

investors, or otherwise in furtherance of the purposes of the Act.

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposal is consistent with the Act. Comments may be submitted by any of the following methods:

##### *Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an email to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File No. SR-NYSEArca-2014-05 on the subject line.

##### *Paper Comments*

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549-1090.

All submissions should refer to File No. SR-NYSEArca-2014-05. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule changes between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street NE., Washington, DC 20549, on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of such filing will also be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File No. SR-NYSEArca-2014-05 and should be submitted on or before February 14, 2014.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>19</sup>

Kevin M. O'Neill,

Deputy Secretary.

[FR Doc. 2014-01402 Filed 1-23-14; 8:45 am]

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#### OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Docket No. USTR-2014-0003]

#### 2013 Special 301 Out-of-Cycle Review of Spain: Request for Public Comments

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Request for written submissions.

**SUMMARY:** In the 2013 Special 301 Report ([www.ustr.gov](http://www.ustr.gov)), the Office of the United States Trade Representative (USTR) announced that, in order to monitor progress on specific intellectual property rights (IPR) issues, an Out-of-Cycle Review (OCR) would be conducted for El Salvador and Spain. USTR requests written submissions from the public concerning any act, policy, or practice that is relevant to the decision regarding whether Spain should be identified under Section 182 of the Trade Act of 1974 (Trade Act) (19 U.S.C. 2242).

**DATES:** Friday, February 14, 2014—Deadline for the public, except foreign governments, to submit written comments.

Friday, February 21, 2014—Deadline for foreign governments to submit written comments.

Please note that on January 3, 2014, USTR issued a request for comments from the public and provided notice of a public hearing related to the 2014 Special 301 Review (<https://federalregister.gov/a/2013-31487> (docket number USTR-2013-0040)). The public is not required to respond to both notices. Written submissions related to Spain filed under docket number USTR-2013-0040 will be taken into consideration in this Out-of-Cycle Review.

**ADDRESSES:** All written comments must be in English and submitted electronically via <http://www.regulations.gov>, docket number USTR-2014-0003. Please specify "2013 Special 301 Out-of-Cycle Review of Spain" in the "Type Comment" field on <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** George York, Deputy Assistant USTR for Intellectual Property and Innovation,

Office of the United States Trade Representative, at (202) 395-6126.

#### SUPPLEMENTARY INFORMATION:

##### 1. Background

Section 182 of the Trade Act requires USTR to identify countries that deny adequate and effective protection of IPR or deny fair and equitable market access to U.S. persons who rely on intellectual property protection. The provisions of Section 182 are commonly referred to as the "Special 301" provisions of the Trade Act.

Those countries that have the most onerous or egregious acts, policies, or practices and whose acts, policies, or practices have the greatest adverse impact (actual or potential) on relevant U.S. products are to be identified as Priority Foreign Countries. In addition, USTR has created a "Priority Watch List" and a "Watch List" under Special 301 provisions. Placement of a trading partner on the Priority Watch List or Watch List indicates that particular problems exist in that country with respect to IPR protection, enforcement, or market access for persons relying on intellectual property.

In the 2013 Special 301 Report, USTR noted that although Spain was not listed in the report, USTR would conduct an OCR of Spain focusing in particular on Spain's concrete steps to combat copyright piracy over the Internet. An OCR is a tool that USTR uses to encourage progress on IPR issues of concern. It provides an opportunity for heightened engagement with a trading partner to address and remedy such issues. Successful resolution of specific IPR issues of concern or lack of action on that concern can lead to a change in a trading partner's status on a Special 301 list outside of the typical time frame for the annual Special 301 Report.

##### 1. Written Comments

###### *a. Requirements for Written Comments*

To facilitate the review, written comments should be as detailed as possible and provide all necessary information for identifying and assessing the effect of the acts, policies, and practices of Spain. USTR requests that interested parties provide specific references to laws, regulations, policy statements, executive, presidential or other orders, administrative, court or other determinations that should factor in the review. USTR also requests that submissions include data, loss estimates, and other information regarding the economic impact on the United States, U.S. industry, and the U.S. workforce caused by the denial of adequate and effective intellectual

<sup>19</sup> 17 CFR 200.30-3(a)(12).

property protection. Comments that include quantitative loss claims should be accompanied by the methodology used in calculating such estimated losses.

