

customs purposes, the written product description, available in *Turkish Order*, remains dispositive.

### Analysis of Comments Received

All issues raised by parties to these sunset reviews are addressed in the Issues and Decision Memorandum (“Decision Memorandum”) from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Paul Piquado, Assistant Secretary for Import Administration, dated concurrently with this notice, which is hereby adopted by this notice. The issues discussed in the Decision Memorandum include the likelihood of continuation or recurrence of dumping and the magnitude of the margins likely to prevail were the orders revoked. Parties can find a complete discussion of all issues raised in these reviews and the corresponding recommendations in this public memorandum, which is on file electronically via Import Administration’s Antidumping and Countervailing Duty Centralized Electronic Service System (“IA ACCESS”). IA ACCESS is available to registered users at <http://iaaccess.trade.gov> and in the Central Records Unit in room 7046 of the main Commerce building. In addition, a complete version of the Decision Memorandum may be accessed directly on the Web at <http://ia.ita.doc.gov/frn>, under the heading “January 2013.” The paper copy and electronic versions of the Decision Memorandum are identical in content.

### Final Results of Reviews

We determine that revocation of the antidumping duty orders on pasta from Italy and Turkey would likely lead to continuation or recurrence of dumping at the following percentage weighted-average margins:

#### ITALY

| Manufacturer/producer/exporter  | Weighted-average margin (percent) |
|---|-----------------------------------|
| Arrighi S.p.A. Industrie Alimentari and affiliate Itaipasta S.p.A. .... | 20.84                             |
| La Molisana Industrie Alimentari S.p.A. ....                            | 14.78                             |
| Liguori Pastificio Dal S.p.A. ..  | 12.14                             |
| Pastificio Fratelli Pagani S.p.A. ....                                  | 18.23                             |
| All Others .....  | <sup>5</sup> 16.51                |

<sup>5</sup> The cash deposit rate for All Others was modified to account for export subsidies.

#### TURKEY

| Manufacturer/producer/exporter                      | Weighted-average margin (percent) |
|---|-----------------------------------|
| Filiz Gida Sanyı ve Ticaret A.S. ....               | 63.29                             |
| Maktas Makarnacılık ve Ticaret T.A.S. (“Maktas”) .. | <sup>6</sup> 60.87                |
| All Others .....                                    | <sup>7</sup> 60.87                |

This notice serves as the only reminder to parties subject to administrative protective order (“APO”) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely notification of return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

These sunset reviews and notice are in accordance with sections 751(c), 752, and 777(i)(1) of the Act.

Dated: January 4, 2012.

**Paul Piquado,**  
Assistant Secretary for Import Administration.

[FR Doc. 2013-00454 Filed 1-10-13; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-533-825]

### Polyethylene Terephthalate Film, Sheet and Strip From India: Partial Rescission of Countervailing Duty Administrative Review; 2011

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

**DATES:** *Effective Date:* January 11, 2013.

**FOR FURTHER INFORMATION CONTACT:** Elfi Blum or Toni Page, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-0197 or (202) 482-1398, respectively.

### Background

On July 2, 2012, the Department of Commerce (Department) published a

<sup>6</sup> Marsan Gıda Sanayi ve Ticaret A.S. was found to be the successor-in-interest to Gidasa Sabancı Gıda Sanayi ve Ticaret A.S. (“Gidasa”) in 2009; Gidasa was found to be the successor-in-interest to Maktas in 2003. See Decision Memorandum at 5.

<sup>7</sup> The cash deposit rate for Maktas and All Others were modified to account for export subsidies.

notice of opportunity to request an administrative review of the countervailing duty (CVD) order on polyethylene terephthalate film, sheet and strip from India covering the period January 1, 2011, through December 31, 2011.<sup>1</sup> The Department received a timely request for a CVD administrative review from Petitioners<sup>2</sup> for five companies: Ester Industries Limited (Ester), Garware Polyester Ltd. (Garware), Polyplex Corporation Ltd. (Polyplex), SRF Limited (SRF), and Jindal Poly Films Limited of India (Jindal). The Department also received timely requests from Jindal and SRF for a CVD review of themselves. On August 30, 2012, the Department published a notice of initiation of administrative review with respect to Ester, Garware, Jindal, Polyplex, and SRF.<sup>3</sup> On November 30, 2012, Petitioners withdrew their requests for a CVD administrative review of Ester, Garware, Jindal, and Polyplex. Jindal also withdrew its self-request for an administrative review.

### Rescission, in Part

Pursuant to 19 CFR 351.213(d)(1), the Secretary will rescind an administrative review, in whole or in part, if a party that requested the review withdraws the request within 90 days of the date of publication of the notice of initiation of the requested review. Petitioners’ and Jindal’s November 30, 2012, withdrawal requests were submitted within the 90-day period and thus are timely.<sup>4</sup> As the withdrawal requests filed by Petitioners and Jindal are timely and no other party requested a review of Ester, Garware, Jindal, and Polyplex, we are rescinding this review with respect to these companies, in accordance with 19 CFR 351.213(d)(1). Because the review requests for SRF were not withdrawn,

<sup>1</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review*, 77 FR 39216, 39217 (July 2, 2012).

<sup>2</sup> Petitioners are DuPont Teijin Films, Mitsubishi Polyester Film, Inc., SKC, Inc. and Toray Plastics (America), Inc.

<sup>3</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Requests for Revocation in Part*, 77 FR 52688 (August 30, 2012).

