

employees of Hebei Foreign, and that Wang Kezheng, who certified the responses, is not employed by Hebei Foreign. Additionally, Petitioners express concerns that Hebei Foreign is being used by Weng Kezheng and his business partner, Jiang Hua, as a “front company” to export subject merchandise to the United States under Hebei Foreign’s separate rate.<sup>7</sup>

#### Scope of Changed Circumstances Review

The merchandise subject to this order is certain activated carbon. Certain activated carbon is a powdered, granular, or pelletized carbon product obtained by “activating” with heat and steam various materials containing carbon, including but not limited to coal (including bituminous, lignite, and anthracite), wood, coconut shells, olive stones, and peat. The thermal and steam treatments remove organic materials and create an internal pore structure in the carbon material. The producer can also use carbon dioxide gas (CO<sub>2</sub>) in place of steam in this process. The vast majority of the internal porosity developed during the high temperature steam (or CO<sub>2</sub> gas) activated process is a direct result of oxidation of a portion of the solid carbon atoms in the raw material, converting them into a gaseous form of carbon.

The scope of this order covers all forms of activated carbon that are activated by steam or CO<sub>2</sub>, regardless of the raw material, grade, mixture, additives, further washing or post-activation chemical treatment (chemical or water washing, chemical impregnation or other treatment), or product form. Unless specifically excluded, the scope of this order covers all physical forms of certain activated carbon, including powdered activated carbon (“PAC”), granular activated carbon (“GAC”), and pelletized activated carbon.

Excluded from the scope of the order are chemically activated carbons. The carbon-based raw material used in the chemical activation process is treated with a strong chemical agent, including but not limited to phosphoric acid, zinc chloride sulfuric acid or potassium hydroxide, that dehydrates molecules in the raw material, and results in the formation of water that is removed from the raw material by moderate heat treatment. The activated carbon created by chemical activation has internal porosity developed primarily due to the action of the chemical dehydration agent. Chemically activated carbons are typically used to activate raw materials

with a lignocellulosic component such as cellulose, including wood, sawdust, paper mill waste and peat.

To the extent that an imported activated carbon product is a blend of steam and chemically activated carbons, products containing 50 percent or more steam (or CO<sub>2</sub> gas) activated carbons are within this scope, and those containing more than 50 percent chemically activated carbons are outside this scope. This exclusion language regarding blended material applies *only* to mixtures of steam and chemically activated carbons.

Also excluded from the scope are reactivated carbons. Reactivated carbons are previously used activated carbons that have had adsorbed materials removed from their pore structure after use through the application of heat, steam and/or chemicals.

Also excluded from the scope is activated carbon cloth. Activated carbon cloth is a woven textile fabric made of or containing activated carbon fibers. It is used in masks and filters and clothing of various types where a woven format is required.

Any activated carbon meeting the physical description of subject merchandise provided above that is not expressly excluded from the scope is included within this scope. The products subject to the order are currently classifiable under the Harmonized Tariff Schedule of the United States (“HTSUS”) subheading 3802.10.00. Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of this order is dispositive.

#### Rescission of Changed Circumstances Review

Based on information provided by Hebei Foreign in its original submission, the Department initiated a changed circumstance review. In its CCR request, Hebei Foreign stated that the complete transfer from Hebei Foreign to Hebei Shenglun was accomplished in November 2008. The Department determined that this constituted sufficient evidence to initiate this CCR to determine whether Hebei Shenglun is Hebei Foreign’s successor-in-interest.<sup>8</sup> However, in its supplemental questionnaire response, Hebei Foreign clearly stated that it is still in operation, had recently shipped subject merchandise to the United States, and

would continue to do so as Hebei Foreign.<sup>9</sup> Additionally, the Department notes that that Hebei Foreign’s submissions and questionnaire response were certified by Wang Kezheng as the manager of the No. 1 Business Department of Hebei Foreign.<sup>10</sup> However, Hebei Foreign’s supplemental response clearly states that Wang Kezheng is not employed by Hebei Foreign. The Department is mindful of the concerns raised by Petitioners with regard to Hebei Foreign’s certifications. Accordingly, the Department reminds parties of their obligation pursuant to 19 CFR 351.303(g) to certify factual information submitted to the Department.

Accordingly, because there has been no change in Hebei Foreign’s operations from the period of investigation, and because this CCR was initiated based on information that was later determined to be false, and the certifications submitted by Hebei Foreign are questionable, we find that a rescission of this review is appropriate. Therefore, we are now rescinding this change circumstances review.