#### b. Filing Instructions

Comments must be in English. All comments should be sent electronically via <http://www.regulations.gov>, docket number USTR–2014–0003. To submit comments to <http://www.regulations.gov>, locate the docket (folder) by entering the number USTR–2014–0003 in the “Enter Keyword or ID” window at the <http://www.regulations.gov> home page and click “Search.” The site will provide a search-results page listing all documents associated with this docket. Locate the reference to this notice by selecting “Notice” under “Document Type” on the left side of the search-results page, and click on the link entitled “Comment Now!”. The <http://www.regulations.gov> site provides the option of submitting comments by filling in a “Type comment” field, or by attaching a document. USTR requests that comments be provided in an attached document. If a document is attached, please type “2013 Special 301 Out-of-Cycle Review of Spain” in the “Type Comment” field. Please submit documents prepared in (or compatible with) Microsoft Word (.doc) or Adobe Acrobat (.pdf) formats. If the submission was prepared in a compatible format, please indicate the name of the relevant application in the “Type comment” field. For further information on using the <http://www.regulations.gov> Web site, please select “How to use Regulations.gov” on the bottom of any page. Please do not attach separate cover letters to electronic submissions; rather, include any information that might appear in a cover letter in the comments themselves. Similarly, to the extent possible, please include any exhibits, annexes, or other attachments in the same file as the submission itself, not as separate files.

#### c. Business Confidential Information

A submitter requesting that information contained in a comment submitted by that submitter be treated as confidential business information must certify that such information is business confidential and would not customarily be released to the public by the submitter. The filenames of both documents should reflect their status—“BCI” for the business confidential version and “PUBLIC” for the public version. In the document, confidential business information must be clearly designated as such, the submission must

be marked “BUSINESS CONFIDENTIAL” at the top and bottom of the cover page and each succeeding page, and the submission should indicate, via brackets, the specific information that is confidential. Additionally, the submitter should write “Business Confidential” in the “Type Comment” field. Anyone submitting a comment containing business confidential information must also submit, as a separate submission, a non-business confidential version of the submission, indicating where the business confidential information has been redacted. The non-business confidential version will be placed in the docket at <http://www.regulations.gov> and be available for public inspection

#### Public Inspection of Comments

Submissions will be placed in the docket and open to public inspection pursuant to 15 CFR 2006.13, except business confidential information exempt from public inspection in accordance with 15 CFR 2006.15. Submissions may be viewed on the [www.regulations.gov](http://www.regulations.gov) Web site by entering docket number USTR–2014–0003 in the search field on the home page.

Susan F. Wilson,

Director for Intellectual Property and Innovation.

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### OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Dispute No. WTO/DS471]

#### WTO Dispute Settlement Proceeding Regarding Certain Methodologies and Their Application to Anti-Dumping Proceedings Involving China

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice; request for comments.

**SUMMARY:** The Office of the United States Trade Representative (“USTR”) is providing notice that on December 3, 2013, the People’s Republic of China (“China”) requested consultations with the United States under the *Marrakesh Agreement Establishing the World Trade Organization* (“WTO Agreement”) concerning antidumping measures on the following products from China: certain coated paper suitable for high-quality print graphics using sheet-fed presses, certain oil country tubular goods, high pressure steel cylinders, polyethylene terephthalate film, sheet, and strip, aluminum extrusions, certain

frozen and canned warmwater shrimp,<sup>1</sup> certain new pneumatic off-the-road tires, crystalline silicon photovoltaic cells, whether or not assembled into modules, diamond sawblades and parts thereof, multilayered wood flooring, narrow woven ribbons with woven selvedge, polyethylene retail carrier bags, and wooden bedroom furniture.

That request may be found at [www.wto.org](http://www.wto.org) in a document designated as WT/DS471/1. USTR invites written comments from the public concerning the issues raised in this dispute.

**DATES:** Although USTR will accept any comments received during the course of the dispute settlement proceedings, comments should be submitted on or before February 14, 2014, to be assured of timely consideration by USTR.

**ADDRESSES:** Public comments should be submitted electronically to [www.regulations.gov](http://www.regulations.gov), docket number USTR–2014–0001. If you are unable to provide submissions by [www.regulations.gov](http://www.regulations.gov), please contact Sandy McKinzy at (202) 395–9483 to arrange for an alternative method of transmission.

If (as explained below) the comment contains confidential information, then the comment should be submitted by fax only to Sandy McKinzy at (202) 395–3640.

**FOR FURTHER INFORMATION CONTACT:** J. Daniel Stirk, Associate General Counsel, or Mayur Patel, Assistant General Counsel, Office of the United States Trade Representative, 600 17th Street NW., Washington, DC 20508, (202) 395–3150.

**SUPPLEMENTARY INFORMATION:** USTR is providing notice that consultations have been requested pursuant to the WTO *Understanding on Rules and Procedures Governing the Settlement of Disputes* (“DSU”). If such consultations should fail to resolve the matter and a dispute settlement panel is established pursuant to the DSU, the panel would hold its meetings in Geneva, Switzerland.

#### Major Issues Raised by China

On December 3, 2013, China requested consultations concerning antidumping measures on a number of products from China, including certain coated paper suitable for high-quality

<sup>1</sup> Although China describes this measure as relating to “frozen and canned warmwater shrimp,” the relevant antidumping duty order does not cover canned warmwater shrimp, following the International Trade Commission’s negative material injury determination with respect to canned warmwater shrimp. See *Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Certain Frozen Warmwater Shrimp From the People’s Republic of China*, 70 FR 5149, 5150 (Feb. 1, 2005).