DEPARTMENT OF COMMERCE
International Trade Administration
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International Trade Administration

AGENCY: Import Administration.

SUMMARY: The Department of Commerce (“Department”) is conducting an administrative review of the antidumping duty order on certain frozen fish fillets from the Socialist Republic of Vietnam (“Vietnam”). See Notice of Antidumping Duty Order: Certain Frozen Fish Fillets From the Socialist Republic of Vietnam, 68 FR 47900 (August 12, 2003). On September 22, 2009, the Department initiated the August 1, 2008, through July 31, 2009, antidumping duty administrative review on certain frozen fish fillets from Vietnam. See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Deferral of Administrative Review, 74 FR 48224, (September 22, 2009). The Department initiated this review with respect to 22 companies.1

On January 7, 2010, QVD withdrew its request for an administrative review. On January 8, 2010, Anvifish JSC withdrew its request for an administrative review. On January 8, 2010, Petitioners2 partially withdrew their August 31, 2009, request for an administrative review for 13 companies, including Vinh Quang.3 However, the Department will continue the administrative review with respect to Vinh Quang as this exporter did not withdraw its request and the company was chosen as a mandatory respondent.4 The preliminary results of this administrative review are currently due no later than August 8, 2010.5

EFFECTIVE DATE: May 27, 2010.

FOR FURTHER INFORMATION CONTACT: Emeka Chukwudebe and Javier Barrientos, Office 9, AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482–0219 and (202) 482–2243, respectively.

Partial Rescission of Review

The applicable regulation, 19 CFR 351.213(d)(1), states that if a party that requested an administrative review withdraws the request within 90 days of the publication of the notice of initiation of the requested review, the Secretary will rescind the review. Petitioners withdrew their review request with respect to 13 exporters of subject merchandise within the 90–day deadline, in accordance with 19 CFR 351.213(d)(1). Respondents, QVD and Anvifish, also withdrew their respective requests for review within the 90–day deadline.

Therefore, in accordance with 19 CFR 351.213(d)(1), we are partially rescinding this review with respect to the following companies: Cadovimex II; CL–Fish; Hiep Thanh; NAVICO; NTSF; Panga Mekong; Thuan Hung; SAMEFICO; Thien Ma; and Anvifish JSC.6

Assessment Rates

The Department will instruct U.S. Customs and Border Protection (“CBP”) to assess antidumping duties on all appropriate entries. For those companies for which this review has been rescinded and which have a separate rate from a prior segment of this proceeding, antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(2). Accordingly, the Department intends to issue appropriate assessment instructions directly to CBP 15 days after publication of this notice for the following companies: QVD; QVD DT; Thuan Hung; Hiep Thanh; Cadovimex II; SAMEFICO; and Anvifish Co., Ltd.

The Department cannot order liquidation for companies which, although they are no longer under review as a separate entity, may still be under review as part of the Vietnam–wide entity. Therefore, the Department cannot, at this time, order liquidation of entries for the following companies: CL–Fish; NAVICO; NTSF; Panga Mekong; Thien Ma; and Anvifish JSC.7 The Department intends to issue liquidation instructions for the Vietnam–wide entities 15 days after publication of the final results of this review.

Notification to Importers

This notice serves as a final reminder to importers for whom this review is being rescinded, as of the publication date of this notice, 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 the antidumping duties occurred and the subsequent assessment of double antidumping duties.

Notification Regarding APOs

This notice also serves as a reminder to parties subject to administrative protective orders (“APO”) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance


4 These companies include: 1) Cadovimex II; 2) CL–Fish; 3) Hiep Thanh; 4) NAVICO; 5) NTSF; 6) Panga Mekong; 7) QVD; 8) SAMEFICO; 9) Thien Ma; 10) Thuan Hung; 11) Vinh Quang; 12) QVD DT; and, 13) Anvifish.

5 In its January 8, 2010, withdrawal letter, Anvifish JSC claims that it is also known as Anvifish Co., Ltd. The company previously assigned a separate rate). However, there is no information on the record establishing that Anvifish JSC was assigned a separate rate in a prior segment of this proceeding.

with 19 CFR 351.305, 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.

This notice is issued and published in accordance with section 777(i)(1) of the Tariff Act of 1930, as amended, and 19 CFR 351.213(d)(4).

Dated: May 19, 2010.

