

Dated: February 5, 2009.

**Glenna Mickelson,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E9-2780 Filed 2-10-09; 8:45 am]

BILLING CODE 3510-07-P

## DEPARTMENT OF COMMERCE

### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* Bureau of Industry and Security (BIS).

*Title:* Request to Initiate an Investigation under Section 232 of the Trade Expansion Act.

*Form Number(s):* None.

*OMB Control Number:* 0694-0120.

*Type of Request:* Regular submission.

*Burden Hours:* 3,000.

*Number of Respondents:* 400.

*Average Hours per Response:* 7 hours and 30 minutes.

*Needs and Uses:* Upon request, BIS will initiate an investigation to determine the effects of imports of specific commodities on the national security, and will make the findings known to the President for possible adjustments to imports through tariffs. The findings are made publicly available and are reported to Congress. The purpose of this collection is to account for the public burden associated with the surveys distributed to determine the impact on national security.

*Affected Public:* Business and other for-profit organizations; and not-for-profit institutions.

*Frequency:* On occasion.

*Respondent's Obligation:* Required to obtain or retain benefits.

*OMB Desk Officer:* Jasmeet Seehra, (202) 395-3123.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 7845, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to Jasmeet Seehra, OMB Desk Officer, [Jasmeet\\_Seehra@omb.eop.gov](mailto:Jasmeet_Seehra@omb.eop.gov) or by fax to (202) 395-5167.

Dated: February 5, 2009.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E9-2783 Filed 2-10-09; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

#### Order No. 1601

#### Approval of Manufacturing Authority, Within Foreign-Trade Zone 64, Jacksonville, Florida, Bacardi USA, Inc. (Alcoholic Beverages)

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Jacksonville Port Authority, grantee of Foreign-Trade Zone 64, has requested authority under Section 400.28(a)(2) of the Board's regulations on behalf of Bacardi USA, Inc., solely for the kitting of alcoholic beverages into gift sets (*i.e.*, does not involve authority for any type of manufacturing involving alcohol prohibited by the fifth proviso of section 81c of the FTZ Act) under FTZ procedures within FTZ 64 - Site 8, in Jacksonville, Florida (FTZ Docket 11-2008, filed 2/21/08);

*Whereas*, notice inviting public comment has been given in the **Federal Register** (73 FR 12374, 3/7/08);

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations are satisfied, and that approval of the application is in the public interest;

*Now, therefore*, the Board hereby grants authority for the kitting of alcoholic beverages into gift sets within FTZ 64 - Site 8 on behalf of Bacardi USA, Inc., as described in the application and **Federal Register** notice, subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 30th day of January 2009.

**Ronald K. Lorentzen,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

Attest:

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. E9-2929 Filed 2-10-09; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

#### [Docket 4-2009]

#### Foreign-Trade Zone 271 Jo-Daviess and Carroll Counties, IL, Application for Subzone Status, Danisco U.S.A., Inc., Sweeteners Division, (Xylitol, Xylose and Mannose)

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the Jo- Carroll Foreign Trade Zone Board, grantee of FTZ 271, requesting special-purpose subzone status for the xylitol, xylose, and mannose manufacturing plant of Danisco U.S.A., Inc., Sweeteners Division (Danisco), located in Thomson, Illinois. The application was submitted pursuant to the provisions of 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 February 4, 2009.

The Danisco facility (80 employees/154 acres/120,000 sq.ft.) is located at 10994 Three Mile Road (Carroll County), Illinois. The plant is used to produce xylitol (nutritive sweetener), xylose (xylitol precursor) and mannose (dietary supplement) (annual production capacity: 12,000, 9,500 and 50 tons, respectively) for export and the domestic market. The manufacturing process involves filtration, separation, evaporation, hydrogenation and crystallization using domestic and foreign material inputs. Materials that would be purchased from abroad (representing about 20% of finished product value) include: xylose (crystalline, ML), l-arabinose, galactose, mannose, rhamnose, separation resins (*i.e.*, processing aids), and clamping bands (duty rate range: free 5.8%).

FTZ procedures would exempt Danisco from customs duty payments on the foreign materials used in export production (about 50% of annual shipments). On domestic shipments, the company could be able to elect the duty rate that applies to finished xylitol and D-Mannose (duty free) for the foreign material inputs noted above. The application indicates that the savings from FTZ procedures would help improve the facility's international competitiveness.

In accordance with the Board's regulations, Pierre Duy of the FTZ Staff is designated examiner to investigate the application and report 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 following address: Office of the

Executive Secretary, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230-0002. The closing period for receipt of comments is April 13, 2009. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to April 27, 2009.

A copy of the application will be available for public inspection at the Office of the Foreign-Trade Zones Board's Executive Secretary at the address listed above and in the "Reading Room" section of the Board's website, which is accessible via [www.trade.gov/ftz](http://www.trade.gov/ftz). For further information, contact Pierre Duy at: [pierre\\_duy@ita.doc.gov](mailto:pierre_duy@ita.doc.gov), or (202) 482-1378.

