

Accordingly, it is hereby *ordered*  
I. Until March 15, 2022, Mario Julian Martinez-Bernache, with a last known address at: Inmate Number #95749–279, CI Big Spring, Corrections Institution, 2001 Rickabaugh Drive, Big Spring, TX 79720, and when acting for or on behalf of Martinez-Bernache, his representatives, assigns, agents or employees (the “Denied Person”), may not, directly or indirectly, participate in any way in any transaction involving any commodity, software or technology (hereinafter collectively referred to as “item”) exported or to be exported from the United States that is subject to the Regulations, including, but not limited to:

A. Applying for, obtaining, or using any license, License Exception, or export control document;

B. Carrying on negotiations concerning, or ordering, buying, receiving, using, selling, delivering, storing, disposing of, forwarding, transporting, financing, or otherwise servicing in any way, any transaction involving any item exported or to be exported from the United States that is subject to the Regulations, or in any other activity subject to the Regulations; or

C. Benefitting in any way from any transaction involving any item exported or to be exported from the United States that is subject to the Regulations, or in any other activity subject to the Regulations.

II. No person may, directly or indirectly, do any of the following:

A. Export or reexport to or on behalf of the Denied Person any item subject to the Regulations;

B. Take any action that facilitates the acquisition or attempted acquisition by the Denied Person of the ownership, possession, or control of any item subject to the Regulations that has been or will be exported from the United States, including financing or other support activities related to a transaction whereby the Denied Person acquires or attempts to acquire such ownership, possession or control;

C. Take any action to acquire from or to facilitate the acquisition or attempted acquisition from the Denied Person of any item subject to the Regulations that has been exported from the United States;

D. Obtain from the Denied Person in the United States any item subject to the Regulations with knowledge or reason to know that the item will be, or is intended to be, exported from the United States; or

E. Engage in any transaction to service any item subject to the Regulations that has been or will be exported from the

United States and which is owned, possessed or controlled by the Denied Person, or service any item, of whatever origin, that is owned, possessed or controlled by the Denied Person if such service involves the use of any item subject to the Regulations that has been or will be exported from the United States. For purposes of this paragraph, servicing means installation, maintenance, repair, modification or testing.

III. After notice and opportunity for comment as provided in Section 766.23 of the Regulations, any other person, firm, corporation, or business organization related to Martinez-Bernache by affiliation, ownership, control or position of responsibility in the conduct of trade or related services may also be subject to the provisions of this Order if necessary to prevent evasion of the Order.

IV. This Order does not prohibit any export, reexport, or other transaction subject to the Regulations where the only items involved that are subject to the Regulations are the foreign-produced direct product of U.S.-origin technology.

V. This Order is effective immediately and shall remain in effect until March 15, 2022.

VI. In accordance with Part 756 of the Regulations, Martinez-Bernache may file an appeal of this Order with the Under Secretary of Commerce for Industry and Security. The appeal must be filed within 45 days from the date of this Order and must comply with the provisions of Part 756 of the Regulations.

VII. A copy of this Order shall be delivered to the Martinez-Bernache. This Order shall be published in the **Federal Register**.

Issued this 17th day of June 2013.

**Bernard Kritzer**,

*Director, Office of Exporter Services.*

[FR Doc. 2013–14984 Filed 6–21–13; 8:45 am]

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## **DEPARTMENT OF COMMERCE**

### **Bureau of Industry and Security**

**In the Matter of: Jose Arturo Ramon-Herrada, Inmate Number #90903–279, CI Willacy County, Correctional Institution, 1800 Industrial Drive, Raymonville, TX 78580**

#### **Order Denying Export Privileges**

On February 24, 2012, in the U.S. District Court, Southern District of Texas, Jose Arturo Ramon-Herrada (“Ramon-Herrada”) was convicted of violating Section 38 of the Arms Export

Control Act (22 U.S.C. 2778 (2006 & Supp. IV 2010)) (“AECA”). Specifically, Ramon-Herrada was convicted of knowingly and willfully conspiring and agreeing with another person or persons to export and causing to be exported from the United States to Mexico 17,500 cartridges of ammunition designated as defense articles on the United States Munitions List, without having first obtained from the Department of State a license for such export or written authorization for such export. Ramon-Herrada was sentenced to 37 months of imprisonment and two years of supervised release, and fined a \$100 assessment. Ramon-Herrada is also listed on the U.S. Department of State Debarred List.

