

companies' needs for FTZ designation. The proposed expanded service area is adjacent to the Milwaukee, Wisconsin Customs and Border Protection Ports of Entry.

The applicant is also requesting approval of the following temporary sites as "usage-driven" sites: Site 12 (113.4 acres)—Sigma-Aldrich Corporation, 5485 County Road "V", Sheboygan Falls, Sheboygan County; and, Site 13 (15.1 acres)—Sigma-Aldrich Corporation, 215 S. Park Street, Port Washington, Ozaukee County.

In accordance with the Board's regulations, Elizabeth Whiteman of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is July 24, 2012. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to August 8, 2012.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, 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 Elizabeth Whiteman at ElizabethWhiteman@trade.gov or (202) 482-0473.

Dated: May 21, 2012.

Andrew McGilvray,
Executive Secretary.

[FR Doc. 2012-12818 Filed 5-24-12; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[B-41-2012]

Foreign-Trade Zone 36—Galveston, TX; Application for Reorganization/Expansion Under Alternative Site Framework

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the Board of Trustees of the Galveston Wharves, grantee of FTZ 36, requesting authority to reorganize and expand the zone under the alternative site framework (ASF) adopted by the Board (15 CFR 400.2(c)).

The ASF is an option for grantees for the establishment or reorganization of general-purpose zones and can permit significantly greater flexibility in the designation of new subzones or "usage-driven" FTZ sites for operators/users located within a grantee's "service area" in the context of the Board's standard 2,000-acre activation limit for a general-purpose zone project. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on May 22, 2012.

FTZ 36 was approved by the Board on May 4, 1978 (Board Order 129, 43 FR 20525, 5/12/78), and expanded on August 27, 2004 (Board Order 1348, 69 FR 53887, 9/3/04). On February 22, 2000, the grant of authority was reissued to the Board of Trustees of the Galveston Wharves (Board Order 1080, 65 FR 11548-11549, 3/3/00).

The current zone project includes the following sites: *Site 1* (162 acres)—within Galveston Harbor, west end of port complex on Galveston Island; *Site 2* (896 acres, 6 parcels)—within Galveston Harbor on Pelican Island; *Site 3* (38 acres)—within Scholes International Airport, 4 miles from Site 1 on Galveston Island; *Site 4* (25 acres, expires 12/31/2012)—within the League City Industrial Park, 651 FM 646, Dickinson; *Site 5* (21 acres, expires 12/31/2012)—4200 Old Port Industrial Road, Galveston; and, *Site 6* (55 acres, expires 12/31/2012)—Hitchcock Blimp Base, 7526 Blimp Base Road, Hitchcock.

The grantee's proposed service area under the ASF would be Galveston County, Texas, as described in the application. If approved, the grantee would be able to serve sites throughout the service area based on companies' needs for FTZ designation. The proposed service area is within and adjacent to the Houston Customs and Border Protection port of entry.

The applicant is requesting authority to reorganize and expand its existing zone project as follows: restore 76 acres at Site 2 (new acreage—972 acres); Sites 1, 2 (as modified) and 3 would become "magnet" sites; and, Sites 4, 5 and 6 would become "usage-driven" sites. The ASF allows for the possible exemption of one magnet site from the "sunset" time limits that generally apply to sites under the ASF, and the applicant proposes that Site 1 be so exempted. The application would have no impact on FTZ 36's previously authorized subzones.

In accordance with the Board's regulations, Camille Evans of the FTZ Staff is designated examiner to evaluate and analyze the facts and information

presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is July 24, 2012. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to August 8, 2012.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, 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 Camille Evans at Camille.Evans@trade.gov or (202) 482-2350.

Dated: May 22, 2012.

Andrew McGilvray,
Executive Secretary.

[FR Doc. 2012-12796 Filed 5-24-12; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 7-2012]

Foreign-Trade Zone 45—Portland, OR; Expansion of Manufacturing Authority; Epsilon Portland, Inc.; Extension of Rebuttal Period

The rebuttal period for the application to expand the scope of manufacturing authority approved within Subzone 45F on behalf of Epsilon Portland, Inc., in Hillsboro, Oregon, submitted by the Port of Portland (77 FR 4006-4007, 1/26/2012, 77 FR 21082, 4/9/2012 and 77 FR 26252, 5/3/2012), is being extended based on a request from the applicant to July 23, 2012, to allow additional time for the submission of rebuttal comments. Rebuttal comments (original and one electronic copy) shall be addressed to the Board's Executive Secretary at: Foreign-Trade Zones Board, U.S. Department of Commerce, Room 2111, 1401 Constitution Ave. NW., Washington, DC 20230 and ftz@trade.gov.

For further information, contact Diane Finver at Diane.Finver@trade.gov or (202) 482-1367.

Dated: May 22, 2012.

Andrew McGilvray,
Executive Secretary.

[FR Doc. 2012-12805 Filed 5-24-12; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-979]

Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From the People's Republic of China: Preliminary Determination of Sales at Less Than Fair Value, Postponement of Final Determination and Affirmative Preliminary Determination of Critical Circumstances

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

DATES: *Effective Date:* May 25, 2012.

SUMMARY: The Department of Commerce ("Department") preliminarily determines that crystalline silicon photovoltaic cells, whether or not assembled into modules ("solar cells"), from the People's Republic of China ("PRC") are being, or are likely to be, sold in the United States at less than fair value ("LTFV"), as provided in section 733 of the Tariff Act of 1930, as amended ("the Act"). The estimated margins of sales at LTFV are shown in the "Preliminary Determination" section of this notice.

