

DEPARTMENT OF COMMERCE

International Trade Administration

**Air Force Research Laboratory et al.;
Notice of Decision on Application for
Duty-Free Entry of Scientific
Instruments**

This is a decision pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, as amended by Pub. L. 106-36; 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5 p.m. in Room 3705, U.S. Department of Commerce, 14th and Constitution Ave, NW., Washington, DC.

Comments: None received. *Decision:* Approved. We know of no instruments of equivalent scientific value to the foreign instrument described below, for such purposes as this is intended to be used, that was being manufactured in the United States at the time of its order.

Docket Number: 09-045. *Applicant:* Air Force Research Laboratory, Wright-Patterson AFB, OH 45433. *Instrument:* Tilting Goniometer Stages, with Resistive Encoders. *Manufacturer:* Attocube Systems AG, Germany. *Intended Use:* See notice at 74 FR 44350, August 28, 2009. *Reasons:* This instrument is unique and is essential to enable the characterization and measurement of micromechanical properties of structural aerospace metals. Specifically, the instrument can move linear position less than 5nm wide and to move objects to distances over 5nm and has millidegree resolution and a range of tilt of at least 5 degrees. No domestic sources make devices with similar capabilities.

Docket Number: 09-046. *Applicant:* National Renewable Energy Laboratory, Golden, CO 80401. *Instrument:* Sidewinder Upgrade (ion column) Accessory for Electron Microscope. *Manufacturer:* FEI Company, the Netherlands. *Intended Use:* See notice at 74 FR 44350, August 28, 2009. *Reasons:* This instrument is unique and is essential to the study of the chemistry, crystallography and structural morphology of materials used in the development of photovoltaic devices. We know of no electron microscope, or accessory thereto, suited to these purposes, which was being manufactured in the United States at the time of order of this instrument.

Dated: September 22, 2009.

Christopher D. Cassel,

*Director, Subsidies Enforcement Office,
Import Administration.*

[FR Doc. E9-23368 Filed 9-25-09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 38-2009]

**Foreign-Trade Zone 196-5; Fort Worth,
Texas****Application for Processing Authority****ATC Logistics & Electronics****(Personal Navigation Devices)****Fort Worth, Texas**

An application has been submitted to the Foreign-Trade Zones Board (the Board) by ATC Logistics & Electronics (ATCLE), an operator of FTZ 196, requesting processing authority within FTZ 196 in Fort Worth, Texas. 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 September 16, 2009.

The ATCLE facility (817 employees, 6 million unit capacity) is located within Site 2 of FTZ 196. The facility is used for the kitting of personal navigation devices. Components and materials sourced from abroad (representing 97% of the value of the finished product) include: LCD tape; plastic self-adhesive labels; dummy SIM cards; labels; LCD film; screw covers; plastic brackets and washers; USB connector housings; foam strips; rubber O-rings, gaskets, buffers and serial port plug covers; foam fronts; leather bags and holsters; screws and nuts; locking washers; anti-ESD foil; LCD copper; antennas and parts; speaker labels; steel brackets; label printers; disk drives; stylus pens; USB travel chargers with captive cables; power adapters; batteries; microphones; speakers; recorded media; GPS units; remote controls; FM transmitters; keyboards; SIM cards; plastics kits; SD card doors; shield cases; car kits; LCD modules; capacitors; keypads; rail clamps; switches; cables; adaptors; integrated circuits; security tags; adhesive mounting discs; bean bag mounts; LCD optis unified (flat panel display); LCD multi-source (flat panel display 5; high definition); battery analyzers; and battery adapters (duty rate ranges from duty-free to 6.5%).

FTZ procedures could exempt ATCLE from customs duty payments on the foreign components used in export production. The company anticipates that some 10% percent of the plant's shipments will be exported. On its domestic sales, ATCLE would be able to choose the duty rates during customs

entry procedures that apply to the assembled personal navigation device kits (duty-free) for the foreign inputs noted above. FTZ designation would further allow ATCLE to realize logistical benefits through the use of weekly customs entry procedures. Customs duties also could possibly be deferred or reduced on foreign status production equipment. The request indicates that the savings from FTZ procedures would help improve the facility's international competitiveness.

