

Pub. L. 106–36; 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5:00 p.m. in Room 3720, U.S. Department of Commerce, 14th and Constitution Ave., NW., Washington, D.C.

Docket Number: 12–024. **Applicant:** Department of Mechanical Engineering, Texas A&M University, College Station, TX 77843–3123. **Instrument:** Arc melting system. **Manufacturer:** Edmund Beuhler GmbH, Germany. **Intended Use:** See notice at 77 FR 32942, June 4, 2012. **Comments:** None received. **Decision:** Approved. We know of no instruments of equivalent scientific value to the foreign instruments described below, for such purposes as this is intended to be used, that was being manufactured in the United States at the time of its order. **Reasons:** The unique features of this instrument include the capability of suction casting and ceramic powder feed-through for the addition of oxide nanoparticles during the melting of metals. Suction casting is required to achieve nanocrystalline grains, and ceramic powder feed-through will be used to mix ceramic powders with melted metals to achieve metal based nanocomposites.

Dated: June 29, 2012.

Gregory W. Campbell,
Director, Subsidies Enforcement Office,
Import Administration.

[FR Doc. 2012–16582 Filed 7–5–12; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

University of Connecticut, et al.; Notice of Consolidated Decision on Applications for Duty-Free Entry of Electron Microscope

This is a decision consolidated pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89–651, as amended by Pub. L. 106–36; 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5:00 p.m. in Room 3720, U.S. Department of Commerce, 14th and Constitution Avenue NW., Washington, DC.

Docket Number: 12–022. **Applicant:** University of Connecticut, Storrs, CT 06269. **Instrument:** Electron Microscope. **Manufacturer:** FEI Company, Czech Republic. **Intended Use:** See notice at 77 FR 32943, June 4, 2012.

Docket Number: 12–023. **Applicant:** Howard Hughes Medical Institute, Chevy Chase, MD 20815. **Instrument:** Electron Microscope. **Manufacturer:** FEI

Company, the Netherlands. **Intended Use:** See notice at 77 FR 32943, June 4, 2012. **Comments:** None received. **Decision:** Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, is being manufactured in the United States at the time the instrument was ordered. **Reasons:** Each foreign instrument is an electron microscope and is intended for research or scientific educational uses requiring an electron microscope. We know of no electron microscope, or any other instrument suited to these purposes, which was being manufactured in the United States at the time of order of each instrument.

Dated: June 29, 2012.

Gregory W. Campbell,
Director, Subsidies Enforcement Office,
Import Administration.

[FR Doc. 2012–16585 Filed 7–5–12; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A–570–803]

Heavy Forged Hand Tools, Finished or Unfinished, With or Without Handles From the People's Republic of China: Notice of Court Decision Not in Harmony and Notice of Amended Final Results

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

SUMMARY: On June 14, 2012, the United States Court of International Trade (the Court) issued final judgment in *Tianjin Machinery Imp. & Exp. Corp. and Shandong Huarong Machinery Co., Ltd., v. United States*, sustaining the Department of Commerce's (the Department) *Second Remand Results*.¹ Consistent with the decision of the United States Court of Appeals for the Federal Circuit (Federal Circuit) in *Timken Co., v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*), as clarified by *Diamond Sawblades Mfrs. Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (*Diamond Sawblades*), the Department is notifying the public that the final judgment in this case is not in harmony with the

Department's final results and is amending the final results of the antidumping duty review on heavy forged hand tools, finished or unfinished, with or without handles from the People's Republic of China (PRC) with respect to the margins assigned to Shandong Huarong Machinery Co., Ltd. (Huarong) and Tianjin Machinery Import & Export Co.'s (TMC) covering the period February 1, 2003 through January 30, 2004.²

DATES: *Effective Date:* June 25, 2012.

FOR FURTHER INFORMATION CONTACT: Matthew Renkey, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–2312.

SUPPLEMENTARY INFORMATION: The Department published the *Final Results* on September 19, 2005. On August 28, 2007, the Court remanded the *Final Results*, and instructed the Department to either explain or reconsider its determination of the adverse facts available (AFA) rate applied to TMC's and Huarong's sales of bars/wedges, and the AFA rate applied to TMC's sales of picks/matlocks.³ On March 11, 2008, the Department filed its *First Remand Results* pursuant to the Court's August 28, 2007 order.⁴ On January 4, 2011, the Court sustained in part, and remanded, in part, the Department's *First Remand Results*. Specifically, the Court remanded the AFA rates applied to Huarong's bars/wedges, and to TMC's pick/matlocks. On May 4, 2011, the Department filed the *Second Remand Results*, in which the Department recalculated the AFA rates applied to Huarong and TMC. As a result, the Department revised the antidumping margin for Huarong's sales of bars/wedges to 47.88 percent, and revised the antidumping margin for TMC's sales of picks/matlocks to 32.15 percent. On

² See *Heavy Forged Hand Tools, Finished or Unfinished, With or Without Handles, From the People's Republic of China: Final Results of Antidumping Duty Administrative Reviews and Final Rescission and Partial Rescission of Antidumping Duty Administrative Reviews*, 70 FR 54897 (September 19, 2005) ("Final Results").

³ See *Tianjin Machinery Import & Export Corp. and Shandong Huarong Machinery Co., Ltd. v. United States*, Court No. 05–00522, Slip Op. 07–131 (August 28, 2007).

⁴ *Final Results of Redetermination Pursuant to Tianjin Machinery Import & Export Corp. ("TMC") and Shandong Huarong Machinery Co., Ltd. ("Huarong") v. United States and Ames True Temper*, Consol. Court No. 05–00522, Slip Op. 07–131 (August 28, 2007), March 11, 2008 ("First Remand Results").