This notice is issued and published in accordance with sections 751(b)(1) and 777(i)(1) of the Tariff Act of 1930, as amended, and 19 C.F.R. 351.216.

Dated: September 18, 2009.

**John M. Andersen,**

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

[FR Doc. E9–23116 Filed 9–23–09; 8:45 am]

**BILLING CODE 3510-DS-S**

#### DEPARTMENT OF EDUCATION

##### Submission for OMB Review; Comment Request

**AGENCY:** Department of Education.

**SUMMARY:** The Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before October 26, 2009.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs,

<sup>9</sup> See Letter from Hebei Foreign to the Department, regarding Certain Activated Carbon from the People’s Republic of China; Supplemental Response of Hebei Foreign Trade and Advertising Corp. at page 1 (July 6, 2009) (“Hebei Foreign’s Supplemental Questionnaire Response”).

<sup>10</sup> See *id.* at page 1.

<sup>7</sup> See *id.*

<sup>8</sup> See Letter from Hebei Foreign, to the Department, regarding Certain Activated Carbon from the People’s Republic of China; Request for Changed Circumstances Review (February 24, 2009) (≥Hebei Foreign’s CCR Request≥); see also *Initiation*.

Attention: Education Desk Officer,  
Office of Management and Budget, 725  
17th Street, NW., Room 10222, New  
Executive Office Building, Washington,  
DC 20503, be faxed to (202) 395-5806 or  
send e-mail to  
[oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov).

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The IC Clearance Official, Regulatory Information Management Services, Office of Management, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g. new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

Dated: September 21, 2009.

**Angela C. Arrington,**

*Director, Information Collection Clearance  
Division, Regulatory Information  
Management Services, Office of Management.*

#### Office of Postsecondary Education

*Type of Review:* New.

*Title:* Application Forms and

Instructions for the National Resource Centers (NRC) Program and the Foreign Language and Area Studies (FLAS) Fellowship Program.

*Frequency:* Every 4 years.

*Affected Public:* Business or other for profit; Not for profit institutions.

*Reporting and Recordkeeping Hour Burden:*

Responses: 178.

Burden Hours: 71,200.

*Abstract:* The NRC program provides grants to institutions of higher education (IHE) or consortia of IHE to establish, strengthen, and operate comprehensive and undergraduate language and area or international studies centers. The FLAS program provides allocations of fellowships to

IHE or consortia of IHE to assist meritorious undergraduate and graduate students undergoing training in modern foreign languages and related area studies, international studies, or the international aspects of professional studies.

This information collection is being submitted under the Streamlined Clearance Process for Discretionary Grant Information Collections (1894-0001). Therefore, the 30-day public comment period notice will be the only public comment notice published for this information collection.

Requests for copies of the information collection submission for OMB review may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 4134. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., LBJ, Washington, DC 20202-4537. Requests may also be electronically mailed to the Internet address [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to 202-401-0920. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. E9-23058 Filed 9-23-09; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2283-071]

#### FPL Energy Maine Hydro LLC; Notice of Application for Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

September 17, 2009.

Take notice that the following application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Amendment of License.

b. *Project No.:* 2283-071.

c. *Date Filed:* August 31, 2009.

d. *Applicant:* FPL Energy Maine Hydro LLC.

e. *Name of Project:* Gulf Island-Deer Rips Hydroelectric Project.

f. *Location:* On the Androscoggin River, Androscoggin County, Maine.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a-825r.

h. *Applicant Contact:* F. Allen Wiley, Vice President, FPL Energy Maine Hydro LLC, 160 Capitol Street, Suite 8, Augusta, Maine 04330, telephone: (207) 623-8413.

i. *FERC Contact:* Mrs. Anumzziatta Purchiaroni, telephone (202) 502-6191, and e-mail address:

[anumzziatta.purchiaroni@ferc.gov](mailto:anumzziatta.purchiaroni@ferc.gov).

j. *Deadline for filing comments, motions to intervene, and protests:* October 19, 2009.

All documents (original and eight copies) should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

k. *Description of Request:* The licensee is proposing a non-capacity amendment to upgrade turbine-generator Unit 1 at the Gulf Island Development. The licensee is proposing to replace the turbine runner and rewind the generator, which would result in an increase to the nameplate rating for Unit 1 from 6.4 MW to 8.86 MW. The proposed upgrade would increase the total installed capacity of the project from 34.4 MW to 36.86 MW, and the hydraulic capacity from 12,161 cfs to 12,311 cfs.

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC 20426, or by calling (202) 502-8371. Information about this filing may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances