

DEPARTMENT OF COMMERCE

International Trade Administration

[A-580-844]

Steel Concrete Reinforcing Bars from the Republic of Korea: Notice of Postponement of Preliminary Results of Antidumping Duty Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of Postponement of Preliminary Results of Administrative Review.

EFFECTIVE DATE: June 3, 2003.

FOR FURTHER INFORMATION CONTACT: Richard Johns at (202) 482-2305 or Mark Manning at (202) 482-5253, AD/CVD Enforcement, Office IV, Group II, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave, NW, Washington, DC 20230.

SUMMARY: The Department of Commerce (the Department) is postponing the preliminary results of the administrative review of steel concrete reinforcing bar (rebar) from the Republic of Korea (Korea). This review covers the period from January 30, 2001 through August 31, 2002.

SUPPLEMENTARY INFORMATION:

Statutory Time Limits

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended (the Act), requires the Department to make a preliminary determination within 245 days after the last day of the anniversary month of an order/finding for which a review is requested, and a final determination within 120 days after the date on which the preliminary determination is published. However, if it is not practicable to complete the review within these time periods, section 751(a)(3)(A) of the Act allows the Department to extend the time limit for the preliminary determination to a maximum of 365 days and for the final determination to 180 days from the date of publication of the preliminary determination.

Background

On October 24, 2002, the Department published a notice of initiation of administrative review of the antidumping duty order on rebar from

Korea (67 FR 65336). The preliminary results are currently due no later than June 2, 2003.

Extension of Time Limit for Preliminary Results of Review

The Department has determined that it is not practicable to complete the preliminary results of this review within the original time limit. See Decision Memorandum from Tom Futtner, Acting Director, Office IV, to Holly A. Kuga, Acting Deputy Assistant Secretary, dated concurrently with this notice, which is on file in the Central Records Unit, Room B-099 of the main Commerce building. Therefore, the Department is extending the time limit for completion of the preliminary results until no later than September 30, 2003. We intend to issue the final results no later than 120 days after the publication of the preliminary results notice.

This notice is issued and published pursuant to section 751(a)(3)(A) of the Act.

Dated: May 27, 2003.

Holly A. Kuga,

Acting Deputy Assistant Secretary Import Administration, Group II.

[FR Doc. 03-13877 Filed 6-2-03; 8:45 am]

BILLING CODE 3510-DS-S

CONSUMER PRODUCT SAFETY COMMISSION

[CPSC Docket No. 03-C0001]

TGH International Trading, Inc., A Corporation Provisional Acceptance of a Settlement Agreement and Order

AGENCY: Consumer Product Safety Commission.

ACTION: Notice.

SUMMARY: It is the policy of the Commission to publish settlements which it provisionally accepts under the Federal Hazardous Substances Act in the **Federal Register** in accordance with the terms of 16 CFR 1118.20. Published below is a provisionally-accepted Settlement Agreement with TGH International Trading, Inc., a corporation.

DATES: Any interested person may ask the Commission not to accept this agreement or otherwise comment on its contents by filing a written request with the Office of the Secretary by June 18, 2003.

ADDRESSES: Persons wishing to comment on this Settlement Agreement should send written comments to the Comment 03-C0001, Office of the Secretary, Consumer Product Safety Commission, Washington, DC 20207.

FOR FURTHER INFORMATION CONTACT: Dennis C. Kacoyanis, Trial Attorney, Office of Compliance, Consumer Product Safety Commission, Washington, DC 20207; telephone (301) 504-7587.

SUPPLEMENTARY INFORMATION: The text of the Agreement and Order appears below.

Dated: May 28, 2003.

Todd A. Stevenson,
Secretary.

Consent Order Agreement

1. TGH International Trading, Inc. ("TGH" or "Respondent") enter into this Consent Order Agreement (hereinafter referred to as "Agreement") with the staff of the Consumer Product Safety Commission ("the staff") pursuant to the Commission's Procedures for Consent Order Agreements, 16 CFR 1118.20. The purpose of this Agreement is to settle the staff's allegations that Respondent violated sections 4(a) and (c) of the Federal Hazardous Substances Act (FHSA), 15 U.S.C. 1263(a) and (c).

I. The Parties

2. TGH is a corporation organized and existing under the laws of the State of California. TGH's principal place of business is 421 South Wall Street, Los Angeles, CA 90013. TGH is an importer and distributor of toys.

3. The "staff" is the "staff" of the Consumer Product Safety Commission, an independent regulatory agency established by Congress under section 4 of the Consumer Product Safety Act (CPSA), 15 U.S.C. 2053.