In accordance with the Board's regulations, Elizabeth Whiteman of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations 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 below. The closing period for their receipt is November 27, 2009. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to December 14, 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.

For further information, contact Elizabeth Whiteman at Elizabeth_Whiteman@ita.doc.gov or (202) 482-0473.

Dated: September 17, 2009.

Andrew McGilvray,

Executive Secretary.

[FR Doc. E9-23369 Filed 9-25-04; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-832]

**Pure Magnesium From the People's
Republic of China: Rescission of New
Shipper Review**

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

SUMMARY: In response to a request from Tianjin Xianghaiqi Resources Import & Export Trade Co., Ltd. ("TXR"), the Department of Commerce

("Department") initiated a new shipper review of the antidumping duty order on pure magnesium from the People's Republic of China ("PRC") for the period of review ("POR") May 1, 2008, through April 30, 2009.¹ On August 3, 2009, TXR submitted a letter to the Department withdrawing its request for the new shipper review.² Accordingly, we are rescinding the new shipper review with respect to TXR.

Background

On May 21, 2009, the Department received a timely request from TXR in accordance with section 751(a)(2)(B)(i) of the Tariff Act of 1930 as amended ("the Act"), and 19 CFR 351.214(C) for a new shipper review of the antidumping order on pure magnesium from the PRC from TXR. On June 30, 2009, the Department initiated a new shipper review of shipments of pure magnesium from the PRC exported by TXR during the POR³ because TXR met all statutory and regulatory requirements for the new shipper review. On August 3, 2009, TXR withdrew its request for a new shipper review.⁴

Rescission of New Shipper Review

Section 351.214(f)(1) of the Department's regulations provides that the Department may rescind a new shipper review if the party that requested the review withdraws its request for review within 60 days of the date of publication of the notice of initiation of the requested review. In this instance, the requesting party withdrew its request within 60 days of our notice of initiation. Based upon the above, we are rescinding the new shipper review of the antidumping duty order on pure magnesium from the PRC with respect to TXR. As the Department is rescinding this new shipper review, we are not calculating a company-specific rate for TXR, and will continue to treat TXR as part of the PRC-wide entity.

Notifications

Because TXR is still under review as part of the PRC-wide entity in the ongoing administrative review, the Department will not order liquidation of

entries for TXR. The Department intends to issue liquidation instructions for the PRC-wide entity which will cover any entries by TXR, 15 days after publication of the final results of the ongoing administrative review covering the same period as this new shipper review. This notice serves as a final reminder to importers 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 antidumping duties occurred and the subsequent assessment of double antidumping duties.

This notice also serves as the only reminder to parties subject to administrative protective orders ("APO") of their responsibility concerning the return or destructions of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a). 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 is subject to sanction.

We are issuing and publishing this determination and notice in accordance with section 777(i) of the Act and 19 CFR 351.214(f)(3).

Dated: September 21, 2009.

John M. Andersen,

Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

[FR Doc. E9-23370 Filed 9-25-09; 8:45 am]

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DEPARTMENT OF EDUCATION

Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

SUMMARY: The Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before November 27, 2009.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested

Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g. new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: September 22, 2009.

Angela C. Arrington,

Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management.

Office of Postsecondary Education

Type of Review: Extension.

Title: Annual Performance Report for Partnership and State Projects for Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP).

Frequency: Annually.

Affected Public: Not-for-profit institutions; State, Local, or Tribal Gov't, SEAs or LEAs.

Reporting and Recordkeeping Hour Burden:

Responses: 209.

Burden Hours: 8,360.

Abstract: The Annual Performance Report for Partnership and State Projects for Gaining Early Awareness and Readiness for Undergraduate Programs

¹ See *Pure Magnesium from the People's Republic of China: Initiation of Antidumping Duty New Shipper Review*, 74 FR 31251 (June 30, 2009).

² See letter from TXR, "Pure Magnesium from the People's Republic of China—Withdrawal of New Shipper Review," dated August 3, 2009.

³ See *Pure Magnesium from the People's Republic of China: Initiation of Antidumping Duty New Shipper Review*, 74 FR 31251 (June 30, 2009).

⁴ See letter from TXR, "Pure Magnesium from the People's Republic of China—Withdrawal of New Shipper Review," dated August 3, 2009.