

was published in the **Federal Register**,<sup>2</sup> section 706(b)(2) of the Act is applicable.

Therefore, the Department will direct CBP to reinstitute suspension of liquidation,<sup>3</sup> and to assess, upon further

instruction from the Department, countervailing duties in an amount based on the net countervailable subsidy rates for the subject merchandise as noted below, on all unliquidated entries of certain oven

racks from the PRC entered, or withdrawn from warehouse, for consumption on or after the date of publication of the ITC's notice of final determination in the **Federal Register**.

Exporter/manufacturer	Net subsidy rate
Guangdong Wire King Co., Ltd. (formerly known as Foshan Shunde Wireking Housewares & Hardware) .....	13.30
Asber Enterprises Co., Ltd. (China) .....	170.82
Changzhou Yixiong Metal Products Co., Ltd. ....	149.91
Foshan Winleader Metal Products Co., Ltd. ....	149.91
Kingsun Enterprises Group Co., Ltd. ....	149.91
Yuyao Hanjun Metal Work Co./Yuyao Hanjun Metal Products Co., Ltd. ....	149.91
Zhongshan Iwatani Co., Ltd. ....	149.91
All-Others .....	13.30

This notice constitutes the countervailing duty order with respect to certain kitchen appliance shelving and racks from the PRC, pursuant to section 706(a) of the Act. Interested parties may contact the Department's Central Records Unit, Room 1117 of the main Commerce Building, for copies of an updated list of countervailing duty orders currently in effect.

This order is issued and published in accordance with section 706(a) of the Act and 19 CFR 351.211(b).

Dated: September 8, 2009.

**Ronald K. Lorentzen,**  
*Acting Assistant Secretary for Import Administration.*

[FR Doc. E9-22020 Filed 9-9-09; 4:15 pm]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

(Docket 20-2009 and 22-2009)

#### Foreign-Trade Zones 29 and 203, Applications for Subzone Authority, Dow Corning Corporation and REC Silicon, Extension of Comment Period

The comment period for the applications for subzone status at the Dow Corning Corporation (Dow Corning) facilities in Carrollton, Elizabethtown and Shepherdsville, Kentucky (74 FR 21621-21622, 5/8/09) and at the REC Silicon facility in Moses Lake, Washington (74 FR 25488-25489, 5/28/09) is being extended to September 30, 2009 to allow interested parties additional time in which to comment. Rebuttal comments may be submitted during the subsequent 15-day period, until October 15, 2009. Submissions (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.

For further information, contact Elizabeth Whiteman at Elizabeth\_Whiteman@ita.doc.gov or (202) 482-0473.

Dated: September 4, 2009.

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. E9-22045 Filed 9-11-09; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XR51

#### Marine Mammals; File Nos. 774-1847 and 1032-1917

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

**ACTION:** Notice; issuance of permit amendments.

**SUMMARY:** Notice is hereby given that NMFS Southwest Fisheries Science Center, Antarctic Marine Living Resources Program (Michael Goebel, PhD, Principal Investigator), 3333 N Torrey Pines Ct, La Jolla CA, 92037 and Robert A. Garrott, Ph.D, Ecology Department, Montana State University, 310 Lewis Hall, Bozeman, MT, 59717 have been issued amendments to scientific research permits 774-1847-03 and 1032-1917, respectively.

**ADDRESSES:** The amendment and related documents are available for review

upon written request or by appointment in the following office(s):

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376; and

Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213; phone (562)980-4001; fax (562)980-4018.

**FOR FURTHER INFORMATION CONTACT:** Kate Swails or Tammy Adams, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** On July 1, 2009 and June 16, 2009, notice was published in the **Federal Register** (74 FR 31413 and 74 FR 29179) that an amendment to Permit No. 774-1847-03 and an amendment to Permit No. 1032-1917 had been requested by the above-named individuals. The requested amendments have been granted under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), and the regulations governing the taking and importing of marine mammals (50 CFR part 216).

The amendment to Permit No. 774-1847-03 authorizes a Weddell seal (*Leptonychotes weddellii*) study to understand movements, site fidelity, and demographics of this species in Antarctica. Up to 60 Weddell seals will be taken annually. Seals will be instrumented and sampled (blood, vibrissae, muscle/blubber, milk, and tissue). Up to 4 research-related mortalities of Weddell seals (2 adults and 2 juveniles) are authorized annually. The holder is also authorized to deploy microprocessors attached to flipper tags on Antarctic fur seals (*Arctophalus gazella*), increase the number of tissue samples collected from

<sup>2</sup> See *Shelving and Racks Preliminary Results*.

<sup>3</sup> The Department instructed CBP to discontinue the suspension of liquidation on May 7, 2009, in accordance with section 703(a) of the Act. Section

703(d) states that the suspension of liquidation pursuant to a preliminary determination may not remain in effect for more than four months.

fur seals, increase the number of leopard seals (*Hydrurga leptonyx*) and fur seals tagged (for the purposes of retagging), and use an unmanned aircraft system for aerial photography. These activities are authorized for the duration of the permit, which expires on September 30, 2011.