FOR FURTHER INFORMATION CONTACT: Howard Smith, Jeffrey Pedersen, Krishna Hill, or Drew Jackson, AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-5193, (202) 482-2769, (202) 482-4037, or (202) 482-4406, respectively.

SUPPLEMENTARY INFORMATION:

Background

On October 19, 2011, the Department received a petition concerning imports of solar cells from the PRC filed in proper form by SolarWorld Industries America Inc. ("Petitioner").¹ In October and November, 2011, the Department issued requests for information regarding, and clarification of, certain areas of the petition. Petitioner timely

¹ See Petition for the Imposition of Antidumping and Countervailing Duties: Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from the People's Republic of China, dated October 19, 2011 ("Petition").

filed responses to these requests. In November 2011, the Department received comments from interested parties both supporting and opposing the petition.² The Department initiated an antidumping ("AD") duty investigation of solar cells from the PRC on November 8, 2011.³

In the *Initiation Notice*, the Department stated that it intended to issue quantity and value ("Q&V") questionnaires to exporters/producers named in the petition and select respondents based on Q&V questionnaire responses.⁴ On November 9, 2011, the Department requested Q&V information from 75 companies identified in the petition as potential producers and/or exporters of solar cells from the PRC.⁵ The Department received timely responses to its Q&V questionnaire from 76 companies. After examining the responses to the Q&V questionnaire, in accordance with section 777A(c)(2) of the Act, the Department selected as mandatory respondents the two companies reporting the largest quantity of solar cell sales to the United States during the period of investigation ("POI"), namely Wuxi Suntech Power Co., Ltd. ("Wuxi Suntech") and Changzhou Trina Solar Energy Co., Ltd. ("Trina Solar").⁶ On December 9, 2011, the Department issued the AD questionnaire to both companies. In January and February 2012, Wuxi Suntech and Trina Solar submitted timely responses to the Department's AD questionnaire. Petitioner submitted comments regarding those responses in January and February 2012. The Department

² See Letter from the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union to the Department, regarding "Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from the People's Republic of China," dated November 7, 2011; see also Letter to the Department, regarding "Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from the People's Republic of China, DOC Inv. No. A-570-979 and C-570-980, USITC Investigation Nos: 701-TA-481 and 731-TA-1190: Standing Challenge," dated November 7, 2011.

³ See *Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, From the People's Republic of China: Initiation of Antidumping Duty Investigation*, 76 FR 70960 (November 16, 2011) ("*Initiation Notice*").

⁴ See *Initiation Notice*, 76 FR at 70964.

⁵ See Memorandum to the File from Rebecca Pandolph, International Trade Analyst, AD/CVD Operations, Office 4, regarding, "Issuance of Quantity and Value Questionnaires" (December 8, 2011).

⁶ See Memorandum from Drew Jackson to Abdelali Elouaradia regarding, "Respondent Selection in the Antidumping Duty Investigation of Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from the People's Republic of China," dated December 8, 2011 ("Respondent Selection Memorandum").

issued supplemental questionnaires to Wuxi Suntech and Trina Solar from January to May 2012. Wuxi Suntech and Trina Solar submitted timely responses to the Department's supplemental questionnaires, and Petitioner submitted comments thereon, from February through May 2012.

In the *Initiation Notice*, the Department notified parties that they had an opportunity to comment on the scope of the investigation as well as the appropriate physical characteristics of solar cells to be reported in response to the Department's AD questionnaire.⁷ In November and December, 2011 parties submitted comments to the Department regarding the scope and the physical characteristics of merchandise under consideration to be used for reporting purposes. On March 19, 2012, the Department clarified the scope language of both the AD and countervailing duty ("CVD") investigations of solar cells stating that modules, laminates, and panels produced in a third-country from solar cells produced in the PRC are covered by the investigations; however, modules, laminates, and panels produced in the PRC from solar cells produced in a third-country are not covered by the investigations.⁸

In November 2011, CNPV Dongying Solar Power Company Limited ("CNPV"), Yingli Green Energy Holding Company Limited and Yingli Green Energy Americas, Inc. ("Yingli"), Jiangsu Green Power PV Co., Ltd. ("Jiangsu"), and Trina Solar requested to be treated as voluntary respondents in this investigation.⁹ In its Respondent

⁷ See *Initiation Notice*, 76 FR at 70960-70961.

⁸ See Memorandum from Jeff Pedersen to Christian Marsh, regarding "Scope Clarification: Antidumping and Countervailing Duty Investigations of Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from the People's Republic of China," dated March 19, 2012 ("Scope Clarification Memorandum").

⁹ See Letter from CNPV to the Department, regarding "Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from Peoples Republic of China: Request for Treatment of CNPV as a Voluntary Respondent," dated November 17, 2011; see also Letter from Yingli to the Department, regarding "Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from Peoples Republic of China; Entry of Appearance; Application for Administrative Protective Order; and Request for Voluntary Respondent Treatment," dated November 17, 2011; see also Letter from Jiangsu to the Department, regarding "Scope Comments in the Investigation of Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules from the People's Republic of China," dated November 28, 2011; see also Letter from Trina Solar to the Department, regarding "Crystalline Silicon Photovoltaic Cells Whether or Not Assembled Into Modules ("Solar Cells") from the People's Republic of China ("PRC")," dated November 29, 2011.