

of all parties to participate in Sunset Reviews.

Pursuant to 19 CFR 351.103(c), the Department will maintain and make available a service list for these proceedings. To facilitate the timely preparation of the service list(s), it is requested that those seeking recognition as interested parties to a proceeding contact the Department in writing within 10 days of the publication of the Notice of Initiation.

Please note that if the Department receives a Notice of Intent to Participate from a member of the domestic industry within 15 days of the date of initiation, the review will continue. Thereafter, any interested party wishing to participate in the Sunset Review must provide substantive comments in response to the notice of initiation no later than 30 days after the date of initiation.

This notice is not required by statute but is published as a service to the international trading community.

Dated: May 23, 2011.

**Christian Marsh,**

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

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-423-809]

#### **Stainless Steel Plate in Coils From Belgium: Rescission of Countervailing Duty Administrative Review**

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

**DATES:** *Effective Date:* June 1, 2011.

**FOR FURTHER INFORMATION CONTACT:** Patricia Tran or Mary Kolberg, at (202) 482-1503 or (202) 482-1785, respectively; AD/CVD Operations, Office 1, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

#### **Background**

On May 3, 2010, the Department of Commerce ("the Department") published a notice announcing the opportunity to request an administrative review of the countervailing duty ("CVD") order on stainless steel plate in coils from Belgium. See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review*, 75

FR 23236 (May 3, 2010). On May 28, 2010, we received a request for revocation of this order from the Government of Belgium ("GOB") via administrative review. The request was filed in accordance with 19 CFR 351.222(e)(2). In accordance with 19 CFR 351.221(c)(1)(i), the Department published a notice initiating an administrative review of the CVD order on stainless steel plate in coils from Belgium covering the period January 1, 2009, through December 31, 2009. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Requests for Revocation in Part*, 75 FR 37759 (June 30, 2010).

#### **Rescission of Review**

Pursuant to 19 CFR 351.213(d)(1), the Secretary will rescind an administrative review, in whole or in part, if the party that requested a review withdraws the request within 90 days of the date of publication of the notice of initiation of the requested review. On May 2, 2011, the GOB withdrew its request for the 2009 administrative review and for revocation of the CVD order on stainless steel plate in coils from Belgium, past the 90-day deadline. Pursuant to 19 CFR 351.213(d)(1), the Secretary may extend the 90-day time limit if it is reasonable to do so.

The Department determines it is reasonable to extend the 90-day deadline in this case. On May 5, 2011, the Department revoked this order effective July 18, 2010, in the second five-year (sunset) review of this order.<sup>1</sup> We revoked the order because we found all subsidy programs had been terminated and, thus, there was no likelihood of continuation or recurrence of countervailable subsidies. Although an administrative review of the 2009 period could be conducted for assessment purposes, a revocation proceeding is not warranted because any revocation of the order as the result of such a proceeding would occur with the publication of the final results, which would be after the July 18, 2010, effective date of the revocation pursuant to the sunset review.<sup>2</sup> In addition, as noted above, the GOB was the only party to request this review and included a request for revocation. Therefore, because the GOB sought revocation as part of its administrative

review request, the order has already been revoked, and the Department has not dedicated extensive resources to this review, the Department finds that it is reasonable to rescind this administrative review even though the request was received after the 90-day period for withdrawals.

#### **Assessment**

The Department will instruct U.S. Customs and Border Protection ("CBP") to assess countervailing duties at the cash deposit rate in effect on the date of entry, for entries during the period January 1, 2009, through December 31, 2009. The Department intends to issue appropriate assessment instructions to CBP 15 days after the date of publication of this notice of rescission of administrative review. In addition, pursuant to an injunction issued in *ArcelorMittal Stainless Belgium N.V. v. United States*, CIT No. 08-00434, on January 16, 2009, modified on August 16, 2010, the Department must continue to suspend liquidation of certain entries pending a conclusive court decision in that action.

#### **Notification Regarding Administrative Protective Order**

This notice serves as a final reminder to parties subject to administrative protection order ("APO") of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a sanctionable violation.

This determination is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Tariff Act of 1930, as amended, and 19 CFR 351.213(d)(4).