Section 766.25 of the Export Administration Regulations (“EAR” or “Regulations”)<sup>1</sup> provides, in pertinent part, that “[t]he Director of the Office of Exporter Services, in consultation with the Director of the Office of Export Enforcement, may deny the export privileges of any person who has been convicted of a violation of the Export Administration Act (“EAA”), the EAR, or any order, license or authorization issued thereunder; any regulation, license, or order issued under the International Emergency Economic Powers Act (50 U.S.C. 1701–1706); 18 U.S.C. 793, 794 or 798; section 4(b) of the Internal Security Act of 1950 (50 U.S.C. 783(b)), or section 38 of the Arms Export Control Act (22 U.S.C. 2778).” 15 CFR 766.25(a); *see also* Section 11(h) of the EAA, 50 U.S.C. app. § 2410(h). The denial of export privileges under this provision may be for a period of up to 10 years from the date of the conviction. 15 CFR 766.25(d); *see also* 50 U.S.C. app. § 2410(h). In addition, Section 750.8 of the Regulations states that the Bureau of Industry and Security’s Office of Exporter Services may revoke any Bureau of Industry and Security (“BIS”) licenses previously issued in which the person had an interest in at the time of his conviction.

I have received notice of Ramon-Herrada’s conviction for violating the AECA, and have provided notice and an opportunity for Ramon-Herrada to make

<sup>1</sup> The Regulations are currently codified in the Code of Federal Regulations at 15 CFR Parts 730–774 (2013). The Regulations issued pursuant to the Export Administration Act (50 U.S.C. app. §§ 2401–2420 (2000)) (“EAA”). Since August 21, 2001, the EAA has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 CFR, 2001 Comp. 783 (2002)), which has been extended by successive Presidential Notices, the most recent being that of August 15, 2012 (77 FR 49699 (August 16, 2012)), has continued the Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C. 1701, *et seq.* (2006 & Supp. IV 2010)).

a written submission to BIS, as provided in Section 766.25 of the Regulations. I have not received a submission from Ramon-Herrada. Based upon my review and consultations with BIS's Office of Export Enforcement, including its Director, and the facts available to BIS, I have decided to deny Ramon-Herrada's export privileges under the Regulations for a period of 10 years from the date of Ramon-Herrada's conviction. I have also decided to revoke all licenses issued pursuant to the Act or Regulations in which Ramon-Herrada had an interest at the time of his conviction.

Accordingly, it is hereby

#### Ordered

I. Until February 24, 2022, Jose Arturo Ramon-Herrada, with a last known address at: Inmate Number #90903-279, CI Willacy County, Correctional Institution, 1800 Industrial Drive, Raymonville, TX 78580, and when acting for or on behalf of Ramon-Herrada, his representatives, assigns, agents or employees (the "Denied Person"), may not, directly or indirectly, participate in any way in any transaction involving any commodity, software or technology (hereinafter collectively referred to as "item") exported or to be exported from the United States that is subject to the Regulations, including, but not limited to:

A. Applying for, obtaining, or using any license, License Exception, or export control document;

B. Carrying on negotiations concerning, or ordering, buying, receiving, using, selling, delivering, storing, disposing of, forwarding, transporting, financing, or otherwise servicing in any way, any transaction involving any item exported or to be exported from the United States that is subject to the Regulations, or in any other activity subject to the Regulations; or

C. Benefitting in any way from any transaction involving any item exported or to be exported from the United States that is subject to the Regulations, or in any other activity subject to the Regulations.