The amendment to Permit No. 1032–1917 authorizes the use of a small temperature logging tag on Weddell seal pups in the Erebus Bay, McMurdo Sound, Ross Sea, and White Island areas of Antarctica. The additional tag will be used to measure the amount of time pups spend in the water. This information will be used as part of the mass dynamics studies. This activity is authorized for the duration of the permit, which expires on October 1, 2012.

Dated: September 9, 2009.

**P. Michael Payne,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. E9–22037 Filed 9–11–09; 8:45 am]

**BILLING CODE 3510–22–S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648–XR50**

#### Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permit

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

**ACTION:** Notice; request for comments.

**SUMMARY:** The Assistant Regional Administrator for Sustainable Fisheries, Northeast Region, NMFS (Assistant Regional Administrator) has made a preliminary determination that the subject programmatic Exempted Fishing Permit (EFP) application for the Study Fleet Program contains all of the required information and warrants further consideration. Study Fleet projects are managed by the University of Massachusetts Dartmouth School of Marine Science and Technology (SMAST). The programmatic EFP would

grant exemptions from minimum fish sizes, and possession and landing limits. However, further review and consultation may be necessary before a final determination is made to issue the EFP. Therefore, NMFS announces that the Assistant Regional Administrator proposes to issue a programmatic EFP that would allow seven vessels to conduct fishing operations that are otherwise restricted by the regulations governing the fisheries of the Northeastern United States.

Regulations under the Magnuson-Stevens Fishery Conservation and Management Act require publication of this notification to provide interested parties the opportunity to comment on applications for proposed EFPs.

**DATES:** Comments must be received on or before September 29, 2009.

**ADDRESSES:** Comments on this notice may be submitted by e-mail. The mailbox address for providing e-mail comments is [NERO.EFP@noaa.gov](mailto:NERO.EFP@noaa.gov). Include in the subject line of the e-mail comment the following document identifier: “Comments on SMAST Study Fleet Programmatic EFP.” Written comments should be sent to Patricia A. Kurkul, Regional Administrator, NMFS, Northeast Regional Office, 55 Great Republic Drive, Gloucester, MA 01930. Mark the outside of the envelope “Comments on SMAST Study Fleet Programmatic EFP.” Comments may also be sent via facsimile (fax) to (978) 281–9135.

**FOR FURTHER INFORMATION CONTACT:** Allison Murphy, Fishery Management Specialist, phone: 978–281–9122.

**SUPPLEMENTARY INFORMATION:** A complete application for an EFP was submitted by SMAST on May 26, 2009. The EFP would exempt federally permitted commercial fishing vessels from the regulations detailed below while participating in the following projects managed by SMAST:

(1) Georges Bank (GB) Multispecies Otter Trawl Net Study Fleet (seven vessels);

(2) Skate and Monkfish Age Validation Research and American Lobster Shell Disease Research (seven vessels).

The primary goal of the GB Multispecies Otter Trawl Net study fleet is to characterize catch on an effort level and collect size distributions of kept

and discarded catch by: 1) Training fishermen to representatively sample their catch, measuring 100 kept and 100 discarded fish for each statistical area fished per trip for each species that is assessed using an analytical stock assessment; 2) developing data protocols to integrate biological sampling into study fleet databases, including application of electronic measuring onboard; 3) measuring 100 kept and 100 discarded skates for each statistical area fished per trip for each species; and 4) measuring Atlantic wolffish when available.

The project is a continuation of research conducted since 2000 by SMAST, and which is now in its third phase of incorporating electronic reporting and EFPs for vessels collecting data. While fishing under Northeast (NE) multispecies day-at-sea (DAS), catch estimations would be derived by one of three methods: 1) Measuring actual weight using an electronic scale; 2) using basket weight, calculated by using a standard weight for a basket and counting the number of baskets filled; or 3) by using hail weight that is estimated by the crew. Length and weight measurements of 100 kept and 100 discarded fish, by statistical area, would be taken from a predetermined list of species (see Table 1). The landing of fish for sale at authorized dealers would be conducted according to each vessel's fishing permits and within current regulations. Temporary exemptions from the NE multispecies possession limits at § 648.86, and NE multispecies minimum fish sizes at § 648.83(a)(3), are necessary to obtain the proposed data from undersized individuals, prohibited species, and/or fish in excess of trip limits. Similarly, temporary exemptions from monkfish possession limits at § 648.94(a) and (b), and monkfish minimum fish sizes at § 648.93, are necessary to obtain data from undersized individuals in excess of trip limits. Exemptions from skate possession restrictions at § 648.322(a)(1), and prohibitions on possession of skates at § 648.322(c)(1), are also necessary, as these species may be encountered when catch estimation is being completed. Vessels would be prohibited from landing undersized fish or amounts of fish greater than the allowable landing limits.

TABLE 1. LIST OF SPECIES FOR BIOLOGICAL LENGTH FREQUENCY SAMPLES

Species	Proposed Sample Size
Southern New England (SNE) Yellowtail Flounder	100 kept fish per statistical area per trip, 100 discarded fish per statistical area per trip.