

Dated: April 29, 2010.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

## Appendix I – Decision Memorandum

### Company Specific Issues

*Comment 1: Whether Dongtai Peak' Sales Were Not Bona Fide*

- a. Timing of POR Sales
- b. Prices of Sales
- c. Quantity of Sales
- d. Business Practices of U.S. Customers

[FR Doc. 2010–10685 Filed 5–5–10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A–552–802]

#### **Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam: Extension of Time Limits for Preliminary and Final Results of Full Five-year (“Sunset”) Review of Antidumping Duty Order**

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

**DATES:** *Effective Date:* May 6, 2010.

**FOR FURTHER INFORMATION CONTACT:** Jerry Huang, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, DC 20230; telephone: (202) 482–4047.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On January 4, 2010, the Department of Commerce (“the Department”) published in the **Federal Register** the notice of initiation of its sunset reviews of the antidumping duty orders on certain frozen warmwater shrimp from Brazil, the People’s Republic of China, India, Thailand, and the Socialist Republic of Vietnam (“Vietnam”). See *Initiation of Five-year (“Sunset”) Review*, 75 FR 103 (January 4, 2010). On January 19, 2010, domestic interested parties, the Ad Hoc Shrimp Trade Action Committee, and the American Shrimp Processors Association, submitted letters indicating their intent to participate in the sunset review on certain frozen warmwater shrimp from Vietnam. On February 3, 2010, domestic interested parties and 34 respondent interested parties provided substantive responses as required under section 351.218(d)(3) of the Department’s regulations. Domestic and respondent interested parties included, in their substantive responses,

arguments regarding whether dumping is likely to continue or recur. Domestic and respondent interested parties filed rebuttal comments on February 12, 2010.

On March 2, 2010, the Department determined that the substantive responses filed by the domestic and respondent interested parties were adequate, and that it was appropriate to conduct a full sunset review. See Memorandum to James C. Doyle: Adequacy Determination in Antidumping Duty Sunset Review of Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam, dated March 2, 2010, and on file in the Central Records Unit, Room B 099 of the Department of Commerce building. On February 16, 2010, the Department issued a memorandum that tolled the deadlines for all Import Administration cases by seven calendar days due to the recent Federal Government closure. See Memorandum for the Record from Ronald Lorentzen, DAS for Import Administration, Tolling of Administrative Deadlines as a Result of the Government Closure During the Recent Snowstorm, dated February 12, 2010. The Department’s preliminary and final results of the sunset review of the antidumping duty order on certain frozen warmwater shrimp are currently scheduled for May 1, 2010 and September 1, 2010, respectively.

#### **Extension of Time Limits for Preliminary and Final Results of Reviews**

The Tariff Act of 1930, as amended (the “Act”) provides for the completion of a full sunset review within 240 days of the publication of the initiation notice. See section 751(c)(5)(A) of the Act. In accordance with section 751(c)(5)(B) of the Act, the Department may extend the period of time for making its determination by not more than 90 days, if it determines that the review is extraordinarily complicated.

We determine that this review is extraordinarily complicated, pursuant to section 751(c)(5)(C)(i), (ii) and (iii) of the Act, because there are a large number of issues, a large number of companies involved in this sunset review and because the Department must consider a number of complex issues such as the trends of pre-order and post-order shipment volume. Therefore, the Department requires additional time to complete its analysis. Accordingly, the Department is extending the deadline in this proceeding for 90 days. As a result, the Department intends to issue the preliminary results of the full sunset review by July 30, 2010, and the final results by November 30, 2010.

This notice is issued in accordance with sections 751(c)(5)(B) and (C) of the Act.

Dated: April 30, 2010.

**Edward C. Yang,**

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

[FR Doc. 2010–10718 Filed 5–5–10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### **National Oceanic and Atmospheric Administration**

**RIN: 0648–XW31**

#### **Fisheries of the South Atlantic; Southeast Data, Assessment, and Review (SEDAR); Public Meeting**

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

**ACTION:** Notice of SEDAR 24 Data Workshop for South Atlantic red snapper.

**SUMMARY:** The SEDAR assessment of the South Atlantic stock of red snapper will consist of a series of workshops and webinars: a Data Workshop, a series of Assessment webinars, and a Review Workshop. This is the twenty-fourth SEDAR. This is notice of the Data Workshop component of SEDAR 24. Notice of the Assessment Process and the Review Workshop will be made at a later date. See **SUPPLEMENTARY INFORMATION**.

**DATES:** The Data Workshop will take place May 24–28, 2010. See **SUPPLEMENTARY INFORMATION**.

**ADDRESSES:** The Data Workshop will be held at the Francis Marion Hotel, 387 King Street, Charleston, SC 29403; telephone: (843) 722–0600 or (877) 756–2121.

**FOR FURTHER INFORMATION CONTACT:** Dale Theiling, SEDAR Coordinator, 4055 Faber Place Drive, Suite 201, North Charleston, SC 29405; telephone: (843) 571–4366.

**SUPPLEMENTARY INFORMATION:** The Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils, in conjunction with NOAA Fisheries and the Atlantic and Gulf States Marine Fisheries Commissions have implemented the Southeast Data, Assessment and Review (SEDAR) process, a multi-step method for determining the status of fish stocks in the Southeast Region. SEDAR includes a Data Workshop, a Stock Assessment Process and a Review Workshop. The