II. Allegations of the Staff

A. Violations of the Small Parts Regulation

4. On 12 occasions between May 28, 1994, and April 24, 2002, Respondent introduced or caused the introduction into interstate commerce; and received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, 30 types of toys (49,529 retail units) intended for use by children under three years old. These toys are identified and described as follows:

Sample No.	Toy	Entry/Collec * Date	Exporter	Quantity	LOA
S-867-8292	Cathy Dolls	05/28/94	Alltrend	30	08/03/94

Sample No.	Toy	Entry/Collec* Date	Exporter	Quantity	LOA
T-867-8024	Rainbow Loco	10/05/94	Camke	600	10/19/94
T-867-8211	Savings Bank Phone	03/22/95	Development	1,440	07/19/95
T-867-8212	Telephone Plano	03/22/95	Development	720	07/19/95
96-860-5862	Pull & Push	04/15/96	Kapo	288	05/14/96
97-860-5520	Rainbow Loco	10/18/96	Kapo	240	11/20/96
97-860-5521	Animal Funny	10/18/96	Kapo	720	11/20/96
97-860-5572	Port-A-Phone	11/20/96	Kapo	7,200	01/29/97
98-860-5608	Cartoon Car	10/09/97	Sun Ta	816	11/28/97
99-860-5683	Xylophone/Panda	07/15/99	Goldoll	1,440	08/04/99
99-860-5684	Xylophone/Dog	07/15/99	Goldoll	1,440	08/04/99
99-860-5685	Xylophone/Elephant	07/15/99	Goldoll	1,440	08/04/99
99-860-5686	Ice Cream Cart/Panda	07/15/99	Goldell	2,160	08/04/99
99-860-5687	Ice Cream Cart/Dog	07/15/99	Goldoll	2,160	08/04/99
99-860-5688	Ice Cream Cart/	07/15/99	Goldell	2,160	08/04/99
00-860-6546	Rabbit Pull toy	03/14/00	Jia Mei	5,568	04/03/00
00-860-6547	Elephant Pull Toy	03/14/00	Jia Mei	5,568	04/03/00
00-860-6548	Lion Pull Toy	03/14/00	Jia Mai	5,568	04/03/00
00-860-6549	Dog Pull Toy	03/14/00	Jia Mai	5,568	04/03/00
00-860-6550	Locomotive Pull Toy	03/14/00	Jia Mai	5,568	04/03/00
00-860-6561	Funny Train Pull Toy	03/14/00	Jia Mai	192	04/10/00
00-860-6562	Dog Pull Toy	03/14/00	Jia Mai	192	04/10/00
00-860-6563	Rabbit Pull Toy	03/14/00	Jia Mei	192	04/10/00
00-860-6564	Dog Pull Toy	03/14/00	Jia Mei	192	04/10/00
00-860-6565	Lion Pull Toy	03/14/00	Jia Mai	192	04/10/00
01-840-6017	Musical Mobile	02/05/01	CSCL	8,352	03/22/01
01-840-6048	African Giraffe	03/28/01	Goldoll	1,440	04/20/01
02-840-7010	TV Man Toy	* 04/24/02	Superegent	72	07/02/02
02-840-7011	Mushroom House Toy	* 04/24/02	Jia Mei	48	07/02/02
02-840-7012	Guards of Crazing Land	* 04/24/02	Goldoll	17	07/02/02

5. The toys identified in paragraph 4 above are intended for children under three years old and are subject to the Commission's Small Parts Regulation, 16 CFR part 1501.

6. The toys identified in paragraph 4 above failed to comply with the Commission's Small Parts Regulation, 16 CFR part 1501, in that when tested under the "use and abuse" test methods specified in 16 CFR 1500.51 and .52, (a) one or more parts of each tested toy separated and (b) one or more of the separated parts from each of the toys fit completely within the small parts test cylinder, as set forth in 16 CFR 1501.4.

7. Because the separated parts fit completely within the test cylinder as described in paragraph 6 above, each of the toys identified in paragraph 4 above

presents a "mechanical hazard" within the meaning of section 2(s) of the FHSA, 15 U.S.C. 1261(s) (choking, aspiration, and/or ingestion of small parts).

8. Each of the toys identified in paragraph 4 above is a "hazardous substance" pursuant to section 2(f)(1)(D) of the FHSA, 15 U.S.C. 1261(f)(1)(D).

