

## Background

On July 8, 1997, the IADC requested that the Department self-initiate a changed circumstances review with respect to finished drill pipe for all countries with finished drill pipe included in the OCTG antidumping duty order. On March 13, 1998, the Department responded to the IADC request. On January 28, 1998, Grant Prideco, Inc. requested revocation of the AD order on Mexican OCTG with respect to finished drill pipe. The Department received letters in opposition to this second request from OMSCO Industries and Drill Pipe Industries, Inc. on February 12, 1998, and February 13, 1998, respectively. On March 16, 1998, Grant Prideco withdrew its request for a changed circumstances review.

Subsequent to the Department's response to IADC on March 13, 1998, parties raised questions regarding whether "substantially all" of the domestic industry supports continuation of the AD order on OCTG from Mexico with respect to finished drill pipe. In light of the request originally filed by Grant Prideco and the information available to the Department, the Department believed that Grant Prideco's affirmative statement of no interest constituted good cause for conducting a changed circumstances review solely to determine if "substantially all" of the domestic producers of the like product supported partial revocation of the antidumping duty order with respect to finished drill pipe.

## Analysis

Section 351.222(g)(i) of the Department's regulations provides that the Secretary may revoke an order in part based on changed circumstances if "producers accounting for substantially all of the production of the domestic like product to which \* \* \* the part of the order to be revoked \* \* \* have expressed a lack of interest" in the continued existence of the order, in whole or in part. The Department interprets "substantially all" production to mean at least 85 percent of domestic production of the domestic like product. The Department thus conducted the review solely to determine the level of support of domestic producers of the domestic like product for maintaining this order with respect to finished drill pipe.

In order to determine whether "substantially all" of the domestic producers supported revocation in part of the order, the Department solicited comments from all parties with an

interest in this review. In addition, the Department requested production information from producers of both finished and unfinished drill pipe. The Department received numerous comments regarding interest in the order, including comments on the supply and production lead times of finished drill pipe in the United States. Additionally, the Department received production information from producers of finished drill pipe, as well as producers of unfinished drill pipe.

To verify this information, the Department conducted verifications of three of the domestic producers of the like product (Grant Prideco, OMSCO, and Drill Pipe Inc.) in September and October of 1998. Copies of the public versions of the verification reports for all three companies are available in the Import Administration's Central Records Unit.

Based on the responses by domestic producers, and the results of our verification, we have determined that less than 85 percent of the domestic industry of the like product supports the partial revocation of the order.

Parties wishing to comment on these results must submit briefs to the Department within 30 days after the publication of this notice in the **Federal Register**. Parties will have five days subsequent to this date to submit rebuttal briefs. Any requests for hearing must be filed within 30 days of the publication of this notice in the **Federal Register**.

## Preliminary Results of Review

Based on the submissions by the producers, the Department has preliminarily determined that producers supporting a partial revocation of the order account for less than 85 percent of domestic production of the like product. Under the definition given above, "substantially all" of the domestic producers of the like product do not support partial revocation of the order with respect to finished drill pipe. As a result, we preliminarily determine that there is no basis to revoke, in part, the antidumping duty order on oil country tubular goods from Mexico with respect to finished drill pipe.

Dated: March 11, 1999.

**Robert S. LaRussa,**

*Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

### Export Trade Certificate of Review

**AGENCY:** International Trade Administration, Commerce

**ACTION:** Notice of Initiation of Process to Revoke Export Trade Certificate of Review No. 96-00004.

**SUMMARY:** The Secretary of Commerce issued an export trade certificate of review to The Foreign Market Search for U.S. Products and Services, Inc. doing business as FMS Exports-Imports, Inc., ("FMS"). Because this certificate holder has failed to file an annual report as required by law, the Department is initiating proceedings to revoke the certificate. This notice summarizes the notification letter sent to FMS.

**FOR FURTHER INFORMATION CONTACT:** Morton Schnabel, Director, Office of Export Trading Company Affairs, International Trade Administration, (202) 482-5131. This is not a toll-free number.

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 ("the Act") (15 U.S.C. 4011-21) authorizes the Secretary of Commerce to issue export trade certificates of review. The regulations implementing Title III ("the Regulations") are found at 15 CFR part 325. Pursuant to this authority, a certificate of review was issued on September 10, 1996 to FMS.

A certificate holder is required by law (section 308 of the Act, 15 U.S.C. 4018) to submit to the Department of Commerce annual reports that update financial and other information relating to business activities covered by its certificate. The annual report is due within 45 days after the anniversary date of the issuance of the certificate of review (§§ 325.14(a) and (b) of the regulations). Failure to submit a complete annual report may be the basis for revocation. (Sections 325.10(a) and 325.14(c) of the regulations).

The Department of Commerce sent to FMS on August 31, 1998, a letter containing annual report questions with a reminder that its annual report was due on October 25, 1998. Additional reminders were sent on November 13, 1998, and on February 10, 1999. The Department has received no written response to any of these letters.

On March 18, 1999, and in accordance with § 325.10 (c)(1) of the regulations, a letter was sent by certified mail to notify FMS that the Department was formally initiating the process to revoke its certificate. The letter stated that this action is being taken because

of the certificate holder's failure to file an annual report.

