

administrative review are addressed in the Issues and Decision Memorandum. A list of the issues that parties raised and to which we responded is attached to this notice as an Appendix. The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov> and in the Central Records Unit, Room B8024 of the main Department of Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/index.html>. The signed Issues and Decision Memorandum and the electronic versions of the Issues and Decision Memorandum are identical in content.

**Changes Since the Preliminary Results**

Based on our review of the record and comments received from interested parties regarding our *Preliminary Results*, Commerce has made no changes to the *Preliminary Results*. As stated in the *Preliminary Results*, we found that the application of total facts otherwise available with adverse inferences, for BlueScope's dumping margin, pursuant to sections 776(a) and (b) of the Act, was warranted.

**Final Results of the Review**

We determine that, for the period of March 22, 2016, through September 30, 2017, the following dumping margin exists:

Exporter/producer	Dumping margin (percent)
BlueScope Steel Ltd., BlueScope Steel (AIS) Pty Ltd., and BlueScope Steel Distribution Pty Ltd .....	99.20

**Disclosure**

The final dumping margin assigned to BlueScope for the final results in this review is based on total facts available with adverse inferences. Accordingly, no disclosure of calculations is necessary for these final results.

**Assessment Rate**

Pursuant to section 751(a)(2)(A) of the Act, and 19 CFR 351.212(b), Commerce has determined, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries of subject merchandise in accordance with the final results of this review. Commerce shall instruct CBP to apply an *ad valorem* assessment rate of

99.20 percent to all entries of subject merchandise during the POR which were produced and/or exported by BlueScope.

We intend to issue assessment instructions directly to CBP 15 days after publication of the final results of this review.

**Cash Deposit Requirements**

The following cash deposit requirements will be effective upon publication of the notice of final results of administrative review for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) The cash deposit rate for BlueScope will be the rate established in the final results of this administrative review; (2) for merchandise exported by producers or exporters not covered in this administrative review but covered in a prior segment of the proceeding, the cash deposit rate will continue to be the company-specific rate published for the most recently completed segment of this proceeding; (3) if the exporter is not a firm covered in this review, a prior review, or the original investigation, but the producer is, the cash deposit rate will be the rate established for the most recently completed segment of this proceeding for the producer of the subject merchandise; and (4) the cash deposit rate for all other manufacturers or exporters will continue to be 29.58 percent, the all-others rate established in the original investigation.<sup>5</sup> These cash deposit requirements, when imposed, shall remain in effect until further notice.

**Notification to Importers**

This notice also serves as a final 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 POR. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping and/or countervailing duties occurred and the subsequent assessment of doubled antidumping duties.

<sup>5</sup> See *Certain Hot-Rolled Steel Flat Products from Australia, Brazil, Japan, the Republic of Korea, the Netherlands, the Republic of Turkey, and the United Kingdom: Amended Final Affirmative Antidumping Determinations for Australia, the Republic of Korea, and the Republic of Turkey and Antidumping Duty Orders*, 81 FR 67962 (October 3, 2016).

**Notification Regarding Administrative Protective Order**

This notice also serves as a reminder to parties subject to administrative protective orders (APO) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), 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 the terms of an APO is a sanctionable violation.

We are issuing and publishing these final results of administrative review in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.213(h) and 351.221(b)(5) of Commerce's regulations.

Dated: April 23, 2019.

**Jeffrey I. Kessler,**

*Assistant Secretary for Enforcement and Compliance.*

**Appendix**

**List of Topics Discussed in the Issues and Decision Memorandum**

- I. Summary
- II. List of Issues
- III. Background
- IV. Scope of the Order
- V. Discussion of Issues
  - Comment 1: Whether Commerce's Application of AFA to BlueScope was Warranted
  - Comment 2: Whether Using the Petition Rate as the AFA Rate was Appropriate
- VI. Recommendation

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XG963**

**Pacific Fishery Management Council; Public Meeting**

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

**ACTION:** Notice of public meetings.

**SUMMARY:** The Pacific Fishery Management Council's (Pacific Council) ad hoc Sablefish Management and Trawl Allocation Attainment Committee (SaMTAAC) will hold a meeting.

**DATES:** The meeting will be held Tuesday, May 21 and Wednesday, May

22, 2019, starting at 8 a.m. Pacific Daylight Time and will end when business for the day has been completed.

**ADDRESSES:** The meeting will be held at the Sheraton Portland Airport, Mt. Adams Room, 8235 NE Airport Way, Portland, OR 97220; telephone: (503) 281-2500.

*Council address:* Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220-1384.

