

and with a bulk density equal to or greater than 53 pounds per cubic foot. Specifically excluded from this scope is solid ammonium nitrate with a bulk density less than 53 pounds per cubic foot (commonly referred to as industrial or explosive grade ammonium nitrate). The merchandise subject to this order is classified in the Harmonized Tariff Schedule of the United States (“HTSUS”) at subheading 3102.30.00.00. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise within the scope is dispositive.

**Termination of Suspended Investigation and Issuance of AD Order**

Article X.C of the Agreement states: MOT or DOC may terminate this Agreement at any time upon written notice to the other party. Termination shall be effective 60 days after such notice is given. Upon termination of this Agreement, the provisions of U.S. antidumping law and regulations shall apply.

As noted above, the underlying investigation in this proceeding was continued pursuant to section 734(g) of the Act, following the acceptance of the Agreement. The Department made a final affirmative AD determination, and the ITC found material injury. *See Final Determination and ITC Final Injury Determination.* Therefore, in accordance with section 735(c) of the Act, the Department will issue an antidumping duty order and instruct U.S. Customs and Border Protection (“CBP”) to suspend liquidation of entries of subject merchandise, effective May 2, 2011, which is 60 days from the date the Department received the letter from MED stating its withdrawal from the Agreement.

**Antidumping Duty Order**

In accordance with section 736(a)(1) of the Act, the Department will direct CBP to assess, beginning on May 2, 2011, an antidumping duty equal to the weighted-average AD margins listed below.

We will instruct CBP to require a cash deposit for each entry equal to the AD weighted-average margin rates found in the Department’s July 11, 2000, *Final Determination*, as listed below. These suspension-of-liquidation instructions will remain in effect until further notice. The “Russia-wide” rate applies to all producers and exporters of subject merchandise not specifically listed. The final AD ad valorem rates are as follows:

Manufacturer/exporter	Weighted-average margin (percent)
JSC Nevinnomyssky Azot ....	253.98
Russia-wide .....	253.98

This notice constitutes the AD order with respect to ammonium nitrate from Russia, pursuant to section 736(a) of the Act. Interested parties may contact the Department’s Central Records Unit, room 7046 of the main Commerce building, for copies of an updated list of AD orders currently in effect. This order is issued and published in accordance with section 736(a) of the Act and 19 CFR 351.211(b).

Dated: April 21, 2011.  
**Ronald K. Lorentzen,**  
*Deputy Assistant Secretary for Import Administration.*  
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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XA356**

**Incidental Taking of Marine Mammals; Taking of Marine Mammals Incidental to the Explosive Removal of Offshore Structures in the Gulf of Mexico**

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

**ACTION:** Notice; issuance of letters of authorization.

**SUMMARY:** In accordance with the Marine Mammal Protection Act (MMPA) and implementing regulations, notification is hereby given that NMFS has issued six one-year Letters of Authorization (LOA) to take marine mammals incidental to the explosive removal of offshore oil and gas structures (EROS) in the Gulf of Mexico.

**DATES:** These authorizations are effective from May 1, 2011 through April 30, 2012, and June 1, 2011, through May 31, 2012.

**ADDRESSES:** The application and LOAs are available for review by writing to P. Michael Payne, Chief, Permits, Conservation, and Education Division, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910-3235 or by telephoning the contact listed here (*see FOR FURTHER INFORMATION CONTACT*), or online at: <http://www.nmfs.noaa.gov/pr/permits/>

*incidental.htm*. Documents cited in this notice may be viewed, by appointment, during regular business hours, at the aforementioned address.

**FOR FURTHER INFORMATION CONTACT:** Howard Goldstein or Jolie Harrison, Office of Protected Resources, NMFS, 301-713-2289.

**SUPPLEMENTARY INFORMATION:** Section 101(a)(5)(A) of the MMPA (16 U.S.C. 1361 *et seq.*) directs the Secretary of Commerce (who has delegated the authority to NMFS) to allow, upon request, the incidental, but not intentional, taking of small numbers of marine mammals by United States citizens who engage in a specified activity (other than commercial fishing) within a specified geographical region, if certain findings are made and regulations are issued. Under the MMPA, the term “take” means to harass, hunt, capture, or kill or to attempt to harass, hunt, capture, or kill any marine mammal.

Authorization for incidental taking, in the form of annual LOAs, may be granted by NMFS for periods up to five years if NMFS finds, after notice and opportunity for public comment, that the taking will have a negligible impact on the species or stock(s) of marine mammals, and will not have an unmitigable adverse impact on the availability of the species or stock(s) for subsistence uses (where relevant). In addition, NMFS must prescribe regulations that include permissible methods of taking and other means of effecting the least practicable adverse impact on the species and its habitat (i.e., mitigation), and on the availability of the species for subsistence uses, paying particular attention to rookeries, mating rounds, and areas of similar significance. The regulations also must include requirements pertaining to the monitoring and reporting of such taking.