John M. Andersen,
Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1680]

Reorganization of Foreign-Trade Zone 37 Under Alternative Site Framework Orange County, NY

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Board adopted the alternative site framework (ASF) in December 2008 (74 FR 1170, 01/12/09; correction 74 FR 3987, 01/22/09) as an option for the establishment or reorganization of general-purpose zones;

Whereas, Orange County, New York, grantee of Foreign-Trade Zone 37, submitted an application to the Board (FTZ Docket 51–2009, filed 11/12/2009) for authority to reorganize under the ASF with a service area of Orange County, New York, adjacent to the New York/Newark Customs and Border Protection port of entry, FTZ 37’s existing Sites 3 and 7 would be categorized as magnet sites, and the grantee proposes one initial usage-driven site (Sites 8);

Whereas, notice inviting public comment was given in the Federal Register (74 FR 60238, 11/12/09) and the application has been processed pursuant to the FTZ Act and the Board’s regulations; and,

Whereas, the Board adopts the findings and recommendations of the examiner’s report, and finds that the requirements of the FTZ Act and Board’s regulations are satisfied, and that the proposal is in the public interest;

Now, Therefore, the Board hereby orders:

The application to reorganize FTZ 37 under the alternative site framework is approved, subject to the FTZ Act and the Board’s regulations, including Section 400.28, to the Board’s standard 2,000-acre activation limit for the overall general-purpose zone project, to a five-year ASF sunset provision for magnet sites that would terminate authority for Site 7 if not activated by May 31, 2015, and to a three-year ASF sunset provision for usage-driven sites that would terminate authority for Site 8 if no foreign-status merchandise is admitted for a bona fide customs purpose by May 31, 2013.


Ronald K. Lorentzen,
Deputy Assistant Secretary for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.

Attest: Andrew McGilvray,
Executive Secretary.

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DEPARTMENT OF DEFENSE

Office of the Secretary

Federal Advisory Committee; Military Leadership Diversity Commission (MLDC)

AGENCY: Office of the Under Secretary of Defense for Personnel and Readiness, (DoD).

ACTION: Meeting notice.

SUMMARY: Under the provisions of the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102–3.150, the Department of Defense announces that the Military Leadership Diversity Commission (MLDC) will meet on June 16 and 17, 2010, in McLean, VA. The meeting is open to the public, but seating is limited.

DATES: The meeting will be held on June 16, 2010 (from 8 a.m. to 5:30 p.m.) and on June 17, 2010 (from 8 a.m. to 6:15 p.m.).

ADDRESSES: The meeting will be held at the Hilton McLean—Tysons Corner, 7920 Jones Branch Dr., McLean, VA 22102.

FOR FURTHER INFORMATION CONTACT: Master Chief Steven A. Hady, Designated Federal Officer, MLDC, at (703) 602–0838, 1851 South Bell Street, Suite 532, Arlington, VA. Email: steven.Hady@wso.whs.mil.

SUPPLEMENTARY INFORMATION:

Purpose of the Meeting

The purpose of the meeting is for the commissioners of the Military Leadership Diversity Commission to continue their efforts to address congressional concerns as outlined in the commission charter.

Agenda

June 16, 2010

8 a.m.–11:15 p.m.

DFO opens the meeting

Commission Chairman opening remarks

Admiral Gary Roughead, Chief of Naval Operations, addresses the MLDC Commission

Decision Brief for implementation and accountability

11:15 a.m.

DFO recesses the meeting

12:15 p.m.–5:30 p.m.

DFO opens the meeting

Decision brief on metrics

Decision brief on retention

General George Casey, Jr., Chief of Staff of the Army, addresses the MLDC

Public comments

Commission Chairman closing remarks

DFO adjourns the meeting

June 17, 2010

8 a.m.–11 a.m.

DFO opens the meeting

Commission Chairman opening remarks

Dr. Frank Dobbin, Professor of Sociology, Harvard University briefs the MLDC

Panel of representatives from private sector companies address the MLDC

Mr. Steve Bucherati, Chief Diversity Officer, Coca Cola

Ms. Deborah Elam, Vice President and Chief Diversity Officer, General Electric

DFO recesses the meeting

Mr. Frank McCloskey, Chief Diversity Officer, Georgia Power

Mr. Steve Bucherati, Chief Diversity Officer, Raytheon

Ms. Geeth Chettiar, Vice President for Diversity and EO Programs,