9. Each of the toys identified in paragraph 4 above is a "banned hazardous substance" pursuant to section 2(q)(1)(A) of the FHSA, 15 U.S.C. 1261(q)(1)(A) and 16 CFR 1500.18(a)(9) because it is intended for use by children under three years of age and bears or contains a hazardous substance as described in paragraph 10 above; and because it presents a mechanical hazard as described in paragraph 9 above.

10. Respondent introduced or caused the introduction into interstate commerce; and received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, the banned hazardous toys, identified in paragraph 4 above, in violation of sections 4(a) and (c) of the FHSA, 15 U.S.C. 1263(a) and (c).

B. Violations of the Rattle Regulation

11. On one occasion in 2001, Respondent introduced or caused the introduction into interstate commerce; and received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise a rattle set (58,800 retail units) intended for use by children. The rattle set is identified and described as follows:

Sample No.	Rattle	Entry/Collec* Date	Exporter	Quantity	LOA
01-840-6011	Musical Baby Rattle Set	01/31/01	Goldoll	8,400	03/08/01
01-840-6012	Musical Baby Rattle Set	01/31/01	Goldoll	8,400	03/08/01
01-840-6013	Musical Baby Rattle Set	01/31/01	Goldell	8,400	03/08/01
01-840-6014	Musical Baby Rattle Set	01/31/01	Goldell	8,400	03/08/01
01-840-6014	Musical Baby Rattle Set	01/31/01	Goldell	8,400	03/08/01
01-840-6015	Musical Baby Rattle Set	01/31/01	Goldell	8,400	03/08/01
01-840-6016	Musical Baby Rattle Set	01/31/01	Goldell	8,400	03/08/01

12. The rattle set identified in paragraph 11 above is subject to, but failed to comply with the Commission's Rattle Regulations, 16 CFR part 1510, in

that when tested under the procedures set forth in 16 CFR 1510.4, each rattle in the set penetrated the full depth of the test fixture.

13. Because each rattle in the set identified in paragraph 11 above penetrated the full depth of the cavity of the test fixture as specified in 16 CFR

1510.4, it presents a “mechanical hazard” within the meaning of section 2(s) of the FHSA, 15 U.S.C. 1261(s) (choking) and is, therefore, a “hazardous substance” pursuant to section 2(f)(1)(D) of the FHSA, 15 U.S.C. 1261(f)(1)(D).

14. The rattle set identified in paragraph 11 above is a “banned hazardous substance” pursuant to section 2(q)(1)(A) of the FHSA, 15 U.S.C. 1261(q)(1)(A) and 16 CFR 1500.18(a)(15) because it is intended for use by children and bears or contains a hazardous substance; and because it

presents a mechanical hazard as defined in paragraph 13 above.

15. Respondent introduced or caused the introduction into interstate commerce; and received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, the aforesaid banned hazardous rattle set identified in paragraph 11 above, in violation of sections 4(a) and (c) of the FHSA, 15 U.S.C. 1263(a) and (c).

C. Violations of the Labeling Requirements for Certain Toys and Games

16. On two occasions between March 28, 2001, and April 24, 2002, Respondent introduced or caused the introduction into interstate commerce; and received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, two types of toys (2,890 retail units) intended to use by children who are at least three years old but not older than six years old. These toys are identified and described as follows:

Sample No.	Toy	Entry/Collec* Date	Exporter	Quality	LOA
01-840-6049	Snooker Set	03/28/01	Goldell	2,880	04/20/01
02-840-7013	Golf Play Toy Set	04/24/02	?	10	05/21/02

17. The toys identified in paragraph 16 above are subject to, but failed to comply with the Labeling Requirements for Certain Toys and Games under sections 24(b)(2)(B) and (b)(2)(C) of the FSHA, 15 U.S.C. 1278(b)(20)(B) and (b)(3)(B) and 16 CFR 1500.19(b)(3)(i) and (b)(4)(i) in that the toys did not bear the required cautionary label.

18. Because they lacked the required labeling, the toys identified in paragraph 16 above are “misbranded hazardous substances” pursuant to sections 2(p)(1)(D) and 24(d) of the FSHA, 15 U.S.C. 1261(p)(1)(D) and 24(d) and 16 CFR 1500.19(b)(3)(i) and 4(i).

19. Respondent introduced or caused the introduction into interstate commerce; and received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, the misbranded hazardous toys identified in paragraph 16 above, in violation of sections 4(a) and (c) of the FHSA, 15 U.S.C. 1263(a) and (c)

III. TGH's Response

20. TGH denies the allegations of the staff set forth in paragraphs 4-19 above.

IV. Agreement of the Parties

21. The Consumer Product Safety Commission has jurisdiction over Respondent under the Consumer Product Safety Act (CPSA), 15 U.S.C. 2051 *et seq.* and the Federal Hazardous Substances Act (FHSA), 15 U.S.C. 1261 *et seq.*

22. This Settlement Agreement is entered into for settlement purposes only and does not constitute findings by the Commission or an admission by Respondent that Respondent violated the FHSA.

