

an otherwise excluded specification listed below. The following products are outside of, and/or specifically excluded from, the scope of this investigation:

(1) Cold-drawn stainless steel tubing, containing 10.5 percent or more of chromium by weight and not more than 1.2 percent of carbon by weight;

(2) products certified to one or more of the ASTM, ASME or American Petroleum Institute (API) specifications listed below:

- ASTM A-53;
- ASTM A-106;
- ASTM A-179 (ASME SA 179);
- ASTM A-192 (ASME SA 192);
- ASTM A-209 (ASME SA 209);
- ASTM A-210 (ASME SA 210);
- ASTM A-213 (ASME SA 213);
- ASTM A-334 (ASME SA 334);
- ASTM A-423 (ASME SA 423);
- ASTM A-498;
- ASTM A-496 (ASME SA 496);
- ASTM A-199;
- ASTM A-500;
- ASTM A-556;
- ASTM A-565;
- API 5L; and
- API 5CT

except that any cold-drawn tubing product certified to one of the above excluded specifications will not be excluded from the scope if it is also dual- or multiple-certified to any other specification that otherwise would fall within the scope of this investigation.

The products subject to the investigation are currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under item numbers: 7304.31.3000, 7304.31.6050, 7304.51.1000, 7304.51.5005, 7304.51.5060, 7306.30.5015, 7306.30.5020, 7306.50.5030. Subject merchandise may also enter under numbers 7306.30.1000 and 7306.50.1000. The HTSUS subheadings above are provided for convenience and customs purposes only. The written description of the scope of the investigation is dispositive.

Appendix II

List of Topics Discussed in the Preliminary Decision Memorandum

- I. Summary
- II. Background
- III. Period of Investigation
- IV. Scope Comments
- V. Selection of Respondents
- VI. Preliminary Affirmative Determination of Critical Circumstances, in Part
- VII. Discussion of the Methodology
- VIII. Currency Conversion
- IX. Adjustment for Countervailable Export Subsidies
- X. Adjustment Under Section 777A(f) of the Act
- XI. Postponement of Preliminary Determination
- XII. Verification
- XIII. U.S. International Trade Commission Notification
- XIV. Conclusion

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[B-071-2017]

Foreign-Trade Zone (FTZ) 52— Jamaica, New York; Notification of Proposed Production Activity; Advanced Optowave Corporation; (Diode Pumped Solid State Laser Systems/Manufacturing); Ronkonkoma, New York

Suffolk County, grantee of FTZ 52, submitted a notification of proposed production activity to the FTZ Board on behalf of Advanced Optowave Corporation (Advanced Optowave), located in Ronkonkoma, New York. The notification conforming to the requirements of the regulations of the FTZ Board (15 CFR 400.22) was received on November 8, 2017.

The Advanced Optowave facility is located within FTZ 52, Site 5. The facility will be used for the production of diode pumped solid state laser systems (including the controller and laser). Pursuant to 15 CFR 400.14(b), FTZ activity would be limited to the specific foreign-status materials and components and specific finished products described in the submitted notification (as described below) and subsequently authorized by the FTZ Board.

Production under FTZ procedures could exempt Advanced Optowave from customs duty payments on the foreign-status components used in export production. On its domestic sales, for the foreign-status materials/components noted below, Advanced Optowave would be able to choose the duty rates during customs entry procedures that apply to diode pumped solid state laser systems (including the controller) (duty-free). Advanced Optowave would be able to avoid duty on foreign-status components which become scrap/waste. Customs duties also could possibly be deferred or reduced on foreign-status production equipment.

The components and materials sourced from abroad include: Optics (laser crystal—neodymium-doped yttrium orthovanadate (ND:YV04); lithium triborate crystal; laser mirror; window optics; optical lens; optical fiber); laser diode; radio frequency driver; thermistor; thermal electric cooler; printed circuit board (populated); computer power supply unit; aluminum mechanical parts (second harmonic generation (SHG) top cover; SHG bottom cover; third harmonic generation (THG) top cover; THG bottom cover; SHG base; THG base; harmonic base; clamp; mirror mount;

lens barrel mount; lens barrel mount T-base; lens barrel; lens barrel spacer; laser crystal cover; laser base; desiccant guard; shutter mount; aperture base small; aperture disc; aperture base wide; wire adapter; windows mount; Q switch mount; heat sink; housing body; housing main cover; housing end cover; housing box umbilical adapter; housing leg double slit; housing leg single slit; housing diode cooling plate; housing duel fan cooling plate) (duty rate ranges from duty-free to 5.5%).

Public comment is invited from interested parties. Submissions shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is January 2, 2018.

A copy of the notification will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 21013, U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230-0002, and in the "Reading Room" section of the Board's Web site, which is accessible via www.trade.gov/ftz.

For further information, contact Juanita Chen at juanita.chen@trade.gov or (202) 482-1378.