<sup>4</sup> The 90th day fell on November 28, 2012; however, as explained in the memorandum from the Assistant Secretary for Import Administration, the Department has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from October 29, through October 30, 2012. Thus, all deadlines in this segment of the proceeding have been extended by two days. The revised deadline for filing a withdrawal request was November 30, 2012. See Memorandum to the Record from Paul Piquado, Assistant Secretary for Import Administration, regarding “Tolling of Administrative Deadlines As a Result of the Government Closure During Hurricane Sandy” (October 31, 2012).

the Department will continue to conduct the CVD administrative review of SRF.

#### Assessment

The Department will instruct U.S. Customs and Border Protection (CBP) to assess CVDs on all appropriate entries. Ester, Garware, Jindal, and Polyplex shall be assessed CVDs at rates equal to the cash deposit of estimated CVDs required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). The Department intends to issue appropriate assessment instructions directly to CBP 15 days after publication of this notice.

#### Notification Regarding Administrative Protective Orders

This notice also serves as a reminder to parties subject to administrative protective order (APO) 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 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: January 7, 2013.

**Christian Marsh,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

[FR Doc. 2013-00466 Filed 1-10-13; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XC435

#### New England Fishery Management Council (NEFMC); Public Meeting

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

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

**SUMMARY:** The New England Fishery Management Council (Council) will hold a four-day meeting on January 28-31, 2013 to consider actions affecting

New England fisheries in the exclusive economic zone (EEZ).

**DATES:** The meeting will be held on Monday, January 28, through Thursday, January 31, 2013. The meeting will begin at 1 p.m. on Monday, at 9 a.m. on Tuesday, and at 8:30 a.m. on both Wednesday and Thursday.

**ADDRESSES:** The meeting will be held at the Sheraton Portsmouth Harborside Hotel, 250 Market Street, Portsmouth, NH 03801; telephone: (603) 431-2300; fax: (603) 431-7805; or online at <http://www.sheratonportsmouth.com/>.

*Council address:* New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950; telephone: (978) 465-0492.

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

#### SUPPLEMENTARY INFORMATION:

##### Monday, January 28, 2013

The New England Council will hold a closed session on Monday, January 28 from 1 p.m. to 5 p.m. to address employment matters.

##### Tuesday, January 29, 2013

Following introductions and any announcements on Tuesday, the Council will receive brief reports from the NEFMC Chairman and Executive Director, the Northeast Fisheries Science Center and Mid-Atlantic Fishery Management Council liaisons, NOAA General Counsel, representatives of the Atlantic States Marine Fisheries Commission, and staff from the regional Vessel Monitoring Systems Operations and NOAA Law Enforcement offices. The Council also will receive an update about Northeast Regional Ocean Council activities. Following these reports, NOAA's Northeast Regional Office staff will provide a presentation on a proposed offshore mussel aquaculture project off Cape Ann, MA and solicit comments or recommendations. The Monkfish Committee will update the Council about the development of Amendment 6. This report will include details about alternatives that would modify the current days-at-sea/trip limit system, incorporate monkfish into groundfish sectors and/or outline an Individual Transferable Quota (ITQ) program for the fishery. The Council may approve a request asking the NOAA Regional Administrator to provide feedback about the Northeast Regional Office's ability to provide timely data during the development a sector management or ITQ program for monkfish. Prior to a lunch break, the Northeast Regional Office will present a

Draft Environmental Assessment on Standard Bycatch Reporting Methodology and also ask the Council and public for comments. The day will conclude with a lengthy set of decisions about Atlantic Herring. The Council is expected to select and approve final recommendations for multi-year herring fishery specifications (2013-15) and Framework Adjustment 2 to the Herring FMP (to allow consideration of seasonal quota splitting and carryover of unutilized quota). The specifications will address overfishing levels and acceptable biological catch based on Scientific and Statistical Committee advice, management uncertainty, optimum yield and a stock-wide annual catch limit (ACL) for Atlantic herring, Domestic Annual Harvest, Domestic Annual Processing, U.S. At-Sea Processing, Border Transfer, sub-ACLs (quotas) for each of four management areas, seasonal sub-ACL allocations (based on Framework 2 provisions), research set-asides, set-asides for fixed gear fisheries in the Gulf of Maine, and a range of accountability measures (AMs) for the herring fishery.

##### Wednesday, January 30, 2013

The Council will receive a report from the Northeast Fisheries Science Center staff summarizing the findings of the 55th Stock Assessment Workshop/Stock Assessment Review Committee meetings. The species addressed were Gulf of Maine cod and Georges Bank cod. The Council's Scientific and Statistical Committee will report on its acceptable biological catch recommendations for those two species, and possibly set ABCs for several other groundfish stocks, all for fishing years 2013-15. During the Groundfish Committee's report, the Council intends to specify ABCs and ACLs for fishing year 2013, to include consideration of a revised Southern New England/Mid-Atlantic winter flounder rebuilding plan and changes to the prohibition on landings Southern New England/Mid-Atlantic winter flounder. These measures may be adopted either through a specification package or an additional framework adjustment. Additionally, the Council will discuss and could approve a request for interim action to reduce overfishing on Gulf of Maine cod and Gulf of Maine haddock in fishing year 2013.

##### Thursday, January 31, 2013

The final day of the New England Council's meeting will be used to focus on further development of Draft EFH Omnibus Habitat Amendment 2. The Habitat Committee will present recommendations on Dedicated Habitat