II. No person may, directly or indirectly, do any of the following:

A. Export or reexport to or on behalf of the Denied Person any item subject to the Regulations;

B. Take any action that facilitates the acquisition or attempted acquisition by the Denied Person of the ownership, possession, or control of any item subject to the Regulations that has been or will be exported from the United States, including financing or other support activities related to a

transaction whereby the Denied Person acquires or attempts to acquire such ownership, possession or control;

C. Take any action to acquire from or to facilitate the acquisition or attempted acquisition from the Denied Person of any item subject to the Regulations that has been exported from the United States;

D. Obtain from the Denied Person in the United States any item subject to the Regulations with knowledge or reason to know that the item will be, or is intended to be, exported from the United States; or

E. Engage in any transaction to service any item subject to the Regulations that has been or will be exported from the United States and which is owned, possessed or controlled by the Denied Person, or service any item, of whatever origin, that is owned, possessed or controlled by the Denied Person if such service involves the use of any item subject to the Regulations that has been or will be exported from the United States. For purposes of this paragraph, servicing means installation, maintenance, repair, modification or testing.

III. After notice and opportunity for comment as provided in Section 766.23 of the Regulations, any other person, firm, corporation, or business organization related to Ramon-Herrada by affiliation, ownership, control or position of responsibility in the conduct of trade or related services may also be subject to the provisions of this Order if necessary to prevent evasion of the Order.

IV. This Order does not prohibit any export, reexport, or other transaction subject to the Regulations where the only items involved that are subject to the Regulations are the foreign-produced direct product of U.S.-origin technology.

V. This Order is effective immediately and shall remain in effect until February 24, 2022.

VI. In accordance with Part 756 of the Regulations, Ramon-Herrada may file an appeal of this Order with the Under Secretary of Commerce for Industry and Security. The appeal must be filed within 45 days from the date of this Order and must comply with the provisions of Part 756 of the Regulations.

VII. A copy of this Order shall be delivered to the Ramon-Herrada. This Order shall be published in the **Federal Register**.

Issued this 17th day of June 2013.

**Bernard Kritzer,**

*Director, Office of Exporter Services.*

[FR Doc. 2013-15004 Filed 6-21-13; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-583-841]

#### **Polyvinyl Alcohol from Taiwan: Final Results of Antidumping Duty Administrative Review; 2010-2012**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.  
**SUMMARY:** On April 8, 2013, the Department of Commerce (the Department) published the preliminary results of the administrative review of the antidumping duty order on polyvinyl alcohol (PVA) from Taiwan. For these final results, we continue to find that Chang Chun Petrochemical Co., Ltd. (CCPC) has not sold subject merchandise at less than normal value.

**DATES:** *Effective Date:* June 24, 2013.

**FOR FURTHER INFORMATION CONTACT:** Sandra Dreisonstok or Minoo Hatten, AD/CVD Operations, Office 1, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-0768 and (202) 482-1690, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On April 8, 2013, the Department published the preliminary results of the administrative review of the antidumping duty order on PVA from Taiwan.<sup>1</sup> The period of review is September 13, 2010, through February 29, 2012.

We invited interested parties to comment on the *Preliminary Results*. We received a case brief from CCPC on May 8, 2013, in which it alleged one clerical error in the calculation. The petitioner, Sekisui Specialty Chemicals, LLC, did not file a case or rebuttal brief.

The Department has conducted this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

##### **Scope of the Order**

The merchandise covered by the antidumping duty order is PVA. This

<sup>1</sup> See *Polyvinyl Alcohol From Taiwan: Preliminary Results of Antidumping Duty Administrative Review*, 78 FR 20890 (April 8, 2013) (*Preliminary Results*) and the accompanying Preliminary Decision Memorandum.