

companies for which a review was initiated, we are rescinding the review of cold drawn mechanical tubing from Italy for the period November 22, 2017, through May 31, 2019, in part, with respect to these six companies, in accordance with 19 CFR 351.213(d)(1). These six companies are: Alessio Tubi S.p.A, Arvedi Tubi Acciaio S.p.A, Italsempione S.p.A, Marcegaglia Novero S.p.A, Metalfer, S.p.A, and Pipex Italia S.p.A. The review will continue with respect to Dalmine S.p.A.

Assessment

Commerce will instruct U.S. Customs and Border Protection (CBP) to assess antidumping duties on all appropriate entries. For the companies for which this review is rescinded, antidumping duties shall be assessed at rates equal to the cash deposit rate of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue appropriate assessment instructions to CBP 15 days after publication of this notice in the **Federal Register**.

Notification to Importers

This notice serves as the only reminder to importers whose entries will be liquidated as a result of this rescission notice, 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 review period. Failure to comply with this requirement could result in the presumption that reimbursement of the antidumping duties occurred and the subsequent assessment of double antidumping duties.

Notification Regarding Administrative Protective Order

This notice also 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(a)(3). Timely written notification of the return or 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 sanctionable violation.

Notification to Interested Parties

This notice is issued and published in accordance with sections 751 and 777(i)(1) of the Act and 19 CFR 351.213(d)(4).

Dated: October 29, 2019.

James Maeder,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[0648-XR060]

Endangered and Threatened Species; Take of Anadromous Fish

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

ACTION: Notice of availability; extension of public comment period.

SUMMARY: We, NMFS, announce the extension of the comment period for the receipt of 14 (Permit Numbers 23271, 23276, 23278, 23279, 23280, 23284, 23285, 23286, 23287, 23288, 23289, 23290, 23291, 23434) applications for enhancement of survival permits under the Endangered Species Act (ESA) of 1973, as amended (16 U.S.C. 1531 *et seq.*), and proposed entry into an associated Template Safe Harbor Agreement (Agreement) between the applicants and NMFS. The Notice of Receipt for the 14 applications published on October 15, 2019. The proposed enhancement of survival permits and Agreement are intended to promote the survival and recovery of the Southern Oregon/Northern California Coast (SONCC) coho salmon (*Oncorhynchus kisutch*) Evolutionary Significant Unit (ESU), which is listed as threatened under the ESA. We are soliciting review and comment from the public and all interested parties on the applications and associated documents. The close of the comment period is being extended—from November 15, 2019, to December 31, 2019—to provide additional opportunity for public comment.

DATES: Comments or requests for a public hearing on the actions proposed in the applications must be received at the appropriate address or fax number (see **ADDRESSES**) no later than 5 p.m. Pacific standard time on December 31, 2019.

ADDRESSES: Written comments on the applications should be submitted to the California Coastal Office, NMFS, 1655 Heindon Road, Arcata, CA 95521 707-822-7201. Comments may also be submitted via fax to 707-822-4840, or

by email to Shasta.sha@noaa.gov (include the permit numbers in the subject line of the fax or email).

FOR FURTHER INFORMATION CONTACT: Jim Simondet, Arcata, CA (ph.: 707-822-7201; Fax: 707-825-4840; email: Shasta.sha@noaa.gov). Permit application are available upon request through the contact information above, or online at <https://apps.nmfs.noaa.gov> and <https://www.fisheries.noaa.gov/resource/document/shasta-river-template-safe-harbor-agreements-and-site-plans-review>.

SUPPLEMENTARY INFORMATION:

Extension of Comment Period

On October 15, 2019 (84 FR 55145) we (NMFS) published in the **Federal Register** a request for public comment 14 applications for enhancement of survival permits. The public comment period for this action is set to end on November 15, 2019. The comment period is being extended through December 31, 2019, to provide additional opportunity for public comment.

Species Covered in This Notice

The following ESA-listed species is covered in this notice:

- Threatened coho salmon (*Oncorhynchus kisutch*): Southern Oregon/Northern California Coast (SONCC) Evolutionary Significant Unit (ESU).

