

Federal Domestic Assistance Catalog  
11.419, Coastal Zone Management Program  
Administration

Dated: July 14, 2010.

**Donna Wieting,**

Director, Office of Ocean and Coastal  
Resource Management, National Ocean  
Service, National Oceanic and Atmospheric  
Administration.

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**DEPARTMENT OF COMMERCE**

**International Trade Administration**

[A-570-878]

**Saccharin From the People's Republic  
of China: Final Results of the 2008-  
2009 Antidumping Duty Administrative  
Review**

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

**SUMMARY:** On March 22, 2010, the  
Department of Commerce  
("Department") published its  
*Preliminary Results* for the July 1, 2008,  
through June 30, 2009, administrative  
review of saccharin from the People's  
Republic of China ("PRC").<sup>1</sup> We invited  
interested parties to comment on our  
*Preliminary Results*, but no parties  
submitted comments. Therefore, the  
*Preliminary Results* are hereby adopted  
as the final results.

**DATES:** *Effective Date:* July 23, 2010.

**FOR FURTHER INFORMATION CONTACT:**  
Brandon Petelin or Charles Riggle, 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) 482-8173 and (202)  
482-0650, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

On March 22, 2010, the Department  
published its *Preliminary Results* of the  
review of the antidumping order on  
saccharin from the PRC covering the  
period July 1, 2008, through June 30,  
2009. For the *Preliminary Results*,  
because Kaifeng Xinhua Fine Chemical  
Factory ("Kaifeng") did not respond to  
the Department's questionnaire, we  
were unable to determine if Kaifeng was  
eligible for a separate rate.<sup>2</sup> Further, in

<sup>1</sup> See *Saccharin From the People's Republic of  
China: Preliminary Results of the 2008-2009  
Antidumping Duty Administrative Review*, 75 FR  
13495 (March 22, 2010) ("*Preliminary Results*").

<sup>2</sup> On October 14, 2009, the Department confirmed  
that Kaifeng signed for and received our mailing of

accordance with sections 776(a)(2)(A)  
and (B) of the Tariff Act of 1930, as  
amended ("Act"), because the PRC-  
entity (including Kaifeng) failed to  
cooperate to the best of its ability by not  
responding to our questionnaire, we  
found it appropriate to use adverse facts  
available.<sup>3</sup> Thus, the Department  
preliminarily determined that Kaifeng  
did not qualify for a separate rate and  
instead was part of the PRC entity.<sup>4</sup> No  
parties commented on the *Preliminary  
Results*.

**Scope of the Order**

The product covered by this  
antidumping duty order is saccharin.  
Saccharin is defined as a non-nutritive  
sweetener used in beverages and foods,  
personal care products such as  
toothpaste, table top sweeteners, and  
animal feeds. It is also used in  
metalworking fluids. There are four  
primary chemical compositions of  
saccharin: (1) Sodium saccharin  
(American Chemical Society Chemical  
Abstract Service ("CAS") Registry 128-  
44-9); (2) calcium saccharin (CAS  
Registry 6485-34-3); (3) acid (or  
insoluble) saccharin (CAS Registry 81-  
07-2); and (4) research grade saccharin.  
Most of the U.S.-produced and imported  
grades of saccharin from the PRC are  
sodium and calcium saccharin, which  
are available in granular, powder, spray-  
dried powder, and liquid forms. The  
merchandise subject to this order is  
currently classifiable under subheading  
2925.11.00 of the *Harmonized Tariff  
Schedule of the United States*  
("HTSUS") and includes all types of  
saccharin imported under this HTSUS  
subheading, including research and  
specialized grades. Although the  
HTSUS subheading is provided for  
convenience and customs purposes, the  
Department's written description of the  
scope of this order remains dispositive.

**Analysis of Comments Received**

Because no parties commented on the  
*Preliminary Results*, we have adopted  
the *Preliminary Results* as the final  
results, including the margin  
determined therein.<sup>5</sup>

**Final Results of Review**

We find that the following weighted-  
average dumping margin exists for the

the antidumping duty questionnaire. On January 6,  
2009, the Department placed the FedEx  
International Air Waybill receipt and delivery  
confirmation for the questionnaire issued to Kaifeng  
on the record of this administrative review to  
confirm that we mailed, and Kaifeng signed for and  
received, the questionnaire.

<sup>3</sup> See *Preliminary Results*.

<sup>4</sup> See *id.*

<sup>5</sup> See *id.*

period July 1, 2008, through June 30,  
2009:

Manufacturer/Exporter	Margin (Percent)
PRC-wide Entity* .....	329.94 <sup>6</sup>

\* The PRC-entity includes Kaifeng Xinhua  
Fine Chemical Factory.

<sup>6</sup> See *Notice of Final Determination of Sales  
at Less Than Fair Value: Saccharin From the  
People's Republic of China*, 68 FR 27530  
(May 30, 2003) ("*LTFV Final Determination*");  
as amended by *Notice of Amended Final De-  
termination of Sales at Less Than Fair Value*,  
68 FR 35383 (June 13, 2003) ("The PRC-wide  
rate of 329.94 percent \* \* \* is the correct  
PRC-wide rate, rather than the rate of 329.33  
percent published in the *LTFV Final Deter-  
mination*"); see also *Notice of Antidumping  
Duty Order: Saccharin From the People's Re-  
public of China*, 68 FR 40906 (July 9, 2003)  
(establishing 329.94 percent as the PRC-wide  
rate).

