

## Initiation of New Shipper Reviews

Pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.214(d)(1), the Department finds that Suzhou Shanding and Wuhu Fenglian meet the threshold requirements for initiation of a NSR for the shipment of honey from the PRC they produced and exported. See "Memorandum to File through James C. Doyle, Director, Office 9 from Catherine Bertrand, Program Manager, Office 9; Re: Honey from the People's Republic of China: Initiation of AD New Shipper Review for Suzhou Shanding Honey Product Co., Ltd." dated January 31, 2010 and "Memorandum to File through James C. Doyle, Director, Office 9 from Catherine Bertrand, Program Manager, Office 9; Re: Honey from the People's Republic of China: Initiation of AD New Shipper Review for Wuhu Fenglian Co., Ltd.," dated January 31, 2010.

The Department intends to issue the preliminary results of these NSRs no later than 180 days from the date of initiation, and final results no later than 270 days from the date of initiation. See section 751(a)(2)(B)(iv) of the Act.

Because both Suzhou Shanding and Wuhu Fenglian certified that they produced and exported subject merchandise, the sales of which form the basis for their respective requests for a new shipper review, we will instruct CBP to allow, at the option of the importer until the completion of the reviews, the posting of a bond or security in lieu of a cash deposit for each entry of the subject merchandise produced and exported by Suzhou Shanding and produced and exported by Wuhu Fenglian in accordance with section 751(a)(2)(B)(iii) of the Act and 19 CFR 351.214(e). The bonding privilege will apply only to subject merchandise produced and exported by Suzhou Shanding and subject merchandise produced and exported by Wuhu Fenglian.

Interested parties requiring access to proprietary information in this NSR should submit applications for disclosure under administrative protective order in accordance with 19 CFR 351.305 and 351.306. This initiation and notice are published in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214 and 351.221(c)(1)(i).

Dated: January 29, 2010.

**John M. Andersen,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[Docket No. 090219207-0016-02]

RIN 0648-ZC05

### NOAA Coastal and Marine Habitat Restoration Project Supplemental Funding

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

**ACTION:** Notice of supplemental funding for NOAA Coastal and Marine Habitat Restoration Projects.

**SUMMARY:** The National Marine Fisheries Service (NMFS) publishes this notice to describe how it will administer the approximately 3 percent of funding that remains from the original allocation provided to NMFS under the American Recovery and Reinvestment Act (ARRA). These funds were set aside specifically to manage and mitigate risks to the original habitat restoration investments and ensure program goals are achieved. NMFS is only accepting requests for supplemental funding from existing ARRA grantees that were awarded funds as a result of the original competition. There is the possibility that NMFS may also fund additional projects selected from the ranked list of previously reviewed proposals that was provided to the Selecting Official as part of the original competition.

**DATES:** Recipients of ARRA Habitat Restoration project awards may contact NMFS to discuss the process for requesting supplemental funding. Requests for supplemental funding will be considered on a rolling basis.

**FOR FURTHER INFORMATION CONTACT:** Melanie Gange at (301) 713-0174, or by e-mail at [Melanie.Gange@noaa.gov](mailto:Melanie.Gange@noaa.gov).

**SUPPLEMENTARY INFORMATION:** In 2009, NMFS provided ARRA funding for 50 habitat restoration projects. These projects were selected on a competitive basis from among 814 eligible applications submitted in response to a **Federal Register** Notice published March 6, 2009 (74 FR 9793).

Approximately 3 percent of the funding originally allocated to NMFS was held in reserve to manage and mitigate risks to these habitat restoration investments and ensure program goals for economic and ecological value are achieved. NMFS intends to award these remaining funds to its existing ARRA grantees pursuant to the priorities below and potentially to additional projects selected from the ranked list of

previously reviewed proposals. No other new applications will be accepted. Requests for supplemental funding will be considered on a case-by-case basis, based on bona fide need and priorities listed herein, and not in the order in which requests are received.

### Electronic Access

Current recipients of ARRA Habitat Restoration project awards should contact their Federal Program Officer at 301-713-0174, or by email, for further information regarding the process for requesting supplemental funding. Federal Program Officers and their contact information are identified in award information available to recipients in NOAA's Grants Online.

The 50 projects selected for funding as a result of the original competition can be viewed at [http://www.nmfs.noaa.gov/habitat/restoration/restorationatlas/recovery\\_map.html](http://www.nmfs.noaa.gov/habitat/restoration/restorationatlas/recovery_map.html).

### Statutory Authority

The Secretary of Commerce is authorized under the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 (16 U.S.C. 1891a) and the Fish and Wildlife Coordination Act (16 U.S.C. 661, as amended by the Reorganization Plan No. 4 of 1970) to provide grants and cooperative agreements for habitat restoration.

### Funding Availability

To meet ARRA and agency goals for accountability and risk management, approximately 3 percent of the original ARRA allocation for habitat restoration was set aside to serve as a risk margin for unforeseen changes to technical, financial, or scheduling aspects of funded restoration projects. Remaining funds will be made available primarily to existing recipients of NOAA ARRA Habitat Restoration project awards. NOAA does not guarantee that sufficient funds will be available to make awards for all supplemental requests. Publication of this document does not obligate NOAA to award funds for any specific project or to obligate all or any parts of any available funds. Funds will primarily be issued as amendments to current ARRA awards.