**FOR FURTHER INFORMATION CONTACT:** Dr. Jim Seger, Pacific Council; telephone: (503) 820-2416.

**SUPPLEMENTARY INFORMATION:** At its meeting, the SaMTAAC will continue to develop alternatives that address obstacles to achieving the goals and objectives of the groundfish trawl catch share plan related to under-attainment of non-sablefish shorebased trawl allocations and unharvested sablefish quota pounds south of 36° N latitude. The SaMTAAC's work on alternatives will be presented at the June 2019 Pacific Council meeting.

Although non-emergency issues not contained in the meeting agenda may be discussed, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically listed in this document and any issues arising after publication of this document that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the intent to take final action to address the emergency.

### Special Accommodations

The meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt (*kris.kleinschmidt@noaa.gov*; (503) 820-2411) at least 10 days prior to the meeting date.

Dated: April 24, 2019.

**Tracey L. Thompson,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XF282**

### Endangered and Threatened Species; Listing and Recovery Priority Guidelines

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

**ACTION:** Notice of final guidelines.

**SUMMARY:** We, NMFS, announce final revisions to the Recovery Plan Preparation and Implementation Priorities and the Recovery Plans sections of the 1990 Listing and Recovery Priority Guidelines. The revised guidelines prioritize limited agency resources to advance the recovery of threatened and endangered species by focusing on the immediacy of the species' overall extinction risk; the extent of information regarding major threats; the extent to which major threats are primarily under U.S. authority, jurisdiction, or influence; and the certainty that management or protective actions can be implemented successfully. We did not revise the Listing, Reclassification, and Delisting Priorities section of the 1990 Listing and Recovery Priority Guidelines. We determined those guidelines, which are repeated herein (with minor editorial and format changes for consistency), are sufficient to prioritize listing actions.

**DATES:** These guidelines are effective on May 30, 2019.

**ADDRESSES:** These final guidelines are available on the internet at <https://www.federalregister.gov/> at Docket Number NOAA-NMFS-2017-0020 and at <https://www.fisheries.noaa.gov/national/endangered-species-conservation/endangered-species-act-guidance-policies-and-regulations>.

**FOR FURTHER INFORMATION CONTACT:** Angela Somma, Endangered Species Conservation Division, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910, 301-427-8403.

### SUPPLEMENTARY INFORMATION:

#### Background

Section 4(f) of the Endangered Species Act (ESA) (16 U.S.C. 1533(f)) requires the Secretary (as delegated to NMFS) to develop recovery plans for all species listed pursuant to the ESA, unless he/she finds that such a plan will not promote the conservation of the species.

ESA section 3(16) (16 U.S.C. 1532(16)) defines a species to include any subspecies of fish or wildlife or plants, and any distinct population segment (DPS)<sup>1</sup> of any species of vertebrate fish or wildlife which interbreeds when mature. ESA section 4(h) (16 U.S.C. 1533(h)) requires NMFS to establish a system for developing and implementing, on a priority basis, recovery plans under ESA section 4(f). The priority system applies to recovery plan preparation and implementation for species listed as endangered or threatened under the ESA unless we find that such a plan will not promote the conservation of the species. We finalized guidance to prioritize recovery plan development and implementation on June 15, 1990 (55 FR 24296). Through our application of the 1990 guidelines, we determined that the Recovery Plan Preparation and Implementation Priorities and Recovery Plans sections of the guidelines (see parts B and C, 55 FR 24296; June 15, 1990) contain vague descriptions and lack sufficient detail regarding factors that should be considered when evaluating threats and recovery potential. For these reasons, we proposed revisions to the guidelines (82 FR 24944; May 31, 2017). Following review of public comments received on the proposed revision and additional internal review, we have revised the 1990 guidelines, as detailed herein.

### Changes From the Proposed Guidelines

The final guidelines differ from our proposed guidelines (82 FR 24944; May 31, 2017) in three substantive respects:

First, we added two "uncertain" population trend categories for assigning the severity of the species' demographic risk: (a) Uncertain-likely decreasing, which is assigned a HIGH and MODERATE demographic risk rank for endangered and threatened species, respectively; and (b) uncertain-likely stable or increasing, which is assigned a MODERATE and LOW demographic risk rank for endangered and threatened species, respectively. See our response to comment 12 for details.

Second, in the proposed guidelines, the recovery priority numbers ranged from 1 to 24. In the final guidelines, we simplify the numbering scheme to assign the same priority number to several combinations of the evaluation criteria based on total weights given to each criterion, resulting in priority

<sup>1</sup> In the policy recognizing DPSs (61 FR 4722, February 7, 1996), NMFS determined that evolutionarily significant units for Pacific salmonids (56 FR 58612, November 20, 1991) represent DPSs.