

All of the potential takes are expected to be Level B behavioral harassment only. Because of the mitigation measures that will be required and the likelihood that some pinnipeds will avoid the area, no injury or mortality to pinnipeds is expected or requested.

Negligible Impact Determination

NMFS has preliminarily determined, provided that the aforementioned mitigation and monitoring measures are implemented, that the impact of conducting aircraft operations, restoration, and maintenance activities on St. George Reef Light Station on NWSR may result, at worst, in a temporary modification in behavior and/or low-level physiological effects (Level B Harassment) of small numbers of certain species of marine mammals. While behavioral and avoidance reactions may be made by these species in response to the resultant noise from the airguns, these behavioral changes are expected to have a negligible impact on the affected species and stocks of marine mammals. While the number of potential incidental harassment takes will depend on the distribution and abundance of marine mammals on NWSR, the number of potential harassment takings is estimated to be relatively small in light of the population size. In addition, no take by death and/or serious injury is anticipated.

Endangered Species Act (ESA)

Under section 7 of the ESA, the USCG has begun consultation on the proposed restoration, maintenance activities. NMFS will also consult internally on the issuance of an IHA under section 101(a)(5)(D) of the MMPA for this activity. Consultation will be concluded prior to a determination on the issuance of an IHA.

National Environmental Policy Act (NEPA)

NMFS is currently preparing an Environmental Assessment for the proposed activity. Before making a determination on the issuance of an IHA, NMFS will ensure compliance with NEPA and its implementing regulations. The EA will be available on the NMFS website upon completion.

Preliminary Conclusions

Based on the preceding information, and provided that the proposed mitigation and monitoring are incorporated, NMFS has preliminarily concluded that the impact of the proposed helicopter operations, Station restoration and maintenance activities on NWSR in Del Norte County,

California would incidentally take, by level B behavioral harassment only, small numbers of Steller sea lions and California sea lions in the vicinity of the proposed activities.

While behavioral modifications, including temporarily vacating the area during the lighthouse restoration and maintenance period, may be made by these species to avoid the resultant helicopter landing/takeoff and visual disturbance from human presence, the availability of alternate areas within these areas and haul-out sites, and the short and sporadic duration of the restoration and maintenance activities, have led NMFS to preliminarily determine that this action will have a negligible impact on Steller sea lions, California sea lions, Pacific harbor seals, and northern fur seals.

There is no subsistence harvest of marine mammals on or near NWSR; therefore, there will be no impact of the activity on the availability of the species or stocks of marine mammals for subsistence uses. No take by Level A harassment (injury) or death is anticipated and harassment takes should be at the lowest level practicable due to incorporation of the mitigation measures proposed in this document.

Proposed Authorization

NMFS proposes to issue an IHA to the SGRLPS to conduct aircraft operations and restoration and maintenance work on the St. George Reef Light Station on Northwest Seal Rock in the northeast Pacific Ocean during November 1, 2009, through April 30, 2010, provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated.

Dated: September 23, 2009.

Helen M. Golde,

Deputy Director, Office of Protected Resources, National Marine Fisheries Service.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XR87

Marine Mammals; File No. 1100-1849

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

ACTION: Notice; receipt of application for amendment.

SUMMARY: Notice is hereby given that Shane Moore, Moore & Moore Films,

Box 2980, 1203 Melody Creek Lane, Jackson, Wyoming 83001, has applied for an amendment to Commercial Photography Permit No. 1100-1849.

DATES: Written, telefaxed, or e-mail comments must be received on or before October 29, 2009.

ADDRESSES: The application and related documents are available upon written request or by appointment in the following offices:

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376; and Alaska Region, NMFS, P.O. Box 21668, Juneau, AK 99802-1668; phone (907)586-7221; fax (907)586-7249.

Written comments or requests for a public hearing on this request should be submitted to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular amendment request would be appropriate.

Comments may also be submitted by facsimile at (301)713-0376, provided the facsimile is confirmed by hard copy submitted by mail and postmarked no later than the closing date of the comment period.

Comments may also be submitted by e-mail. The mailbox address for providing e-mail comments is NMFS.Pr1Comments@noaa.gov. Include in the subject line of the e-mail comment the following document identifier: File No. 1100-1849.

FOR FURTHER INFORMATION CONTACT:

Carrie Hubard or Amy Hapeman, (301)713-2289.

SUPPLEMENTARY INFORMATION: The subject amendment to Permit No. 1100-1849 is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*) and the regulations governing the taking and importing of marine mammals (50 CFR part 216).

Permit No. 1100-1849, issued on March 22, 2007 (72 FR 14525), authorizes the permit holder to take 10 killer whales (*Orcinus orca*) of the Eastern North Pacific Transient stock, 10 gray whales (*Eschrichtius robustus*), and 10 minke whales (*Balaenoptera acutorostrata*) annually by close approach for filming in the Gulf of Alaska and Bering Sea. The purpose of the project is to document the behavior of marine animals in the presence of the carcass of a gray or minke whale that was killed by killer whales. The holder

is authorized to fix a remotely operated video camera in an underwater housing to the sea floor approximately 15 feet from the carcass. The camera is deployed after the killer whales have left the carcass and is controlled from a boat approximately 100 yards away. In addition, if killer whales, gray whales, or minke whales pass near the boat, the holder may submerge a small camera on a pole to take photographs of passing animals. Filming activities may occur between April 1 and August 31 of each year. The permit expires March 31, 2010.

