

Dated: September 5, 2025.

**Christopher Abbott,**

*Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.*

**Appendix**

**List of Topics Discussed in the Preliminary Decision Memorandum**

- I. Summary
- II. Background
- III. Scope of the *Order*
- IV. Discussion of the Methodology
- V. Currency Conversion
- VI. Recommendation

[FR Doc. 2025-17553 Filed 9-10-25; 8:45 am]

**BILLING CODE 3510-DS-P**

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

**[A-533-823]**

**Silicomanganese From India: Preliminary Results of Antidumping Duty Administrative Review; 2023–2024**

**AGENCY:** Enforcement and Compliance, International Trade Administration, Department of Commerce.

**SUMMARY:** The U.S. Department of Commerce (Commerce) is conducting an administrative review of the antidumping duty (AD) order on silicomanganese from India for the period of review (POR) May 1, 2023, through April 30, 2024. Commerce preliminarily finds that silicomanganese from India was not sold in the United States at prices below normal value during the POR. Interested parties are invited to comment on these preliminary results of review.

**DATES:** Applicable September 11, 2025.

**FOR FURTHER INFORMATION CONTACT:** Gene H. Calvert, AD/CVD Operations, Office II, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–3586.

**SUPPLEMENTARY INFORMATION:**

**Background**

On May 23, 2002, Commerce published in the **Federal Register** the AD order on silicomanganese from India.<sup>1</sup> On May 2, 2024, Commerce published a notice of opportunity to request an administrative review of the

*Order* covering the POR.<sup>2</sup> On July 5, 2024, based on timely requests for an administrative review, Commerce initiated this administrative review of the *Order* with respect to one company, Maithan Alloys Limited.<sup>3</sup>

On July 22, 2024, Commerce tolled certain deadlines in this administrative proceeding by seven days.<sup>4</sup> On December 9, 2024, Commerce tolled certain deadlines in this administrative review by an additional 90 days.<sup>5</sup> On May 7, 2025, Commerce extended the deadline for the preliminary results of this review by 110 days.<sup>6</sup> On August 21, 2025, Commerce further extended the deadline for these preliminary results by 10 days.<sup>7</sup> Accordingly, the deadline for Commerce to issue these preliminary results is September 5, 2025. For a complete description of the events that occurred since the initiation of this review, *see the Preliminary Decision Memorandum.*<sup>8</sup>

**Scope of the Order**

The products covered by this *Order* are all forms, sizes and compositions of silicomanganese from India, except low-carbon silicomanganese, including silicomanganese briquettes, fines and slag. For a full description of the scope of the *Order*, *see the Preliminary Decision Memorandum.*

**Methodology**

Commerce is conducting this review in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act). We calculated export price and normal value in accordance with sections 772 and 773 of the Act, respectively. For a full description of the methodology underlying these preliminary results, *see the Preliminary Decision Memorandum.* A list of the topics

<sup>2</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review and Join Annual Inquiry Service List*, 89 FR 35778 (May 2, 2024).

<sup>3</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 89 FR 55567 (July 5, 2024).

<sup>4</sup> See Memorandum, “Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings,” dated July 22, 2024.

<sup>5</sup> See Memorandum, “Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings,” dated December 9, 2024.

<sup>6</sup> See Memorandum, “Extension of Deadline for Preliminary Results of Antidumping Duty Administrative Review,” dated May 7, 2025.

<sup>7</sup> See Memorandum, “Second Extension of Deadline for Preliminary Results of Antidumping Duty Administrative Review,” dated August 21, 2025.

<sup>8</sup> See Memorandum, “Decision Memorandum for the Preliminary Results of the Antidumping Duty Administrative Review of Silicomanganese from India; 2023–2024,” dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum).

discussed in the Preliminary Decision Memorandum is attached as the appendix to this notice. The Preliminary Decision Memorandum is a public document and is made available to the public 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>. In addition, a complete public version of the Preliminary Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

**Preliminary Results of Review**

We preliminarily determine that the following estimated weighted-average dumping margin exists for the period May 1, 2023, through April 30, 2024:

| Producer/exporter          | Weighted-average dumping margin (percent) |
|----------------------------|---|
| Maithan Alloys Limited ... | * 0.48                                    |

\* *De minimis.*

**Disclosure**

Commerce intends to disclose its calculations performed in the preliminary results of this administrative review to interested parties within five days of any public announcement or, if there is no public announcement, within five days after the date of publication of this notice in accordance with 19 CFR 351.224(b).