Dated: May 25, 2011.

**Christian Marsh,**

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

[FR Doc. 2011-13574 Filed 5-31-11; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **Initiation of Five-Year ("Sunset") Review**

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

<sup>1</sup> See *Stainless Steel Plate in Coils from Belgium: Final Results of Full Sunset Review and Revocation of the Countervailing Duty Order*, 76 FR 25666 (May 5, 2011).

<sup>2</sup> The Department revoked this order effective July 18, 2010 as this was the fifth anniversary of the date of publication in the **Federal Register** of the most recent notice of continuation of this order in the first sunset review. See *id.*

**SUMMARY:** In accordance with section 751(c) of the Tariff Act of 1930, as amended (“the Act”), the Department of Commerce (“the Department”) is automatically initiating a five-year review (“Sunset Review”) of the antidumping duty orders listed below. The International Trade Commission (“the Commission”) is publishing concurrently with this notice its notice of *Institution of Five-Year Review* which covers the same orders.

**DATES:** *Effective Date:* June 1, 2011.

**FOR FURTHER INFORMATION CONTACT:** The Department official identified in the *Initiation of Review* section below at

AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230. For information from the Commission contact Mary Messer, Office of Investigations, U.S. International Trade Commission at (202) 205–3193.

**SUPPLEMENTARY INFORMATION:**

**Background**

The Department’s procedures for the conduct of Sunset Reviews are set forth in its *Procedures for Conducting Five-Year (“Sunset”) Reviews of Antidumping and Countervailing Duty Orders*, 63 FR

13516 (March 20, 1998) and 70 FR 62061 (October 28, 2005). 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).

**Initiation of Review**

In accordance with 19 CFR 351.218(c), we are initiating the Sunset Review of the following antidumping duty orders:

DOC case no.	ITC case no.	Country	Product	Department contact
A-588-854 .....	731-TA-860	Japan .....	Tin Mill Products (2nd Review) .....	Dana Mermelstein (202) 482-1391.
A-570-832 .....	731-TA-696	PRC .....	Pure Magnesium (Ingot) (3rd Review) .....	Julia Hancock (202) 482-1394.
A-570-822 .....	731-TA-624	PRC .....	Helical Spring Lock Washers (3rd Review) .....	David Goldberger (202) 482-4136.
A-583-820 .....	731-TA-625	Taiwan .....	Helical Spring Lock Washers (3rd Review) .....	David Goldberger (202) 482-4136.

**Filing Information**

As a courtesy, we are making information related to Sunset proceedings, including copies of the pertinent statute and Department’s regulations, the Department schedule for Sunset Reviews, a listing of past revocations and continuations, and current service lists, available to the public on the Department’s Internet Web site at the following address: “<http://ia.ita.doc.gov/sunset/>.” All submissions in these Sunset Reviews must be filed in accordance with the Department’s regulations regarding format, translation, and service of documents. These rules can be found at 19 CFR 351.303.

This notice serves as a reminder that any party submitting factual information in an AD/CVD proceeding must certify to the accuracy and completeness of that information. *See* section 782(b) of the Act. Parties are hereby reminded that revised certification requirements are in effect for company/government officials as well as their representatives in all AD/CVD investigations or proceedings initiated on or after March 14, 2011. *See Certification of Factual Information to Import Administration During Antidumping and Countervailing Duty Proceedings: Interim Final Rule*, 76 FR 7491 (February 10, 2011) (*Interim Final Rule*) amending 19 CFR 351.303(g)(1) and (2). The formats for the revised certifications are provided at the end of the *Interim Final Rule*. The Department intends to reject factual submissions in investigations/proceedings initiated on or after March 14, 2011 if the submitting

party does not comply with the revised certification requirements.

Pursuant to 19 CFR 351.103(d), the Department will maintain and make available a service list for these proceedings. To facilitate the timely preparation of the service list(s), it is requested that those seeking recognition as interested parties to a proceeding contact the Department in writing within 10 days of the publication of the Notice of Initiation.

