY:** The New England Fishery Management Council (Council) is scheduling a public meeting of its Scallop Survey Advisory Panel in April, 2009 to consider actions affecting New England fisheries in the exclusive economic zone (EEZ). Recommendations from this group will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** This meeting will be held on Monday, April 6, 2009 at 9 a.m.

**ADDRESSES:** *Meeting address:* This meeting will be held at the Holiday Inn, 31 Hampshire Street, Mansfield, MA 02048; telephone: (508) 339-2200; fax: (508) 339-1040.

*Council address:* New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council; telephone: (978) 465-0492.

**SUPPLEMENTARY INFORMATION:** The Sea Scallop Survey Advisory Panel (SSAP) will meet to review 2008 survey research and plans for 2009 research projects. The SSAP will recommend changes in research priorities to develop improved scallop survey data collection and analysis methods. The SSAP will also develop and recommend a peer review process to analyze the new survey dredge calibrations and also to evaluate the strengths, weaknesses, and utility of existing survey technologies. The SSAP will also develop recommendations for implementation of integrated, multi-technology annual scallop resource surveys. Other issues may also be discussed and

recommendations will be presented to the New England Fishery Management Council for approval.

This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Paul J. Howard, Executive Director, at 978-465-0492, at least 5 days prior to the meeting date.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: March 16, 2009

**Tracey L. Thompson,**  
*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. E9-5937 Filed 3-18-09; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XO23**

#### National Marine Fisheries Service, Pacific Fishery Management Council (Pacific Council); April 2-9, 2009 Council Meeting

**AGENCY:** National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Commerce.

**ACTION:** Notice of public meetings.

**SUMMARY:** The Pacific Council and its advisory entities will hold public meetings.

**DATES:** The Council and its advisory entities will meet April 2-9, 2009. The Council meeting will begin on Saturday, April 4, at 8:00 a.m., reconvening each day through Thursday, April 9. All meetings are open to the public, except a closed session will be held from 8:00 a.m. until 9:00 a.m. on Saturday, April 4 to address litigation and personnel matters. The Council will meet as late as necessary each day to complete its scheduled business.

**ADDRESSES:** The meetings will be held at The Westin San Francisco Airport, 1 Old Bayshore Highway, Millbrae, California 94030; telephone: 650-692-3500. The Pacific Council address is Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220.

**FOR FURTHER INFORMATION CONTACT:** Dr. Donald O. McIsaac, Executive Director, telephone 866-806-7204 or 503-820-2280; or access the Pacific Council website, [www.pcouncil.org](http://www.pcouncil.org) for the current meeting location, proposed agenda, and meeting briefing materials.

**SUPPLEMENTARY INFORMATION:** The following items are on the Pacific Council agenda, but not necessarily in this order:

- A. Call to Order
  1. Opening Remarks and Introductions
  2. Roll Call
  3. Executive Director(s) Report
  4. Approve Agenda
- B. Open Comment Period
  1. Comments on Non-Agenda Items
- C. Habitat
  1. Current Habitat Issues
- D. Highly Migratory Species Management
  1. National Marine Fisheries Service Report
  2. Fishery Management Plan Amendment 2 - High Seas Shallow-Set Longline
  3. Fishery Management Plan Amendments to Implement Annual Catch Limit Requirements
  4. International Regional Fishery Management Organization Matters
- E. Marine Protected Areas
  1. Update on Olympic Coast National Marine Sanctuary Management Plan Review Process
- F. Groundfish Management
  1. National Marine Fisheries Service Report
  2. Consideration of Inseason Adjustments
  3. Fishery Management Plan Amendment 21 - Intersector Allocation
  4. Fishery Management Plan Amendment 20 - Trawl Rationalization — Community Fishery Association and Miscellaneous Clarification Issues
  5. Fishery Management Plan Amendment 20 - Trawl Rationalization — Analysis of Parameters for Adaptive Management Program
  6. Final Consideration of Inseason Adjustments
  7. Fishery Plan Amendments to Implement Annual Catch Limit Requirements
  8. Review of Implementing Regulations for the Vessel Monitoring System
- G. Administrative Matters
  1. Legislative Matters
  2. Approval of Council Meeting Minutes
  3. Membership Appointments and Council Operating Procedures
  4. Review of Proposed Rule on Council Standard Operating Policies and Procedures
  5. Future Council Meeting Agenda and Workload Planning
- H. Salmon Management
  1. Update on National Marine Fisheries Service Draft Biological Opinion for California Water Projects
  2. Work Group Report on Causes of 2008 Salmon Failure