

**SUMMARY:** The Bureau of Industry and Security (BIS) is seeking public comment on whether U.S. export controls influence manufacturers' decisions to use or not use U.S.-origin parts and components in commercial products and the effects of such decisions. BIS is interested in obtaining specific information about whether such a practice occurs, and if so, its economic effects in order to assess the effectiveness of export controls as well as the impact of export controls on the U.S. economy.

**DATES:** Comments must be received no later than February 19, 2009.

**ADDRESSES:** Comments may be submitted via e-mail to [publiccomments@bis.doc.gov](mailto:publiccomments@bis.doc.gov). Please Refer to "Parts and Components Inquiry" in the subject line. Comments may also be sent to Parts and Components Study, Office of Technology Evaluation, Room 2705, U.S. Department of Commerce, 14th Street and Pennsylvania Avenue, NW., Washington, DC 20230.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Watts, Office of Technology Evaluation, Bureau of Industry and Security, telephone: 202-482-8343; fax: 202-482-5361; e-mail [jwatts@bis.doc.gov](mailto:jwatts@bis.doc.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

Export controls imposed by various agencies of the United States government, including, but not limited to, those imposed by BIS necessarily have an impact outside the United States. Certain U.S. export control regulations impose license requirements or other restrictions on commercial items manufactured outside the United States if those foreign-manufactured items contain U.S.-origin parts and components. BIS is seeking information to help it assess the impact of U.S. export controls on decisions by manufacturers whether to use U.S.-origin parts and components in their commercial products and the impact of such decisions on the effectiveness of export controls, the strength of the defense industrial base, employment in the United States, the financial strength of U.S. industry, and the ability of U.S. industry to compete in the market.

Specific and quantitative data, from U.S. persons, as well as foreign entities and governments, will be particularly helpful to BIS's assessment, but other types of information, including anecdotal information, will be useful as well. Quantitative data that is aggregated to reflect the combined experience of a group of companies or

an industry segment also will be useful, particularly if individual companies are reluctant to provide company-specific quantitative data.

Regardless of whether it is qualitative or quantitative, if a comment asserts that manufacturers have elected not to include U.S.-origin parts and components in a foreign-manufactured commercial product because such inclusion could subject the products to U.S. export controls, the following kinds of data would be useful to BIS's assessment:

- Any evidence or information about the existence of advertising or marketing efforts that use the absence of U.S. origin components or exemption from U.S. export controls as a selling point.
- Any information about possible customer preferences for products that do not contain U.S.-origin components, and whether such preference may be related to relevant U.S. export controls.
- Any information describing parts and components that manufacturers may elect not to use because of their U.S. origin and any information regarding the products into which such parts and components are incorporated.
- Any information about sales lost by U.S. suppliers to non-U.S. competitors.
- Any information about specific commercial products that were designed or modified to explicitly exclude U.S. parts and components due to U.S. export controls.
- Any information about decisions to locate or relocate production facilities outside the United States, including a description of which items (including relevant commodity classification information, such as Export Control Classification Number) would be produced abroad.
- Any information about the possible economic impact (e.g., employment, outsourcing of specific expenditures such as research and development) to companies, industry segments or communities of any decision not to use U.S.-origin parts and components because of U.S. export controls, including any possible impact on the ability to support specific defense industrial base activities.

##### **How To Comment**

All comments must be in writing and submitted to one of the addresses indicated above. Comments must be received by BIS no later than February 19, 2009. BIS may consider comments received after that date if feasible to do so, but such consideration can not be assured. All comments submitted in response to this notice will be made a matter of public record, and will be available for public inspection and

copying. Anyone submitting business confidential information should clearly identify the business confidential portion of the submission and also provide a non-confidential submission that can be placed in the public record. BIS will seek to protect business confidential information from public disclosure to the extent permitted by law.

Dated: December 24, 2008.

**Christopher R. Wall,**  
*Assistant Secretary for Export Administration.*

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## **DEPARTMENT OF COMMERCE**

### **International Trade Administration**

#### **Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Advance Notification of Sunset Reviews**

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

##### **Background**

Every five years, pursuant to section 751(c) of the Tariff Act of 1930, as amended, the Department of Commerce ("the Department") and the International Trade Commission automatically initiate and conduct a review to determine whether revocation of a countervailing or antidumping duty order or termination of an investigation suspended under section 704 or 734 would be likely to lead to continuation or recurrence of dumping or a countervailable subsidy (as the case may be) and of material injury.

**FOR FURTHER INFORMATION CONTACT:** Dana Mermelstein, AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street & Constitution Ave., NW, Washington, DC 20230; telephone (202) 482-1391.

