

### Assessment Rates

The Department shall determine, and the U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries. In accordance with 19 CFR 351.212, we have calculated for EuroChem an importer/customer-specific assessment rate for these preliminary results of review. We will instruct CBP to assess the importer/customer-specific rate on applicable entries of subject merchandise made by the importer during the POR.

The Department clarified its "automatic assessment" regulation on May 6, 2003. This clarification applies to entries of subject merchandise during the POR produced by EuroChem where EuroChem did not know that its merchandise was destined for the United States. In such instances, we will instruct CBP to liquidate unreviewed entries at the all-others rate if there is no rate for the intermediate company(ies) involved in the transaction. For a full discussion of this clarification, see *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003).

The Department intends to issue assessment instructions to CBP 15 days after the date of publication of the final results of this administrative review.

### Cash Deposit Requirements

The following deposit requirements will be effective upon publication of the notice of final results of administrative review for all shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication, as provided by section 751(a)(1) of the Act: (1) The cash deposit rate for EuroChem will be the rate established in the final results of this review; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in this review or the less-than-fair-value investigation but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; (4) the cash deposit rate for all other manufacturers or exporters will continue to be 64.93 percent, the all-others rate established in *Urea From the Union of Soviet Socialist Republics; Final Determination of Sales at Less Than Fair Value*, 52 FR 19557 (May 26, 1987). These cash deposit requirements, when imposed, shall remain in effect until further notice.

### Notification to Importers

This notice also serves as a preliminary 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 antidumping duties occurred and the subsequent assessment of double antidumping duties.

We are issuing and publishing this notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: June 10, 2011.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XR75**

#### Essential Fish Habitat (EFH) Components of Fishery Management Plans (Northeast Multispecies, Atlantic Sea Scallop, Monkfish, Atlantic Herring, Skates, Atlantic Salmon, and Atlantic Deep-Sea Red Crab) 5-Year Review

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

**ACTION:** Supplemental notice of intent (NOI) to prepare a programmatic environmental impact statement (EIS).

**SUMMARY:** The New England Fishery Management Council (Council) is in the process of preparing a programmatic EIS for an Omnibus EFH Amendment to the fishery management plans (FMPs) for Northeast (NE) multispecies, Atlantic sea scallop, monkfish, Atlantic herring, NE skate complex, Atlantic salmon, and Atlantic deep-sea red crab. The Council will expand the scope of this action to include review of, and possible changes to, the NE multispecies closed areas. During this comment period, the Council is seeking comments on the possible revision of these management areas.

**DATES:** Written comments must be received on or before 5 p.m. e.s.t., July 18, 2011.

**ADDRESSES:** You may submit comments by any of the following methods:

- *E-mail:* [HabitatNOI@noaa.gov](mailto:HabitatNOI@noaa.gov).
- *Mail:* Paul J. Howard, Executive Director, New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950.
- *Fax:* (978) 465-3116.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council (978) 465-0492.

**SUPPLEMENTARY INFORMATION:** The purpose of this notification is to alert the interested public of the Council's intent to consider changes to the NE multispecies closed areas in the Omnibus EFH Amendment. A description of the background and need for the Omnibus EFH Amendment can be found in the original NOI dated February 24, 2004, (69 FR 8367) and is not repeated here. The amendment has been developed in two phases. Phase 1 included a review and update of EFH designations, consideration of habitat areas of particular concern, an updated prey species list, and an update of non-fishing impacts. A notice of availability for the Phase 1 Draft EIS (DEIS) was published on April 6, 2007 (72 FR 17157).

Phase 2 will include an evaluation of the effects of fishing on EFH, and management measures to minimize the adverse effects of fishing on EFH across all FMPs. A subset of the alternatives to minimize the impacts of EFH will focus specifically on minimizing the impacts of fishing on deep-sea corals. During early meetings to develop Phase 2 alternatives in late 2009 and early 2010, the Council's Habitat Oversight Committee concluded that development and implementation of new or modified habitat management areas was complicated substantially by the existence of the NE multispecies closed areas. There is considerable spatial overlap between the NE multispecies closed areas and the current habitat areas which are closed to bottom tending mobile gears. Generally, the NE multispecies closed areas are closed to all gear capable of catching groundfish, including but not limited to mobile gears, although there are specific exemptions for certain fisheries and gear types. Specifically, the Habitat Oversight Committee was concerned about the feasibility of implementing new habitat management areas outside of the boundaries of the NE multispecies closed areas, in particular the year round closures, even if current habitat management areas were eliminated, as this would substantially increase in the amount of seabed closed to fishing for some types of gears/fisheries.

At the January 2011 Council meeting, the Habitat Oversight Committee raised the issue of modifying or eliminating the NE multispecies closed areas via the Omnibus EFH Amendment. At its April 2011 meeting, the Council reviewed available information related to this issue, including how this change in scope would affect the Omnibus EFH Amendment's timeline given other priorities established for 2011, and then voted to expand the scope of the Amendment to consider modifying the NE multispecies closed areas in conjunction with the establishment of any new habitat closed areas.

Following public comment on all alternatives, including any alternatives related to the NE multispecies closed areas as well alternatives to designate EFH and HAPCs, minimize impacts to EFH, and protect deep-sea corals, the Council will select final alternatives and then prepare and submit a final EIS document. It is anticipated that all selected alternatives from both phases of the Omnibus EFH Amendment will be implemented via a single rulemaking. Considering this expansion of scope, the expected implementation date for the Omnibus EFH Amendment will be delayed beyond the previously anticipated date of summer 2012.

Stakeholders are encouraged to submit comments on this change in scope as well as on other issues related to the development of EFH impacts minimization alternatives. Comments are specifically sought on the utility of existing or alternative closures to address the needs of groundfish stocks, as well as on the impacts of changes to the existing closures on groundfish fishing and other activities (such as Special Access Programs, exempted/certified bycatch fisheries, recreational fishing opportunities, endangered or threatened species protection, *etc.*).

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: June 13, 2011.

**Margo Schulze-Haugen,**

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

[FR Doc. 2011-15152 Filed 6-16-11; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XA457

#### Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fisheries of the Gulf of Mexico and Southern Atlantic States

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

**ACTION:** Notice of receipt of an application for an exempted fishing permit; request for comments.

**SUMMARY:** NMFS announces the receipt of an application for an exempted fishing permit (EFP) from the Gulf and South Atlantic Fisheries Foundation, Inc. (Foundation). If granted, the EFP would authorize the applicant, with certain conditions, to collect and retain limited numbers of specimens that would otherwise be prohibited from possession and retention. This study, to be conducted in the exclusive economic zone (EEZ) of the Gulf of Mexico (Gulf) and South Atlantic, is intended to characterize catch and bycatch within the shrimp fisheries of the Gulf and South Atlantic.

**DATES:** Comments must be received no later than 5 p.m., eastern time, on July 15, 2011.

**ADDRESSES:** You may submit comments on the application by any of the following methods:

- *E-mail:* [Steve.Branstetter@noaa.gov](mailto:Steve.Branstetter@noaa.gov).

Include in the subject line of the e-mail comment the following document identifier: "FND EFP".

- *Mail:* Steve Branstetter, Southeast Regional Office, NMFS, 263 13th Avenue South, St. Petersburg, FL 33701.

The application and related documents are available for review upon written request to any of the above addresses.

**FOR FURTHER INFORMATION CONTACT:**

Steve Branstetter, 727-824-5305; *e-mail:* [Steve.Branstetter@noaa.gov](mailto:Steve.Branstetter@noaa.gov).

**SUPPLEMENTARY INFORMATION:** The EFP is requested under the authority of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*), and regulations at 50 CFR 600.745(b) concerning exempted fishing.

The applicant proposes research as part of the Cooperative Research Program, which is intended to involve commercial fishermen in the collection of fundamental fisheries information. The described research is part of three

ongoing Cooperative Agreements (No. NA08NMF4330406, No. NA09NMF4540135, and No. NA10NMF4540108), plus two pending Cooperative Research Program projects. Resource collection efforts support the development and evaluation of fisheries management and regulatory options.

The proposed collection for scientific research involves activities otherwise prohibited by regulations at 50 CFR part 622, as they pertain to fish and invertebrates managed by the Gulf of Mexico and South Atlantic Fishery Management Councils (Councils) specific to the shrimp fisheries of the Gulf and South Atlantic. The applicant requires authorization through the EFP to collect these Council-managed species that may be taken in association with the commercial shrimp fisheries of the southeast United States. This proposed collection would include reef fish, red drum, coastal migratory pelagics, stone crab, and lobsters in the Gulf, and snapper-grouper, coastal migratory pelagics, dolphin and wahoo, and lobsters in the South Atlantic.

The EFP exempts personnel from the Foundation from bag limits, size limits, quotas, seasonal restrictions, and gear authorizations, when possessing Council-managed species as part of scientific research activities from August 1, 2011, through December 31, 2013. Specimens would be collected from Federal waters of the Gulf and South Atlantic, and sampling would occur during normal fishing operations of the trawl gear component of the penaeid shrimp commercial sector. Sampling would occur year-round, collecting as many as 500 fish during the course of the study. These species would be retained only in the event of the need for subsequent shore-side identification or as documentation of quality assurance in the data collection process. Data collection for this study would support improved information about the catch, bycatch, discards, and the ability to reduce bycatch for species taken by the shrimp fisheries of the Gulf and South Atlantic. These data would provide insight on a stock's resilience to fishing, and would help improve estimates of long-term biological productivity of the stocks. Currently, these data are unavailable, and it is anticipated that project results will yield valuable data within these fisheries.

NMFS finds this application warrants further consideration. Based on a preliminary review, NMFS intends to issue an EFP. The limited sampling program and associated methodology listed in the EFP is not expected to impact the fishery stocks; the estimated