Because deadlines in Sunset Reviews can be very short, we urge interested parties to apply for access to proprietary information under administrative protective order (“APO”) immediately following publication in the **Federal Register** of this notice of initiation by filing a notice of intent to participate. The Department’s regulations on submission of proprietary information and eligibility to receive access to business proprietary information under APO can be found at 19 CFR 351.304–306.

**Information Required From Interested Parties**

Domestic interested parties defined in section 771(9)(C), (D), (E), (F), and (G) of the Act and 19 CFR 351.102(b) wishing to participate in a Sunset Review must respond not later than 15 days after the date of publication in the **Federal Register** of this notice of initiation by filing a notice of intent to participate. The required contents of the notice of intent to participate are set forth at 19 CFR 351.218(d)(1)(ii). In accordance with the Department’s regulations, if we do not receive a notice of intent to participate from at least one domestic

interested party by the 15-day deadline, the Department will automatically revoke the order without further review. *See* 19 CFR 351.218(d)(1)(iii).

If we receive an order-specific notice of intent to participate from a domestic interested party, the Department’s regulations provide that *all parties* wishing to participate in the Sunset Review must file complete substantive responses not later than 30 days after the date of publication in the **Federal Register** of this notice of initiation. The required contents of a substantive response, on an order-specific basis, are set forth at 19 CFR 351.218(d)(3). Note that certain information requirements differ for respondent and domestic parties. Also, note that the Department’s information requirements are distinct from the Commission’s information requirements. Please consult the Department’s regulations for information regarding the Department’s conduct of Sunset Reviews.<sup>1</sup> Please consult the Department’s regulations at 19 CFR part 351 for definitions of terms and for other general information concerning antidumping and countervailing duty proceedings at the Department.

This notice of initiation is being published in accordance with section 751(c) of the Act and 19 CFR 351.218(c).

<sup>1</sup> In comments made on the interim final sunset regulations, a number of parties stated that the proposed five-day period for rebuttals to substantive responses to a notice of initiation was insufficient. This requirement was retained in the final sunset regulations at 19 CFR 351.218(d)(4). As provided in 19 CFR 351.302(b), however, the Department will consider individual requests to extend that five-day deadline based upon a showing of good cause.

Dated: May 23, 2011.

**Christian Marsh,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[RIN 0648-XA464]

#### Endangered and Threatened Species; Take of Anadromous Fish

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

**ACTION:** Notice; research permit applications.

**SUMMARY:** Notice is hereby given that NMFS has received four scientific research and enhancement permit application requests relating to salmonids listed under the Endangered Species Act (ESA). The proposed research programs are intended to increase knowledge of the species and to help guide management and conservation efforts.

**DATES:** Written comments on the permit applications must be received at the appropriate address or fax number (see **ADDRESSES**) no later than 5 p.m. Pacific standard time on July 1, 2011.

**ADDRESSES:** Written comments on either application should be submitted to the Protected Resources Division, NMFS, 777 Sonoma Avenue, Room 325, Santa Rosa, CA 95404. Comments may also be submitted via fax to (707) 578-3435 or by email to [FRNpermits.SR@noaa.gov](mailto:FRNpermits.SR@noaa.gov). The applications and related documents may be viewed online at: [https://apps.nmfs.noaa.gov/preview/preview\\_open\\_for\\_comment.cfm](https://apps.nmfs.noaa.gov/preview/preview_open_for_comment.cfm). These documents are also available upon written request or by appointment by contacting NMFS by phone (707) 575-6097 or fax (707) 578-3435.

**FOR FURTHER INFORMATION CONTACT:** Jeffrey Jahn, Santa Rosa, CA (ph.: 707-575-6097, e-mail: [Jeffrey.Jahn@noaa.gov](mailto:Jeffrey.Jahn@noaa.gov)).

#### SUPPLEMENTARY INFORMATION:

##### Species Covered in This Notice

This notice is relevant to federally threatened Central California Coast steelhead (*Oncorhynchus mykiss*), threatened Southern-Central California Coast steelhead (*O. mykiss*), endangered Central California Coast coho salmon (*O. kisutch*), and threatened California

Coastal Chinook salmon (*O. tshawytscha*).