Dated: November 17, 2017.

Andrew McGilvray,
Executive Secretary.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Marine Mammals and Endangered Species

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

ACTION: Notice; issuance of permits and permit amendments.

SUMMARY: Notice is hereby given that permits or permit amendments have been issued to the following entities under the Marine Mammal Protection Act (MMPA) and the Endangered Species Act (ESA), as applicable.

ADDRESSES: The permits and related documents are available for review upon written request or by appointment in the Permits and Conservation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 427-8401; fax (301) 713-0376.

FOR FURTHER INFORMATION CONTACT:

Shasta McClenahan (File No. 18786–02 and 21422) and Jennifer Skidmore (File No. 16305); at (301) 427–8401.

SUPPLEMENTARY INFORMATION: Notices were published in the **Federal Register** on the dates listed below that requests for a permit or permit amendment had been submitted by the below-named applicants. To locate the **Federal**

Register notice that announced our receipt of the application and a complete description of the research, go to www.regulations.gov and search on the permit number provided in the table below.

File No.	RIN	Applicant	Previous Federal Register notice	Permit or amendment issuance date
16305	0648–XA807	John Pierce Wise, Sr. Ph.D., Department of Pharmacology and Toxicology, School of Medicine, University of Louisville, Louisville, KY 40292.	77 FR 72829; December 6, 2012	October 30, 2017.
18786–02	0648–XD900	Marine Mammal Health and Stranding Response Program (Responsible Party: Teri Rowles, D.V.M., Ph.D.), 1315 East West Highway, Silver Spring, MD 20910.	80 FR 44939; July 28, 2015	October 18, 2017.
21422	0648–XF664	James Lloyd-Smith, Ph.D., University of California—Los Angeles, Los Angeles, CA 90095.	82 FR 43002; September 13, 2017	October 17, 2017.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), a final determination has been made that the activities proposed for Permit Nos. 16305 and 21422 are categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

An environmental assessment (EA) was prepared for the original permit (No. 18786) in compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), to examine whether significant environmental impacts could result from issuance of the proposed scientific research permit. Based on the analyses in the EA, NMFS determined that issuance of the original permit would not significantly impact the quality of the human environment and that preparation of an environmental impact statement was not required. That determination was documented in a Finding of No Significant Impact (FONSI), signed on June 29, 2015. The activities in the amendment are consistent with the analyses in the original EA and no additional NEPA analysis was required for the issuance of this amendment. The original EA and FONSI are available upon request.

As required by the ESA, as applicable, issuance of these permit was based on a finding that such permits: (1) Were applied for in good faith; (2) will not operate to the disadvantage of such endangered species; and (3) are consistent with the purposes and policies set forth in Section 2 of the ESA.

Authority: The requested permits have been issued under the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR

part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222–226), as applicable.

Dated: November 17, 2017.

Julia Harrison,

Chief, Permits and Conservation Division,
Office of Protected Resources, National
Marine Fisheries Service.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XF603

Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Casitas Pier Fender Pile Replacement

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

ACTION: Notice; issuance of an incidental harassment authorization.

SUMMARY: In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that NMFS has issued an incidental harassment authorization (IHA) to Venoco LLC (Venoco) to incidentally harass, by Level B harassment only, marine mammals during construction activities associated with a fender pile replacement project in Carpinteria, California.

DATES: This authorization is applicable from November 1, 2017 to October 31, 2018.

FOR FURTHER INFORMATION CONTACT: Sara Young, Office of Protected Resources, NMFS, (301) 427–8401. Electronic copies of the application and supporting documents, as well as a list of the references cited in this document, may be obtained online at: www.nmfs.noaa.gov/pr/permits/incidental/construction.htm. In case of problems accessing these documents, please call the contact listed above.

SUPPLEMENTARY INFORMATION:

Background

Sections 101(a)(5)(A) and (D) of the MMPA (16 U.S.C. 1361 *et seq.*) direct the Secretary of Commerce (as delegated to NMFS) to allow, upon request, the incidental, but not intentional, taking of small numbers of marine mammals by U.S. citizens who engage in a specified activity (other than commercial fishing) within a specified geographical region if certain findings are made and either regulations are issued or, if the taking is limited to harassment, a notice of a proposed authorization is provided to the public for review.

An authorization for incidental takings shall be granted if NMFS finds that the taking will have a negligible impact on the species or stock(s), will not have an unmitigable adverse impact on the availability of the species or stock(s) for subsistence uses (where relevant), and if the permissible methods of taking and requirements pertaining to the mitigation, monitoring and reporting of such takings are set forth.

NMFS has defined “negligible impact” in 50 CFR 216.103 as an impact resulting from the specified activity that cannot be reasonably expected to, and is not reasonably likely to, adversely affect the species or stock through effects on annual rates of recruitment or survival.