Authority

Enhancement permits are issued in accordance with Section 10(a)(1)(A) of the ESA (16 U.S.C. 1539(a)(1)(A)) and regulations governing listed fish and wildlife permits (50 CFR part 222, subpart C). NMFS issues permits based on findings that such permits: (1) Are applied for in good faith; (2) if granted and exercised, would not operate to the disadvantage of the listed species that are the subject of the permit; (3) are consistent with the purposes and policies of Section 2 of the ESA; (4) would further a bona fide and necessary or desirable scientific purpose or enhance the propagation or survival of the endangered species, taking into account the benefits anticipated to be derived on behalf of the endangered species; and additional issuance criteria (as listed at 50 CFR 222.308(c)(5-12)). The authority to take listed species is subject to conditions set forth in the permits.

Anyone requesting a hearing on an application listed in this notice should set out the specific reasons why a hearing on that application would be appropriate (see **ADDRESSES**). Such hearings are held at the discretion of the

Assistant Administrator for Fisheries, NMFS.

Permit Applications Received

Fourteen applicants are requesting individual enhancement of survival permits and entry of an associated Agreement that was developed by NMFS, California Department of Fish and Wildlife (CDFW), the Shasta Watershed Conservation Group (SWCG) and the Applicants. The 14 Applicants (Table 1) each developed site plans for their respective properties (*i.e.*, Enrolled Properties) that describe management activities that will be implemented, including beneficial activities for

SONCC coho salmon (the covered species). The site plans, Agreement, and enhancement of survival permits are expected to promote the recovery of the covered species on non-federal property within the Shasta River in the Agreement Area (see Figure 1 in the Agreement). The Shasta River is a tributary to the Klamath River and is in Siskiyou County, California. The proposed duration of the Agreement and the associated enhancement of survival permits is 20 years. The proposed enhancement of survival permits would authorize the incidental taking of SONCC coho salmon that may be

associated with covered activities, including beneficial management activities, routine ranch management activities, and the potential future return of the enrolled properties to baseline conditions at the end of the Agreement, as defined in the Agreement. The site plans and Agreement specify the beneficial management activities to be carried out on the enrolled properties and a schedule for implementing those activities. The site plan and Agreement are expected to promote the recovery of SONCC coho salmon within the Shasta River within the Agreement Area.

TABLE 1—APPLICANTS AND ASSOCIATED PERMIT NUMBERS FOR THIS NOTICE

Applicant	Permit No.	Enrolled property
Outpost North Annex	23271	Belcampo-North Annex Property, 8030 Siskiyou Blvd., Grenada, CA 96038.
California Department of Fish and Wildlife	23276	Big Springs Ranch Wildlife Area, 41°35'44.76 N 122°27'31.52 W.
Cardoza Ranch	23278	Cardoza Ranch, 3710 East Louie Road, Montague, CA 96064.
Edson Foulke Ditch Company	23279	Edson-Foulke Point of Diversion, 41°43'52.6 N 122°47'46.8 W.
Grenada Irrigation District	23280	Grenada Irrigation District, Point of Diversion 41°38'11.56 N 122°29'22.88 W.
2019 Lowell L. Novy Revocable Trust	23284	Grenada-Novy Ranch, Gazelle—19931 Old Hwy. 99 S, Gazelle, CA 96034, Grenada—2426 County Hwy. A—12, Grenada, CA 96034.
Hidden Valley Ranch	23285	Hidden Valley Ranch, 13521 Big Springs Road, Montague, CA 96064.
Emmerson Investments, Inc	23286	Hole-in-the-Ground Ranch, 11825 Big Springs Road, Montague, CA 96064.
Montague Water Conservation District	23287	Montague Water Conservation District, N 52°43' E, approximately 2601 feet from SW corner of Section 25, T43N, R5W, MDB&M, being within the NE¼ of SW¼ of said Section 25.
NB Ranches, Inc	23434	Nicoletti Ranch, 1824 DeSouza Lane, Montague, CA and 2238 DeSouza Lane, Montague, CA.
Outpost Mole Richardson	23288	Parks Creek Ranch, 25801 Old Hwy. 99, Weed, CA 96094.
Rice Livestock Company	23289	Rice Livestock Company, 1730 County Highway A12, Montague, CA.
Emmerson Investments, Inc	23290	Seldom Seen Ranch, 41°54'63.2 N 122°38'35.7 W.
Emmerson Investments, Inc	23291	Shasta Springs Ranch, 21305 Slough Road, Weed, CA 96094.

Under U.S. Fish and Wildlife Service and NMFS' joint Safe Harbor Policy (64 FR 32717, June 17, 1999), Safe Harbor Agreements provide incentives to property owners to restore, enhance, or maintain habitats and/or populations of listed species that result in a net conservation benefit to these species. Under the policy, landowners are provided certainty relative to future property-use restrictions, even if their conservation efforts attract listed species onto enrolled properties or increase the numbers or distribution of listed species already present. Subject to specifications in the relevant documents, these regulatory assurances allow the landowners to alter or modify enrolled property, even if such alteration or modification results in the incidental take of a listed species to such an extent that it returns the species back to the originally agreed upon baseline conditions. NMFS reviewed each present baseline and elevated baseline determination in each site plan. The site plans and Agreement also contain a monitoring component that

requires the Applicants to ensure compliance with the terms and conditions, and that the specified baseline levels of habitat for the covered species is maintained on the enrolled property. Results of the monitoring efforts will be provided to NMFS by the Applicants in an annual report for the duration of the 20-year permit term.

Upon approval of the Agreement and site plans, and consistent with the Safe Harbor Policy, NMFS will issue enhancement of survival permits to the Applicants. The enhancement of survival permits will authorize the Applicants to take SONCC coho salmon incidental to the implementation of the covered activities specified in the site plans and Agreement, incidental to other lawful uses of the enrolled property, and to return to present baseline and elevated baseline conditions, if desired, at the end of the site plans and Agreement. In addition to meeting other criteria, actions to be performed under the enhancement of survival permit must not jeopardize the existence of federally listed species.

National Environmental Policy Act

Issuing an ESA section 10(a)(1)(A) permit constitutes a Federal action requiring NMFS to comply with the National Environmental Policy Act (NEPA; 42 U.S.C. 4321 *et seq.*) as implemented by 40 CFR parts 1500–1508 and NOAA Administrative Order 216–6, Environmental Review Procedures for Implementing the National Policy Act (1999). NMFS will evaluate the application(s) and determine the level of NEPA analysis needed for this action.

Public Comments Solicited

NMFS invites the public to comment, including any written data, views, or arguments, on the permit applications during the public comment period, which ends on the date specified above. This notice is provided pursuant to Section 10(c) of the ESA (16 U.S.C. 1539(c)), 50 CFR 222.303. All comments and materials received, including names and addresses, will become part of the administrative record and may be released to the public. We provide this

notice in order to allow the public, agencies, or other organizations to review and comment on these documents.

Next Steps

NMFS will evaluate the applications, associated documents, and comments submitted to determine whether the applications meet the requirements of Section 10(a)(1)(A) of the ESA and Federal regulations. The final permit decisions will not be made until after the end of the 30-day public comment period and after NMFS has fully considered all relevant comments received. NMFS will also meet other legal requirements prior to taking final action, including preparation of a biological opinion. NMFS will publish notice of its final action in the **Federal Register**.

Dated: October 29, 2019.

Angela Somma,

Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[Docket No. 181019964-9283-01]

RIN 0648-XG584

Announcement of Hearing and Final Agenda Regarding Proposed Waiver and Regulations Governing the Taking of Marine Mammals

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

ACTION: Notice of hearing; final agenda.

SUMMARY: This notice announces modifications to the final agenda for a hearing before an Administrative Law Judge (ALJ), which was originally published in the **Federal Register** on June 26, 2019.

DATES: NMFS has scheduled a hearing before Administrative Law Judge George J. Jordan to consider the proposed MMPA waiver and the proposed regulations previously published on April 5, 2019 (84 FR 13604). It will begin on Thursday, November 14, 2019 at 1:00 p.m. PDT in the Henry M. Jackson Federal Building, 915 Second Avenue, 4th Floor Auditorium, Seattle, WA 98174.

ADDRESSES: The hearing will be held before Administrative Law Judge George

J. Jordan of the United States Coast Guard at the Henry M. Jackson Federal Building, 915 Second Avenue, 4th Floor Auditorium, Seattle, WA 98174.

