

were no entries, exports, or sales of the subject merchandise during the POR, we are rescinding this review of the antidumping duty order on certain frozen warmwater shrimp from Brazil pursuant to 19 CFR 351.213(d)(3). We intend to issue assessment instructions to CBP 15 days after the date of publication of this notice of rescission of administrative review.

This notice is published in accordance with section 751 of the Tariff Act of 1930, as amended, and 19 CFR 351.213(d)(4).

Dated: June 10, 2009.

**John M. Andersen,**

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

[FR Doc. E9-14244 Filed 6-16-09; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Telecommunications and Information Administration

#### Assessment of the Transition of the Technical Coordination and Management of the Internet's Domain Name and Addressing System

**AGENCY:** National Telecommunications and Information Administration, U.S. Department of Commerce.

**ACTION:** Notice, *Ex Parte* Clarification.

**SUMMARY:** On April 24, 2009, the National Telecommunications and Information Administration (NTIA) published a Notice in the **Federal Register** on the Assessment of the Transition of the Technical Coordination and Management of the Internet's Domain Name and Addressing System (Docket No. 090420688-968-01). This Notice provides clarification regarding *ex parte* procedures associated with this public comment process, specifically as it relates to members of Congress, their staff, foreign government officials and officials of intergovernmental organizations.

**ADDRESSES:** U.S. Department of Commerce, National Telecommunications and Information Administration, 1401 Constitution Avenue, N.W., Washington, DC 20230.

**FOR FURTHER INFORMATION CONTACT:** Fiona M. Alexander (202) 482-1866 or [falexander@ntia.doc.gov](mailto:falexander@ntia.doc.gov).

**SUPPLEMENTARY INFORMATION:** On April 24, 2009, the National Telecommunications and Information Administration (NTIA) published a Notice in the **Federal Register** seeking comment regarding the upcoming expiration of the Joint Project

Agreement (JPA) with the Internet Corporation for Assigned Names and Numbers (ICANN). 74 Fed. Reg. 18,688 (April 24, 2009). This agreement has been in existence since November 25, 1998, and is scheduled to expire on September 30, 2009.

As stated in the Notice, any oral presentation to NTIA regarding the substance of this proceeding will be considered an *ex parte* presentation, and the substance of the discussion will be placed on the public record and become a part of this docket. No later than two (2) business days after an oral presentation or meeting, an interested party must submit a memorandum to NTIA, which summarizes the substance of the communication. Any written presentations provided in support of the oral communication or meeting also will be placed on the public record and become a part of this docket.

Meetings and other interactions with members of Congress, their staff, foreign governmental officials or with officials of intergovernmental organizations regarding matters within the scope of this proceeding (including the expiration of the JPA) shall not be considered *ex parte* communications, which trigger the reporting requirements set forth above. The issues that are the subject of this proceeding, by their nature, require extensive consultation with foreign government officials/staff and officials/staff of intergovernmental organizations, as well as with officials and staff from other Federal agencies, Congress, and the Executive Office of the President. The clarification set forth above accords communications with members of Congress, their staff, foreign governmental officials and officials of intergovernmental organizations the same treatment for *ex parte* purposes as is accorded communications with officials or staff from any Federal Government agency or the Executive Office of the President.

Dated: June 11, 2009.

**Kathy D. Smith,**

*Chief Counsel, National Telecommunications and Information Administration.*

[FR Doc. E9-14201 Filed 6-16-09; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XP81**

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

**AGENCY:** NOAA's National Marine Fisheries Service (NMFS), National

Oceanic and Atmospheric Administration (NOAA), U. S. Department of Commerce.

**ACTION:** Notice of receipt of a permit application; request for comments.

**SUMMARY:** Notice is hereby given that NMFS has received an application for a permit to conduct research for scientific purposes from Thomas R. Payne and Associates (TRPA) in Arcata, California. The requested permit would affect the endangered Southern California Coast Distinct Population Segment of steelhead (*Oncorhynchus mykiss*). The public is hereby notified of the availability of the permit application for review and comment before NMFS either approves or disapproves the application.

**DATES:** Written comments on the permit application must be received at the appropriate address or fax number July 17, 2009.

**ADDRESSES:** Written comments on the permit application should be sent to Matt McGoogan, Protected Resources Division, NMFS, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802. Comments may also be sent using email ([FRNpermits.lb@noaa.gov](mailto:FRNpermits.lb@noaa.gov)) or fax (562-980-4027). The permit application is available for review, by appointment, at the foregoing address and is also available for review online at the Authorizations and Permits for Protected Species website at <https://apps.nmfs.noaa.gov>.

**FOR FURTHER INFORMATION CONTACT:** Matt McGoogan at phone number (562-980-4026) or e-mail:

[matthew.mcgoogan@noaa.gov](mailto:matthew.mcgoogan@noaa.gov)

#### SUPPLEMENTARY INFORMATION:

##### Authority

Issuance of permits, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531B1543) (ESA), is based on a finding that such permits: (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 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 provide 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.