23. Upon final acceptance of this Agreement by the Commission and

issuance of the Final Order, Respondent knowingly, voluntarily, and completely waives any rights it may have in the above captioned case (1) to an administrative or judicial hearing with respect to the staff's allegations cited herein, (2) to judicial review or other challenge or contest of the validity of the Commission's actions, (3) to a determination by the Commission as to whether Respondent failed to comply with the FHSA and the underlying regulations, (4) to a statement of findings of facts and conclusions of law, and (5) to any claims under the Equal Access of Justice Act.

24. Upon provisions acceptance of this Agreement by the Commission, this Agreement shall be placed on the public record and shall be published in the **Federal Register** in accordance with the procedures set forth in 16 CFR 1118.20(e). If the Commission does not receive any written request not to accept the Agreement within 15 days, the Agreement will be deemed finally accepted on the 16th day after the date it is published in the **Federal Register**.

25. In settlement of the staff's allegations, Respondent agrees to comply with the attached Order incorporated herein by reference.

26. Upon violation of the attached Order by Respondent, the Commission reserves the right to take appropriate legal action against Respondent for all violations listed in section II of this Agreement and for all violations occurring after the effective date of this Agreement and Respondent waives the statute of limitations.

27. If the Commission finds that Respondent has introduced or caused the introduction into interstate commerce; and received in interstate

commerce and delivered or proffered delivery thereof for pay or otherwise any banned or misbranded hazardous substances, Respondent will pay to the Commission upon demand a penalty in the amount of five (5) times the retail value of the product in question. This provision does not preclude the Commission from taking additional legal action including, but not limited to civil and/or criminal actions under sections 5 and 8 of the FHSA, 15 U.S.C. 1264 and 1267 and sections 20, 21, and 22 of the CPSA, 15 U.S.C. 2069, 2070, and 2071.

28. Respondent reserves its right to challenge the Commission's findings under paragraph 27 of this Agreement before the Commission and to have the court review whether the Commission acted arbitrary and capricious.

29. The Commission may publicize the terms of this Agreement.

30. Agreements, understandings, representations, or interpretations made outside of this Agreement may not be used to vary or to contradict its terms.

31. This Agreement shall become effective upon issuance of the Final Order by the Commission.

32. The provisions of this Agreement shall apply to Respondent and each of its successors and assigns.

Dated: April 11, 2003.
TGH International Trading, Inc.
Teresa Chan,
President, TGH International, Inc., 421 South Wall Street, Los Angeles, CA 90013.
Dated: April 11, 2003.

Consumer Product Safety Commission
Alan H. Schoem,
Assistant Executive Director, Office of Compliance, U.S. Consumer Product Safety Commission, Washington, DC 20207-0001.
Eric L. Stone,

Director, Legal Division, Office of Compliance, U.S. Consumer Product Safety Commission.

Dennis C. Kacoyanis,
Trial Attorney, Legal Division, Office of Compliance, Washington, DC.

Order

Upon consideration of the Consent Order Agreement entered into between Respondent TGH International Trading, Inc., and the staff of the Consumer Product Safety Commission; and the Commission having jurisdiction over the subject matter and Respondent; and it appearing that the Consent Order Agreement is in the public interest, *it is ordered*, that the Consent Agreement be and hereby is accepted and it is *further ordered*, that Respondent is prohibited from introducing or causing the introduction into interstate commerce; and receiving in interstate commerce and delivering or proffering delivery thereof for pay or otherwise

(a) Any toy or other article intended for use by children under three years of age that presents a choking, aspiration, or ingestion hazard because of small parts as defined in 16 CFR part 1501 when tested in accordance with the standards published in 16 CFR 1501.4, 1500.51, and 1500.52;

(b) Any rattle that presents a choking hazard because the rattle penetrates the full depth of the cavity of the test fixture as published in 16 CFR 1510.4;

(c) Any toy or other article intended for use by children who are at least three years old but less than six years old that fails to comply with the Labeling Requirements for Certain Toys and Games under section 24 of the FHSA, 15 U.S.C. 1278 and 16 CFR 1500.19; and

(d) Any other products that do not comply with the requirements of the FHSA and the underlying regulations and it is

Further ordered that a violation of this Order shall subject Respondent to legal action for all violations listed in section II of this Agreement and for all violations occurring after the effective date of this Agreement and it is

Further ordered that a violation of this Order shall subject Respondent to a penalty in the amount of five (5) times the retail value of the banned or misbranded hazardous substance and to additional legal action under the Federal Hazardous Substances Act and the Consumer Product Safety Act.