Dated: February 4, 2009.

**Andrew McGilvray,**  
Executive Secretary.

[FR Doc. E9-2933 Filed 2-10-09; 8:45 am]

BILLING CODE 3510-DS-S

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-886]

#### **Polyethylene Retail Carrier Bags from the People's Republic of China: Final Results of Antidumping Duty Administrative Review**

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

**SUMMARY:** On September 9, 2008, the Department of Commerce published the preliminary results of the 2006/2007 administrative review of the antidumping duty order on polyethylene retail carrier bags from the People's Republic of China. The review covers two exporters. The period of review is August 1, 2006, through July 31, 2007. We invited interested parties to comment on these preliminary results.

Based on our analysis of the comments received, we have made changes to our margin calculations. Therefore, the final results differ from the preliminary results. The final weighted-average dumping margins for the reviewed firms are listed below in the section entitled "Final Results of the Review."

**EFFECTIVE DATE:** February 11, 2009.

**FOR FURTHER INFORMATION CONTACT:** Kristin Case or Minoo Hatten, AD/CVD Operations, Office 5, Import Administration, International Trade Administration, U.S. Department of

Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-3174 or (202) 482-1690, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On September 9, 2008, the Department of Commerce (the Department) published the preliminary results of review of the antidumping duty order on polyethylene retail carrier bags (PRCBs) from the People's Republic of China (PRC). See *Polyethylene Retail Carrier Bags From the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review*, 73 FR 52282 (September 9, 2008) (*Preliminary Results*). The administrative review covers Dongguan Nozawa Plastics Products Co., Ltd., and United Power Packaging, Ltd. (collectively, Nozawa), Rally Plastics Co., Ltd. (Rally), and the PRC-wide entity.

We invited parties to comment on the *Preliminary Results*. On October 14, 2008, we received case briefs from the Polyethylene Retail Carrier Bag Committee and its individual members, Hilex Poly Co., LLC, and Superbag Corporation (collectively, the petitioners), and Nozawa. On October 20, 2008, we received rebuttal briefs from the petitioners and Nozawa. Because no party requested that the Department hold a hearing, we did not conduct a hearing prior to these final results of review. On December 18, 2008, we extended the deadline for completion of the final results of review. See *Notice of Extension of Time Limit for Final Results of Antidumping Duty Administrative Review: Polyethylene Retail Carrier Bags From the People's Republic of China*, 73 FR 79442 (December 29, 2008).

We have conducted this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

##### **Scope of the Order**

The merchandise subject to the antidumping duty order is PRCBs, which may be referred to as t-shirt sacks, merchandise bags, grocery bags, or checkout bags. The subject merchandise is defined as non-sealable sacks and bags with handles (including drawstrings), without zippers or integral extruded closures, with or without gussets, with or without printing, of polyethylene film having a thickness no greater than 0.035 inch (0.889 mm) and no less than 0.00035 inch (0.00889 mm), and with no length or width shorter than 6 inches (15.24 cm) or longer than 40 inches (101.6 cm). The depth of the

bag may be shorter than 6 inches but not longer than 40 inches (101.6 cm).

PRCBs are typically provided without any consumer packaging and free of charge by retail establishments, e.g., grocery, drug, convenience, department, specialty retail, discount stores, and restaurants, to their customers to package and carry their purchased products. The scope of the order excludes (1) polyethylene bags that are not printed with logos or store names and that are closeable with drawstrings made of polyethylene film and (2) polyethylene bags that are packed in consumer packaging with printing that refers to specific end-uses other than packaging and carrying merchandise from retail establishments, e.g., garbage bags, lawn bags, trash-can liners.

Imports of the subject merchandise are currently classifiable under statistical category 3923.21.0085 of the Harmonized Tariff Schedule of the United States (HTSUS).<sup>1</sup> This subheading may also cover products that are outside the scope of the order. Furthermore, although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of the order is dispositive.

##### **Separate Rates**

In proceedings involving non-market-economy (NME) countries, the Department begins with a rebuttable presumption that all companies within the country are subject to government control and, thus, should be assigned a single antidumping duty deposit rate. It is the Department's policy to assign all exporters of merchandise subject to review in an NME country this single rate unless an exporter can demonstrate that it is sufficiently independent so as to be entitled to a separate rate.

In the *Preliminary Results*, we treated the PRC as an NME country and found that Nozawa and Rally demonstrated their eligibility for separate-rate status. We received no comments from interested parties regarding the separate-rate status of these companies. Therefore, for these final results of review, we continue to find that the evidence placed on the record of this review by Nozawa and Rally demonstrates an absence of government control, both in law and in fact, with

<sup>1</sup> Until July 1, 2005, these products were classifiable under HTSUS 3923.21.0090 (Sacks and bags of polymers of ethylene, other). See Harmonized Tariff Schedule of the United States (2005) - Supplement 1 Annotated for Statistical Reporting Purposes Change Record - 17th Edition - Supplement 1, available at <http://hotdocs.usitc.gov/docs/tata/hts/bychapter/0510/0510chgs.pdf>.