DEPARTMENT OF COMMERCE
International Trade Administration


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

SUMMARY: The Department of Commerce (“Department”) is extending the time limit for the preliminary results of the new shipper review of certain frozen warmwater shrimp (“shrimp”) from the Socialist Republic of Vietnam (“Vietnam”). This review covers the period February 1, 2008 through January 31, 2009.

DATES: Effective Date: January 6, 2010.

FOR FURTHER INFORMATION CONTACT: Toni Dach or Paul Walker, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482–1655 or (202) 482–0413, respectively.

Background


Statutory Time Limits

In antidumping duty new shipper reviews, section 751(a)(2)(B)(iv) of the Tariff Act of 1930, as amended (“the Act”), and 19 CFR 351.214(i)(2) requires the Department to issue the preliminary results of a new shipper review within 180 days after the date on which the new shipper review was initiated and final results within 90 days after the date on which the preliminary results are issued. However, the Department may extend the deadline for completion of the preliminary results of a new shipper review to 360 days if it determines that the case is extraordinarily complicated. See 19 CFR 351.214(i)(2).

Extension of Time Limit for Preliminary Results of Review

The Department has determined that the review is extraordinarily complicated as the Department must analyze numerous supplemental questionnaires and information gathered at verification. Based on the timing of the case and the additional information that must be analyzed, the preliminary results of this new shipper review cannot be completed within the statutory time limit of 180 days.

Therefore, the Department is extending the time limit for completion of the preliminary results of this new shipper review by an additional 14 days from the December 31, 2009, deadline. The preliminary results will now be due no later than January 14, 2009. The final results will continue to be due 90 days after the issuance of the preliminary results.

We are issuing and publishing this notice in accordance with sections 751(a)(2)(B)(iv) and 777(i) of the Act.


Susan Kuhbach,
Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE
International Trade Administration


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


DEPARTMENT OF COMMERCE
International Trade Administration

[A–565–802] T allows or resume the Department to have up to 20 members. The renewed charter, effective April 6, 2009, allows up to 25 members to serve on the CSMAC.


NTIA intends to recommend that the Secretary appoint up to three additional members. The Federal Advisory Committee Act (5 USC App. 2) and CSMAC’s charter require that the committee be fairly balanced in terms of the points of view represented by the members and the functions to be performed. This Notice reopens the application period in order to identify additional candidates who may provide such balance, as well as diversity, to the committee. Any applicant who provided NTIA with the requested materials in response to the May Notice will be considered for appointment and need not resubmit materials, although they are permitted to supplement their applications with new or additional information.

The evaluation criteria for selecting members contained in the May Notice shall continue to apply. However, members may not be federally registered lobbyists.

Applicants should submit their resumes or curriculum vitae and a statement that summarizes the applicant’s qualifications and experience. The statement should identify any particular expertise or area of interest relevant to the CSMAC’s work. This will aid in the assessment of whether the applicant’s qualifications and experience will contribute to the balance of points of view represented on the committee.


Milton Brown,
Acting Chief Counsel, National Telecommunications and Information Administration.

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review covers one respondent, Peer Bearing Company—Changshan ("CPZ").

We invited interested parties to comment on our Preliminary Results. Based on our analysis of the comments received, we made certain changes to our margin calculation for CPZ. The final dumping margin for this review is listed in the "Final Results Margins" section below.

DATES: Effective Date: January 6, 2010.

FOR FURTHER INFORMATION CONTACT: Frances Veith or Brendan Quinn, AD/CVD Operations, Office 8, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482–4295 and (202) 482–5848, respectively.

Background

On July 08, 2009, the Department published its Preliminary Results in the antidumping duty administrative review of tapered roller bearings and parts thereof, finished and unfinished ("TRBs"), from the People’s Republic of China ("PRC").

We received comments from the Timken Company ("Petitioner") and CPZ. CPZ submitted its case brief and rebuttal brief on August 12, and August 19, 2009, respectively. Petitioner submitted its case brief and rebuttal brief on August 11, and August 20, 2009, respectively. On August 11, 2009, Petitioner submitted a request for a formal hearing regarding issues raised in its case and rebuttal brief, and submitted a letter withdrawing the request for a hearing on August 21, 2009. On October 15, 2009, the Department extended the deadline for the final results of review to December 5, 2009. See Tapered Roller Bearings and Parts Thereof, Finished and Unfinished, from the People’s Republic of China: Preliminary Results of the 2007–2008 Administrative Review, dated December 28, 2009 ("Preliminary Results").