### Eligibility

This funding is for current recipients of NOAA ARRA Habitat Restoration project awards.

### Funding Priorities

NMFS expects to award remaining funds primarily to existing grantees who have met one or more of the following priorities:

- Project cost increases. NMFS acknowledges that certain existing projects may exceed projected costs due to various technical, financial, or scheduling factors unforeseen by the recipient and may require supplemental funds in order to complete the project. No contingency funds were allowed in original awards.

- Expanding ecological or economic monitoring and evaluation of select existing projects.

- Increasing the ecological impact of an existing project by allowing for additional work to be completed that is consistent with the approved scope of work or the original request.

NMFS reserves the right to fund additional projects selected from the ranked list of previously reviewed proposals that was provided to the Selecting Official as part of the original competition.

#### **Cost-Sharing Requirements**

There is no statutory matching requirement for this funding.

#### **Evaluation and Selection Procedures**

Supplemental funds will be granted primarily to current recipients of ARRA Habitat Restoration project awards through amendments specifically for cost overruns or expansion of a project as described above, in accordance with the Department of Commerce (DOC) Grants Manual. Decisions regarding which recipients will be provided with supplemental funding to further support habitat restoration activities are at the sole discretion of the Selecting Official, with final approval of the Grants Officer. Amendments will be recommended by the Selecting Official and approved by the Grants Officer without competition.

#### **Intergovernmental Review**

Applications submitted by state and local governments are subject to the provisions of Executive Order 12372, "Intergovernmental Review of Federal Programs." Any applicant submitting an application for funding is required to complete item 16 on SF-424 regarding clearance by the State Single Point of Contact (SPOC) established as a result of EO 12372. To find out and comply with a State's process under EO 12372, the names, addresses and phone numbers of participating SPOCs are listed in the Office of Management and Budget's home page at: <http://www.whitehouse.gov/omb/grants/s poc.html>.

#### **Limitation of Liability**

In no event will NOAA or the Department of Commerce be responsible

for proposal preparation costs if these programs fail to receive funding or are cancelled because of other agency priorities. Publication of this announcement does not obligate NOAA to award funds for any specific project or to obligate any available funds.

#### **National Environmental Policy Act**

All information regarding the National Environmental Policy Act included in the original Notification of Funding Availability (74 FR 9793) and Federal Funding Opportunity (NOAA-NMFS-HCPO-2009-2001709) apply to the award of new or supplemental funding.

#### **Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements**

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of February 11, 2008 (73 FR 7696) are applicable to this notice.

#### **Paperwork Reduction Act**

This document contains collection-of-information requirements subject to the Paperwork Reduction Act (PRA). The use of Standard Forms 424, 424A, 424B, SF-LLL, and CD-346 has been approved by the Office of Management and Budget (OMB) under the respective control numbers 0348-0043, 0348-0044, 0348-0040, 0348-0046, and 0605-0001. Notwithstanding any other provision of law, no person is required to, nor shall a person be subject to penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

#### **Executive Order 12866 (Regulatory Impact Review)**

This notice has been determined to be not significant for purposes of Executive Order 12866.

#### **Executive Order 12132 (Federalism)**

It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

#### **Administrative Procedure Act/Regulatory Flexibility Act**

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or any other law for rules concerning public property, loans, grants, benefits, and contracts (5 U.S.C. 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or

any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are not applicable. Therefore, a regulatory flexibility analysis has not been prepared.

Dated: January 29, 2010.

**James W. Balsiger,**

*Acting Assistant Administrator for Fisheries,  
National Marine Fisheries Service.*

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**BILLING CODE 3510-22-S**

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## **DEPARTMENT OF COMMERCE**

### **International Trade Administration**

**[A-570-947]**

#### **Certain Steel Grating from the People's Republic of China: Postponement of Final Determination**

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

**DATES:** *Effective Date:* February 4, 2010.

#### **FOR FURTHER INFORMATION CONTACT:**

Thomas Martin or Zhulieta Willbrand, AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington DC 20230; telephone: (202) 482-3936 or (202) 482-3147, respectively.

#### **SUPPLEMENTARY INFORMATION:**

#### **Postponement of Final Determination and Extension of Provisional Measures**

On January 7, 2010, Ningbo Jiulong Machinery Manufacturing Co., Ltd. ("Ningbo Jiulong") requested that pursuant to the affirmative preliminary determination in this investigation, the Department of Commerce ("the Department") postpone its final determination by 30 days under section 735(a)(2) of the Tariff Act of 1930, as amended ("the Act").<sup>1</sup> Ningbo Jiulong also requested that the Department extend the application of the provisional measures prescribed under 19 CFR 351.210(e)(2) to a 6-month period. In accordance with section 735(a)(2) of the Act and 19 CFR 351.210(b), because (1) our preliminary determination is affirmative, (2) the

<sup>1</sup> Ningbo Jiulong previously requested, on December 14, 2009, that the Department postpone its final determination by 30 days, and extend the application of the provisional measures prescribed under 19 CFR 351.210(e)(2) until the corresponding date of the final determination. The Department granted the request. See *Certain Steel Grating From the People's Republic of China: Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination*, 75 FR 847, 848 (January 6, 2010).