In accordance with § 325.10(c)(2) of the regulations, each certificate holder has thirty days from the day after its receipt of the notification letter in which to respond. The certificate holder is deemed to have received this letter as of the date on which this notice is published in the **Federal Register**. For good cause shown, the Department of Commerce can, at its discretion, grant a thirty-day extension for a response.

If the certificate holder decides to respond, it must specifically address the Department's statement in the notification letter that it has failed to file an annual report. It should state in detail why the facts, conduct, or circumstances described in the notification letter are not true, or if they are, why they do not warrant revoking the certificate. If the certificate holder does not respond within the specified period, it will be considered an admission of the statements contained in the notification letter (§ 325.10(c)(2) of the regulations).

If the answer demonstrates that the material facts are in dispute, the Department of Commerce and the Department of Justice shall, upon request, meet informally with the certificate holder. Either Department may require the certificate holder to provide the documents or information that are necessary to support its contentions (§ 325.10(c)(3) of the regulations).

The Department shall publish a notice in the **Federal Register** of the revocation or modification or a decision not to revoke or modify (Section 325.10(c)(4) of the Regulations). If there is a determination to revoke a certificate, any person aggrieved by such final decision may appeal to an appropriate U.S. district court within 30 days from the date on which the Department's final determination is published in the **Federal Register** (§§ 325.10(c)(4) and 325.11 of the regulations).

Dated: March 18, 1999.

**Morton Schnabel,**

*Director, Office of Export Trading Company Affairs.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 031799C]

### New England 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 New England Fishery Management Council (Council) is scheduling public meetings of its Habitat Committee, including Advisors and Technical Team; Sea Scallop Committee; Social Sciences Advisory Committee; Herring Committee; Ad hoc Vessel Buyback Committee; Groundfish Committee and Advisory Panel in April, 1999 to consider actions affecting New England fisheries in the exclusive economic zone (EEZ). Recommendations from these groups will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** The meetings will held between Monday, April 5, 1999 and Thursday, April 22, 1999. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

**ADDRESSES:** The meetings will be held in Peabody, MA; Warwick, RI; Saugus, MA; Providence, RI; and Danvers, MA. See **SUPPLEMENTARY INFORMATION** for specific locations.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council (781) 231-0422. Requests for special accommodations should be addressed to the New England Fishery Management Council, 5 Broadway, Saugus, MA 01906-1036; telephone: (781) 231-0422.

#### SUPPLEMENTARY INFORMATION:

#### Meeting Dates and Agendas

*Monday, April 5, 1999, 9:30 a.m.—* Joint Habitat Committee, Advisory Panel and Technical Team Meeting

Location: Holiday Inn, One Newbury Street (Rt. 1 North), Peabody, MA; telephone: (978) 535-4600.

Review of the 1999 Habitat Annual Review Report; identification and prioritization of habitat-related research and information needs; final review of habitat-related information pertaining to scalloping in areas closed for groundfish conservation; identification of habitat-related issues to be addressed during development of the next groundfish and sea scallop amendments.

*Thursday and Friday, April 8-9, 1999, 9:30 a.m. (day 1), 8:30 a.m. (day 2)—* Sea Scallop Committee Meeting

Location: Radisson Airport Hotel, 2081 Post Road, Warwick, RI; telephone: (401) 739-3000.

Review of potential impacts of options under consideration for Framework Adjustment 11 to the Atlantic Sea Scallop Fishery Management Plan (FMP) and Framework Adjustment 29 to the Northeast Multispecies FMP, an action that would allow scallop vessels to fish in areas now closed to them for purposes of groundfish conservation — Area II and the Nantucket Lightship Area; identification of issues to be addressed in Amendment 10 to the Atlantic Sea Scallop FMP, an action that would base scallop management on a series of rotating open and closed areas.

*Friday, April 9, 1999, 10:00 a.m.—* Social Sciences Advisory Committee

Location: New England Fishery Management Council Office, 5 Broadway, Saugus, MA; telephone: (781) 231-0422.

Evaluation of the socio-economic data and analyses contained in the Monkfish and the Northeast Multispecies FMPs for the purpose of recommending improvements.

*Tuesday, April 13, 1999, 10:00 a.m.—*

Herring Oversight Committee Meeting  
Location: Providence Biltmore Hotel, Kennedy Plaza, 11 Dorrance Street, Providence, RI 02903; telephone: (401) 421-0700.

Review of proposals and related issues under consideration for a framework adjustment to the Atlantic Herring FMP; these may include, but are not limited to, possible changes to spawning closure boundaries in the Gulf of Maine; total allowable catch set-asides in Management Area 1 for various industry sectors; groundfish bycatch by mid-water trawlers; discussion of the establishment of a control date and a limited entry system for the herring fishery.

*Tuesday, April 20, 1999, 9:30 a.m.—*

Ad Hoc Vessel Buyback Committee

Location: New England Fishery Management Council Office, 5 Broadway, Saugus, MA; telephone: (781) 231-0422.

Discussion of the Council's role in industry-generated vessel buyout proposals; development of recommendations concerning the specifics of Council involvement, the content of industry proposals and protocols for the selection of alternative proposals.

*Wednesday, April 21, 1999, 9:30 a.m.—* Groundfish Advisory Panel Meeting