**Public Comment**

Case briefs or other written comments may be submitted to the Assistant Secretary for Enforcement and Compliance.<sup>9</sup> Pursuant to 19 CFR 351.309(c)(1)(ii), we have modified the deadline for interested parties to submit case briefs to Commerce to no later than 21 days after the date of the publication of this notice.<sup>10</sup> Rebuttal briefs, limited to issues raised in the case briefs, may be filed not later than five days after the date for filing case briefs.<sup>11</sup> Interested parties who submit case briefs or rebuttal briefs in this administrative review must submit: (1) a table of contents listing each issue; and (2) a table of authorities.<sup>12</sup>

As provided under 19 CFR 351.309(c)(2) and (d)(2), in prior

<sup>9</sup> See 19 CFR 351.309(c)(1)(ii); see also 19 CFR 351.303 (for general filing requirements).

<sup>10</sup> See 19 CFR 351.309.

<sup>11</sup> See 19 CFR 351.309(d)(1); see also *Administrative Protective Order, Service, and Other Procedures in Antidumping and Countervailing Duty Proceedings*, 88 FR 67069, 67077 (September 29, 2023) (APO and Service Final Rule).

<sup>12</sup> See 19 CFR 351.309(c)(2) and (d)(2).

<sup>1</sup> See Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Orders: Silicomanganese from India, Kazakhstan, and Venezuela, 67 FR 36149 (May 23, 2002) (*Order*).

proceedings we have encouraged interested parties to provide an executive summary of their brief that should be limited to five pages total, including footnotes. In this administrative review, we instead request that interested parties provide at the beginning of their briefs a public executive summary for each issue raised in their briefs.<sup>13</sup> Further, we request that interested parties limit their public executive summary of each issue to no more than 450 words, not including citations. We intend to use the public executive summaries as the basis of the comment summaries included in the issues and decision memorandum that will accompany the final results of this administrative review. We request that interested parties include footnotes for relevant citations in the public executive summary of each issue.

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing, limited to issues raised in the case and rebuttal briefs, must submit a written request to the Assistant Secretary for Enforcement and Compliance, U.S. Department of Commerce via ACCESS by 5:00 p.m. Eastern Time within 30 days after the date of publication of this notice in the **Federal Register**. Hearing requests should contain: (1) the party's name, address, and telephone number; (2) the number of participants and whether any participant is a foreign national; and (3) a list of issues to be discussed. Oral presentations at the hearing will be limited to issues raised in the case and rebuttal briefs. If a request for a hearing is made, parties will be notified of the date, time, and location of the hearing.<sup>14</sup> Parties should confirm the date, time, and location of the hearing two days before the scheduled hearing date.

All submissions, including case and rebuttal briefs, as well as hearing requests, should be filed via ACCESS.<sup>15</sup> An electronically filed document must be received successfully in its entirety in ACCESS by 5:00 p.m. Eastern Time on the established deadline. Note that Commerce has amended certain of its requirements pertaining to the service of documents in 19 CFR 351.303(f).<sup>16</sup>

### Final Results of Review

Unless the deadline is extended, Commerce intends to issue the final results of this administrative review,

<sup>13</sup> We use the term "issue" here to describe an argument that Commerce would normally address in a comment of the Issues and Decision Memorandum.

<sup>14</sup> See 19 CFR 351.310(d).

<sup>15</sup> See 19 CFR 351.303.

<sup>16</sup> See APO and Service Final Rule, 88 FR at 67069.

including the results of its analysis of issues raised in written briefs, no later than 120 days after the date of publication of this notice in the **Federal Register**, pursuant to section 751(a)(3)(A) of the Act and 19 CFR 351.213(h)(1).

