

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 41-2004]

Foreign-Trade Zone 57—Charlotte, NC, Area Application for Expansion

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board), by the North Carolina Department of Commerce, grantee of FTZ 57, requesting authority to expand its zone in the Charlotte, North Carolina, area, within the Charlotte Customs port of entry. 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 September 2, 2004.

FTZ 57 was approved on April 28, 1980 (Board Order 156, 45 FR 30466, 5/8/80) and expanded on September 23, 1982 (Board Order 199, 47 FR 43103, 9/30/82), and on July 29, 2002 (Board Order 1240, 67 FR 51535, 8/8/02).

The general-purpose zone project currently consists of 11 sites (2,094 acres) in the Counties of Mecklenburg, Burke, Caldwell, Alexander and Catawba: *Site 1* (100,000 sq. ft.)—11425 Granite Street in Mecklenburg County; *Site 1A* (23 acres)—1411 and 1701 Continental Boulevard, Mecklenburg County; *Site 2* (137,368 sq. ft.)—14620 Carowinds Boulevard, Mecklenburg County; *Site 3* (26 acres)—International Airport Center, 3401 International Airport Drive, Charlotte; *Site 4* (542 acres)—within the 1,600-acre Great Meadows Industrial Park located north of Interstate 40, west of Dysartville Road and south of U.S. Highway 70 in Burke County; *Site 5* (78 acres, 2 parcels) located on NC Highway 18 in Lenoir: Parcel 1 (40 acres)—Lenoir Business Park and Parcel 2 (38 acres)—J&M Industrial Park; *Site 6* (160 acres)—Alexander County Rail Park, located on NC Highway 90, one mile east of Taylorsville; *Site 7* (619 acres)—Hickory Regional Airport/Lakepark located on Clement Boulevard in Hickory; *Site 8* (1 acre)—Conwareco Logistics, Inc., warehouse facility, 1070 Main Avenue NW, Hickory; *Site 9* (4 acres)—Diamante Group LLC warehouse/industrial facility, 406 20th Street SE, Hickory; *Site 10* (330 acres)—within the 700-acre Conover West Business Park located south of Interstate 40 and north of U.S. Highway 70 in Hickory; and, *Site 11* (311 acres, 11 parcels)—City of Newton Industrial Park located between NC Highway 16 South and U.S. Highway 321 in Newton.

The applicant is now requesting authority to expand the general purpose

zone to include four additional sites (243 acres) in Charlotte (Mecklenburg County): *Proposed Site 12* (85 acres)—Lakemont West Business Park located on Carowinds Boulevard; *Proposed Site 13* (12 acres)—West Logistics facility located at 2301 Nevada Boulevard; *Proposed Site 14* (90 acres)—West Pointe Business Park located on West Pointe Drive; and, *Proposed Site 15* (56 acres)—Ridge Creek Distribution Center located at the intersection of General Drive and Ridge Creek Drive. The sites are currently being utilized by a variety of tenants for warehousing, distribution and light manufacturing activities. Additional lots are available for build-to-suit and general warehouse facilities. The sites will provide public warehousing and distribution services to area businesses. The sites are owned by Lakemont Industrial Holding Company, CIVFI-NC1 B01 Cabot Properties, Inc., ProLogis Trust, and Childress Klein Properties. No specific manufacturing requests are being made at this time. Such requests would be made to the Board on a case-by-case basis.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment on the application is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at one of the following addresses:

1. *Submissions via Express/Package Delivery Services:* Foreign-Trade Zones Board, U.S. Department of Commerce, Franklin Court Building—Suite 4100W, 1099 14th Street, NW., Washington, DC 20005; or,

2. *Submissions via the U.S. Postal Service:* Foreign-Trade Zones Board, U.S. Department of Commerce, FCB—Suite 4100W, 1401 Constitution Avenue, NW., Washington, DC 20230.

The closing period for their receipt is November 15, 2004. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to November 29, 2004).

A copy of the application and accompanying exhibits will be available during this time for public inspection at the address Number 1 listed above, and at the U.S. Department of Commerce Export Assistance Center, 521 East Morehead Street, Suite 435, Charlotte, NC 28202.

Dated: September 3, 2004.

Dennis Puccinelli,

Executive Secretary.

[FR Doc. 04-20701 Filed 9-13-04; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-533-813]

Notice of Amended Final Results of Antidumping Duty Administrative Review: Certain Preserved Mushrooms From India

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

EFFECTIVE DATE: September 14, 2004.

FOR FURTHER INFORMATION CONTACT: Kate Johnson or David Goldberger, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-4929 or (202) 482-4136, respectively.

SUPPLEMENTARY INFORMATION:

Ministerial Error

Pursuant to 19 CFR 351.224(e), the Department of Commerce (the Department) is amending the final results of the administrative review of the antidumping duty order on certain preserved mushrooms from India to reflect the correction of ministerial errors it made in the margin calculations for Premier Mushroom Farms (Premier) and Agro Dutch Industries, Ltd. (Agro Dutch). A ministerial error is defined as an error in addition, subtraction, or other arithmetic function, clerical error resulting from inaccurate copying, duplication, or the like, and any other similar type of unintentional error which the Secretary considers ministerial. See 19 CFR 351.224(f). We are publishing this amendment to the final results pursuant to 19 CFR 351.224(e). As a result of this amended final results, we have revised the antidumping rates for Agro Dutch and Premier. See discussion below.

Ministerial Error Allegations

On August 20, 2004, the Department published its affirmative final results in this administrative review. See *Certain Preserved Mushrooms From India: Final Results of Antidumping Duty Administrative Review*, 69 FR 51630 (Final Results).

On August 17, 2004, we disclosed our calculations for the final results to counsel for Premier and Agro Dutch and to counsel for the petitioner.

On August 24, 2004, Agro Dutch alleged that the Department made a ministerial error in calculating the margin for Premier. On August 26, 2004, the petitioner filed a reply to the Agro Dutch's ministerial error allegation, and also alleged certain additional ministerial errors in the preliminary and final results margin calculations for Premier.

The alleged ministerial errors are described below. Also *see* Memorandum to Louis Apple from The Team, dated September 2, 2004, for further discussion of the ministerial error allegations and the Department's analysis.

Agro Dutch

1. The Department inadvertently used outdated home market and U.S. sales databases in its final margin calculations for Premier. According to Agro Dutch, this error impacted the final margin calculations for Agro Dutch because the profit used to calculate

constructed value (CV) for Agro Dutch was based in part on the profit rate of Premier.

Petitioner

1. The Department inadvertently used computer programs that predate the preliminary results for purposes of the final results with respect to Premier.

2. Instead of applying a revised financial expense ratio to the cost of manufacturing (COM), the Department added an absolute value to the COM in its cost of production and CV calculations for Premier.

3. The Department omitted the revised general and administrative expense ratio both from the preliminary and final results programming for Premier.

After analyzing the submissions cited above, we have determined that ministerial errors, within the meaning of 19 CFR 351.224(f), were made in the final results margin calculations for Premier, as discussed above. *See* Memorandum to Louis Apple from The

Team, dated September 2, 2004, for further discussion of the ministerial error allegations and the Department's analysis. Therefore, we have recalculated the margin for Premier. The Department hereby amends its final results with respect to Premier to correct these errors. Because the corrections made to the Premier final results margin calculations caused Premier's weighted-average home market selling expenses and profit, which were used in part to calculate Agro Dutch's CV, to change, we have also amended the final margin calculations for Agro Dutch.

The collection of cash deposits will be revised accordingly and parties will be notified of this determination, in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

Amended Final Results

As a result of our correction of ministerial errors in the Final Results, the revised weighted-average dumping margins are as follows:

| Exporter/manufacture | Original weighted-average margin percentage | Amended weighted-average margin percentage |
|----------------------------------|---|--|
| Agro Dutch Industries, Ltd. | 34.57 | 33.47 |
| Premier Mushroom Farms | 18.30 | 25.73 |

This determination is issued and published in accordance with sections 751 and 777(i)(1) of the Act and 19 CFR 351.224(e).

Dated: September 7, 2004.

James J. Jochum,

Assistant Secretary for Import Administration.

[FR Doc. E4-2189 Filed 9-13-04; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-122-838]

Notice of Preliminary Results of Antidumping Duty Changed Circumstances Review: Softwood Lumber From Canada

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

ACTION: Notice of preliminary results of antidumping duty changed circumstances review.

EFFECTIVE DATE: September 14, 2004.

FOR FURTHER INFORMATION CONTACT: Constance Handley or Saliha Loucif,

Office 1, AD/CVD Enforcement, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-0631 or (202) 482-1779, respectively.

SUMMARY: On May 11, 2004, the Department of Commerce (the Department) published a notice of initiation of changed circumstances review of the antidumping duty order on certain softwood lumber products from Canada. *See Initiation of Antidumping Duty Changed Circumstances Review: Certain Softwood Products From Canada*, 69 FR 26072, May 11, 2004 (*Initiation Notice*), to determine the appropriate cash deposit rate for the Canfor Corporation (Canfor), which merged with Slocan Forest Products Ltd. (Slocan) as of April 1, 2004. We have preliminarily determined that the post-merger Canfor is the successor-in-interest to both the pre-merger Canfor and Slocan. Therefore, we have preliminarily concluded that post-merger Canfor should be assigned a cash deposit rate reflecting a weighted-average of Canfor's and Slocan's respective cash deposit rates prior to the merger. Because Canfor and Slocan are both respondents in the

ongoing first administrative review covering the period May 22, 2002, through April 30, 2003, we plan to align the final results of this changed circumstances review with the final results of the first administrative review for the purposes of establishing the final cash deposit rate for the post-merger Canfor. The final results of the first administrative review are due December 13, 2004.¹ Interested parties are invited to comment on these preliminary results.

SUPPLEMENTARY INFORMATION:

Background

On April 22, 2004, the Coalition for Fair Lumber Imports Executive Committee, the petitioner in this case, submitted a request that the Department initiate a changed circumstances review of the antidumping duty order on certain softwood lumber products from Canada pursuant to Section 751(b)(1) of the Trade Act of 1930, as amended ("the Act"), and 19 CFR 351.22 (c)(3)(ii) (2003). On May 11, 2004, the

¹ *See, Notice of Preliminary Results of Antidumping Duty Administrative Review and Postponement of Final Results: Certain Softwood Lumber Products From Canada* 69 FR 33235, 33236 (June 14, 2004).