

comments on the petition from interested parties. The comment period closed on March 8, 2010. Six comments were timely received in response to this notice and were all in support of the petitioner's position that the merchandise should be classified under heading 3406, HTSUS, as candles.

*Decision on Petition and Notice of Petitioner's Desire To Contest*

On December 7, 2010, CBP issued HQ H105015 which denied the domestic interested party petition and affirmed the tariff classification determination of the imported wickless wax objects as set forth in CBP's previously issued rulings. (A copy of this ruling and the comments submitted by the public can be found at <http://www.regulations.gov> under Docket No. USCBP-2009-0036). Ruling HQ H105015 officially notified the petitioner that "CBP correctly classified the wax objects described in L85725, dated June 30, 2005; NY L85383, dated June 15, 2005; NY L84761, dated June 2, 2005; NY G88343, dated March 26, 2001; NY G87878, dated March 7, 2001; NY G85945, dated January 16, 2001; NY F82375, dated February 11, 2000; NY F81245, dated January 11, 2000; NY E89220, dated November 8, 1999; NY E87727, dated September 27, 1999; NY E82227, dated May 18, 1999; NY E81505, dated May 12, 1999; and NY D88246, dated March 12, 1999, in heading 9602.00.40, HTSUS, as molded or carved articles of wax by application of GRIs 6 and 1." In that ruling, CBP also notified the petitioner of its right to file notice of its desire to contest the decision not later than thirty days from the date of issuance of this letter in accordance with section 175.23 of the CBP regulations (19 CFR 175.23).

On January 5, 2011, the National Candle Association timely provided CBP with notice of its desire to contest HQ H105015 in the United States Court of International Trade. The petitioner has identified, in accordance with 19 U.S.C. 1516(c) and 19 CFR 175.23, five ports of entry where it intends to challenge CBP's classification of wickless wax objects identified in entry documentation as "wax cylinders", "wax pillars", "wax blocks", "wax forms", "candle jars", "candle holders", "religious candles holders", or "religious candle jars" classified in heading 9602, HTSUS. The ports of entry are as follows: Los Angeles/Long Beach, California; New York, New York; Savannah, Georgia; Laredo, Texas; and Chicago, Illinois.

Upon application by the petitioner to any of the Port Directors of the ports listed above, the Port Director(s) must make available to the petitioner

information on merchandise entered that meets the description in this notice so that the petitioner may determine whether the entry presented frames the issue that it wishes to present to the court. See 19 CFR 175.25(a) and (c). By this notice, Port Directors at these ports are directed to notify petitioner by mail when the first of such entries is liquidated so that the petitioner may file a summons in the Court of International Trade to challenge CBP's classification of the contested merchandise. See 19 U.S.C. 1516(c); 19 CFR 175.25(b).

As required by both the applicable statute and regulations, CBP is in receipt of the National Candle Association's letter, dated January 5, 2011, establishing the timely notice of its desire to contest in the Court of International Trade CBP's decision letter of HQ H105015 which held that the classification of imported wickless wax objects is under subheading 9602.00.40, HTSUS, as molded or carved articles of wax.

**Authority:** This notice is published in accordance with 19 U.S.C. 1516 and sections 175.23 and 175.24 of the CBP regulations (19 CFR 175.23-24).

Dated: May 6, 2011.

**Alan D. Bersin,**

*Commissioner, U.S. Customs and Border Protection.*

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## DEPARTMENT OF HOMELAND SECURITY

### U.S. Customs and Border Protection

#### **Tuna—Tariff-Rate Quota; The Tariff-Rate Quota for Calendar Year 2011 Tuna Classifiable Under Subheading 1604.14.22, Harmonized Tariff Schedule of the United States (HTSUS)**

**AGENCY:** U.S. Customs and Border Protection, Department of Homeland Security.

**ACTION:** Announcement of the quota quantity of tuna in airtight containers for Calendar Year 2011.

**SUMMARY:** Each year the tariff-rate quota for tuna described in subheading 1604.14.22, HTSUS, is based on the apparent United States consumption of tuna in airtight containers during the preceding Calendar Year. This document sets forth the tariff-rate quota for Calendar Year 2011.

**DATES:** *Effective Dates:* The 2011 tariff-rate quota is applicable to tuna entered or withdrawn from warehouse for consumption during the period January 1, through December 31, 2011.

**FOR FURTHER INFORMATION CONTACT:** Headquarters Quota Branch, Textile/Apparel Policy and Programs Division, Trade Policy and Programs, Office of International Trade, U.S. Customs and Border Protection, Washington, DC 20229, (202) 863-6560.

### Background

It has been determined that 18,148,537 kilograms of tuna in air-tight containers may be entered and withdrawn from warehouse for consumption during the Calendar Year 2011, at the rate of 6 percent *ad valorem* under subheading 1604.14.22, HTSUS. Any such tuna which is entered or withdrawn from warehouse for consumption during the current calendar year in excess of this quota will be dutiable at the rate of 12.5 percent *ad valorem* under subheading 1604.14.30, HTSUS.

Dated: May 9, 2011.

**Allen Gina,**

*Assistant Commissioner, Office of International Trade.*

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## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5486-N-12]

### Notice of Proposed Information Collection for Public Comment: Tribal Colleges and University Programs

**AGENCY:** Office of the Assistant Secretary for Public Development and Research, HUD.

**ACTION:** Notice.

**SUMMARY:** The proposed information collection requirement described below will be submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

**DATES:** Comment Due Date July 11, 2011.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: Susan Brunson, Office of University Partnerships, Department of Housing and Urban Development, 451 7th Street, SW., Room 8226, Washington, DC 20410-6000.

**SUPPLEMENTARY INFORMATION:** The Department of Housing and Urban Development will submit the proposed