### Assessment Rates

Upon completion of this administrative review, in accordance with section 751(a)(2)(A) of the Act, Commerce shall determine, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries of subject merchandise covered by this review.<sup>17</sup> If the respondent's weighted-average dumping margin is above *de minimis* (i.e., above 0.50 percent) in the final results of this review, we intend to calculate an importer-specific assessment rate for antidumping duties based on the ratio of the total amount of dumping calculated for each importer's examined sales and the total entered value of those same sales in accordance with 19 CFR 351.212(b)(1).<sup>18</sup> If the respondent's weighted-average dumping margin or an importer-specific assessment rate is zero or *de minimis* in the final results of this review, we intend to instruct CBP to liquidate the appropriate entries without regard to antidumping duties.<sup>19</sup>

For entries of subject merchandise during the POR produced by the individually examined respondent for which it did not know that the merchandise was destined for the United States, we will instruct CBP to liquidate these entries at the all-others rate if there is no rate for the intermediate company(ies) involved in the transaction.

The final results of this administrative review shall be the basis for the assessment of antidumping duties on entries of merchandise covered by the final results of this review and for future deposits of estimated duties, where applicable.<sup>20</sup> Commerce intends to issue assessment instructions regarding the individually examined respondent to CBP no earlier than 35 days after the date of publication of the final results of this review in the **Federal Register**. If a timely summons is filed at the U.S. Court of International Trade, the assessment instructions will direct CBP

<sup>17</sup> See 19 CFR 351.212(b)(1).

<sup>18</sup> See *Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Proceedings; Final Modification*, 77 FR 8101, 8103 (February 14, 2012).

<sup>19</sup> *Id.*, 77 FR at 8102–03; see also 19 CFR

351.106(c)(2).

<sup>20</sup> See section 751(a)(2)(C) of the Act.

not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired (i.e., within 90 days of publication).

### Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication in the **Federal Register** of the notice of the final results of this administrative review for all shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication as provided by section 751(a)(2)(C) of the Act: (1) the cash deposit rate for the individually examined respondent listed above will be equal to the weighted-average dumping margin established in the final results of this administrative review, except if the rate is less than 0.50 percent and, therefore, *de minimis* within the meaning of 19 CFR 351.106(c)(1), in which case the cash deposit rate will be zero; (2) for merchandise exported by companies not covered in this review but covered in a prior segment of this proceeding, the cash deposit rate will continue to be the company-specific rate published in the completed segment for the most recent period; (3) if the exporter is not a firm covered in this review, a prior review, or the investigation but the producer is, then the cash deposit rate will be the rate established in the most recently completed segment for the producer of the merchandise; (4) the cash deposit rate for all other producers or exporters will continue to be 17.74 percent, the all-others rate established in the underlying less-than-fair value investigation.<sup>21</sup> These cash deposit requirements, when imposed, shall remain in effect until further notice.

### Notification to Importers

This notice serves as a preliminary 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 Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

### Notification to Interested Parties

We are issuing and publishing the preliminary results of this administrative review in accordance

<sup>21</sup> See Order, 67 FR at 36150–35151.

with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.221(b)(4).

Dated: September 5, 2025.

**Christopher Abbott,**

*Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.*

## Appendix

### List of Topics Discussed in the Preliminary Decision Memorandum

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- IV. Affiliation and Collapsing
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[FR Doc. 2025-17527 Filed 9-10-25; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[RTID 0648-XF106]

### Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Seward Cruise Ship Passenger Dock and Terminal Facility Project in Seward, Alaska

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

**ACTION:** Notice; issuance of incidental harassment authorization.

**SUMMARY:** In accordance with regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that NMFS has issued an incidental harassment authorization (IHA) to Turnagain Marine Construction (TMC) for authorization to take marine mammals incidental to Seward Cruise Ship Passenger Dock and Terminal Facility project in Seward, Alaska.

**DATES:** This authorization is effective for 1 year from the date of notification by the IHA-holder, not to exceed 1 year from the date of issuance (September 5, 2025).