##### **Upcoming Sunset Reviews for February 2009**

There are no Sunset Reviews scheduled for initiation in February 2009.

For information on the Department's procedures for the conduct of sunset reviews, See 19 CFR 351.218. This notice is not required by statute but is published as a service to the international trading community. Guidance on methodological or analytical issues relevant to the Department's conduct of Sunset Reviews is set forth in the Department's

Policy Bulletin 98.3, "Policies Regarding the Conduct of Five-year ("Sunset") Reviews of Antidumping and Countervailing Duty Orders;" Policy Bulletin, 63 FR 18871 (April 16, 1998) ("Sunset Policy Bulletin"). The Notice of Initiation of Five-year ("Sunset") Reviews provides further information regarding what is required of all parties to participate in Sunset Reviews.

December 18, 2008.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review**

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

**FOR FURTHER INFORMATION CONTACT:** Sheila E. Forbes, Office of AD/CVD Operations, Customs Unit, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230, telephone: (202) 482-4697.

#### **Background**

Each year during the anniversary month of the publication of an antidumping or countervailing duty order, finding, or suspension of investigation, an interested party, as defined in section 771(9) of the Tariff Act of 1930, as amended (the Act), may request, in accordance with section 351.213 (2004) of the Department of Commerce (the Department) Regulations, that the Department conduct an administrative review of that antidumping or countervailing duty order, finding, or suspended investigation.

#### **Respondent Selection**

In the event the Department limits the number of respondents for individual examination for administrative reviews initiated pursuant to requests made for

the orders identified below, the Department intends to select respondents based on U.S. Customs and Border Protection (CBP) data for U.S. imports during the period of review. We intend to release the CBP data under Administrative Protective Order (APO) to all parties having an APO within five days of publication of the initiation notice and to make our decision regarding respondent selection within 20 days of publication of the initiation **Federal Register** notice. Therefore, we encourage all parties interested in commenting on respondent selection to submit their APO applications on the date of publication of the initiation notice, or as soon thereafter as possible. The Department invites comments regarding the CBP data and respondent selection within 10 calendar days of publication of the **Federal Register** initiation notice.

*Opportunity to Request a Review:* Not later than the last day of January 2009,<sup>1</sup> interested parties may request administrative review of the following orders, findings, or suspended investigations, with anniversary dates in January for the following periods:

|                                                                             | Period           |
|-----------------------------------------------------------------------------|------------------|
| <b>Antidumping Duty Proceedings</b>                                         |                  |
| Brazil: Prestressed Concrete Steel Wire Strand, A-351-837 .....             | 1/1/08-12/31/08  |
| India: Prestressed Concrete Steel Wire Strand, A-533-828 .....              | 1/1/08-12/31/08  |
| Mexico: Prestressed Concrete Steel Wire Strand, A-201-831 .....             | 1/1/08-12/31/08  |
| South Africa: Ferrovanadium, A-791-815 .....                                | 1/1/08-12/31/08  |
| South Korea:                                                                |                  |
| Prestressed Concrete Steel Wire Strand, A-580-852 .....                     | 1/1/08-12/31/08  |
| South Korea:                                                                |                  |
| Top-of-the Stove Stainless Steel Cooking Ware, A-580-601 .....              | 1/1/08-12/31/08  |
| Thailand: Prestressed Concrete Steel Wire Strand, A-549-820 .....           | 1/1/08-12/31/08  |
| The People's Republic of China:                                             |                  |
| Crepe Paper Products, A-570-895 .....                                       | 1/1/08-12/31/08  |
| The People's Republic of China:                                             |                  |
| Ferrovanadium, A-570-873 .....                                              | 1/1/08-12/31/08  |
| The People's Republic of China:                                             |                  |
| Folding Gift Boxes, A-570-866 .....                                         | 1/1/08-12/31/08  |
| The People's Republic of China:                                             |                  |
| Potassium Permanganate, A-570-001 .....                                     | 1/1/08-12/31/08  |
| The People's Republic of China:                                             |                  |
| Wooden Bedroom Furniture, A-570-890 .....                                   | 1/1/08-12/31/08  |
| <b>Countervailing Duty Proceedings</b>                                      |                  |
| South Korea: Top-of-the-Stove Stainless Steel Cooking Ware, C-580-602 ..... | 1/1/08-12/31/08  |
| <b>Suspension Agreements</b>                                                |                  |
| Mexico: Fresh Tomatoes, A-201-820 .....                                     | 1/22/08-12/31/08 |
| Russia: Certain Cut-to-Length Carbon Steel Plate, A-821-808 .....           | 1/1/08-12/31/08  |

<sup>1</sup> Or the next business day, if the deadline falls on a weekend, federal holiday or any other day when the Department is closed.