We responded to comments received in the Preliminary Results in our Final Results Memorandum. The Final Results Memorandum is on file in the Central Records Unit ("CRU"), Main Commerce Building, Room 1117, and is accessible on the Web at http://ia.ita.doc.gov/frn. The paper copy and electronic version of the Issues and Decision Memorandum are identical in content.

Period of Review

The POR is June 1, 2007, through May 31, 2008.

Scope of the Order

Imports covered by this order are shipments of tapered roller bearings and parts thereof, finished and unfinished, from the PRC; flange, take up cartridge, and hanger units incorporating tapered roller bearings; and tapered roller housings (except pillow blocks) incorporating tapered rollers, with or without spindles, whether or not for automotive use. These products are currently classifiable under Harmonized Tariff Schedule of the United States ("HTSUS") item numbers 8482.20.00, 8482.91.00.50, 8482.99.15, 8482.99.45, 8483.20.40, 8483.20.80, 8483.30.80, 8483.90.20, 8483.90.30, 8483.90.80, 8708.99.80.15 and 8708.99.80.80. Although the HTSUS item numbers are provided for convenience and customs purposes, the written description of the scope of the order is dispositive.

Changes Since the Preliminary Results

Based on an analysis of the comments received, the Department has made certain changes in the margin calculation. For the final results, the Department has made the following changes:

• We have revised the surrogate value for tube steel. See Issues and Decisions Memorandum at Comment 4; see also Memorandum regarding, Factors Valuation for the Final Results of the 2007–2008 Administrative Review of the Antidumping Duty Order on Tapered Roller Bearings and Parts Thereof, Finished or Unfinished, from the People’s Republic of China, dated December 28, 2009; and Memorandum regarding, 2007–2008 Administrative Review of the Antidumping Duty Order on Tapered Roller Bearings and Parts Thereof, Finished or Unfinished, from the People’s Republic of China: Analysis of the Final Results Margin Calculation for Peer Bearing Company—Changshan, dated December 28, 2009 ("Final Analysis Memorandum").

We have corrected the direct material calculation for bar and tube steel in our margin calculation. See Issues and Decisions Memorandum at Comment 5; see also Final Analysis Memorandum.

Final Results Margin

We determined the weighted-average dumping margin for CPZ for the period June 1, 2007, through May 31, 2008, to be 24.62 percent.

Assessment Rates

Pursuant to section 751(a)(2)(A) of the Act and 19 CFR 351.212(b), the Department will determine, and U.S. Customs and Border Protection ("CBP") shall assess, antidumping duties on all appropriate entries of subject merchandise in accordance with the final results of this review. For assessment purposes, we calculated importer (or customer)-specific assessment rates for merchandise subject to this review. Where appropriate, we calculated an ad valorem rate for each importer (or customer) by dividing the total dumping margins for reviewed sales to that party by the total entered values associated with those transactions. For duty-assessment rates calculated on this basis, we will direct CBP to assess the resulting ad valorem rate against the entered customs values for the subject merchandise. Where appropriate, we calculated a per-unit rate for each importer (or customer) by dividing the total dumping margins for reviewed sales to that party by the total sales quantity associated with those transactions. For duty-assessment rates calculated on this basis, we will direct CBP to assess the resulting per-unit rate against the entered quantity of the subject merchandise. Where an importer (or customer)-specific assessment rate is de minimis (i.e., less than 0.50 percent), the Department will instruct CBP to assess that importer (or customer’s)
entries of subject merchandise without regard to antidumping duties, in accordance with 19 CFR 351.106(c)(2). We intend to instruct CBP to liquidate entries containing subject merchandise exported by the PRC-wide entity at the PRC-wide rate we determine in the final results of this review. The Department intends to issue assessment instructions to CBP 15 days after the date of publication of these final results of review.

Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of the final results of this administrative review for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided for by section 751(a)(2)(C) of the Act: (1) For CPZ, the cash deposit rate will be 24.62 percent, as listed above; (2) for previously investigated or reviewed PRC and non-PRC exporters not listed above that have separate rates, the cash deposit rate will continue to be the exporter-specific rate published for the most recent period; (3) for all PRC exporters of subject merchandise which have not been found to be entitled to a separate rate, the cash deposit rate will be the PRC-wide rate of 92.84 percent; and 4) for all non-PRC exporters of subject merchandise which have not received their own rate, the cash deposit rate will be the rate applicable to the PRC exporter that supplied that non-PRC exporter. The deposit requirements shall remain in effect until further notice.

Notification to Importers

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.420(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 the antidumping duties occurred and the subsequent assessment of double antidumping duties.

Notification to Interested Parties

This notice also serves as a reminder to parties subject to administrative protective orders (“APOs”) of their responsibility concerning the return or destruction of proprietary information disclosed under the APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. 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.

Disclosure

We will disclose the calculations performed within five days of the date of publication of this notice to parties in this proceeding in accordance with 19 CFR 351.224(b).

We are issuing and publishing the final results and notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

DATED: December 28, 2009.
Ronald K. Lorentzen,
Deputy Assistant Secretary for Import Administration.

Appendix I

Comment 1: Country of Origin
Comment 2: Surrogate Value for Steel Bar
Comment 3: Surrogate Value for Wire Rod
Comment 4: Surrogate Value for Tubing Steel
Comment 5: Calculation of Factors of Production for Tubing Steel and Tubular Bar
Comment 6: Assessment Rate Calculation

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DEPARTMENT OF COMMERCE
International Trade Administration

[C–570–913]
Certain New Pneumatic Off-the-Road Tires From the People’s Republic of China: Partial Rescission of Countervailing Duty Administrative Review

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

SUMMARY: The Department of Commerce (the Department) is rescinding, in part, the administrative review of the countervailing duty order on Certain New Pneumatic Off-the-Road Tires (OTR Tires) from the People’s Republic of China (PRC) for the period December 17, 2007 through December 31, 2008, with respect to the following six companies:

1. Aeolus Tyre Co. Ltd. (Aeolus)
2. Guizhou Tio Co. Ltd. (GTC)
3. Jiangsu Feichi Co., Ltd. (Feichi)
4. Shandong Huitong Tyre Co., Ltd. (Huitong)
5. Tianjin Wanda Tyre Co., Ltd. (Wanda)
6. Triangle Tyre Co., Ltd. (Triangle).

This partial rescission is based on GPX International Tire Corporation’s (GPX) withdrawal of its request for a review.

DATES: Effective Date: January 6, 2010.

FOR FURTHER INFORMATION CONTACT: Andrew Huston, AD/CVD Operations, Office 6, Import Administration, International Trade Administration, Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482–4261.

SUPPLEMENTARY INFORMATION:

Background

The Department published a notice of opportunity to request an administrative review of the countervailing duty order on OTR Tires from the PRC. See Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review, 74 FR 45179 (September 1, 2009). GPX timely requested an administrative review of the countervailing duty order on OTR Tires from the PRC for the period December 17, 2007 through December 31, 2008.

In accordance with section 751(a)(1) of the Tariff Act of 1930, as amended, (the Act) and 19 CFR 351.221(c)(1)(i), the Department published a notice initiating an administrative review of the countervailing duty order. See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Requests for Revocation in Part, 74 FR 54956 (October 26, 2009).

Rescission, in Part, of Countervailing Duty Administrative Review

The Department’s regulations provide that the Department will rescind an administrative review if the party that requested the review withdraws its request for review within 90 days of the date of publication of the notice of initiation. See 19 CFR 351.213(d)(1). GPX, the only party to request a review of Aeolus, GTC, Feichi, Huitong, Wanda and Triangle, timely withdrew its request for a review within the 90-day deadline. Therefore, in accordance with 19 CFR 351.213(d)(1), the Department is rescinding this administrative review of the countervailing duty order with respect to these six companies. This administrative review will continue with respect to Hebei Starbright Tire Co., Ltd., Hangzhou Zhongce Rubber Co., Ltd. and Tianjin United Tire & Rubber International Co.

Assessment

The Department will instruct U.S. Customs and Border Protection (CBP) to assess countervailing duties on all appropriate entries. For Aeolus, GTC,