**Assessment Rates**

The Department has determined, and  
U.S. Customs and Border Protection  
("CBP") shall assess antidumping duties  
on all appropriate entries covered by  
this review. The Department intends to  
issue assessment instructions to CBP 15  
days after the publication date of the  
final results of this review.

**Cash Deposit Requirements**

The following deposit requirements  
will be effective upon publication of  
this notice of final results of  
administrative review for all shipments  
of subject merchandise entered, or  
withdrawn from warehouse, for  
consumption on or after the date of  
publication, as provided by section  
751(a)(2)(C) of the Act: (1) For the PRC-  
wide entity (which includes Kaifeng),  
the cash deposit rate will be 329.94  
percent; (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 that  
have not been found to be entitled to a  
separate rate, the cash deposit rate will  
be the PRC-wide rate of 329.94 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 exporters that supplied that non-  
PRC exporter. These deposit  
requirements shall remain in effect until  
further notice.

**Notification of Interested Parties**

This notice also serves as a final  
reminder to importers 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. 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 APO in accordance 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 that is subject to sanction.

This notice of the final results of this administrative review is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: July 19, 2010.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XX58**

#### Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Crab Rationalization Cost Recovery Program

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

**ACTION:** Notification of fee percentage.

**SUMMARY:** NMFS publishes a notification of a 2.67-percent fee for cost recovery under the Bering Sea and Aleutian Islands Crab Rationalization Program. This action is intended to provide holders of crab allocations with the fee percentage for the 2010/2011 crab fishing year so they can calculate the required payment for cost recovery fees that must be submitted by July 31, 2011.

**DATES:** The Crab Rationalization Program Registered Crab Receiver permit holder is responsible for

submitting the fee liability payment to NMFS on or before July 31, 2011.

**FOR FURTHER INFORMATION CONTACT:** Gabrielle Aberle or Gretchen Harrington, 907-586-7228.

#### SUPPLEMENTARY INFORMATION:

##### Background

NMFS Alaska Region administers the Bering Sea and Aleutian Islands Crab Rationalization Program (Program) in the North Pacific. Fishing under the Program began on August 15, 2005. Regulations implementing the Program are set forth at 50 CFR part 680.

The Program is a limited access system authorized by section 313(j) of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act). The Program includes a cost recovery provision to collect fees to recover the actual costs directly related to the management, data collection, and enforcement of the Program. NMFS developed the cost recovery provision to conform to statutory requirements and to partially reimburse the agency for the unique added costs of management, data collection, and enforcement of the Program. Section 313(j) of the Magnuson-Stevens Act provided supplementary authority to section 304(d)(2)(A) and additional detail for cost recovery provisions specific to the Program. The cost recovery provision allows collection of 133 percent of the actual management, data collection, and enforcement costs up to three percent of the ex-vessel value of crab harvested under the Program. Additionally, section 313(j) requires the harvesting and processing sectors to each pay half the cost recovery fees. Catcher/processor quota share holders are required to pay the full fee percentage for crab processed at sea.

A crab allocation holder generally incurs a cost recovery fee liability for every pound of crab landed. The crab allocations include Individual Fishing Quota, Crew Individual Fishing Quota, Individual Processing Quota, Community Development Quota, and the Adak community allocation. The Registered Crab Receiver (RCR) permit holder must collect the fee liability from the crab allocation holder who is landing crab. Additionally, the RCR permit holder must collect his or her own fee liability for all crab delivered to the RCR. The RCR permit holder is responsible for submitting this payment to NMFS on or before the due date of July 31, in the year following the crab fishing year in which landings of crab were made.

The dollar amount of the fee due is determined by multiplying the fee

percentage (not to exceed three percent) by the ex-vessel value of crab debited from the allocation. Specific details on the Program's cost recovery provision may be found in the implementing regulations set forth at 50 CFR 680.44.

##### Fee Percentage

Each year, NMFS calculates and publishes in the **Federal Register** the fee percentage according to the factors and methodology described in Federal regulations at § 680.44(c)(2). The formula for determining the fee percentage is the "direct program costs" divided by "value of the fishery," where "direct program costs" are the direct program costs for the Program for the previous fiscal year, and "value of the fishery" is the ex-vessel value of the catch subject to the crab cost recovery fee liability for the current year. Fee collections for any given year may be less than, or greater than, the actual costs and fishery value for that year, because, by regulation, the fee percentage is established in the first quarter of a crab fishery year based on the fishery value and the costs of the prior year.

Using this fee percentage formula, the estimated percentage of costs to value for the 2009/2010 fishery was 2.67 percent. Therefore, the fee percentage will be 2.67 percent for the 2010/2011 crab fishing year.

**Authority:** 16 U.S.C. 1862; Pub. L. 109-241; Pub. L. 109-479.

Dated: July 20, 2010.

**Carrie Selberg,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XX75**

#### Gulf of Mexico Fishery Management Council; Public Meeting

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

**ACTION:** Notice of a public meeting.

**SUMMARY:** The Gulf of Mexico Fishery Management Council will convene a meeting of the Ad Hoc Data Collection Advisory Panel.

**DATES:** The meeting will convene at 9 a.m. on Tuesday, August 10, 2010 and conclude by 4:30 p.m.