¹ See *Final Results of Redetermination Pursuant to Tianjin Machinery Imp. & Exp. Corp. and Shandong Huarong Machinery Co., Ltd., v. United States*, Consol. Court No. 05–00522, (January 4, 2011), May 4, 2011. (*Second Remand Results*) see also *Tianjin Machinery Imp. & Exp. Corp. and Shandong Huarong Machinery Co., Ltd., v. United States*, Consol. Court No. 05–00522, Slip Op. 12–83 (June 14, 2012) (*Tianjin v. United States*).

June 14, 2012, the Court sustained the Department's *Second Remand Results*.⁵

Timken Notice

In its decision in *Timken*, 893 F.2d at 341, as clarified by *Diamond Sawblades*, the Federal Circuit has held that, pursuant to section 516A(e) of the Tariff Act of 1930, as amended ("the Act"), the Department must publish a notice of a court decision not "in harmony" with a Department determination, and must suspend liquidation of entries pending a "conclusive" court decision. The Court's June 14, 2012, order constitutes a final decision of the Court that is not in harmony with the Department's *Final Results*. This notice is published in fulfillment of the publication requirement of *Timken*. Accordingly, the Department will continue the suspension of liquidation of the subject merchandise pending the expiration of the period of appeal, or if appealed, pending a final and conclusive court decision. The cash deposit rate will remain the company-specific rate established for Huarong and TMC for the subsequent and most recent period during which the respondents were reviewed.⁶

Amended Final Determination

Because there is now a final court decision, we are amending the *Final Results* with respect to Huarong and TMC's margin for the period February 1, 2003 through January 30, 2004. The revised weighted-average dumping margins are as follows:

| Exporter | Percent margin |
|---------------|----------------|
| Huarong | 47.88 |
| TMC | 32.15 |

In the event the Court's ruling is not appealed, or if appealed, upheld by the Federal Circuit, the Department will instruct U.S. Customs and Border Protection to assess antidumping duties on entries of the subject merchandise exported by Huarong and TMC using the revised assessment rates calculated by the Department in the *Second Remand Results*.

This notice is issued and published in accordance with sections 516(A)(e)(1), 751(a)(1), and 777(i)(1) of the Act.

⁵ See *Tianjin v. United States*.

⁶ See *Heavy Forged Hand Tools, Finished or Unfinished, With or Without Handles, From the People's Republic of China: Final Results of Antidumping Duty Administrative Review and Final Rescission and Partial Rescission of Antidumping Duty Administrative Reviews*, 71 FR 54269 (September 14, 2006).

Dated: June 28, 2012.

Paul Piquado,

Assistant Secretary for Import Administration.

[FR Doc. 2012-16575 Filed 7-2-12; 4:15 pm]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Mid-Atlantic Fishery Management Council; Public Meetings

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

ACTION: Notice of public meetings.

SUMMARY: The Scientific and Statistical Committee (SSC) and the Bluefish, Summer Flounder, Scup, and Black Sea Bass Monitoring Committees of the Mid-Atlantic Fishery Management Council (Council) will hold meetings.

DATES: The SSC will meet Wednesday and Thursday, July 25-26, 2012 beginning at 10 a.m. on July 25 and conclude by 3 p.m. on July 26. In addition, a meeting of the Council Monitoring Committees for bluefish, summer flounder, scup, and black sea bass will also be held on Friday, July 27, 2012 beginning at 8:30 a.m. and conclude by 5 p.m.

ADDRESSES: The meetings will be held at the Admiral Fell Inn, 888 South Broadway, Baltimore, MD 21231; telephone: (410) 539-2000.

Council address: Mid-Atlantic Fishery Management Council, 800 N. State Street, Suite 201, Dover, DE 19901; telephone: (302) 674-2331.

FOR FURTHER INFORMATION CONTACT: Christopher M. Moore Ph.D., Executive Director, Mid-Atlantic Fishery Management Council, 800 N. State Street, Suite 201, Dover, DE 19901; telephone: (302) 526-5255.

SUPPLEMENTARY INFORMATION: The primary purpose of the SSC meeting includes: Make 2013 ABC recommendations to the Council for summer flounder, scup, black sea bass and bluefish; review and adopt criteria for establishing multi-year ABC recommendations; develop 2013/2014 research priority list for Council consideration. The primary purpose of the Council Monitoring Committees for bluefish, summer flounder, scup, and black sea bass includes: Developing annual catch target (ACT) recommendations for the Council to consider, as well as commercial and

recreational management measures for the upcoming 2013 fishing year.

Although non-emergency issues not contained in this agenda may come before these groups for discussion, those issues may not be the subject of formal action during these meetings. Action will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the Council's intent to take final action to address the emergency.

Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to M. Jan Saunders at the Mid-Atlantic Council Office, (302) 526-5251, at least 5 days prior to the meeting date.

Dated: July 2, 2012.

Tracey L. Thompson,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2012-16533 Filed 7-5-12; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Gulf of Mexico Fishery Management Council; Public Meeting

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

ACTION: Notice of a public meeting.

SUMMARY: The Gulf of Mexico Fishery Management Council (Council) will convene its Law Enforcement Advisory Panel (LEAP) in conjunction with the Gulf States Marine Fisheries Commission's Law Enforcement Committee (LEC).

DATES: The meeting will convene at 8:30 a.m. on Wednesday, July 25, 2012 and conclude no later than 5 p.m. on Thursday, July 26, 2012.

ADDRESSES: The meeting will be held at the Louisiana Wildlife & Fisheries Lab, 195 Ludwig Lane, Grand Isle, LA 70358; telephone: (985) 787-2163.

Council address: Gulf of Mexico Fishery Management Council, 2203 North Lois Avenue, Suite 1100, Tampa, FL 33607.