### Permit Application Received

TRPA has applied for a scientific research permit to conduct a study with endangered Southern California (SC) Distinct Population Segment (DPS) steelhead (*Oncorhynchus mykiss*) in the Ventura River. The purpose of this study is to use monitoring and sampling methods to gather information that will contribute to the understanding of abundance and distribution of juvenile steelhead in various portions of the Ventura River watershed. Information obtained by this study is anticipated to help support restoration efforts for the SC DPS. For this study, snorkel surveys will be used to the greatest extent possible for assessing steelhead abundance within stream habitats. Electrofishing will also be used as a sampling method to calibrate fish counts obtained from snorkel surveys and provide estimates of steelhead abundance in selected run and riffle habitat types. Electrofishing will be conducted only by qualified individuals and according to NMFS' electrofishing guidelines. The proposal specifies a 5-year study starting in 2009 and ending in 2014. Field activities for this study would occur between March 1st and September 30th during each year of the study. TRPA has requested an annual non-lethal take of up to 600 juvenile steelhead. The unintentional lethal take that may occur as a result of project activities is up to 30 juvenile steelhead. See the permit application for a complete project description including tables and figures.

Dated: June 12, 2009.

**Angela Somma,**

Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XP80**

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

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

Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; availability of fishery plan and request for comment.

**SUMMARY:** Notice is hereby given that the Oregon Department of Fish and Wildlife (ODFW) has submitted a Fishery Management and Evaluation Plan (FMEP) pursuant to the protective regulations promulgated for Oregon Coast (OC) coho salmon under the Endangered Species Act (ESA). The FMEP specifies the future management of freshwater inland recreational fisheries potentially affecting coho salmon on the Oregon coast. This document serves to notify the public of the availability of the FMEP for review and comment before final approval or disapproval is made by NMFS.

**DATES:** Comments on the FMEP must be received at the appropriate address or fax number (see **ADDRESSES**) no later than 5 p.m. Pacific daylight time on July 17, 2009.

**ADDRESSES:** Written comments on the application should be addressed to the NMFS Salmon Recovery Division, 2900 NW Stewart Parkway, Roseburg, OR 97471, or faxed to 541-957-3386. Comments may be submitted by e-mail. The mailbox address for providing e-mail comments is

*CohoFisheryPlan.nwr@noaa.gov*.

Include in the subject line of the e-mail comment the following identifier: *Comments on Oregon's coho FMEP*.

**FOR FURTHER INFORMATION CONTACT:**

Lance Kruzic, Roseburg, Oregon, at phone number: (541) 957-3381, or e-mail: *lance.kruzic@noaa.gov*.

**SUPPLEMENTARY INFORMATION:**

#### Species Covered in This Notice

This notice is relevant to the Oregon Coast Coho Salmon (*Oncorhynchus kisutch*) evolutionarily significant unit (ESU).

ODFW has submitted to NMFS an FMEP entitled "Oregon Coastal Coho, Coastal Rivers Coho Sports Fishery." This FMEP describes management of recreational fisheries for adult coho salmon in the bays and rivers within the OC Coho Salmon ESU. The objective of the fishery management described in this FMEP is to harvest unmarked coho salmon in a manner that does not exceed the harvest impact limits prescribed in the overarching harvest management plan for both ocean and freshwater fisheries that has already been approved under the ESA (i.e., the Pacific Fishery Management Council's Amendment 13 to the Pacific Salmon Plan). The impact levels on ESA-listed OC coho salmon are specified in the

Amendment 13 harvest plan that has been implemented successfully since 1998. The proposed FMEP does not change in any way the existing Amendment 13 harvest plan for OC coho salmon, but could allow for additional freshwater harvest of coho salmon if specific conditions are met and the fishery impacts are still within the limits prescribed in Amendment 13. Population viability analyses and risk assessments conducted since this harvest management plan went into effect indicate the extinction risk for listed OC coho salmon would not increase as a result of the fishery impact levels. A variety of monitoring and evaluation tasks are specified in the FMEPs to assess the abundance of coho salmon, determine fishery effort and catch of coho salmon, and monitor angler compliance. A review of compliance within the provisions of the FMEP will be conducted by ODFW annually. Each year's upcoming recreational fishery management intentions will have to get NMFS concurrence beforehand to ensure compliance with the proposed FMEP.

As specified in the July 10, 2000, ESA 4(d) rule for salmon and steelhead (65 FR 42422) and updated June 28, 2005 (70 FR 37160), NMFS may approve an FMEP if it meets criteria set forth in 50 CFR 223.203(b)(4)(i)(A) through (I). Prior to final approval of an FMEP, NMFS must publish notification announcing its availability for public review and comment.

#### Authority

Under section 4 of the ESA, the Secretary of Commerce is required to adopt such regulations as he deems necessary and advisable for the conservation of species listed as threatened. The ESA salmon and steelhead 4(d) rule (65 FR 42422, July 10, 2000, as updated in 70 FR 37160, July 28, 2005) specifies categories of activities that contribute to the conservation of listed salmonids and sets out the criteria for such activities. The rule further provides that the prohibitions of paragraph (a) of the rule do not apply to activities associated with fishery harvest provided that an FMEP has been approved by NMFS to be in accordance with the salmon and steelhead 4(d) rule (65 FR 42422, July 10, 2000, as updated in 70 FR 37160, July 28, 2005).