#### Authority

Scientific research permits are issued in accordance with section 10(a)(1)(A) of the ESA of 1973 (16 U.S.C. 1531-1543) and regulations governing listed fish and wildlife permits (50 CFR parts 222-226). NMFS issues permits based on findings that such permits: (1) Are applied for in good faith; (2) if granted and exercised, would not operate to the disadvantage of the listed species which are the subject of the permits; and (3) are consistent with the purposes and policies set forth in section 2 of the ESA. The authority to take listed species is subject to conditions set forth in the permits.

Anyone requesting a hearing on the applications listed in this notice should set out the specific reasons why a hearing on the application(s) would be appropriate (see **ADDRESSES**). Such hearings are held at the discretion of the Assistant Administrator for Fisheries, NMFS.

#### Applications Received

##### Permit 15730

Salmon Protection and Watershed Network (SPAWN) is requesting a 5-year scientific research and enhancement permit to take juvenile Central California Coast (CCC) steelhead, juvenile CCC coho salmon, and juvenile California Coastal (CC) Chinook salmon (ESA-listed salmonids) and adult carcasses of each species associated with a research project in the Lagunitas Creek and San Geronimo Creek watersheds in Marin County, California. In the study described below, researchers do not expect to kill any listed fish but a small number may die as an unintended result of the research activities.

This project is part of an ongoing effort to monitor population status and trends of juvenile and adult ESA-listed salmonids and to document baseline habitat conditions. This data will aid future research, restoration, and conservation efforts for ESA-listed salmonids. The objectives are to: (1) Continue ongoing juvenile rescue and relocation efforts, (2) survey adult salmonid spawning activities and juvenile smolt outmigration, and (3) determine salmonid habitat utilization. In these projects, ESA-listed salmonids will be captured (by dip-net, pipe-trap, funnel trap, fyke-net trap, or seine), anesthetized, handled (identified, measured, weighed), sampled (fin clips or scales), marked [fin clips or Passive Integrated Transponder (PIT) tags], and

released. All data and information will be shared with county, state, and federal entities for use in conservation and restoration planning efforts related to ESA-listed salmonids.

Study 1 is a salmonid spawner abundance monitoring study in the San Geronimo Creek watershed. Surveys will be conducted on ten or fewer sites in tributaries to San Geronimo Creek. Researchers will survey stream reaches from October through April and observe the number, species, sex, size, condition, location, and behavior of spawning adult ESA-listed salmonids. Redds will be located, marked, and mapped.

Carcasses of ESA-listed salmonids that are encountered during spawner surveys will be identified, measured, evaluated for spawning condition, marked to avoid double counting, and returned to the location where they were found.

Study 2 is a juvenile salmonid summer habitat and rescue/relocation study in the San Geronimo Creek watershed. Juvenile salmonid habitat monitoring will be conducted annually from June through October. San Geronimo Creek and its tributaries will be visually surveyed to determine presence and absence of salmonids and monitored to determine water flow, pool depth, and temperature in pools. If stream flow ceases and pools become disconnected and begin to dry, juvenile CCC coho salmon and CCC steelhead will be removed and relocated. Fish will be captured by dip-net and transported to a perennial flow section downstream on their natal tributary or to San Geronimo Creek. Relocated fish will be measured and identified and stream conditions will be recorded. A subset of relocated CCC steelhead will be anesthetized and tagged with PIT tags to quantify relocation success by outmigration efficiency. A disjunct area of San Geronimo Creek called Roy's Pools, will be drained and electrofished to rescue stranded fish. Rescued fish will be anesthetized, measured, then released into a pool immediately downstream of Roy's Pools.

Study 3 is a juvenile salmonid movement monitoring study in the San Geronimo Creek watershed. Coho salmon and steelhead smolt production in Lagunitas and San Geronimo creeks will be monitored annually from March-June. Pipe-traps and funnel traps will be used to capture juvenile ESA-listed salmonids. Juvenile CC Chinook will be captured, handled, and released. Smolts and young of the year (YOY) CCC coho salmon and CCC steelhead will be captured in the traps, anesthetized, and analyzed to determine