The permit holder is requesting to extend the permit until March 31, 2012. Since the original permit was issued for three years, the proposed amendment would make the permit effective for five years. Funding constraints have prevented the permit holder from using the permit thus far and the extension would allow the project to be completed. No changes to the objectives, species, location, or methodologies would occur. The amended permit would authorize the same level of take for the two additional years as is currently authorized.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an initial determination has been made that the activity proposed is categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: September 23, 2009.

P. Michael Payne,

Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. E9-23469 Filed 9-28-09; 8:45 am]

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DEPARTMENT OF COMMERCE

National Institute of Standards and Technology

Electroshock Weapons Measurement Methods and Issues Public Meeting

AGENCY: National Institute of Standards and Technology (NIST), United States Department of Commerce.

ACTION: Notice of public meeting.

SUMMARY: NIST invites manufacturers of electroshock weapons that deploy skin penetrating barbs for operation to attend

a public meeting. The purpose of the meeting is for manufacturers to present to NIST nonproprietary information on their methods of measurement and test of the output of these weapons and associated lessons learned.

DATES: The public meeting will be held on Wednesday, October 21, 2009 from 9 a.m. to 12 p.m.

ADDRESSES: The public meeting will be held at NIST, 100 Bureau Drive, Gaithersburg, MD. Information on accommodations, location, and travel can be found at: http://www.nist.gov/public_affairs/visitor/visitor.htm. Please note admittance instructions under the **SUPPLEMENTARY INFORMATION** section of this notice.

FOR FURTHER INFORMATION CONTACT: Cindy Stanley at 301-975-2756 or by e-mail at cindy.stanley@nist.gov.

SUPPLEMENTARY INFORMATION: To support the development of rigorous performance requirements for electroshock weapons, the Office of Law Enforcement Standards (OLES) at NIST, is developing methods to measure the current and high-voltage output of these weapons, to calibrate these measurement methods, and to compute measurement uncertainties. NIST is holding this public meeting to obtain individual input from workshop participants on their non-proprietary efforts in these areas.

All visitors to the NIST site are required to pre-register to be admitted. Anyone wishing to attend this meeting must register by close of business Monday, October 19, 2009 in order to attend. Please submit your name, time of arrival, e-mail address and phone number to Cindy Stanley and she will provide you with instructions for admittance. Non-U.S. citizens must also submit their country of citizenship, title, employer/sponsor, and address. Cindy Stanley's e-mail address is cindy.stanley@nist.gov and phone number is 301-975-2756.

Dated: September 23, 2009.

Patrick Gallagher,

Deputy Director.

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DEPARTMENT OF COMMERCE

International Trade Administration

Notice of Scope Rulings

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

DATES: *Effective Date:* September 29, 2009.

SUMMARY: The Department of Commerce ("Department") hereby publishes a list of scope rulings completed between April 1, 2009, and June 30, 2009. In conjunction with this list, the Department is also publishing a list of requests for scope rulings and anticircumvention determinations pending as of June 30, 2009. We intend to publish future lists after the close of the next calendar quarter.

FOR FURTHER INFORMATION CONTACT: Jennifer Moats or Julia Hancock, AD/CVD Operations, China/NME Group, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: 202-482-5047 or 202-482-1394, respectively.

SUPPLEMENTARY INFORMATION:

Background

The Department's regulations provide that the Secretary will publish in the **Federal Register** a list of scope rulings on a quarterly basis. See 19 CFR 351.225(o). Our most recent notification of scope rulings was published on August 27, 2009. See *Notice of Scope Rulings*, 74 FR 43680 (August 27, 2009). This current notice covers all scope rulings and anticircumvention determinations completed by Import Administration between April 1, 2009, and June 30, 2009, inclusive, and it also lists any scope or anticircumvention inquiries pending as of June 30, 2009. As described below, subsequent lists will follow after the close of each calendar quarter.

Scope Rulings Completed Between April 1, 2009, and June 30, 2009

Japan

A-588-804: Ball Bearings and Parts Thereof from Japan:

Requestor: NMB (USA), Inc. ("NMB"); tape guide assemblies imported and purchased for sale by NMB are outside the scope of the antidumping duty order; June 1, 2009.

A-588-602: Certain Carbon Steel Butt-Weld Pipe Fittings from Japan:

Requestor: Benex Corporation ("Benex"); Benex's tee blanks are within the scope of the antidumping duty order; June 25, 2009.

People's Republic of China

A-570-504: Petroleum Wax Candles from the People's Republic of China:

Requestor: America's Gardening Resource; its citronella rope candles are outside the scope of the antidumping duty order; April 29, 2009.