**ADDRESSES:** 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: <https://www.fisheries.noaa.gov/action/incidental-take-authorization-turnagain-marine-constructions-seward-cruise-ship-passenger>. In case of problems accessing

these documents, please call the contact listed below.

#### FOR FURTHER INFORMATION CONTACT:

Jenna Harlacher, Office of Protected Resources, NMFS, (301) 427-8401.

#### SUPPLEMENTARY INFORMATION:

#### MMPA Background and Determinations

The MMPA prohibits the “take” of marine mammals, with certain exceptions. Among the exceptions is section 101(a)(5)(D) of the MMPA (16 U.S.C. 1361 *et seq.*) which directs the Secretary of Commerce (as delegated to NMFS) to allow, upon request, the incidental, but not intentional, taking by harassment 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 the public has an opportunity to comment on the proposed IHA.

Specifically, NMFS will issue an IHA if it finds that the taking will have a negligible impact on the species or stock(s) and will not have an unmitigable adverse impact on the availability of the species or stock(s) for taking for subsistence uses (where relevant). Further, NMFS must prescribe the permissible methods of taking and other “means of effecting the least [practicable] adverse impact” on the affected species or stocks and their habitat, paying particular attention to rookeries, mating grounds, and areas of similar significance, and on the availability of such species or stocks for taking for certain subsistence uses (referred to here as “mitigation”). NMFS must also prescribe requirements pertaining to the monitoring and reporting of such takings. The definitions of key terms, such as “take,” “harassment,” and “negligible impact,” can be found in the MMPA and the NMFS’ implementing regulations (see 16 U.S.C. 1362; 50 CFR 216.103).

On July 22, 2025, a notice of NMFS’ proposal to issue an IHA to TMC for take of marine mammals incidental to Seward Cruise Ship Passenger Dock and Terminal Facility project in Seward, Alaska was published in the **Federal Register** (90 FR 34463). In that notice, NMFS indicated the estimated numbers, type, and methods of incidental take proposed for each species or stock, as well as the mitigation, monitoring, and reporting measures that would be required should the IHA be issued. The **Federal Register** notice also included analysis to support NMFS’ preliminary conclusions and determinations that the

IHA, if issued, would satisfy the requirements of section 101(a)(5)(D) of the MMPA for issuance of the IHA. The **Federal Register** notice included web links to a draft IHA for review, as well as other supporting documents.

No substantive comments were received during the public comment period. With the exception of the minor changes described below, there are no changes to the specified activity, the species taken, type, or methods of take, or the mitigation, monitoring, or reporting measures in the proposed IHA notice. No new information that would change any of the preliminary analyses, conclusions, or determinations in the proposed IHA notice has become available since that notice was published and, therefore, the preliminary analyses, conclusions, and determinations included in the proposed IHA are considered final.

#### Changes From the Proposed IHA to the Final IHA

Changes have been made to correct typographical errors to table 5, and due to those changes in table 5, updates have been made to tables 6, 8, and 9 of the proposed **Federal Register** notice. These tables are reprinted below. In table 5, there were typographical errors in the peak source levels for all Down-the-hole drilling (DTH) piles. Additionally, we revised the RMS source level for DTH driving of the 60- and 72-inch (in) (152.4 centimeters (cm)- and 182.9 cm) piles to be equal to the 48-in (121.9 cm) source level based on the lack of data and uncertainty in extrapolation for very large piles. The previous proxy levels (from 88 FR 19502, March 31, 2023) were estimated before any acoustic data had been gathered on DTH driving of large piles and did not represent the most current understanding of DTH sound production. See below for the revised table 5. As a result of this change, the Level B harassment zone for DTH driving of 60- and 72-in piles increased to 34,145 m in table 6 and the maximum harassment zone has been revised in table 9. In table 8, take by Level B harassment changed for gray whales (changed from two Level B takes to three Level B takes) and take by Level A and Level B harassment changed for fin whales (changed from two Level A and six Level B takes to three Level A and eight Level B takes) based on the increased Level B isopleth for 60- and 72-in DTH activities. None of these minor changes affect or change the analysis or the findings in the proposed IHA notice.