Provisionally accepted and Provisional Order issued on the 28th day of May, 2003.

By order of the Commission.

Todd A. Stevenson,

Secretary, Consumer Product Safety Commission.

[FR Doc. 03-13747 Filed 6-2-03; 8:45 am]

BILLING CODE 6355-01-M

DEPARTMENT OF DEFENSE

Department of the Navy

Notice of Availability of Government-Owned Invention; Available for Licensing

AGENCY: Department of the Navy, DOD.
ACTION: Notice.

SUMMARY: The invention listed below is assigned to the United States Government as represented by the Secretary of the Navy and is available for licensing by the Department of the Navy. U.S. Patent No. 6,496,301 entitled "Helica Fiber Amplifier," Navy Case No. 79,001.

ADDRESSES: Requests for copies of the patent cited should be directed to the Naval Research Laboratory, Code 1004, 4555 Overlook Avenue, SW., Washington, DC 20375-5320, and must include the Navy Case number.

FOR FURTHER INFORMATION CONTACT: Catherine M. Cotell, Ph.D., Head, Technology Transfer Office, NRL Code 1004, 4555 Overlook Avenue, SW., Washington, DC 20375-5320, telephone (202) 767-7230. Due to temporary U.S. Postal Service delays, please fax (202) 404-7920, e-Mail: cotell@nrl.navy.mil or use courier delivery to expedite response.

(Authority: 35 U.S.C. 207, 37 CFR part 404)

E.F. McDonnell,

Major, U.S. Marine Corps, Federal Register Liaison Officer.

[FR Doc. 03-13790 Filed 6-2-03; 8:45 am]

BILLING CODE 3810-FF-P

DEPARTMENT OF DEFENSE

Department of the Navy

Meeting of the Ocean Research Advisory Panel

AGENCY: Department of the Navy, DOD.
ACTION: Notice of open meeting.

SUMMARY: The Ocean Research Advisory Panel (ORAP) will meet to discuss National Oceanographic Partnership Program (NOPP) activities. All sessions of the meeting will remain open to the public.

DATES: The meetings will be held on Monday, June 2, 2003, from 1 p.m. to 5 p.m. and Tuesday, June 3, 2003, from

8:30 a.m. to 1 p.m. In order to maintain the meeting time schedule, members of the public will be limited in their time to speak to the Panel. Members of the public should submit their comments one week in advance of the meeting to the meeting point of contact.

ADDRESSES: The meeting will be held at The New Orleans Marriott, 55 Canal St, New Orleans, LA.

FOR FURTHER INFORMATION CONTACT: Dr. Melbourne G. Briscoe, Office of Naval Research, 800 North Quincy St., Arlington, VA 22217-5660, telephone number (703) 696-4120.

SUPPLEMENTARY INFORMATION: This notice of meeting is provided in accordance with the Federal Advisory Committee Act (5 U.S.C. App. 2). The purpose of this meeting is to discuss NOPP activities. The meeting will include discussions on ocean observations, current and future NOPP activities, and other current issues in the ocean sciences community.

Dated: May 29, 2003.

E.F. McDonnell,

Major, U.S. Marine Corps, Federal Register Liaison Officer.

[FR Doc. 03-13961 Filed 5-30-03; 10:32 am]

BILLING CODE 3810-FF-P

DEPARTMENT OF EDUCATION

[CFDA No. 84.255A]

Office of Safe and Drug Free Schools—Life Skills for State and Local Prisoners Program; Notice Inviting Applications for New Awards Using Fiscal Year (FY) 2002 Funds

Purpose of Program: The Life Skills for State and Local Prisoners Program provides financial assistance for establishing and operating programs designed to reduce recidivism through the development and improvement of life skills necessary for reintegration of adult prisoners into society.

Eligible Applicants: State or local correctional agencies and State or local correctional education agencies.

Applications Available: June 3, 2003.

Deadline for Transmittal of Applications: July 14, 2003.

Deadline for Intergovernmental Review: August 13, 2003.

Estimated Available Funds:

\$4,750,000.

Estimated Range of Awards:

\$315,000-\$475,000

Estimated Average Size of Awards:

\$395,000.

Estimated Number of Awards: 12.

Note: Estimates are based on FY 2002

appropriated funds only, for the first budget