Regulations governing the taking of marine mammals incidental to EROS were published on June 19, 2008 (73 FR 34875), and remain in effect through July 19, 2013. For detailed information on this action, please refer to that **Federal Register** notice. The species that applicants may take in small numbers during EROS activities are bottlenose dolphins (*Tursiops truncatus*), Atlantic spotted dolphins (*Stenella frontalis*), pantropical spotted dolphins (*Stenella attenuata*), Clymene dolphins (*Stenella clymene*), striped dolphins (*Stenella coeruleoalba*), spinner dolphins (*Stenella longirostris*), rough-toothed dolphins (*Steno bredanensis*), Risso’s dolphins (*Grampus griseus*), melon-headed whales (*Peponocephala electra*), short-

finned pilot whales (*Globicephala macrorhynchus*), and sperm whales (*Physeter macrocephalus*). NMFS received requests for LOAs from Merit Energy Company (Merit), Northstar Interests, LLC. (Northstar Interests), Northstar Offshore Energy Partners, LLC. (Northstar Offshore), Ridgelake Energy, Inc. (Ridgelake), Rosetta Resources Offshore, LLC. (Rosetta), and Sojitz Energy Venture, Inc. (Sojitz) for activities covered by the EROS regulations.

### Reporting

NMFS regulations require timely receipt of reports for activities conducted under the previously issued LOA and a determination that the required mitigation, monitoring, and reporting were undertaken. NMFS Galveston Laboratory's Platform Removal Observer Program (PROP) has provided reports for Merit Energy Company's (Merit) removal of offshore structures during 2010. While Merit did

not have a LOA in 2010 to 2011 or previous years, the energy company used the explosives company, Demex International, Inc., which was issued an LOA for 2010 to 2011, and renewed their LOA again for 2011 to 2012. Northstar Interests, Northstar Offshore, Ridgelake, Rosetta, and Sojitz have not conducted any EROS operations to date. NMFS PROP observers reported the following during Merit's EROS operations in 2010 to 2011:

Company	Structure	Dates	Marine mammal sightings (Individuals)	Biological impacts observed to marine mammals
Merit .....	High Island Area, Block 138, Platform A.	May 23 to 28, 2010 .....	Bottlenose dolphins (150) .....	None.
Merit .....	High Island Area, Block 39, Caisson #9.	May 23 to 24, 2010 .....	Bottlenose dolphins (1) .....	None.
Merit .....	High Island Area, Block 39, Platform B.	May 25 to 26, 2010 .....	None .....	None.
Merit .....	High Island Area, Block 39, Caisson #10.	May 27 to 30, 2010 .....	Bottlenose dolphins (4) .....	None.
Merit .....	Vermilion Area, Block 28, Platform A.	May 31 to June 4, 2010 ..	Bottlenose dolphins (33) .....	None.
Merit .....	High Island Area, Block 38, Caisson 1.	June 5 to 9, 2010 .....	Bottlenose dolphins (103) .....	None.
Merit .....	Matagorda Island Area, Block 682, Platform A.	June 6 to 14, 2010 .....	Bottlenose dolphins (16) .....	None.
Merit .....	High Island Area, Block 39, Platform A.	June 16, 2010 .....	Bottlenose dolphins (10) .....	None.
Merit .....	Matagorda Island Area, Block 672, Platform A.	June 15 to 20, 2010 .....	Bottlenose dolphins (13) .....	None.
Merit .....	Mustang Island Area, Block A22, Platform A.	June 21 to 27 and July 3 to 9, 2010.	Bottlenose dolphins (4) and Spotted dolphins (8).	None.
Merit .....	Mustang Island Area, Block 785, Platform A.	July 10 to 18, 2010 .....	Unidentified dolphins (15) .....	None.
Merit .....	Matagorda Island Area, Block 704, Platform B.	July 19 to 25, 2010 .....	Bottlenose dolphins (3) and Unidentified dolphins (29).	None.

Pursuant to these regulations, NMFS has issued an LOA to Merit, Northstar Interests, Northstar Offshore, Ridgelake, Rosetta, and Sojitz. Issuance of the LOAs is based on a finding made in the preamble to the final rule that the total taking by these activities (with monitoring, mitigation, and reporting measures) will result in no more than a negligible impact on the affected species or stock(s) of marine mammals and will not have an unmitigable adverse impact on subsistence uses. NMFS will review reports to ensure that the applicants are in compliance with meeting the requirements contained in the implementing regulations and LOA, including monitoring, mitigation, and reporting requirements.

Dated: April 20, 2011.

**James H. Lecky,**

Director, Office of Protected Resources,  
National Marine Fisheries Service.

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XA395**

### Marine Mammals and Endangered Species; File Nos. 15415 and 14622

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

**ACTION:** Notice; issuance of permits.

**SUMMARY:** Notice is hereby given that NMFS has issued two permits to conduct research on marine mammals or sea turtles. See **SUPPLEMENTARY INFORMATION** for additional information regarding permittees.

**ADDRESSES:** The permits and related documents are available for review upon written request or by appointment in the following offices:

Permits, Conservation and Education Division, Office of Protected Resources,

NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376;

Northeast Region, NMFS, 55 Great Republic Drive, Gloucester, MA 01930; phone (978)281-9328; fax (978)281-9394; and

Southeast Region, NMFS, 263 13th Avenue South, Saint Petersburg, FL 33701; phone (727)824-5312; fax (727)824-5309.

**FOR FURTHER INFORMATION CONTACT:** The following Amy Hapeman or Kristy Beard at (301)713-2289.

**SUPPLEMENTARY INFORMATION:** On December 10, 2010, notice was published in the **Federal Register** (75 FR 76956) that a request for a permit to conduct research on North Atlantic right whales (*Eubalaena glacialis*) had been submitted by Scott D. Kraus, Ph.D. [File No. 15415]. On March 4, 2010, notice was published in the **Federal Register** (75 FR 9868) that a request for a permit to conduct research on green (*Chelonia mydas*), hawksbill (*Eretmochelys imbricata*), Kemp's ridley (*Lepidochelys*