FOR FURTHER INFORMATION CONTACT:

Michael Milstein, NMFS West Coast Region, 1201 NE Lloyd Blvd., Suite 1100, Portland, OR 97232-1274; 503-231-6268.

SUPPLEMENTARY INFORMATION: On February 14, 2005, NMFS received a request from the Makah Indian Tribe for a waiver of the MMPA moratorium on the take of marine mammals to allow for take of ENP gray whales (*Eschrichtius robustus*). The Tribe requested that NMFS authorize a tribal hunt for ENP gray whales in the coastal portion of the Tribe's usual and accustomed fishing area for ceremonial and subsistence purposes and the making and sale of handicrafts. The MMPA imposes a general moratorium on the taking of marine mammals but authorizes the Secretary of Commerce to waive the moratorium and issue regulations governing the take if certain statutory criteria are met.

On April 5, 2019, NMFS published a Notice of Hearing and the associated proposed regulations in the **Federal Register** (84 FR 13639 and 84 FR 13604). Pursuant to an interagency agreement, a Coast Guard Administrative Law Judge was assigned to conduct the formal hearing and issue a recommended decision in this matter under the procedures set forth at 50 CFR part 228.

On June 26, 2019, Judge George J. Jordan issued a notice of final agenda for publication in the **Federal Register** (84 FR 30088). On August 2, 2019, Judge George J. Jordan issued a notice of change to the hearing date and related deadlines for publication in the **Federal Register** (84 FR 37837). Several parties filed motions requesting amendments to the final agenda. After considering these motions and the replies of other parties, Judge Jordan determined certain issues in the Final Agenda should be removed or modified for purposes of clarity and efficiency. These modifications do not present any new issues of fact not previously identified in the Notice of Hearing or the previously published version of the Final Agenda.

Issues To Be Addressed at the Hearing

I. Should a waiver be granted pursuant to 16 U.S.C. 1371(a)(3)(A)?

A. Did NMFS give due regard to the distribution, abundance, breeding habits, and times and lines of migratory movements of the stock subject to the waiver? Will the proposed waiver have a meaningful effect on the distribution,

abundance, breeding habits, or migratory movements of the stock subject to the waiver?

1. Distribution and Abundance:
 - a. What numbers are appropriate to use for ENP, WNP, and PCFG:
 - i. Carrying capacity.
 - ii. Current abundance estimates.
 - iii. Population stability and/or historical fluctuation.
 - iv. Optimum sustainable population (OSP) levels.
 - b. What are the maximum number of ENP and PCFG whale deaths and maximum percentage reduction in ENP and PCFG abundance expected to result from Makah hunting over the 10-year waiver period?
 - i. Would this reduction have any impact on ENP or PCFG abundance?
 - c. Is the ENP stock currently undergoing an Unusual Mortality Event (UME)? If so, does this merit further consideration before a waiver may be granted?
 - d. Is the carrying capacity of ENP stock in the summer feeding areas being reduced and does this merit further consideration before a waiver may be granted?

2. Facts pertaining to Breeding Habits:

- a. Under the proposed waiver, will hunting or hunt training overlap with the breeding season? Will this most likely occur in December-January?
 - i. What is the expected frequency of hunt activities during the relevant time period?
 - ii. Will the boundaries set for the proposed hunt adversely affect mating whales or mothers and calves?

3. Facts pertaining to Time and Lines of Migratory Movements:

- a. Does the majority of the ENP stock range from the winter/spring breeding grounds in northern Mexico and southern California to the summer/fall feeding grounds in the Bering, Beaufort, and Chukchi seas? Should the Okhotsk Sea be included in the migratory range?
 - b. Does the ENP stock migrate between the breeding and feeding grounds between December and May?
 - i. Is the timing of the southbound migration being altered due to a longer feeding season in the Arctic?
 - c. Will migrating ENP whales generally be encountered only during even-year hunts?
 - i. How long is it expected to take for a migrating ENP whale to pass through the proposed hunt boundary?
 - ii. Proportionally, how much of the migratory range is included in the proposed hunt boundary?
 - iii. What is the expected range and duration of hunting activities during the even-year hunts?
 - iv. How many whales are likely to be subjected to hunt or training activities?